



**Underground Storage Tank Management Division
Notification of Ownership Change for USTs**

(This form may be used to comply with SC UST Regulation 280.22(b))

FACILITY INFORMATION	
Facility Name:	Permit ID #:
Facility Address:	
Change Facility Name to:	Tax Map ID#:

I, _____, hereby take ownership of _____ (number of tanks) underground storage tanks (USTs) located at the facility address listed above. I understand that my assumption of ownership of the USTs evidences my responsibility and liability for the USTs, pursuant to the State Underground Petroleum Environmental Response Bank (SUPERB) Act, S.C. Code Ann. Section 44-2-10 et. seq (Revised 2011 & Supp. 2012) and the regulations promulgated pursuant to the South Carolina Underground Storage Tank Regs. 61-92(as amended 2017).

Within 30 days of acquisition, any person who assumes ownership of a regulated underground storage tank system must submit a notice of the ownership change to the Department in accordance with R.61-92, 280.22(b).

NEW UST OWNER (Please Print)	PREVIOUS UST OWNER (Please Print)
Name:	Name:
Address:	Address:
Phone:	Phone:
Email:	Email:
Signature:	Signature:
Print Signatory Name:	Print Signatory Name:
Date of UST Transfer of Ownership:	
Notary Signature and Stamp:	

LAND OWNER	OPERATOR
Name:	Name:
Address:	Address:
Phone:	Phone:
Email:	Email:

- If leasing tanks, please do not fill out this form. The Department only requires this form to be submitted if the tanks were purchased.
- Please make sure the Notification of Ownership form matches your Financial Responsibility with respect to the UST owners' names.
- You must attach copies of proof of UST ownership transfer (i.e., Bill of Sale, Title to Real Estate, or other relevant documents).
- If signing as an officer of a corporation, representative of a public agency, administrator of an estate, or as having power of attorney, you must provide a copy of the legal document that proves you can legally sign in such capacity.
- Failure to provide supporting documentation within 30 days will result in no effective change in ownership status and will be considered in violation of R.61-92, 280. 22(b)

IN-OFFICE USE ONLY		
Date Received:	Date Entered Into Database:	Data Entry Clerk Initials:
Comments:		



Instructions for Completing DES 3871

Title, Revision:

Notification of Ownership Change for USTs

General Information:

The primary purpose of this notification form is to inform the state agency of ownership changes for UST systems that store or have stored petroleum or hazardous substances. Federal regulation requires that UST owners notify the implementing agency (state of SC) of any ownership change for USTs storing regulated substances.

Please type or print in ink. Also, please be sure that you have signatures in ink.

Who must complete this form?

40 CFR part 280, as amended, requires owners of USTs that store regulated substances (unless exempted) to notify the implementing agency (state of SC) of any ownership changes. An owner is defined as:

- *In the case of an UST in use on November 8, 1984, or brought into use after that date, any person who owns an UST used for storage, use, or dispensing of regulated substances, or*
- *In the case of an UST in use before November 8, 1984, but no longer in use on that date, any person who owned the UST immediately before its discontinuation.*
- *A person who has assumed legal ownership of the UST system through the provision of a contract of sale or other legally binding transfer of ownership.*

When and Who to Notify?

Any Owner or operator who assumes ownership of a regulated UST system must submit this notification form within 30 days of assuming such ownership.

What UST's are included?

An UST system is defined as any one or combination of tanks that is used to contain an accumulation of regulated substances, and whose volume (including connected underground piping) is 10 percent or more beneath the ground. Regulated USTs store petroleum or hazardous substances. This includes UST systems with field-constructed tanks and airport hydrant fuel distribution systems.

What Tanks are Excluded from Notification Requirements?

- *Tanks removed from the ground prior to January 1, 1986;*
- *Farm or residential tanks of 1,100 gallons or less used to store motor fuel for noncommercial purposes;*
- *Tanks storing heating oil for use on the premise being stored;*
- *Septic tanks;*
- *Certain pipeline facilities regulated under Chapters 601 and 603 of Title 49;*
- *Surface impoundments, pits, ponds, or lagoons;*
- *Storm water or wastewater collection systems;*
- *Flow-through process tanks;*
- *Liquid traps or associated gathering lines directly related to oil or gas productions and gathering operations;*
- *Tanks on or above the floor of underground areas, such as basements or tunnels;*
- *Tanks with a capacity of 110 gallons or less;*
- *Wastewater treatment tank systems;*
- *UST systems containing radioactive materials that are regulated under the Atomic Energy Act of 1954;*
- *UST systems that are part of an emergency generator system at nuclear power generation facilities regulated by the Nuclear Regulatory Commission under 10 CFR part 50.*

What Substances are Covered?

The notification requirements apply to USTs containing petroleum or certain hazardous substances. Petroleum includes gasoline, used oil, diesel fuel, crude oil, or any fraction thereof which is liquid at standard conditions of temperature and pressure (60 degrees F and 14.7 pounds per square inch absolute). Hazardous substances are those found in Section 101 (14) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA) of 1980, with the exception of those substances regulated as hazardous waste under Subtitle C of the Resource Conservation and Recovery Act (RCRA).

Instructions for Completing the Transfer of Ownership Form:

1. *Facility Name:* Record the current facility name as it appears on the registration certificate.
2. *Permit ID Number:* Insert the five digit UST permit registration number.
3. *Facility Address:* Insert the physical location of the USTs.
4. *Change Facility Name:* Record the new name of the facility, if applicable.
5. *Tax Map ID#:* Record the tax map ID #, if known.
6. *Ownership Statement:* Fill in new owner's name or company name and number of tanks at the facility.
7. *New Owner Information:* Indicate the name, address, telephone number and email address. Please be sure that the email is a valid email address.
8. *New Owner Signature:* New owner must sign and print their name.
9. *Notary Signature and Stamp:* This form must be notarized and stamped.
10. *Date of Transfer of Ownership:* This refers to the actual date that the new owner took ownership of the USTs- not the date that the form is completed.
11. *Previous Owner Information:* Indicate the name, address, telephone number and email address. Please be sure that the email is a valid email address.
12. *Previous Owner Signature:* Previous owner must sign and print their name.
13. *Land Owner Information:* Indicate the name, address, telephone number and email.
14. *Operator Information:* Indicate the name, address, telephone number and email. Note: An operator is defined as any person in control of or having responsibility for the daily operation of the UST system. Please be sure that the email address is valid.

Note: If leasing do not fill out this form. Please make sure that the owner/operator listed on this form matches the financial responsibility that has or will be submitted. Please attach copies of documents indicating proof of the transfer. If signing as an officer of a corporation, representative of a public agency, estate administrator or power of attorney, please attach information that supports your legal rights to sign this form.

Office Mechanics and Filing:

This form needs to be submitted to the UST Division at the address listed on the form within 30 days of the transfer. This document is a part of the permanent file.

Retention Schedule:

Forms will be retained within SCDES's electronic records for a period of 13 years after tanks are permanently closed under retention schedule 10304.

Contact Information:

Please contact the Database Coordinator at the number below for further information.

South Carolina Department of Environmental Services
Bureau of Land and Waste Management
Underground Storage Tank Management Division
2600 Bull Street
Columbia, SC 29201

Phone (803) 898-0589 | Fax: (803) 898-0673