

## APPENDIX J: CERTIFICATION OF SUBSTANTIAL HARM DETERMINATION

1. Does the facility have a maximum storage capacity greater than or equal to 42,000 gallons and do the operations include over water transfers of oil to or from vessels?
  - a. No
  
2. Does the facility have a maximum storage capacity greater than or equal to one million (1,000,000) gallons and is the facility without secondary containment for each aboveground storage area sufficiently large to contain the capacity of the largest aboveground storage tank within the storage area?
  - a. No
  
3. Does the facility have a maximum storage capacity greater than or equal to one million (1,000,000) gallons and is the facility located at a distance such that a discharge from the facility could cause injury to an environmentally sensitive area as defined in Appendix A of 40 CFR 112?
  - a. No
  
4. Does the facility have a maximum storage capacity greater than or equal to one million (1,000,000) gallons and is the facility located at a distance such that a discharge from the facility would shut down a public drinking water intake?
  - a. No
  
5. Does the facility have a maximum storage capacity greater than or equal to one million (1,000,000) gallons and within the past 5 years, has the facility experienced a reportable spill in any amount greater than or equal to 10,000 gallons?
  - a. No