



STATE OF DELAWARE
**DEPARTMENT OF NATURAL RESOURCES AND
ENVIRONMENTAL CONTROL**
DIVISION OF WASTE AND HAZARDOUS SUBSTANCES
391 LUKENS DRIVE
NEW CASTLE, DELAWARE 19720

COMPLIANCE &
PERMITTING

PHONE: (302) 395-2500
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ATTENTION: AST/UST OWNERS

New Vapor Recovery Regulations Effective July 11, 2020

Amendments to 7 DE Admin. Code 1124, *Control of Volatile Organic Compound Emissions*, Sections 26.0 “Gasoline Dispensing Facility Stage I Vapor Recovery” and 36.0 “Vapor Emission Control at Gasoline Dispensing Facilities” were published on July 1, 2020 in the Delaware Register of Regulations.

For the full text of the preamble, use the link below and go to *Final Regulations* on page 61:

<http://regulations.delaware.gov/documents/July2020c.pdf>

For the full text of the Final Regulations, use the link below. Section 26 begins on page 73 and Section 36 begins on page 99:

<https://regulations.delaware.gov/register/july2020/final/24%20DE%20Reg%2061%2007-01-20.pdf>

IMPORTANT DATES:

- AFTER July 11, 2020: NEW tank systems will NOT be issued Stage 2 vapor recovery permits
- AFTER July 11, 2020: NEW tank systems must obtain a Stage 1 Enhanced Vapor Recovery (EVR) permit and install EVR equipment
- BEFORE December 31, 2021: All EXISTING Stage 2 systems must decommission Stage 2 equipment and obtain either a Stage 1 EVR or Stage 1 NON-EVR permit
- BEFORE December 31, 2025: All EXISTING vapor recovery systems must obtain a Stage 1 EVR permit and install EVR equipment

As of July 11, 2020, the Division of Waste and Hazardous Substance Tanks Compliance Branch is accepting and processing vapor recovery permits for AST and UST systems in accordance with the new regulations. Permit applications are available on our website.

PERMIT OPTIONS:

- 1) NEW tank systems: Stage 1 EVR Permit
- 2) Previously Decommissioned / Add EVR: Stage 1 EVR Permit
- 3) Existing Stage 2 – Decommission / Add EVR: Stage 1 EVR Permit
- 4) Existing Stage 2 – Decommission ONLY: Stage 1 NON-EVR Permit (allowed until December 31, 2021)

Please refer to the Tanks Compliance website below or call us at (302) 395-2500 with questions.

<https://dnrec.alpha.delaware.gov/waste-hazardous/tanks/vapor-recovery/>