



State of Vermont
Design, Construction and Registration Information

ABOVEGROUND STORAGE TANKS

**SUMMARY
DESCRIPTION
OF PERMIT**

“Aboveground storage tank” means any tank, other than an underground storage tank, used to store any of the following petroleum products: gasoline, diesel, kerosene, used oil, or heating oil.

Any new or substantially altered aboveground storage tank (AST), is required to be designed and constructed according to standards identified in the Aboveground Storage Tank Rules. These rules were established to ensure ASTs are installed in a manner which minimizes the potential for failure which would result in a petroleum discharge to the environment. This includes installing a new AST on a stable foundation, requiring that buried piping be coated and installed in a protective sleeve made of a non-corrodible material and requiring that all outside ASTs not installed on the gable end of a building be installed in a shelter which includes a roof. These rules also prohibit the siting of a new bulk storage tank facility within a drinking water source protection area and require that any new bulk storage tank facility submit a Vermont Aboveground Storage Tank Registration Form. These rules also require that any new indoor AST that is located in a one-hundred-year floodplain be secured by anchoring to resist movement during any flooding.

**EXAMPLES OF
REGULATED ACTIVITY**

Any new or substantially altered aboveground storage tank (AST).

**CRITERIA FOR
JURISDICTION**

Any person who owns, operates or installs an AST as defined by the rules. Definitions of the AST Rules revised 2/10/2014.

Registration Jurisdiction:

New Bulk Storage Tank Facility: Any facility that stores heating fuel, motor fuel, or used oil in an aboveground tank and the principal purpose of the storage is: (A) in the case of heating fuel, for distribution to consumer homes, and (B) in the case of motor fuel, for distribution to a person for sale to consumers; with a total storage capacity of greater than 1,320 gallons; and that is stationary and located at a fixed location.

**INFORMATION
REQUIRED**

Registration is only required for a new bulk storage tank facility. A registration form is included in the rules. The form requires information concerning details of the tank owner, the tank operator, the contact person, the landowner, name and location of facility, tank-specific information, and information about the water supply in the location of the tank. A facility with multiple tanks can apply using a single form.

WEB ADDRESS

<http://dec.vermont.gov/waste-management/storage-tanks>

**APPLICATION
TIME FRAME**

ASTs do not require a permit issued by the Agency of Natural Resources so there is no application processing timeframe.

**ADMINISTERING
AGENCY**

**AGENCY OF NATURAL RESOURCES
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
WASTE MANAGEMENT & PREVENTION DIVISION**

CONTACT: Marc Roy Marc.Roy@vermont.gov
802-522-0275

ADDRESS: Waste Management & Prevention Division
1 National Life Drive – Davis 1
Montpelier, Vermont 05620-3704

AUTHORITY

[10 VSA §§ 1929a](#)

**APPLICABLE
RULES**

[Vermont Aboveground Storage Tank Rules](#) (revised 8/15/2017)

**APPEAL
PROCESS**

Any person aggrieved by an act or decision of the secretary, or any party by right, may appeal to the environmental court in accordance with the provisions of [10 VSA Chapter 220](#).

**COMMUNITY
RIGHT TO KNOW**

Please check with the Division of Emergency Management & Homeland Security for reporting requirements for hazardous materials and pesticides, under Vermont's Community Right-To-Know Act, also known as Tier II.
Contact Todd Cosgrove:
802-479-7586
todd.cosgrove@vermont.gov
<http://demhs.vermont.gov/programs/epcra>

OTHER PERMITS

The Department of Public Safety, Fire Safety Division requires permits of all new or replaced aboveground tanks at public buildings (see 20 VSA § 2730). This coverage also includes substances such as LP gas that is not included in the AST Rules.