



# Abandoned Storage Tanks

## BUREAU OF WEIGHTS AND MEASURES

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## RESOURCES

Wis. Admin. Code ATCP 93:  
[http://docs.legis.wisconsin.gov/code/admin\\_code/atcp/090/93](http://docs.legis.wisconsin.gov/code/admin_code/atcp/090/93)

Storage Tanks Website:  
[https://datcp.wi.gov/Pages/Programs\\_Services/PetroleumHazStorageTanks.aspx](https://datcp.wi.gov/Pages/Programs_Services/PetroleumHazStorageTanks.aspx)

Form TR-WM-121  
<https://datcp.wi.gov/Documents/TR-WM-121.docx>

Form TR-WM-137  
<https://datcp.wi.gov/Documents/TR-WM-137.pdf>

Form TR-WM-118  
<https://datcp.wi.gov/Documents/TR-WM-118.docx>

Form TR-WM-140  
<https://datcp.wi.gov/Documents/TR-WM-140.pdf>

Abandoned Storage Tanks: Returning to In-Use or Temporarily-Out-Of-Service Status Fact Sheet:  
<https://datcp.wi.gov/Documents/AbandonedStorageTanksReturningToInUseOrTOS.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 § 93.565\(1\)](#). In order to bring an abandoned tank system back to in-use or temporarily-out-of-service status, the requirements of Wis. Admin. Code ATCP § 93.565(2) must be followed. For more information on that process, please see our [Abandoned Storage Tanks: Returning to In-Use or Temporarily-Out-Of-Service](#) fact sheet

[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 DATCP registered companies that offer storage tank system cleaning/removal services can be found on our website.
- 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 except:

- Certified persons are not required to perform the cleaning and removal of AST’s with a capacity of less than 5,000 gallons and the following:
  - 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.