



# UST INFORMATION

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## SALE OR REUSE OF AN UNDERGROUND STORAGE TANK

The following information is taken from the American Petroleum Institute, Bulletin 1604. Both state and federal rules/regulations allow an underground storage tank owner/operator to use this industry code as guidance for compliance with permanent closure and change-in-service requirements. More specifically, the sale or reuse of an underground storage tank. It is the recommendation of this Department that a tank be cut up and scrapped once it has been removed and properly cleaned.

When tanks are sold for reuse, the purchaser should be given a very clear understanding of the former use and present condition of the tanks. It may or may not be necessary to test the tank for flammable vapors or to gas-free them.

**Caution:** Tanks which previously contained leaded gasoline must not be used for the subsequent storage of food or liquids intended for animal or human consumption.

It is good practice to use a bill of sale to transfer tank ownership, in which the purchaser will acknowledge and assume all liability related to the tank. Bills of sale should indicate the former use of the tank and carry the following warning regardless of the condition of the tank.

***Tank has Contained Leaded Gasoline  
(or Flammable liquid)\*  
Not Gas-Free  
Not Suitable for Food or Drinking Water***

The tank should be clearly marked with the same warning as the bill of sale in legible letters not less than one inch high, regardless of the condition of the tank.

For questions concerning the UST closure requirements or the UST rules in general, please contact the Division of Waste Management, Underground Storage Tank Program, at 701-328-5166. Questions concerning the reuse of an underground storage tank for the above-ground storage of petroleum products should be directed to the State Fire Marshall at 701-328-5555. The UST rules may be viewed at our website noted below.

\*Use the applicable designation.

**Regulatory Agency**

North Dakota Department of Environmental Quality

Division of Waste Management

Underground Storage Tank Program

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Website: <https://deq.nd.gov/wm/UndergroundStorageTankProgram/>