

November 12, 2001

CERTIFIED MAIL

LPST ID NO.

RP Name

Company Name

Address

City, State Zip-Zip4

Re: New Corrective Action Deadlines Applicable to Your Leaking Petroleum Storage Tank (LPST) Site
Facility Name, Facility Address, City, TX Zip
LPST ID No.

Dear Responsible Party:

Our records indicate that you are the Responsible Party (RP) for the above-referenced LPST site. Therefore, it is important for you to be aware of recent amendments that the Texas Legislature made to the Texas Water Code. These amendments extend the Petroleum Storage Tank Remediation (PSTR) Fund through August 31, 2006 and impose new deadlines for corrective action, annual reporting, and filing reimbursement claims. The deadlines apply to all LPST sites reported to the agency on or before December 22, 1998, including your site.

The new corrective action deadlines went into effect on September 1, 2001 and are now state law. A missed deadline that is the fault of the RP, his/her agent, or contractor will eliminate your reimbursement eligibility for corrective action at that site, and may result in an enforcement action with penalties. Please note that this letter does not affirm nor imply that you are currently eligible for reimbursement.

Some LPST sites may have already met one or more of the new deadlines. The TNRCC is providing the attached guidance to assist RPs in identifying the deadlines which apply to their sites and in planning the activities necessary to meet those deadlines. RPs are responsible for adherence to these deadlines, communication with the agency, and for taking appropriate actions to ensure that their deadlines are met.

If you believe that you have received this letter in error (i.e., you are **not** the RP) or you are the RP but wish to update the name of the individual serving as your point of contact (e.g., different company employee), please fill out the attached form **completely**, and return it to us by fax (512/239-2216), or mail (TNRCC, PST-RPR, MC-137, P.O. Box 13087, Austin, Texas, 78711-3087) within 30 days. If you believe you are financially unable to perform the required corrective action, please call this office within 10 days at 512/239-2200 to request a TNRCC State-Lead packet. All inquiries should reference the applicable LPST ID number.

Sincerely,



Alan R. Batcheller, Manager
PST-Responsible Party Remediation Section

Enclosures: Form, Guidance