



State Water Resources Control Board



Alan C. Lloyd, Ph.D.
Agency Secretary

Executive Office

Tam M. Doduc., Board Chair
1001 I Street • Sacramento, California 95814 • (916) 341-5615
Mailing Address: P.O. Box 100 • Sacramento, California • 95812-0100
Fax (916) 341-5621 • <http://www.waterboards.ca.gov>

Arnold Schwarzenegger
Governor

NOV - 3 2005

Mr. John Nesbit
OPW Fueling Components, Inc.
P.O. Box 405003
Cincinnati, OH 45240-5003

Dear Mr. Nesbit:

OPW VAPORSAVER ORVR-COMPATIBLE PHASE II VAPOR RECOVERY SYSTEM

As you know, Assembly Bill 2955 (Statutes 2004, Chapter 649) added section 25290.1.2(a) to Chapter 6.7 of the Health and Safety Code (H&SC). This section requires the Air Resources Board (ARB) and State Water Resources Control Board (State Water Board) to certify, to the best of their knowledge and using existing resources, that equipment meeting the ARB's Enhanced Vapor Recovery (EVR) requirements also meets Underground Storage Tank statutory requirements.

On October 27, 2005, we received the enclosed signed statement by a California Registered Professional Engineer. OPW Fueling Components (OPW) is requesting minor modifications to the design of the Vaporsaver ORVR-Compatible Phase II Vapor Recovery System as certified under ARB Executive Order G-70-204. These minor modifications include the use of aluminum as a fan material in place of plastic, addition of a fan support bracket, and the use of cast aluminum for five components in place of machined aluminum housings.

Based on the information that OPW provided to us, we have found no evidence that the modifications of the OPW Vaporsaver ORVR-Compatible Phase II Vapor Recovery System conflict with H&SC Chapter 6.7. This determination assumes the OPW Vaporsaver ORVR-Compatible Phase II Vapor Recovery System is installed in accordance with applicable ARB Executive Orders and in accordance with manufacturer's instructions, as required by State Water Board regulations. Therefore, pursuant to H&SC, Chapter 6.7, section 25290.1.2(a) the State Water Board certifies that, to the best of its knowledge, the modifications of the OPW Vaporsaver ORVR-Compatible Phase II Vapor Recovery System meets the requirements of H&SC Chapter 6.7.

Mr. John Nesbit

- 2 -

NOV - 3 2005

If you have questions regarding this letter, please contact Raed Mahdi at (916) 341-5871, or by email at rmahdi@waterboards.ca.gov.

Sincerely,


Celeste Cantu
Executive Director

Enclosure: Certification Statements for the OPW Vaporsaver Phase II Vapor Recovery System

cc: Ms. Catherine Witherspoon
Executive Officer
Air Resources Board
1001 I Street
Sacramento, CA 95814

Mr. Don Johnson
Assistant Secretary
Cal/EPA
1001 I Street
Sacramento, CA 95814

Appendix

Certification Statement for the OPW Vaporsaver ORVR-Compatible PHASE II Vapor Recovery System¹

Based on a careful review and analysis, I hereby certify that the modifications to **OPW Vaporsaver ORVR-Compatible PHASE II VR System** (EO G-70-204), which is under consideration for California Air Resources Board (ARB) certification, meets the requirements of Chapter 6.7 of the California Health and Safety Code (the State Water Resources Control Board's underground storage tank requirements, including enhanced leak detection and continuous vacuum, pressure, or hydrostatic monitoring.)²

The **OPW Vaporsaver ORVR-Compatible PHASE II VR System** warranty is valid as long as the system is installed, operated, and maintained according to manufacturer's instructions and in a manner that does not exceed the limitations (e.g., tank capacity, fueling points, throughputs, etc.) described below.

Limitations:

VaporVac/Vaporsensor installation shall not exceed a maximum of 16 fueling points.

James H. Ray 10/26/05
Signed by Date
(California Professional Engineer)

John P. Nesbit 10/27/05
Signed by Date
(Company Representative)

James H. Ray
Printed Name

John P. Nesbit
Printed Name

(Individual)
Professional Engineer Company Name

OPW Fueling Components
Equipment Manufacture Name

2041 Hidden Valley Drive
Mailing Address

P.O.Box 405003
Mailing Address

Santa Rosa, CA 95404
City, State, Zip Code

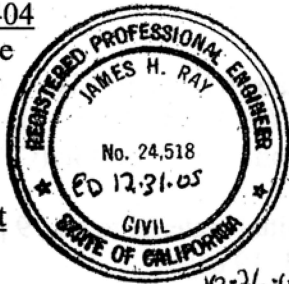
Cincinnati, OH 45240-5003
City, State, Zip Code

707 480-8115
Phone Number

513-870-3346
Phone Number

jhray@sbcglobal.net
Email

jnesbit@opw-fc.com
Email



¹This certification statement is part of the guidelines developed by the California Code of Air Resources Board (ARP) and State Water Resources Control Board (State Water Board) to implement provisions of Assembly Bill 2955 (Statutes 2004, Chapter 649:McCarthy).

²This certification is based on the presumption that the **OPW Vaporsaver ORVR-Compatible PHASE II VR System** is constructed, installed, maintained, and operated in accordance with all applicable requirements of Chapter 6.7 of California Health and Safety Code and Chapter 16 California Code of Regulations.