



---

west virginia department of environmental protection

---

Division of Water and Waste Management  
Environmental Enforcement – Tanks  
601 57<sup>th</sup> Street SE  
Charleston, WV 25304  
304-926-0470

Austin Caperton, Cabinet Secretary  
dep.wv.gov

July 16, 2019

MEMO TO: UST Owners/Operators

FROM: Ruth M. Porter, Tanks Program Manager

SUBJECT: **Alternative Fuels Compatibility**

Because of EPA's recent approval (26980FR Vol.84, No.111, June 10, 2019) of sales of E15 gasoline year-round, fuel providers may increase the ethanol content in the gasoline they are delivering to facilities. Pursuant to 40CFR280.32(a), owners and operators must use an UST system made of or lined with materials that are compatible with the substance stored in the UST system. Furthermore, 40CFR280.32(b), requires owners and operators to provide notification at least thirty (30) days prior to switching to a regulated substance containing greater than ten (10) percent ethanol, greater than twenty (20) percent biodiesel, or any other regulated substance.

The WVDEP Alternative Fuels Compatibility Form and an updated WVDEP Notification Form must be submitted to WVDEP prior to storing any fuel with greater than E10 or B20. You can find these forms at <https://dep.wv.gov/WWE/ee/tanks/ust/Pages/default.aspx>. The entire Alternative Fuels Compatibility Form must be completed; however, if you are only changing the substance stored in the UST to an alternative fuel then only Page 1 (Parts I thru VI) and Page 4 (Part XII) of the UST Notification will need to be completed. It is not necessary to complete the entire UST Notification form unless you are making other changes to your UST system. Please mail these completed forms and any supporting compatibility documents to the Tanks Program at the address above or e-mail to [Jenna.D.Palmer@wv.gov](mailto:Jenna.D.Palmer@wv.gov) prior to storing any alternative fuels.

If you want to read more about the action taken by EPA as it relates to E15, you may find the federal register notice at <https://www.govinfo.gov/content/pkg/FR-2019-06-10/pdf/2019-11653.pdf> and information on achieving compliance with compatibility requirements at <https://www.epa.gov/ust/compliance-advisories-about-2015-underground-storage-tank-regulation>.