



Abandoned Storage Tanks

BUREAU OF WEIGHTS & MEASURES

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RESOURCES

Wis. Admin. Code ATCP 93:

http://docs.legis.wisconsin.gov/code/admin_code/atcp/090/93

Storage Tanks Website:

http://datcp.wi.gov/Consumer/Hazardous_Materials_Storage_Tanks/index.aspx

Form TR-WM-121

<http://datcp.wi.gov/uploads/Consumer/pdf/TR-WM-121.pdf>

Form TR-WM-137

<http://datcp.wi.gov/uploads/Consumer/pdf/TR-WM-137.pdf>

Form TR-WM-118

<http://datcp.wi.gov/uploads/Consumer/pdf/TR-WM-118.pdf>

Form TR-WM-140

<http://datcp.wi.gov/uploads/Consumer/pdf/TR-WM-140.pdf>

Wisconsin Administrative Code ATCP 93 defines “abandoned tank” as an aboveground or underground tank, with or without product, which does not meet the requirements of in-use, temporarily out-of-service or closed.

Tanks that are abandoned with or without product shall be permanently closed within 60 days of being abandoned per Wis. Admin. Code ATCP § 93.560(5).

Abandoned tanks may not be brought back into service or placed in temporarily out-of-service status without authorization from DATCP. Specific testing requirements for bringing an abandoned tank system back into service are determined by the components of the individual tank system. In general, applicable tightness testing of the tanks and lines, functionality testing, cathodic protection testing, lining inspection, and internal inspections will be required.

Wis. Admin. Code ATCP § 93.560(1) requires that the owner or operator notify DATCP at least five business days before beginning permanent closure of a tank system using form [TR-WM-121](#).

To permanently close an **underground** tank system, the owner or operator shall comply with the following requirements per [Wis. Admin. Code ATCP § 93.560](#):

- Empty and clean the tank and piping using a process that complies with the national standard referenced in Wis. Admin. Code § 93.200.
 - Individuals cleaning the tanks or removing tanks or portions of tanks systems must be certified. A list of certified remover/cleaners can be found on our website here:
https://mydatcp.wi.gov/Home/BrowseService/SG_b9f8b395-cbdae311-8ddf-0050568c06ae?Key=Services_Group
- Complete the revised tank registration form [TR-WM-137](#) and submit it to DATCP within 21 business days of closure or removal.
- Perform a tank-system site assessment in accordance with Wis. Admin. Code ATCP § 93.560(3).

To permanently close an **aboveground** tank system, the owner or operator must comply with the requirements of Wis. Admin. Code ATCP § 93.560 as listed above **except**:

- Certified persons are not required to perform the cleaning and removal of:
 - Heating fuel tanks at 1 and 2 family dwellings
 - Field-erected tanks
 - Tanks storing a Class III liquid that is neither petroleum nor CERCLA-listed.
- Tanks that are not immediately removed shall have the word “CLOSED” and the date of permanent closure marked on the tank at least 3 feet above grade, with lettering at least 3 inches in height.
- Complete a revised tank registration form [TR-WM-118](#) and part A of form [TR-WM-140](#) and submit to DATCP within 21 business days of closure.

Penalties for failure to remove an abandoned tank system may result in penalties of up to \$5000 per day, per violation in accordance with Wis. Stat. § 168.26.