



Small Business & Local Government Assistance Edwards Aquifer Compliance Checklist

This checklist is for guidance purposes only. It is not a substitute for the rules and regulations. The Small Business & Local Government Assistance (SBLGA) Program is an independent section, separate from enforcement of the Texas Commission on Environmental Quality (TCEQ). Contact SBLGA on its toll-free hotline 800-447-2827 or on the SBLGA Web site <www.texasenvirohelp.org>.

Company Information ___ 1st visit ___ 2nd visit ___ C2 Renewal Site Visit Date: _____

Company Name		Facility	
Mailing Address		Physical Address County	
Owner's Name		Business Phone	
Date of Construction		Primary SIC	
Start of Operation		Secondary SIC	
Latitude		Longitude	

IMPORTANT NOTE: Compliance-related questions are denoted with a asterisk (*). Answering "no" to a question with a checkmark may mean the facility is out of compliance with state or federal environmental rules.

Edwards Aquifer Regulations		Yes	No	N/A
1	Is the facility located in one of the following counties: San Antonio Region: Kinney, Uvalde, Medina, Bexar, Comal Austin Region: Travis, Hays, Williamson If no, then this checklist does not apply.			
2	Is the facility located in (check all that apply): a. Recharge Zone – if yes, answer questions 3 through 10. b. Contributing Zone (only applicable starting 6/1/99) – if yes, answer questions 11 through 12. c. Transition Zone – if yes, answer questions 13 through 16. d. Contributing Zone within the Transition Zone (only applicable starting 9/10/05) – if yes, answer questions 17 through 20.			
Facilities located over the Edwards Aquifer Recharge Zone		Yes	No	N/A

3	a. * Are you conducting or have you conducted any potentially polluting construction-related or post-construction activities or that would be subject to 30 TAC 213 rules (e.g., building construction, excavation, tank installation)? (30 TAC 213.3(28)) If the answer is no, then this checklist does not apply.			
	b. * Do you have a copy of the original plan and approval letter?			
	c. Has there been a change of ownership since the original approval of plan?			
4	What type of plan(s) do you have?			
	a. Water Pollution Abatement Plan			
	b. Sewage Collection System (SCS)			
	c. On-Site Sewage Facility (OSSF) approval			
	d. Storage Tank Plan			
	NOTE: If the facility owner/operator does not have the original plan and approval letter, it is possible they will not be able to answer this question at the time of the site visit and additional research may be required.			
5	a. Is there a change from the original approved land use?			
	NOTE: If the facility owner/operator does not have the original plan and approval letter it is possible they will not be able to answer this question at the time of the site visit and additional research may be required in order to answer questions 5b and c.			
	b. * If so, has the regional office been notified of the land use change? (30 TAC 213.4(j))			
	c. * Has the regional office provided a letter of approval?			
6	a. Are there permanent BMP on your site under your control?			
	b. * If so, does the facility perform maintenance activities to ensure proper operation of the permanent BMP? (30 TAC 213.5(b)(5))			
7	On-site Sewage Facility			
	a. Does the facility have a septic system? (30 TAC 285.41(a))			
	b. * Was the septic system authorized by the appropriate county designated representative? (30 TAC 285.40(b))			

8	Storage Tanks			
	a. Does the facility have underground storage tanks? If yes, answer question 9 a-g.			
	b. Does the facility have aboveground storage tanks? If yes, answer question 10 a-e.			
9	Underground Storage Tanks (USTs) Facility Plan			
	a. * Are the USTs registered with the Petroleum Storage Tank Section of TCEQ? (30 TAC 334.1(b)(2))			
	b. * Are the USTs double walled?			
	c. * Do you have a leak detection method for the inside wall? (30 TAC 213.5(d)(1))			
	d. * Do the tanks have continuous monitoring?			
	e. * In case of a leak is there an alarm system capable of alerting the owner immediately?			
	f. * Are the tanks located at least 150 feet away from any domestic, industrial, or irrigation well, or other sensitive feature? If yes , question 9g does not apply. (30 TAC 213.5(d)(1)(B))			
	g. *Do the tanks have tertiary containment?			
10	Aboveground Storage Tank Facility Plan			
	a. Is the cumulative volume of all permanent tanks less than 500 gallons? If yes, then 10b – e do not apply.			
	b. * Is the containment area made of material suitably impervious to the substance stored? (30 TAC 213.5(e)(1))			
	c. * Does the containment area have 1½ times the storage capacity of the system or an approved equivalent?			
	Note: If other containers are being stored inside the containment area of the regulated tanks, the containment area must be sized appropriately to ensure that the additional containers are not displacing any of the required containment volume of the regulated tanks.			
	d. * Are spills directed to a convenient point for collection and recovery?			
	e. * Will any spill be removed from the containment area within 24 hours?			

Facilities located over Contributing Zone		Yes	No	N/A
11	a. Does the facility conduct regulated activities disturbing at least five acres, or regulated activities disturbing less than five acres which are part of a larger common plan of development or sale with the potential to disturb cumulatively five or more acres? If no, 11b does not apply.			
	b. * Do you have a copy of the original plan and approval letter?			
12	Aboveground Storage Tanks			
	a. Is the cumulative volume of all permanent tanks less than 500 gallons? If yes, then questions 12b – d do not apply.			
	b. * Is the containment area made of material suitably impervious to the substance stored? (30 TAC 213.5(e)(1))			
	c. * Does the containment area have 1½ times the storage capacity of the system? (30 TAC 213.5(e)(1))			
	Note: If other containers are being stored inside the containment area of the regulated tanks, the containment area must be sized appropriately to ensure that the additional containers are not displacing any of the required containment volume of the regulated tanks.			
	d. * Will any spill be removed from the containment area within 24 hours? (30 TAC 213.5(e)(1))			
	f. Are temporary aboveground storage tank systems of 250 gallons or more located at least 150 feet from the five-year floodplain of any stream drainage? (30 TAC 213.24(9)(B))			
Facilities located over Transition Zone		Yes	No	N/A
13	Storage Tanks			
	a. Does the facility have underground storage tanks? If yes, answer question 14 a-g.			
	b. Does the facility have aboveground storage tanks? If yes, answer question 15 a-e.			

14	Underground Storage Tanks (USTs) Facility Plan			
	a. * Are the USTs registered with the Petroleum Storage Tank Section of TCEQ? (30 TAC 334.1(b)(2))			
	b. * Are the USTs double walled?			
	c. * Do you have a leak detection method for the inside wall? (30 TAC 213.5(d)(1))			
	d. * Do the tanks have continuous monitoring?			
	e. * In case of a leak is there an alarm system capable of alerting the owner immediately?			
	f. * Are the tanks located at least 150 feet away from any domestic, industrial, or irrigation well, or other sensitive feature? If yes , question 14g does not apply. (30 TAC 213.5(d)(1)(B))			
	g. *Do the tanks have tertiary containment?			
15	Aboveground Storage Tank Facility Plan			
	a. Is the cumulative volume of all tanks less than 500 gallons? If yes, then 15b – e do not apply.			
	b. * Is the containment area made of impervious material? (30 TAC 213.5(e)(1))			
	c. * Does the containment area have 1½ times the storage capacity of the system?			
	d. * Are spills directed to a convenient point for collection and recovery?			
	e. * Will any spill be removed from the containment area within 24 hours?			
16	Mulching and Composting			
	a. Does the facility conduct composting and mulching activities? http://www.tceq.state.tx.us/permitting/waste_permits/msw_permits/msw_recycle_bexar.html			
	b. Is the facility located in Bexar County?			
	c. Does the facility have an approved Water Pollution Abatement Plan?			
Facilities located over the Contributing Zone within the Transition Zone		Yes	No	N/A

17	a. Does the facility conduct regulated activities disturbing at least five acres, or regulated activities disturbing less than five acres which are part of a larger common plan of development or sale with the potential to disturb cumulatively five or more acres? If no, 17b does not apply.			
	b. * Do you have a copy of the original plan and approval letter?			
18	Storage Tanks			
	a. Does the facility have underground storage tanks? If yes, answer question 19 a-g.			
	b. Does the facility have aboveground storage tanks? If yes, answer question 20 a-e.			

19	Underground Storage Tanks (USTs) Facility Plan			
	a. * Are the USTs registered with the Petroleum Storage Tank Section of TCEQ? (30 TAC 334.1(b)(2))			
	b. * Are the USTs double walled?			
	c. * Do you have a leak detection method for the inside wall? (30 TAC 213.5(d)(1))			
	d. * Do the tanks have continuous monitoring?			
	e. * In case of a leak is there an alarm system capable of alerting the owner immediately?			
	f. * Are the tanks located at least 150 feet away from any domestic, industrial, or irrigation well, or other sensitive feature? If yes , question 19g does not apply. (30 TAC 213.5(d)(1)(B))			
	g. *Do the tanks have tertiary containment?			
20	Aboveground Storage Tank Facility Plan			
	a. Is the cumulative volume of all tanks less than 500 gallons? If yes, then 20b – e does not apply.			
	b. * Is the containment area made of impervious material? (30 TAC 213.5(e)(1))			
	c. * Does the containment area have 1½ times the storage capacity of the system?			
	Note: If other containers are being stored inside the containment area of the regulated tanks, the containment area must be sized appropriately to ensure that the additional containers are not displacing any of the required containment volume of the regulated tanks.			
	d. * Are spills directed to a convenient point for collection and recovery?			
	e. * Will any spill be removed from the containment area within 24 hours?			

Comments:

[This checklist is for guidance purposes only. It is not a substitute for the rules and regulations. The Small Business & Local Government Assistance \(SBLGA\) Program is an independent section, separate from enforcement of the Texas Commission on Environmental Quality \(TCEQ\). Contact SBLGA on its toll-free hotline 800-447-2827 or on the SBLGA Web site. \(www.sblga.info\)](#)