



Edmund G. Brown Jr.
Governor

Matthew Rodriguez
Secretary for Environmental Protection

Certified Mail: 7015 1730 0001 0036 6787

November 4, 2016

Ms. Elizabeth Kelly, Director
Colusa County Health & Human Services
251 E Webster Street
Colusa, California 95932-2951

Dear Ms. Kelly:

On September 1, 2016, the California Environmental Protection Agency (CalEPA), the Department of Toxic Substances Control (DTSC), the California Office of Emergency Services (Cal OES), the CAL FIRE - Office of the State Fire Marshal (OSFM), and the State Water Resources Control Board (SWRCB) completed a Unified Program evaluation of the Colusa County Environmental Health Certified Unified Program Agency (CUPA). The evaluation comprised of a remote assessment and oversight inspections.

Upon completion of the evaluation, the Unified Program Evaluation Team (team) developed a preliminary Summary of Findings, which identified program deficiencies and provided corrective actions with timeframes for correction. Program observations and recommendations were also noted.

Enclosed, please find the final Summary of Findings. Based upon review and completion of the evaluation, the implementation and performance of the Unified Program by the CUPA is considered to be unsatisfactory.

Deficiency Progress Reports are due every 90 days from the completion of the evaluation to document progress of the CUPA towards correcting identified deficiencies. Due to the delay with finalizing the Summary of Findings, the first Deficiency Progress Report is due January 4, 2017. Submittal of Deficiency Progress Reports is required until all identified deficiencies have been corrected. Each Deficiency Progress Report should be emailed as a Microsoft Word document file to the team lead, katrina.valerio@calepa.ca.gov.

Failure to adequately correct identified deficiencies in a timely manner may result in the establishment of a Program Improvement Agreement between CalEPA and the governing body of the CUPA.

The final Summary of Findings and Deficiency Progress Reports will be posted at:

<http://cersapps.calepa.ca.gov/Public/Directory/CUPAEvaluationDocuments>.

Ms. Elizabeth Kelly, Director
Page 2

If you have any questions or need further assistance, please contact the team lead, Katrina Valerio, at (916) 323-2204 or John Paine, Unified Program Manager, at (916) 327-5092.

Sincerely,

Original Signed by Jim Bohon

Jim Bohon
Assistant Secretary for Local Program Coordination and Emergency Response

Enclosure

cc sent via email

Mr. Jasjit Kang, Manager
Colusa County Environmental Health
124 E Webster Street
Colusa, California 95932-2950

Mr. Sean Farrow
Environmental Scientist
State Water Resources Control Board
P.O. Box 100
Sacramento, California 95812-0100

Mr. Glenn Warner
Senior Environmental Scientist, Specialist
CAL FIRE - Office of the State Fire Marshal
P.O. Box 944246
Sacramento, California 94244-2460

Mr. Edward Newman
Environmental Scientist
California Office of Emergency Services
3650 Schriever Avenue
Mather, California 95655-4203

Mr. Kevin Abriol
Environmental Scientist
Department of Toxic Substances Control
700 Heinz Avenue, Suite 210
Berkeley, California 94710-2721

Ms. Elizabeth McElroy
Environmental Scientist
Department of Toxic Substances Control
700 Heinz Avenue, Suite 210
Berkeley, California 94710-2721

Ms. Elizabeth Kelly, Director
Page 3

cc sent via email

Ms. Laura Fisher, Chief
State Water Resources Control Board
P.O. Box 100
Sacramento, California 95812-0100

Ms. Diana Peebler
Senior Environmental Scientist, Supervisor
Department of Toxic Substances Control
700 Heinz Avenue, Suite 210
Berkeley, California 94710-2721

Mr. Greg Andersen, Chief
CAL FIRE - Office of the State Fire Marshal
P.O. Box 944246
Sacramento, California 94244-2460

Mr. Thomas E. Campbell, Chief
California Office of Emergency Services
3650 Schriever Avenue
Mather, California 95655-4203

Mr. John Paine
Unified Program Manager
California Environmental Protection Agency

Ms. Katrina Valerio
Unified Program Evaluation Team Lead
California Environmental Protection Agency

CERTIFIED UNIFIED PROGRAM AGENCY

FINAL SUMMARY OF FINDINGS

EVALUATION YEAR:	2016	REVIEW PERIOD:	July 25, 2016 – September 1, 2016	ISSUANCE DATE:	November 4, 2016
CUPA:	Colusa County Environmental Health				
EVALUATION TEAM MEMBERS:	CalEPA Team Lead	DTSC	Cal OES	State Water Board	CAL FIRE - OSFM
	Katrina Valerio	Kevin Abriol Elizabeth McElroy	Ed Newman	Sean Farrow	Glenn Warner

This **FINAL SUMMARY OF FINDINGS** includes:

- deficiencies identified during the evaluation
- program observations and recommendations

The findings contained within this evaluation report are considered final.

Based upon review and completion of the evaluation, the Unified Program implementation and performance of the CUPA are considered to be:

unsatisfactory

Questions or comments regarding this evaluation should be directed to Katrina Valerio.

The CUPA is required to submit a **Deficiency Progress Report every 90 days** from the last day the evaluation is conducted, until all deficiencies have been acknowledged as corrected. Due to a delay in the final report, CalEPA will require the first update to be submitted 60 days after the issuance of the final report and every 90 days thereafter.

Each **Deficiency Progress Report** must include a narrative stating the correction of **all** deficiencies identified in the Summary of Findings evaluation report.

Deficiency Progress Report submittal dates for the first year following the evaluation are as follows:

Update 1: January 4, 2017

Update 2: April 4, 2017

Update 3: July 5, 2017

Update 4: October 4, 2017

Each Deficiency Progress Report must be submitted to the CalEPA Team Lead.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

DEFICIENCIES IDENTIFIED DURING EVALUATION

1. DEFICIENCY:	CORRECTIVE ACTION:
<p>The CUPA is not yet regulating nor properly exempting agricultural handlers under the provisions of the business plan.</p> <p>This deficiency is carried over from the 2013 CUPA evaluation.</p> <p>Note: Since the 2013 evaluation, the CUPA has undertaken an education and outreach approach to ensure farms are aware of Business Plan requirements. The CUPA presented program requirements to the Colusa County Board of Supervisors, the Farm Bureau, Department of Agriculture, and to farms directly through more than five outreach meetings conducted in multiple locations countywide.</p> <p>CITATION:</p> <p>HSC, Chapter 6.95, Sections 25507, 25507.1 and 25508(a)(3) [Cal OES]</p>	<p>By January 4, 2017, the CUPA will provide CalEPA with a plan to implement and enforce the requirements of the business plan program for agricultural handlers. At a minimum, the plan will include:</p> <ul style="list-style-type: none"> • How the CUPA will identify and regulate agricultural handlers, to include exemption, if appropriate; • Procedures and timelines to ensure compliance; • Coordination and outreach activities; • An approximate date of when the CUPA will anticipate regulation of all agricultural handlers subject to the business plan program.
2. DEFICIENCY:	CORRECTIVE ACTION:
<p>The CUPA did not consistently and correctly report inspection, violation, and enforcement information, also known as CME information, to the California Environmental Reporting System (CERS).</p> <p>The evaluation team's review of information in the CUPA's facility files, and CERS found that CME data was not reported consistently for all program elements.</p> <p>The following are specific examples of inspection and enforcement data not reported in CERS correctly:</p> <p><u>Hazardous Materials Business Plan (Business Plan)</u></p> <ul style="list-style-type: none"> • CERS ID - 10412950 3/18/2014 Inspection information has not been uploaded to CERS. 	<p>By January 4, 2017, the CUPA will develop and provide CalEPA with the Data Management Procedure to ensure CUPA personnel consistently and correctly report all inspection, violation, which includes SOC criteria, and enforcement information in CERS.</p> <p>Also by January 4, 2017, the CUPA will begin reporting CME information to CERS that was not reported since July 1, 2013.</p> <p>By April 4, 2017, 2017 the CUPA will, if necessary, revise the procedure, based on feedback from the evaluation team and submit the revisions to CalEPA.</p> <p>By May 4, 2017, the CUPA will implement and train personnel on the new Data Management Procedure.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY EVALUATION: **FINAL SUMMARY OF FINDINGS** DEFICIENCIES IDENTIFIED DURING EVALUATION

<ul style="list-style-type: none">• CERS ID –10191766 4/16/2016 Inspection information has not been uploaded to CERS.• CERS ID – 10191166 No Business Plan inspections information uploaded to CERS. <p><u>Underground Storage Tank (UST)</u></p> <ul style="list-style-type: none">• CERS ID – 10191163 Annual UST compliance inspection reports dated 4/16/2016 and 4/9/2014 identify UST violations, however, there is no CME data in CERS for these inspections;• CERS ID – 10191169 Annual UST compliance inspection reports dated 5/16/2016 and 5/14/2015 identify UST violations, however, no violations have been reported to CERS for these inspection reports;• CERS ID – 10191175 Annual UST compliance inspection report dated 6/28/2016 identifies UST violations, however, no violations have been reported to CERS for this inspection report; and• CERS ID – 10191181 Annual UST compliance inspection report dated 7/16/2015 identifies UST violations, however, there is no CME data in CERS for this inspection. <p><u>Aboveground Petroleum Storage Act (APSA)</u></p> <ul style="list-style-type: none">• CERS ID - 10191397 7/9/2013 APSA inspection of Davies Oil is not reported in CERS. <p><u>Hazardous Waste Generator (HWG)</u></p> <ul style="list-style-type: none">• CERS ID – 10191652 An inspection on 1/29/2016 and has not been reported in CERS.• CERS ID – 10152579 An inspection occurred on 3/15/2016. Several violations documented on the inspection checklist have not been reported in CERS.	<p>By June 1, 2017, the CUPA will have reported all prior CME information to CERS that was not reported since July 1, 2013. Additionally, the CUPA will have removed any duplicative CME data in CERS. In their narrative update, the CUPA will provide a table containing the total number of routine inspections conducted per program element since July 1, 2013.</p> <p>By July 5, 2017, the CUPA will provide training documentation to CalEPA. Training documentation will include, but not be limited to an outline of the training conducted and a list of CUPA personnel attending training.</p> <p><u>UST Program Element Only</u></p> <p>By January 4, 2018, the CUPA will provide five facility records as selected by State Water Board, including annual UST compliance inspection reports, associated monitoring certifications, spill bucket testing, and any other necessary testing and compliance documentation not found in CERS.</p>
--	---

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY
EVALUATION: FINAL SUMMARY OF FINDINGS
DEFICIENCIES IDENTIFIED DURING EVALUATION

	CITATION:	
	HSC, Chapter 6.11, Section 25404(e)(4) CCR, Title 27, Section 15290(b) CCR, Title 27, Section 15187(c) CCR, Title 23, Section 2713(d) [CalEPA, DTSC, CalOES, OSFM, State Water Board]	
3.	DEFICIENCY:	CORRECTIVE ACTION:
	<p>The CUPA's Inspection and Enforcement (I&E) Plan is missing required components.</p> <p>The plan is missing the following components:</p> <ul style="list-style-type: none"> • An adequate narrative of how the CUPA addresses complaints including receiving, investigating, enforcing, and closing the complaint; • Inspection frequencies for the Permit by Rule, Conditional Authorization, and Conditional Exemption programs need to be updated to include an "initial inspection within two years of notification and every three years thereafter"; • An inspection frequency for Large Quantity Generator (LQG) facilities has not been identified; • Accurate citations for APSA program requirements. Please cite Health and Safety Code (HSC) section 25270.12.1 as Enforcement Authority within table at bottom of page 16 (instead of HSC section 25270.12; • Accurate nomenclature for the APSA Program. Please substitute 'Aboveground Petroleum Storage Act (APSA)' in place of 'Aboveground Storage Tank (AST)' at these places in July 2016 version of I&E Plan: <ul style="list-style-type: none"> ○ Page 3 section C title ○ Page 4 program elements table at top of page ○ Page 5 program table at bottom of page ○ Page 16 CUPA program table at bottom of page. 	<p>By January 4, 2017, the CUPA will review, revise, and provide CalEPA with a copy of the revised I&E Plan that includes the components listed in this deficiency.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY
EVALUATION: FINAL SUMMARY OF FINDINGS
DEFICIENCIES IDENTIFIED DURING EVALUATION

	CITATION:	
	CCR, Title 27, Section 15200(a) [CalEPA, DTSC, OSFM]	
4.	DEFICIENCY:	CORRECTIVE ACTION:
	<p>The CUPA did not consistently include observations, factual basis, and corrective actions for each violation cited on HWG inspection reports and Notices to Comply.</p> <p>DTSC found inadequate or improper documentation on inspection reports for the following facilities that were cited for violations by the CUPA:</p> <ul style="list-style-type: none"> • The HWG inspection report dated 3/15/2016 for Hoblit Motors (CERS ID: 10152579) listed several violations. However, the CUPA inspector did not sufficiently document the following: <ol style="list-style-type: none"> 1) The number of containers that were not considered to be in “good condition” or if the violation was cited for free flowing liquids in the secondary containment. 2) The number of “empty” containers that were designated as empty but contained liquid and the approximate amount of liquid remaining in the container. 3) The number of empty containers that were not managed within one year and were not marked with the date emptied. 4) The number of containers that were improperly labeled and what information was missing on the labels. 5) A corrective action for the multiple violations documented. • The HWG inspection report dated 5/5/2016 for Sunsweet Dryers (CERS ID: 10191439) listed one violation. The CUPA inspector did not document the following: <ol style="list-style-type: none"> 1) The number of empty containers that were not managed within one year and how long the empty containers had been there. 	<p>By January 4, 2017, CUPA inspectors will review CalEPA’s “Inspection Report Writing Guidance For Unified Program Agencies” document, http://www.calepa.ca.gov/CUPA/Documents/Inspection/InspectionRpt.pdf, to ensure that all violations cited in HWG inspection reports and Notices to Comply include observations, factual basis, and corrective actions. The CUPA will provide CalEPA with a sign-in sheet that includes the names of each reviewing inspector along with a narrative stating that each inspector has reviewed the “Inspection Report Writing Guidance For Unified Program Agencies” document.</p> <p>By April 4, 2017, the CUPA will provide CalEPA with a copy of five HWG inspection reports, completed within the last three months, where the CUPA has cited at least one HWG violation. Those reports will contain observations, factual basis, and corrective actions for each violation cited.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY
EVALUATION: FINAL SUMMARY OF FINDINGS
DEFICIENCIES IDENTIFIED DURING EVALUATION

	<p>2) Clear and concise comments and a corrective action.</p>	
	<p>CITATION:</p>	
	<p>HSC, Chapter 6.5, Section 25185(c)(2)(A) [DTSC]</p>	
5.	DEFICIENCY:	CORRECTIVE ACTION:
	<p>The CUPA is not consistently following-up and documenting return to compliance (RTC) for facilities cited with violations in Notices to Comply or inspection reports.</p> <p>For example:</p> <ul style="list-style-type: none"> • CERS ID - 10191439 Inspected on 5/5/2016. One minor HWG violation cited, no RTC. • CERS ID – 10152587 Inspected on 5/19/2016. Five minor HWG violations cited, no RTC. • CERS ID – 10191658 Inspected on 3/15/2016. One minor HWG violation cited, no RTC. <p>Based on a review of all RTC data entered into CERS. RTC rates for the UST program are excessively low. For example:</p> <ul style="list-style-type: none"> • Fiscal Year (FY) 2013/2014, 67% of violations were returned to compliance; and • FY 2014/2015, 23% of violations were returned to compliance. 	<p>By January 4, 2017, the CUPA will identify and provide CalEPA with list (a sortable RTC tracking Excel spreadsheet) of the total number of HWG and UST facilities that have open violations. At minimum, the list will include:</p> <ul style="list-style-type: none"> • Facility name and address; • CERS ID number; • Facility ID number (if applicable); • Inspection and violation dates; • Scheduled RTC date; • Actual RTC date; • RTC qualifier; and • Follow-up actions. <p>By April 4, 2017, and with each subsequent Deficiency Progress Update, the CUPA will provide an updated list to CalEPA documenting the status of each identified facility.</p> <p>By April 4, 2017, CUPA will also provide CalEPA with a copy of RTC documentation for four UST facilities selected by State Water Board, the three HWG facilities listed in the deficiency, and four additional HWG facilities selected by DTSC during the previous quarter.</p>
	<p>CITATION:</p>	
	<p>HSC, Chapter 6.5, Section 25187.8(b) and (g) HSC, Chapter 6.11, Section 25404.1.2(c) CCR, Title 27, Section 15200(a) CCR, Title 27, Section 15185(a) and (c) [CalEPA, DTSC, State Water Board]</p>	
6.	DEFICIENCY:	Corrective Action:
	<p>The CUPA is not inspecting all HWG facilities with the inspection frequency reported in their Inspection and Enforcement (I&E) Plan.</p>	<p>By January 4, 2017, the CUPA will develop, implement and provide CalEPA with an action plan to ensure each HWG facility is inspected within the required timeframe. The plan will include at minimum:</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY EVALUATION: **FINAL SUMMARY OF FINDINGS** DEFICIENCIES IDENTIFIED DURING EVALUATION

<p>The CUPA's I&E Plan states they will inspect HWG facilities at least once every three years.</p> <p>DTSC reviewed all inspection information in CERS for the HWG program and found that 87 of the 127 (68.5%) HWG facilities were not inspected within the required timeframe.</p>	<ul style="list-style-type: none"> • A sortable HWG inspection tracking spreadsheet exported from their data management system or CERS, of each HWG facility that has not been inspected within the required timeframe. At minimum, the spreadsheet will include facility name, address, CERS ID number, Facility ID number (if applicable), and last routine inspection date; • A proposed schedule to inspect those facilities by prioritizing the most delinquent inspections to be completed prior to any other HWG inspection; and • Future steps to ensure that all HWG facilities will be inspected within the required timeframe. <p>By April 4, 2017, and with each Deficiency Progress Report, the CUPA will provide CalEPA with an updated version of the HWG inspection tracking spreadsheet to show inspections that have occurred during the previous quarter.</p>
<p>CITATION:</p>	
<p>CCR, Title 27, Section 15200(a)(3) [CalEPA, DTSC]</p>	<p>By October 4, 2017, the CUPA will have inspected each HWG facility within the required timeframe.</p>
<p>7. DEFICIENCY:</p> <p>The CUPA is not regulating all facilities subject to the HWG program element.</p> <p>The CUPA has not identified all HWGs operating within their jurisdiction. Upon review of the Hazardous Waste Tracking System (HWTS) and the Transporter Quarterly Reports (TQR) for Colusa County, DTSC found facilities, which are generating waste within the CUPA's jurisdiction and were not found in CERS or in a spreadsheet of HWGs provided by the CUPA.</p> <p>Examples include to the following facilities:</p> <ul style="list-style-type: none"> • Thermasource Cementing Inc. EPA ID# CAL000354466 • Westside Water District CERSID: 10191769 <ul style="list-style-type: none"> ○ reports used oil in their hazardous materials inventory. 	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop, implement and provide CalEPA with an action plan to identify all regulated facilities subject to the HWG program. The action plan will require the CUPA to review active EPA ID#s in HWTS, to review the TQR, and to review facilities in CERS that report being HWGs.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY
EVALUATION: FINAL SUMMARY OF FINDINGS
DEFICIENCIES IDENTIFIED DURING EVALUATION

	<ul style="list-style-type: none"> • Kumar’s Auto Repair EPA ID# CAL000062887 <ul style="list-style-type: none"> ○ generating hazardous waste with an inactive EPA ID number since 6/30/2012 • Roy Moresco Inc. EPA ID# CAL000257413 <ul style="list-style-type: none"> ○ generating hazardous waste with an inactive EPA ID number since 6/30/2008 • Moon Bend West Butte Ranches EPA ID# CAL000236258 <ul style="list-style-type: none"> ○ generating hazardous waste with an inactive EPA ID number since 6/30/2003. <p>Further, the CUPA reports 111 HWGs, while 127 businesses have reported in CERS as HWGs within the CUPAs jurisdiction.</p> <p>Note: The examples provided above were identified during the CUPA evaluation and may not represent all instances of this deficiency.</p>	
	<p>CITATION:</p> <p>HSC, Chapter 6.5, Sections 25101(d) HSC, Chapter 6.11, Section 25404.2(a)(1)(A) CCR Title 22, Sections 67450.3(c), and 67450.2(b)(4) CCR, Title 27, Sections 15100 (b)(3), and 15200(a)(3)(A) [CalEPA, DTSC]</p>	
8.	<p>DEFICIENCY:</p> <p>The CUPA is not consistently ensuring that all appropriate UST related information in the CERS is accurate and complete.</p> <p>The following are examples of inaccurate and incomplete information in CERS:</p> <ul style="list-style-type: none"> • General UST Tank Information; Date UST System Installed, field blank: <ul style="list-style-type: none"> ○ CERS ID - 10412950 (Tanks 01, 02, and 03) 	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop and provide CalEPA with the Data Management Procedure, or other applicable procedure, to ensure the CUPA accepts accurate and complete UST information.</p> <p>The procedure will delineate the CUPA’s process for managing CERS UST submittals including but not limited to:</p> <ul style="list-style-type: none"> • A process for reviewing and not accepting CERS submittals; AND

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY EVALUATION: **FINAL SUMMARY OF FINDINGS** DEFICIENCIES IDENTIFIED DURING EVALUATION

<ul style="list-style-type: none"> • Fill Components Installed; Striker Plate / Bottom Protector Installed, field identified as NO: <ul style="list-style-type: none"> ○ CERS ID - 10191187 (Tanks 06000301000-000001, 2DSL, and 3) • Tank Overfill Prevention; Audible / Visual Alarm, Ball Float, Fill Tube Shut-Off, Exempt, all fields identified as NO: <ul style="list-style-type: none"> ○ CERS ID - 10191151 (Tanks 2 and 3) ○ CERS ID - 10191187 (Tank 2 DSL) • Periodic System Testing; Spill Bucket Testing, field identified as NO: <ul style="list-style-type: none"> ○ CERS ID - 10191187 (Tank 3) • Continuous Electronic Tank Monitoring, field identified as NO <ul style="list-style-type: none"> ○ CERS ID - 10191151 (Tanks 1, 2, and 3) • Mechanical Line Leak Detector Performs 3 GPH Leak Test; Electronic Line Leak Detector Performs 3 GPH Leak Test, fields identified as NO: <ul style="list-style-type: none"> ○ CERS ID - 10191169 (Tanks 1 and 2) <p>Note: Please reference the following CERS Frequently Asked Questions (FAQs): “General Reporting Requirements for UST’s”; “When to Issue a UST Operating Permit”; “Common CERS Reporting Errors”; “Setting Accepted Submittal Status”; and “Which Forms Require Uploading to CERS.” Please also reference State Water Board correspondence dated January 29, 2015 “When to Review Underground Storage Tank Records.”</p>	<ul style="list-style-type: none"> • A process for reviewing and accepting only accurate and complete CERS submittals; OR • A process for reviewing and accepting submittals with minor errors: <ul style="list-style-type: none"> ○ A condition is set in CERS requiring the submittal to be corrected and resubmitted within a certain timeframe; ○ If the submittal is not corrected, personnel will change the submittal status from “accept” to “not accept.” <p>By April 4, 2017, the CUPA will, if necessary, amend these procedures, based on feedback from the State Water Board and submit the revisions to CalEPA.</p> <p>By May 4, 2017, the CUPA will implement and train personnel on the revised Data Management Procedure or other applicable procedure.</p> <p>By July 5, 2017, the CUPA will provide training documentation to CalEPA. Training documentation will include, but not be limited to an outline of the training conducted and a list of CUPA personnel attending training.</p> <p>With respect to submittals already accepted in CERS, the CUPA will review UST related information and require accurate and complete submittals when the next submittal is made, but no later than the next annual UST facility compliance inspection.</p>
CITATION:	
HSC, Chapter 6.11, Section 25404(e)(4) CCR, Title 27, Section 15180(e) CCR, Title 27, Section 15185(a) [CalEPA, State Water Board]	

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

DEFICIENCIES IDENTIFIED DURING EVALUATION

<p>9.</p>	<p>DEFICIENCY:</p> <p>The CUPA is not consistently collecting, managing and reporting the number of UST inspections.</p> <p>State Water Board review of Semi-Annual Significant Operational Compliance Reports (Report 6) and CERS CME finds the CUPA is not consistently reporting annual UST compliance inspections conducted. The following are examples:</p> <ul style="list-style-type: none"> • FY 2013/2014 Report 6 identifies 17 inspections conducted while CERS CME identifies 10 routine inspections conducted. • FY 2014/2015 Report 6 identifies 17 inspections conducted while CERS CME identifies 12 routine inspections conducted. <p>CITATION:</p> <p>CCR, Title 27, Section 15280(c)(2)(B) CCR, Title 27, Section 15290(b)(1) CCR, Title 23, Section 2713(d) [CalEPA, State Water Board]</p>	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will perform a thorough analysis of the data management processes and conclude why reported inspection numbers differ between the different reporting formats. The CUPA will provide formal findings of the analysis to CalEPA for review.</p> <p>By January 4, 2017, based on the CUPA's analysis of data management processes the CUPA will revise, and provide to CalEPA the revised Data Management Procedure, or other applicable procedure. The Data Management Procedure will include, but not be limited to:</p> <ul style="list-style-type: none"> • Collecting, retaining, managing, and reporting inspection information; <p>By April 4, 2017, the CUPA will, if necessary, make amendment's to these procedures, based on feedback from the State Water Board and submit the revisions to CalEPA.</p> <p>By May 4, 2017, the CUPA will implement and train personnel on the new Data Management Procedure, or other applicable procedure.</p> <p>By July 5, 2017, the CUPA will provide training documentation to CalEPA. Training documentation will include, but not be limited to an outline of the training conducted and a list of CUPA personnel attending training.</p> <p>To demonstrate consistency of data management and reporting, and correction of this deficiency, the CUPA submit Report 6 two reporting periods.</p>
<p>10.</p>	<p>DEFICIENCY:</p> <p>The CUPA is issuing Unified Program Facility Permits, which includes the UST operating permit, for USTs that are not in compliance with UST Program requirements.</p> <p>State Water Board finds 7 out of 15 UST facilities received permits when USTs were not in compliance. The following are examples where the CUPA is issuing permits to USTs not in compliance:</p>	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop and provide CalEPA with the procedure for issuing permits to ensure permits are withheld from USTs not in compliance. The procedure will identify how CUPA inspectors, managers, and support personnel confirm UST compliance before the permit is issued.</p> <p>By April 4, 2017, the CUPA will, if necessary, make amendment's to these procedures, based on feedback from the State Water Board and submit the revisions to CalEPA.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY EVALUATION: **FINAL SUMMARY OF FINDINGS** DEFICIENCIES IDENTIFIED DURING EVALUATION

<ul style="list-style-type: none"> • CERS ID – 10191163 • CERS ID – 10191175 • CERS ID – 10191181 • CERS ID – 10191187 • CERS ID – 10191370 • CERS ID – 10191385 • CERS ID – 10591372 <p>Note: Please reference the following CERS FAQ: “When to Issue a UST Operating Permit.”</p>	<p>By May 4, 2017, the CUPA will implement and train personnel on the revised procedure.</p> <p>By July 5, 2017, the CUPA will provide training documentation to CalEPA. Training documentation will include, but not be limited to an outline of the training conducted and a list of CUPA personnel attending training.</p> <p>With respect to permits already issued to out of compliance USTs, the CUPA will require violations to be corrected within 60 calendar days or initiate enforcement actions, which may include permit revocation.</p> <p>By October 4, 2017, the CUPA will identify and provide CalEPA a list of UST facilities where permits have been withheld from USTs not in compliance.</p>
<p>CITATION:</p> <p>HSC, Chapter 6.7, Section 25285(b) HSC, Chapter 6.11, Section 25404.2(a)(1)(A) CCR, Title 23, Section 2712(c) and (e) [CalEPA, State Water Board]</p>	<p>By January 4, 2018, the CUPA will provide CalEPA copies of five permits, as selected by State Water Board. Documentation will include monitoring certifications, all other necessary testing and compliance documentation, and any RTC documentation not found in CERS..</p>

11.	DEFICIENCY:	CORRECTIVE ACTION:
	<p>The CUPA is not ensuring that all businesses electronically submit a complete Business Plan annually to CERS.</p> <p>Evaluation team review of the 360 regulated facility records in CERS found:</p> <ul style="list-style-type: none"> • 40% have not submitted a complete chemical inventory within the past 12 months. • 42% have not submitted emergency response and employee training plans within the past 12 months. 	<p>By January 4, 2017, the CUPA will develop and provide a list to CalEPA, of all regulated businesses that have not annually submitted a complete Business Plan.</p> <p>With each Deficiency Progress Report, the CUPA will update the list with the status of business compliance.</p> <p>By April 4, 2017, the CUPA will follow-up with each regulated business identified on the list to ensure a complete Business Plan is submitted, or the CUPA will initiate appropriate enforcement actions against non-compliant businesses.</p> <p>By October 4, 2017, the CUPA will ensure that each regulated business has submitted a complete business plan or that appropriate actions were taken to enforce this requirement.</p>
	<p>CITATION:</p> <p>HSC, Chapter 6.95, Sections 25504(e), 25505, and 25508(a) HSC, Chapter 1, Section 13143.9 2013 CFC, Chapter 50, Sections 5001.5.1 and 5001.5.2 [Cal OES, OSFM]</p>	

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY
EVALUATION: FINAL SUMMARY OF FINDINGS
DEFICIENCIES IDENTIFIED DURING EVALUATION

12.	DEFICIENCY:	CORRECTIVE ACTION:
	<p>The CUPA is not consistently ensuring that business plans contain all of the required elements.</p> <p>The following are examples of some facilities reviewed by the state evaluation team that were missing various elements in their business plan submittals.</p> <ul style="list-style-type: none"> • CERS ID - 10191310 The Sutter Home Winery facility was missing several elements on its 2016 site map, including orientation, internal roads, adjacent streets, storm and sewer drains, access and exit points, and emergency shutoffs. • CERS ID #10191397 Davies Oil was missing several elements on its 2016 site map, including adjacent streets, storm and sewer drains, access and exit points, evacuation staging areas and locations of emergency response equipment. • CERS ID 10191556 Thayer Ag Aviation was missing several components on its 2016 site map, including evacuation staging areas and emergency response equipment. <p>8 of 24 facilities were missing emergency response plans and employee training procedures. The emergency response plans of an additional five (5) facilities were missing earthquake vulnerability statements.</p>	<p>By January 4, 2017, the CUPA will develop, implement, and provide CalEPA with an action plan to ensure that future business plan submittals are thoroughly reviewed and contain all the required elements, including their site maps, emergency response plans and procedures, and training programs. The action plan will include steps to follow-up with rejected or incomplete submittals.</p> <p>By April 4, 2017, the CUPA will provide a list of facilities that have recently submitted business plans that have been reviewed and accepted. For facilities that have been rejected for a recent business plan submittal, the CUPA will provide a list of follow-up actions, including any formal enforcement.</p> <p>With each Deficiency Progress Report, the CUPA will update the list with the status of business compliance and provide it to CalEPA.</p> <p>By October 4, 2017, the CUPA will ensure that each regulated business has submitted all of the required elements for a business plan or appropriate actions were taken to enforce this requirement.</p>
	<p>CITATION:</p> <p>HSC, Chapter 6.95, Sections 25504(e) 25505(a)(2) and (3), and 25508(a)(2) and (3) HSC, Chapter 1, Section 13143.9 2013 CFC, Chapter 50, Sections 5001.5.1, 5001.5.2, and Appendix H [Cal OES, OSFM]</p>	

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY EVALUATION: **FINAL SUMMARY OF FINDINGS** DEFICIENCIES IDENTIFIED DURING EVALUATION

13.	<p>DEFICIENCY:</p> <p>The CUPA is not inspecting all Aboveground Petroleum Storage Act (APSA) tank facilities that store 10,000 gallons or more of petroleum at least once every three years.</p> <p>Five of fifteen APSA facilities that store 10,000 gallons or more of petroleum have never been inspected:</p> <ul style="list-style-type: none"> • CERS ID - 10191694, • CERS ID - 10001005, • CERS ID - 10191346, • CERS ID - 10191556, • CERS ID – 10128265. 	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop, implement and provide CalEPA with an action plan to ensure all APSA tank facilities with 10,000 gallons or more of petroleum, are inspected at least once every three years. The plan will include the following:</p> <ul style="list-style-type: none"> • Identification of all APSA tank facilities with 10,000 gallons or more of petroleum that have not been inspected in the last three years; • A proposed schedule to inspect the five APSA tank facilities by September 14, 2017, by prioritizing the most delinquent inspections first based on a risk analysis of all APSA facilities (i.e., large volumes of petroleum or proximity to navigable water); and • Steps to ensure that all APSA tank facilities with 10,000 gallons or more of petroleum will be inspected at least once every three years and CME data are entered. <p>With each Deficiency Progress Report, the CUPA will provide CalEPA with the number of inspections for APSA tank facilities that have occurred during the previous quarter.</p> <p>By October 4, 2017, the CUPA will have inspected all APSA tank facilities identified on the list.</p>
	<p>CITATION:</p> <p>HSC, Chapter 6.67, Section 25270.5(a) CCR, Title 27, Section 15200(a)(3)(A) [OSFM]</p>	
14.	<p>DEFICIENCY:</p> <p>The CUPA did not establish and implement the following Unified Program administrative procedures:</p> <ul style="list-style-type: none"> • Public Participation • Records Maintenance • Public Information Requests • Procedures for Forwarding Business Plan Information • Financial Management Procedures • Data Management Procedures • Issuing Unified Program Facility Permits <p>Over the last three years, the CUPA has experienced successive turnover of management. During this turnover, most of the CUPA’s administrative documents and procedures were lost.</p>	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop Unified Program administrative procedures for those listed in this deficiency and submit the procedures for review.</p> <p>By April 4, 2017, the CUPA will, if necessary, revise these procedures, based on feedback from the evaluation team and submit the revisions to CalEPA.</p> <p>By May5, 2017, the CUPA will implement and train personnel on the newly developed procedures. The CUPA will submit documentation of training to CalEPA.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

DEFICIENCIES IDENTIFIED DURING EVALUATION

	CITATION: HSC, Chapter 6.11, Section 25404.2(a)(1)(A) CCR, Sections Title 27, 15100(b)(2)(G)(iii) and 15180(e) [CalEPA]	
15.	DEFICIENCY: The CUPA did not complete a FY 2013/2014 or FY 2014/2015 Self-Audit Report. CITATION: CCR, Title 27, Section 15280(a) [CalEPA]	CORRECTIVE ACTION: By January 4, 2017, the CUPA will provide CalEPA with a copy of the completed FY 2015/2016 Self-Audit Report that includes all required elements.
16.	DEFICIENCY: The CUPA did not conduct an annual audit of CalARP program activities or complete a CalARP performance audit report for FY 2013/2014, and FY 2014/2015. CITATION: CCR, Title 19, Section 2780.5 [CalOES]	CORRECTIVE ACTION: By April 4, 2017, the CUPA will conduct an annual audit of CalARP program implementation. The CUPA will also complete an annual CalARP performance audit report for FY2014/2015 and FY2015/2016. The CUPA will provide copies of both reports to CalEPA.
17	DEFICIENCY: The CUPA is not inspecting each facility subject to business plan requirements at least once every three years. Cal OES reviewed all inspection information in CERS for the business plan program and found that 307 (86%) of the 359 business plan facilities reported in CERS do not have any reported inspections.	CORRECTIVE ACTION: By January 4, 2017, the CUPA will develop, implement and provide CalEPA with an action plan to ensure each business plan facility is inspected at least once every three years. The plan will include at minimum: <ul style="list-style-type: none"> • A list of business plan facilities that have not been inspected within the last three years; • A proposed schedule to inspect those facilities by prioritizing the most delinquent inspections to be completed prior to any other business plan inspection; • Future steps to ensure that all business plan facilities will be inspected at least once every three years. By April 4, 2017, and with each Deficiency Progress Report, the CUPA will provide CalEPA with the number of business plan inspections that have occurred during the previous quarter.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

DEFICIENCIES IDENTIFIED DURING EVALUATION

	<p>CITATION: HSC, Chapter 6.95, Section 25511(b) [Cal OES]</p>	<p>By January 4, 2018, the CUPA will have inspected each business plan facility at least once in the last three (3) years.</p>
18.	<p>DEFICIENCY:</p> <p>The CUPA is not inspecting all CalARP facilities at least once every three years.</p> <p>Cal OES reviewed all inspection information in CERS for the CalARP program and found that nine (100%) of the nine CalARP facilities reported in CERS were not inspected within the last three years.</p> <p>CITATION: HSC, Chapter 6.95, Section 25537(a) CCR, Title 19, Section 2775.3 [Cal OES]</p>	<p>CORRECTIVE ACTION:</p> <p>By January 4, 2017, the CUPA will develop, implement and provide CalEPA with an action plan to ensure each CalARP facility is inspected at least once every three years. The plan will include at minimum:</p> <ul style="list-style-type: none"> • The number of CalARP facilities that have not been inspected within the last three years; • A proposed schedule to inspect those facilities by prioritizing the most delinquent inspections to be completed prior to any other CalARP inspection; • Future steps to ensure that all CalARP facilities will be inspected at least once every three years. <p>By April 4, 2017, and with each Deficiency Progress Report, the CUPA will provide CalEPA with the number of CalARP inspections that have occurred during the previous quarter.</p> <p>By January 4, 2018, the CUPA will have inspected each CalARP facility at least once in the last three years.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

OBSERVATIONS AND RECOMMENDATIONS

The observations and recommendations provided in this section address activities the CUPA is implementing and/or may include areas for continuous improvement not specifically required of the CUPA by regulation or statute.

1.	OBSERVATION: The CUPA is not consistently ensuring that all operating HWGs have current active EPA ID numbers. Upon review, DTSC found that there are several HWGs within the CUPA's jurisdiction who are operating with an inactive EPA ID number. Examples include but are not limited to the following: <ul style="list-style-type: none">• Pickett's Auto Repair (CERS ID: 10191763) has been generating hazardous waste with an inactive EPA ID number since 6/30/2014.• Mid Valley Dist. Co. (10152583) has been generating hazardous waste with an inactive EPA ID number since 6/30/2008.
	RECOMMENDATION: DTSC recommends that the CUPA, during HWG inspections, ensure that the HWG has an active EPA ID number and is responding to DTSC's annual electronic verification questionnaire (eVQ). If a HWG has an inactive or suspended number due to the fact that the HWG did not submit an eVQ to DTSC and/or is not receiving email notification from DTSC to submit an eVQ, please direct the HWG to submit DTSC Form 1358 and to the resources below: Form 1358 to Reactivate a EPA ID number: http://www.dtsc.ca.gov/HazardousWaste/upload/GISS_FORM_1358.pdf Information Regarding EPA ID number Verification Questionnaire and FAQ: https://www.dtsc.ca.gov/IDManifest/VQ_FAQ.cfm eVQ Homepage: https://evq.dtsc.ca.gov/evq/
2.	OBSERVATION: The CUPA is not documenting consent to conduct an inspection on their HWG Inspection Report.
	RECOMMENDATION: DTSC recommends that the CUPA document on the inspection report that consent was granted by the facility to conduct the inspection, name of person who granted the consent, and the date and time consent was granted.
3.	OBSERVATION: The CUPA's I&E Plan does not include narratives detailing how the CUPA addresses certified appliance recyclers, universal waste, and silver only facilities.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

OBSERVATIONS AND RECOMMENDATIONS

	RECOMMENDATION: DTSC recommends that the CUPA use the CalEPA " Guidance Document for Inspection and Enforcement " (Section III., Subsection D.1.) to edit their I&E Plan. Certified appliance recyclers, universal waste facilities, and silver only facilities generate hazardous waste and should be included as part of the Hazardous Waste program management efforts.
4.	OBSERVATION: The CUPA's I&E Plan is basic in nature and not specific to conducting UST inspections.
	RECOMMENDATION: State Water Board recommends that the CUPA add UST specific inspection procedures to the I&E Plan to ensure personnel conduct consistent annual UST compliance inspections. Procedures the CUPA may consider adding include, but are not be limited to, 1) conducting complete physical annual UST compliance inspections, 2) conducting complete physical annual UST compliance inspections when the annual UST monitoring certification is not witnessed, and 3) how the CUPA determines CERS UST submittals are accurate and complete as part of the annual UST compliance inspection.
5.	OBSERVATION: State Water Board review of the CUPA's UST inspection reports and observance of annual UST compliance inspections finds inspectors do not use an inspection checklist to conduct annual UST compliance inspections. The CUPA's inspection reports are observation style, which is suited for the CUPA's advanced inspector, but does not provide adequate details for less experienced inspector.
	RECOMMENDATION: State Water Board recommends that the CUPA utilize a UST inspection checklist, which will help with inspection consistency and violation reporting.
6.	OBSERVATION: On July 12, 2016, State Water Board observed the Colusa County Environmental Health conduct an annual UST compliance inspection. The inspection took place at Jensen Chevron, 505 4 th Street, Williams CA. The Colusa County Environmental Health inspector's attention to detail and knowledge of statute and regulations regarding UST design, construction, and operation, resulted in complete physical annual UST compliance inspection.
	RECOMMENDATION: State Water Board recommends that the CUPA continue with current training practices as UST personnel conduct complete physical annual UST compliance inspections. In addition, State Water Board that recommends the CUPA follow-up with the cited violations to ensure that the facility returns to compliance.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

OBSERVATIONS AND RECOMMENDATIONS

<p>7. OBSERVATION:</p> <p>The CUPA’s “Compliance Inspection Report for Above Ground Petroleum Storage Tank facilities” contains approximately 39 APSA violations. This differs significantly from the number of violations (approximately 77) listed for the APSA program in the FY 2014/2015 CERS violation library.</p> <p>The CERS violation library was updated in 2016. Several revisions were made including removal and addition of violation. The total number of APSA violations in the 2016 library has increased to approximately 98.</p> <p>RECOMMENDATION:</p> <p>OSFM recommends that the CUPA update their “Compliance Inspection Report for Above Ground Petroleum Storage Tank facilities” to include all current APSA specific violations.</p> <p>OSFM also recommends that the CUPA utilize comprehensive APSA inspection checklists and ensure that the checklist items are applicable to the tank facilities being inspected.</p> <p>The CUPA Forum Board has four 2014 versions (Tier I, Tier II, Conditionally Exempt, Professional Engineer-Certified Spill Prevention Control, and Countermeasure (SPCC) Plan Facilities) of APSA checklists based on the 2014 APSA violation library, available at this website link: http://www.calcupa.com/WordChecklists.php.</p> <p>However, updated 2016 APSA checklist versions (consistent with the CERS 2016 violation library) are not yet available from the CUPA Forum Board. The CUPA should consider implementation of the 2016 APSA checklist versions as they become available.</p> <p>Note that Tier I qualified facilities are not subject to all the provisions of a Tier II qualified facility or a facility that’s required to have an SPCC Plan certified by a professional engineer. For example, if utilizing the Tier I qualified facility SPCC Plan template, a Tier I qualified facility is not required to include a facility diagram on their SPCC Plan. The US EPA has comprehensive checklists for the Tier I qualified facilities and bulk storage facilities on their “SPCC Guidance for Regional Inspector” website. The bulk storage facility checklist also applies to Tier II qualified facilities.</p> <p>OSFM also recommends that the CUPA review the guidance document titled ‘Inspection Report Writing Guidance for Unified Program Agencies’, accessible at the CalEPA Unified Program inspection and enforcement resources website (http://www.calepa.ca.gov/CUPA/Resources/). This guidance document has a section (III-E) that discusses violation documentation.</p>
<p>8. OBSERVATION:</p> <p>The CUPA is not reviewing business plan submittals submitted to CERS in a timely manner. There are multiple instances of review delays beyond 1 year. This is problematic because businesses are required to submit business plans on an annual basis. CUPA enforcement related to delinquent business plan submittals is potentially compromised if the CUPA is not reviewing submittals in a timely manner.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

OBSERVATIONS AND RECOMMENDATIONS

	<p>Additionally, it was observed that many of the accepted business plan components are administratively dated as far back as 2008. This is acceptable if the information is correct, however CalOES is concerned that facilities are submitting information without reviewing it.</p>
	<p>RECOMMENDATION:</p>
	<p>OSFM and Cal OES recommend that the CUPA implement procedures to ensure business plans are reviewed and deliver improved response to their regulated business community.</p>
9.	<p>OBSERVATION:</p> <p>On the CUPA's website titled Hazardous Materials and Waste (CUPA) (http://www.countyofcolusa.org/index.aspx?NID=426), the following items were observed when checking the links in the Forms and Documents section within the Aboveground Petroleum Storage Tank Program section of the website:</p> <ul style="list-style-type: none">• The Aboveground Tank Information link connected to a CalEPA document dated December 2007.• The SPCC Tier I Qualified Facility Template link successfully opened a valid SPCC Plan template.• The SPCC Tier II Qualified Facility Template link opened an outdated SPCC Plan template.• The SPCC Plan link opened a CalEPA document dated December 2007.
	<p>RECOMMENDATION:</p>
	<p>OSFM recommends that the CUPA provide only a single website link for the APSA Program and utilize the OSFM APSA Program webpage at http://osfm.fire.ca.gov/cupa/apsa, which contains the Tier I and Tier II qualified facility SPCC Plan templates and additional information.</p>
10.	<p>OBSERVATION:</p> <p>The Sutter Home Winery facility (CERS ID 10191310) made an APSA submittal on 1/30/2013 and 1/31/2014 that included a Tier I Qualified Facility SPCC Plan.</p>
	<p>RECOMMENDATION:</p>
	<p>OSFM recommends that the CUPA advise APSA facilities that SPCC Plans are not required as part of an APSA CERS submittal.</p>
11.	<p>OBSERVATION:</p> <p>CERS ID 10191076 (OSVI-Williams) is an APSA applicable facility currently in CERS, but the facility file stated the facility is no longer in the program.</p>
	<p>RECOMMENDATION:</p>
	<p>OSFM recommends that the CUPA review the applicable program elements in CERS, and revise status to "not applicable" if the facility is no longer an APSA facility.</p>

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

CERTIFIED UNIFIED PROGRAM AGENCY

EVALUATION: **FINAL SUMMARY OF FINDINGS**

OBSERVATIONS AND RECOMMENDATIONS

12.	<p>OBSERVATION:</p> <p>On August 23, 2016, DTSC conducted two HWG oversight inspections. The first inspection occurred at PG&E Colusa Generating Station which was a LQG. The second inspection occurred at Seminis Vegetable Seed which was a small quantity generator (SQG). During both inspections, the CUPA inspector conducted a thorough and complete inspection. The inspector was prepared for the inspections, established rapport with the facility owner/operator, toured the entire site, checked required documentation for LQGs and SQGs, identified all violations, and answered questions regarding hazardous waste laws and regulations accurately. The CUPA inspector did not request consent prior to beginning the inspection.</p> <p>RECOMMENDATION:</p> <p>DTSC recommends that the CUPA verbally request consent to conduct the inspection before beginning the inspection, and document on the inspection report that consent was granted, who granted the consent, and the date and time consent was granted.</p>
13	<p>OBSERVATION:</p> <p>CUPA's list of APSA facilities storing 10,000 gallons or more of petroleum needs to be updated. Additional facilities may need to be added to the list:</p> <ul style="list-style-type: none">• CERS ID - 10191076 OSVI-Williams, which is not on the list, but the facility's CERS inventory submittal identifies a 12,000-gallon diesel aboveground storage tank. <p>Some facilities may need to be removed from the list, since their CERS inventory submittal demonstrates less than 10,000 gallons of petroleum storage or no inventory submittal has been made:</p> <ul style="list-style-type: none">• CERS ID - 10191643 Richter Aviation• CERS ID - 10191412 Martins Dusters• CERS ID - 10191745 Jones Aviation• CERS ID - 10191703 Colusa County Public Works Road Department <p>RECOMMENDATION:</p> <p>OSFM recommends that the CUPA update their list of APSA facilities storing 10,000 gallons or more of petroleum after reviewing the CERS inventory submittals and related CUPA records for each OSFM noted facility identified in the observation.</p>