

Draft – March 21, 2013

*Revisions to CMR 7.00 Definitions that pertain to proposed Stage I-II regulation revisions.*

CALIFORNIA AIR RESOURCES BOARD hereafter referred to as California ARB or CARB means the California state agency established and empowered to regulate sources of air pollution in California, including motor vehicles, pursuant to California Health & Safety Code Sections 39500 *et seq.*

COMMENCE OPERATIONS as used in 310 CMR 7.24 (3) and 310 CMR 7.24(6), means that point after a Stage I or Stage II system has been installed or has undergone a Stage I substantial modification at which a ~~when~~ motor vehicle fuel is first dispensed ~~ing~~ for sale or use from a motor vehicle fuel ~~facility or storage~~ tank ~~truck where a Stage II system has been installed or substantially modified, begins dispensing motor vehicle fuel for the purpose said facility or tank truck is intended.~~

EXECUTIVE ORDER, as used in 310 CMR 7.24(3) and 310 CMR 7.24(6), means a certification document, including but not limited to, applicable exhibits, CARB-approved Installation, Operation and Maintenance Manuals, manufacturer guidance documents and manufacturer advisory correspondence or mail outs as issued or approved by ~~the California Air Resources Board~~ CARB, in accordance with the applicable certification procedures (Title 17 of the California Code of Regulations, section 94011, as amended April 12, 1996) and adopted by the Department of Environmental Protection in 310 CMR 7.24(6)(g) in accordance with M.G.L. c. 30A.

MOTOR VEHICLE FUEL DISPENSING FACILITY means any facility site or location where motor vehicle fuel is dispensed into motor vehicle fuel storage tanks, motor vehicle fuel-powered equipment or portable containers from a storage tank with a capacity of 250 gallons or more.

STAGE I ENHANCED VAPOR RECOVERY (EVR) SYSTEM as used in 310 CMR 7.24(3), means a vapor balance system that has been certified either by CARB pursuant to a Phase I (Stage I) Executive Order, or by a third party pursuant to 310 CMR 7.24(3)(a)2.b. to achieve a minimum efficiency of 98% emission control of vapors displaced during the transfer of motor vehicle fuel from a tank truck to a motor vehicle fuel storage tank.

STAGE I MINOR MODIFICATION means, for the purposes of 310 CMR 7.24(3), the installation, repair or replacement of one or more Stage I System component(s) that is not substantial, including but not limited to: product drop tubes; overfill prevention devices; “screw-on” spill containment and dry break buckets.

STAGE I NON-ENHANCED VAPOR RECOVERY (EVR) SYSTEM means, for the purpose of 310 CMR 7.24(3), a vapor balance system certified by CARB to prevent discharge to the atmosphere of at least 95% by weight of motor vehicle fuel vapors displaced during the transfer of motor vehicle fuel from a tank truck to a motor vehicle fuel storage tank.

STAGE I ROUTINE MAINTENANCE means, for the purpose of 310 CMR 7.24(3), the regular installation, repair or replacement of one or more Stage I System component(s) including, but not limited to: bucket plow rings; “slip-on” spill containment and dry break buckets; “O” rings and seals; product adaptors; vapor adaptors; product caps; vapor caps; monitor caps; riser caps; drain valves; and pressure vacuum vent valves.

STAGE I SUBSTANTIAL MODIFICATION means for the purpose of 310 CMR 7.24(3), the installation, repair or replacement of one or more Stage I System component(s) requiring excavation below a shear valve or tank pad including, but not limited to: vent piping; vapor space tie bar; two-point or co-axial Stage I systems; or motor vehicle fuel storage tanks.

STAGE I SYSTEM means a Stage I EVR or a Stage I Non-EVR System.

STAGE II SYSTEM means a vapor ~~collection and control~~ recovery system specifically designed for the purpose of controlling vapors during the direct dispensing of motor vehicle fuel to a motor vehicle and which was issued an Executive Order by ~~the California Air Resources Board~~ CARB approving the system for use.

SUBMERGED FILLING means the filling of a tank truck or stationary motor vehicle fuel storage-tank through a pipe or hose whose discharge opening is entirely submerged below the surface level of the liquid in the tank ~~when the pipe normally used to withdraw liquid from the tank can no longer withdraw liquid.~~

VAPOR BALANCE SYSTEM means a ~~Stage II~~ vapor recovery system utilizing direct displacement to collect and, or, process vapors during the dispensing of motor vehicle fuel.