

**WAC 374-45-030 Reporting a release.** (1) Any owner or operator of a heating oil tank, or owner of the property where a heating oil tank is located, who has information or suspects that heating oil has been released to the environment at the property and may be a threat to human health or the environment must report such information to the agency within 90 days of discovery.

(2) To the extent known, the report to the agency must include:

- (a) The identification and address of the release;
- (b) Circumstances of the release and the discovery; and
- (c) Any remedial actions planned, completed, or underway.

(3) The following are examples of situations that a person should generally report under this section:

(a) Discovery of heating oil that has leaked or been dumped on the ground.

(b) Contamination in a water supply well.

(c) Contaminated seeps, sediment, or surface water.

(d) Vapors in a building, utility vault, or other structure that appear to be entering the structure from nearby contaminated soil or ground water.

(e) Free product on the surface of the ground or in the ground water.

(f) Any contaminated soil or unpermitted disposal of heating oil that would be classified as a hazardous waste under federal or state law.

(4) There is no requirement to report a release to the agency under this chapter if:

(a) The circumstances associated with the release have been provided to the agency through a notice of potential claim under chapter 374-70 WAC, a technical assistance program application under chapter 374-80 WAC, or application to the underground storage tank revolving loan and grant program; or

(b) The release has been reported to department of ecology in accordance with another law or regulation.

[Statutory Authority: RCW 70A.330.010 and 70A.330.800. WSR 22-08-020, § 374-45-030, filed 3/25/22, effective 4/25/22.]