

**7150.0090 NOTIFICATION AND CERTIFICATION.**

Subpart 1. **Prenotification.** At least ten days before beginning any of the following activities, owners and operators must notify the commissioner in the manner prescribed by the commissioner of their intent to perform the activity:

- A. installation or replacement of an underground storage tank system, including tanks, piping, or dispensers;
- B. permanent closure of an underground storage tank system;
- C. change in status of an underground storage tank system to storage of a nonregulated substance; and
- D. inspection of an internally lined tank.

Subp. 2. **Notification of installation, replacement, or change in status.** An owner or operator who brings an underground storage tank system, including tanks, piping, or dispensers, into use or makes a change in status must, within 30 days of bringing such tank system into use or making a change in status, submit to the agency, in the manner prescribed by the commissioner, a notice of the existence of such tank system or type of change in status, including the information required by Minnesota Statutes, section 116.48, subdivisions 1 and 3.

Subp. 3. **Certification by owners and operators.** Owners and operators of new and replacement underground storage tank systems, including tanks, piping, and dispensers, must sign and certify in the notification form compliance with the following requirements:

- A. installation of tanks, piping, and dispensers according to parts 7150.0100 and 7150.0205, including secondary containment of new and replacement tanks, piping, and dispensers;
- B. financial responsibility under Code of Federal Regulations, title 40, part 280, subpart H; and
- C. release detection according to parts 7150.0300 to 7150.0340.

Subp. 4. **Certification by installers.** Owners and operators of new and replacement underground storage tank systems, including tanks, piping, or dispensers, must ensure that the installer signs and certifies in the notification form that:

- A. all work was performed as specified by the manufacturer's instructions;
- B. all work was performed according to the applicable codes of practice in part 7150.0205;
- C. all work was performed according to applicable state and federal regulations, including this chapter; and

D. the installer is in compliance with certification requirements imposed by chapter 7105.

Subp. 5. **Notification of cathodic protection testing.** Owners and operators of underground storage tank systems with cathodic protection must notify the agency, or ensure that a cathodic protection tester notifies the agency, of the results of testing of cathodically protected tanks and piping as required by part 7150.0215, within 30 days of completion of testing, in the manner prescribed by the commissioner.

Subp. 6. **Notification of tank sale.** A person who sells a tank intended to be used as an underground storage tank or property that the seller knows contains an underground storage tank must notify the purchaser of the tank in writing prior to closing the transaction of the new owner's notification obligations under subpart 2 and Minnesota Statutes, section 116.48.

Subp. 7. **Notification of tank purchase.** A person who purchases property that the purchaser knows contains an underground storage tank system must notify the commissioner within 30 days after closing the transaction, pursuant to subpart 2. The notification shall include the change in ownership and verify that all operators, including lessees, have read this chapter and have sufficient knowledge in the operation and maintenance of underground storage tank systems.

**Statutory Authority:** *MS s 116.49*

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