



**INSTRUCTIONS FOR AGGREGATE MINING OPERATIONS WISHING TO QUALIFY FOR A STATE FIRE MARSHAL PERMIT-BY-RULE AND MDEP CERTIFICATION OF COMPLIANCE IN ORDER TO INSTALL A NEW ABOVE GROUND DIESEL FUEL STORAGE FACILITY ON A SIGNIFICANT SAND & GRAVEL AQUIFER**

The attached form is to be used when seeking permission to install a new above ground diesel fuel storage facility to fuel heavy equipment associated with aggregate mining and located on a mapped significant sand and gravel aquifer. This abbreviated permit process is limited to requests for 1,100 gallons or less capacity of diesel fuel in one or two above ground tanks. Consult the Maine Geologic Survey's mapping of significant sand and gravel aquifers to determine if your proposed tank location is on an aquifer, and to verify it will not be on a protected high yield zone (more than 50 gallons per minute yield). <http://www.maine.gov/doc/nrimc/mgs/pubs/online/aquifers/aquifers-ad.htm>

The application serves both as a Permit-by-Rule application to obtain a construction permit from the Office of the State Fire Marshal (OSFM) and a Certification of Compliance to the Maine Department of Environmental Protection (MDEP), a pre-requisite to be eligible for an exemption from an otherwise Department required variance. The objective of this single permit application to both State agencies is to facilitate your need for new diesel fuel storage on short notice while still ensuring the facility is constructed safely and protects the quality of the large volumes of ground water found in Maine's aquifers from oil pollution.

Fully and accurately complete the form. Incomplete or inaccurate application forms will be rejected and returned to you.

- Mail the original signed copy to the Office of State Fire Marshal along with a check for the \$15 permit processing fee. The check should be made out to "Treasurer, State of Maine". Address to attention of Steve Dixon, Office of the State Fire Marshal, 45 Commercial Drive, Augusta, ME. 04333.
- Fax a signed copy to the Maine Department of Environmental Protection at (207) 287-7826, prominently labeled "Gravel Pit Tank" and addressed to the attention of Mr. John Dunlap.

If your permit application is complete, including the application fee, you can expect to receive your permit from the State Fire Marshal within 10 business days of receipt of a complete application. The Certification of Compliance must be submitted at least 24 hours in advance of initiating installation or construction. Starting installation and any construction without a Permit-by-Rule from the OSFM and the submission of a complete and accurate Certification form to the MDEP is a violation of State regulations and subject to enforcement action by both agencies.

If you have questions about the Permit by Rule application contact Steve Dixon or Richard McCarthy at the Office of the State Fire Marshal, at (207) 626-3870.

Questions and assistance requests regarding MDEP requirements may be directed to David McCaskill, Butch Bowie or John Dunlap in the Bureau of Remediation & Waste Management at (207) 287-2651. If you wish assistance in determining the longitude and



latitude of your proposed oil storage facility and whether it will be located on a protected part of the aquifer, please contact the Department at least 10 business days in advance of your planned installation date. If resources allow, the Department will do its best to assist you.

Larger capacity facilities or facilities storing petroleum products other than diesel fuel need to apply for a full construction permit application from the OSFM and a variance from the MDEP to locate a new oil storage facility on a significant ground water aquifer. The above contact persons at the OSFM and MDEP can assist you with such an application as well.