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June 27, 2014



Linda Culpepper, Director
Division of Waste Management
NC Department of Environment
and Natural Resources
1646 Mail Service Center
Raleigh, NC 27699-1646

Re: Marvin E. Taylor Jr. - Petition
for Rule-making 15A NCAC 2L .0400
(the "Petition"), Amendment to
Risk-based Assessment and Corrective
Action for Underground Storage
Tanks

Dear Ms. Culpepper:

The primary objective of the Petition is to eliminate the disparate treatment of contamination from underground storage tanks ("USTs") and aboveground storage tanks ("ASTs") by extending the risk-based assessment and corrective action regime set forth in Section .0400 of 15A NCAC 2L to include ASTs.

As you probably know, in addition to ASTs, petroleum storage and distribution facilities include pumps, piping, valves and dispensers, as well as delivery vehicles, all of which may be sources of discharges and releases of petroleum. For example, in earlier years, operations included flushing compartments of delivery vehicles to remove any residual gasoline before filling the compartment with kerosene or heating oil. These operations often resulted in minor discharges or releases.

Item 1 of the Petition uses inclusive language to insure coverage of these related sources of potential discharges and releases.

Other Items of the Petition that refer to ASTs in setting forth the authority for the requested rule-making, as well as outlining the constitutional issues, reflect an effort to economize on wording.

The text of the proposed rule is not limited to ASTs (or to USTs for that matter). Typically, the proposed amendments use the phrase "storage tank or other source".

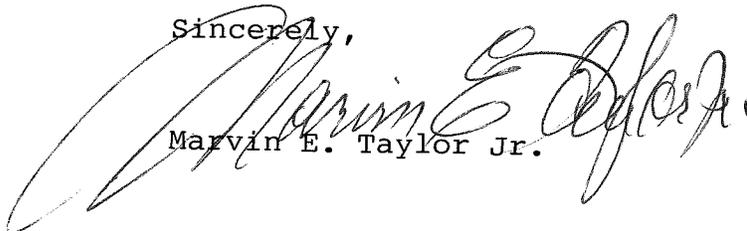
I plan to attend the July 9, 2014 Groundwater Committee meeting.

Linda Culpepper
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In the meantime, I am available to discuss the matter further if necessary.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Marvin E. Taylor Jr.", written in black ink. The signature is fluid and somewhat stylized, with a large initial 'M' and 'T'.

Marvin E. Taylor Jr.

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