

**PERMIT REVOCATION
PROCEDURE**



Purpose:

An Underground Storage Tank (UST) permit, issued pursuant to California Health and Safety Code (CH&SC) Section 25284, which has been consolidated into a Unified Permit, may be severally revoked for cause. Conditions for revocation include, but are not limited, to any of the following:

1. Violation of any of the terms of the permit pertaining to the UST operation.
2. Obtaining the permit by misrepresentation or intentional failure to fully disclose all of the relevant facts, including use of the permit by a person other than the person to whom the permit was issued, or use at a location other than that to which it was issued.
3. A change in any condition that requires modification or termination of the operation of the UST.
4. Non-compliance with the Financial Responsibility requirements of Chapter 6.75 CH&SC within the time provided therein.
5. The permittee failed, refused or neglected to comply with orders or notices duly served in accordance with the provisions of the Uniform Fire Code within the time provided therein.
6. The permit was issued in error or in violation of an ordinance, regulation, or provision of the

Procedure: Uniform Fire Code.

1. IF IMMEDIATE SAFETY THREAT, no Notice of Violation will be issued. The operator shall cease and desist UST operations immediately. A Fire Department "Red Tag" and locking device shall be attached to render the UST system inoperative, pursuant to the Uniform Fire Code. UST operation shall stop until facility properly abates the danger and returns to compliance.
2. Issue NOTICE OF VIOLATION / SCHEDULE FOR COMPLIANCE to the UST operator (copy to UST owner, if other than operator) via Certified Mail.
3. Indicate that the UST system is to be either taken out of service immediately, or that revocation is effective on (date), until or unless facility returns to compliance. The Notice of Violation shall include the provision for an Informal Office Hearing to be held at the request of the permittee.

References:

Uniform Fire Code (1998 California edition), Sections 103.3.1.3 (Stop orders) and 105.7 (Revocation of Permits). Adopted as amended by Bakersfield Municipal Code, Chapter 15.64.

California Health and Safety Code, Section 25285.1