

Pamela F. Fagert
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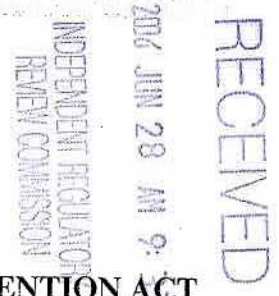
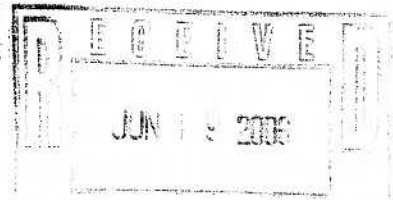


ORIGINAL: 2532

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

June 14, 2006

Environmental Quality Board
Rachel Carson State Office Building
15th Floor
400 Market Street
Harrisburg, PA 17101-2301



**RE: COMMENTS ON PROPOSED RULEMAKING 36 Pa. B. 1851 –
ADMINISTRATION OF THE STORAGE TANK AND SPILL PREVENTION ACT**

Dear Sir or Madam:

Dominion appreciates the opportunity to comment on proposed amendments to the Pennsylvania Department of Environmental Protection's regulations in 25 Pa. Code Chapter 245, the Administration of the Storage Tank and Spill Prevention Act. Dominion owns and operates a large number of facilities in Pennsylvania, including such facilities as fossil fuel-fired electric generation facilities, and natural gas pipeline compressor stations. Some of these facilities may be affected by this rulemaking.

Dominion supports the proposed amendment at §245.503, allowing variances when unique or peculiar circumstances make compliance technically impractical and allowing variances for new technologies.

Dominion supports the proposed amendment at §245.505, providing temporary exclusions with a phase-in period for existing tanks that become regulated due to the addition of newly regulated substances, and certain heating oil tanks that become reregulated due to changes in the "consumptive use" and "regulated substance" terms.

The proposed amendment at §245.421(b)(2) requires replacement of the entire piping system to new piping standards whenever more than 30% of the piping is replaced. Dominion suggests that the rule be further amended to allow an alternative method of compliance. The alternative method would be to provide financial assurance in conformance with the draft federal guidelines issued by the U. S. EPA under Public Law 109-58 (The Energy Policy Act of 2005), Section 1526, entitled "Grant Guidelines to States for Implementing the Financial Responsibility and Certification Provision of the Energy Policy Act of 2005 (EPA-510-D-06-002)". In addition, Dominion suggests that piping replacement with identical materials should not require upgrading with secondary containment.

The proposed amendment at §245.541(e) requires that an existing tank system which has not been required to be taken out of service to perform a scheduled inspection or modification shall be upgraded with either a high-level alarm with a cut-off device or a high-level alarm with a manned operator shutdown procedure. Such upgrade must occur within three years of the effective date of this rule. Dominion suggests that the rule be further amended to allow such tanks to utilize a visual gauge, in lieu of a high-level alarm, for tanks with a manned operator shutdown procedure. The use of visual gauges at manned operations has proven satisfactory at Dominion facilities to prevent overfills, and the installation of high-level alarms on regulated tanks containing hazardous substances will typically require emptying and cleaning of the tanks prior to working on them. Due to the expense and potential safety issues involved, Dominion believes that requiring installation of high-level alarms on such tanks prior to the next regularly scheduled removal from service is not justified.

If you have any questions regarding these comments, please contact Jim Puckett at (804) 273-2995.

Sincerely,

A handwritten signature in black ink that reads "Pamela F. Faggert". The signature is written in a cursive style with a large initial "P".

Pamela F. Faggert