

1505.3040 BULK PESTICIDE STORAGE PERMIT.

Subpart 1. **Commissioner's review of application.** The commissioner shall review an initial application as submitted under part 1505.3050 within 30 days of receipt and either issue a bulk pesticide storage permit or advise the applicant, in writing, of an unsatisfactory review and detail all changes necessary in order to achieve compliance. Upon receipt of the additional requested compliance information from a person, the commissioner has 15 days in which to issue a bulk pesticide storage permit or advise the applicant, in writing, of an unsatisfactory review and detail all changes necessary in order to achieve compliance.

Subp. 2. **Substantial alterations.** No person may substantially alter any bulk pesticide storage facility without first being granted a revised bulk pesticide storage permit from the commissioner. The person must file a revised bulk pesticide storage permit application detailing the proposed alterations with the commissioner. The commissioner shall review an application for a revised bulk pesticide storage permit within 30 days of receipt and either issue a revised bulk pesticide storage permit or advise the applicant, in writing, of an unsatisfactory review and detail all changes necessary in order to achieve compliance.

Subp. 3. **Denial; revocation; suspension.** After written notice and a hearing, a bulk pesticide storage permit may be denied, revoked, or suspended for one or more of the following reasons:

- A. failure to fully comply with parts 1505.3010 to 1505.3150;
- B. obtaining the permit by misrepresentation or by failure to disclose all relevant facts; or
- C. discovery of unreasonable adverse effects to the environment caused by the activities of the permit holder in the conduct of actions undertaken under the permit.

Subp. 4. **Permit transfer.** A bulk pesticide storage permit may be transferred from one person to another if an application for a permit detailing any changes and including the required fee is filed with the commissioner prior to the transfer.

Subp. 5. **Permit exceptions.** Persons who store bulk pesticides in a storage container of a rated capacity of less than 500 U.S. gallons or who store bulk pesticides in individual storage containers at a site where the total storage amount of bulk pesticide is less than 500 U.S. gallons, are not required to obtain a bulk pesticide storage permit, but are required to comply with all other applicable provisions of this part.

Statutory Authority: *MS s 18B.06; 18B.14*

History: *14 SR 161*

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