

Spill Prevention, Control and Countermeasures (SPCC) Plans. These are written plans prepared for every regulated facility which outline what the facility owner/operator will do to prevent oil spills, i.e., provide secondary containment, inspect facility equipment for integrity, assure that tanks are secure from accidents or vandals, and train employees regarding what to do in case of a spill or other facility upset. The principal requirement of every SPCC Plan is to provide secondary containment for containers because this is what is most effective in preventing oil from reaching surface water. Secondary containment is usually the construction of a berm under and around the container area to retain any oil that might spill.

Facility Response Plans (FRPs). FRPs are only required for facilities which have the potential to cause substantial harm to the environment, i.e., those that have more than one million gallons of oil storage capacity or transfer forty-two thousand gallons over water. FRPs are written plans, which contain requirements, such as training employees in oil, spill response, conducting drills, and coordinating with local and state oil-spill response agencies. The most important requirement is that facilities must be able to respond to a worst-case discharge of oil, either in-house or by having a response team under contract.

What oils and/or facilities are exempt from the requirements?

- Containers less than 55 gallon capacity.
- Facilities which have a total capacity of 1,320 gallons or less of oil.
- Containers or tanks that are permanently closed.
- Any facility or part thereof used exclusively for wastewater treatment and not used to satisfy any requirement of this part. The production, recovery, or recycling of oil is not wastewater treatment for purposes of this paragraph.
- Any motive power container onboard a vehicle used solely to power that vehicle. The transfer of fuel or other oil into a motive power container at an otherwise regulated facility is not eligible for this exemption.
- Hot-mix asphalt, or any hot-mix asphalt container.
- Any container for heating oil used solely at a single-family residence.
- Any pesticide application equipment or related mix containers.
- Intra-facility gathering lines subject to the regulatory requirements of 49 CFR part 192 or 195, except that such a line's location must be identified and marked as "exempt" on the facility diagram.
- Completely buried containers and connected underground piping, ancillary equipment and containment systems which are subject to all of the technical requirements of Part 280 or a State program approved by Part 281, except that such containers must be marked on the facility diagram.
- Tanks that supply emergency diesel generators at a nuclear power generation facility licensed by the Nuclear Regulatory Commission and subject to the design and quality criteria of 10 CFR Part 50.