

Specialty Tank Welding Co., Inc.

Tank Sales, Manufacturing & Design

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NOTIFICATION REGARDING BUYER'S RESPONSIBILITIES FOR TANK SELECTION, INSTALLATION, & USE

Specialty Tank & Welding Co., Inc. ("STW") manufactures a number of tanks, all of which are manufactured in compliance with accepted industry standards for each particular type of tank. These standards include those published by Underwriters Laboratories, the American Petroleum Institute, the Petroleum Equipment Institute, and the Steel Tank Institute. By purchasing a tank from STW you agree to adhere to the terms in this Notification Regarding Buyer's Responsibilities For Tank Selection, Installation & Use.

SELECTION OF THE TANK THAT'S RIGHT FOR YOU. STW sells a variety of models of aboveground storage tanks, underground storage tanks, lubricant storage tanks, waste oil storage tanks, and residential storage tanks. Each tank is manufactured to address the need of its anticipated environment and use. The tanks are not interchangeable; not every tank will function properly in every use and/or every installation environment. The tanks available for purchase differ in numerous ways, including, but not limited to:

- Different gauges of steel
- Different material
- Single-walled tanks v. double-walled tanks
- Different types of coating
- Different levels of corrosion protection
- Different sizes
- Different shapes
- Different levels of insulation
- Rain shields
- Single-compartment, multi-compartment

Therefore, it is important that you choose a tank to fit your needs. It is the responsibility of the buyer and/or the buyer's installer to consider a number of factors and to select the proper tank for the use for which the tank is being purchased and for the environment into which the tank will be installed. These factors include, but are not limited to the following:

- 1) The expected location of the tank (aboveground, belowground, indoor, outdoor, etc.).
- 2) The presence or absence of groundwater permanently or on a periodic basis, and/or the exposure of the tank to any other source or corrosive materials or influences.
- 3) The aggressiveness and corrosiveness of the soil, including the presence of iron, sulfides, and other minerals and/or acid producing materials, which would attack metallic structures buried underground.
- 4) The immediate environment into which the tank will be installed. (e.g.: type of soil, soil conditions, type of bedding materials, presence of sharp or pointed edges in the soils).

- 5) The presence of electrical devices underground in the vicinity of the tank installation, which could cause stray currents, which may therefore accelerate the deterioration of steel tanks.
- 6) The presence of vehicular traffic over the tank area and/or the risk that vehicles may accidentally driver over the tank area.
- 7) The type of fluid that the tank is expected to hold (*i.e.*, petroleum, chemical, fertilizer, fuel oil, lubricant, etc.).
- 8) The availability of alternative tanks.

BUYER'S RESPONSIBILITY TO TEST TANK. Tanks are tested prior to leaving the STW factory. During transportation and pre-installation handling, defects might occur that did not show up at the time of factory testing. It is solely the buyer and/or the buyer's authorized installer's responsibility to inspect the tank and to test the tank prior to installation to ensure that no damage has occurred which could compromise the tank structure. The buyer and/or installer must also repair all damage to tank coatings prior to installation using a factory approved repair method. **INDUSTRY STANDARD REQUIRES TANK TESTING AT THE JOB-SITE BY AN EXPERIENCED INSTALLER PRIOR TO INSTALLATION AND/OR FILLING THE TANK.** Failure to carry out these steps can lead to failure of the tank.

GENERAL NOTICE REGARDING INSTALLATION. DO NOT HANDLE OR INSTALL ANY TANK WITHOUT HAVING KNOWLEDGE AND EXPERIENCE IN PROCEDURES INVOLVED WITH PROPER AND SAFE INSTALLATION FOR ANY TANKS USED FOR STORAGE OF STABLE, FLAMMABLE AND COMBUSTIBLE LIQUIDS. NOTE: IF YOU DON'T HAVE ANY KNOWLEDGE REGARDING FILLING AND/OR INSTALLING PARTS, PUMPS OR EQUIPMENT IN ANY TANK PURCHASED FROM STW, OR IF YOU HAVE A QUESTION ABOUT TANK INSTALLATION, YOU MAY CALL US AND ASK FOR TECHNICAL SUPPORT, PRIOR TO INSTALLATION.

BUYER'S INSTALLATION RESPONSIBILITY FOR UNDERGROUND STORAGE TANKS. It is important that an underground storage tank is installed correctly by a certified installer, at a proper depth with proper backfill, in accordance with all published installation criteria and all standards accepted in the industry, and with an appropriately designed tank cover and anchoring structures, in order to prevent damage from surface loads, groundwater, corrosion, or the like. Corrosion protection is therefore important and must be evaluated by the Buyer. Proper handling of the tank during installation and protection of the tank when connecting the associated piping is essential. Several published industry standards exist and installers are required to be certified in Pennsylvania and most other states. Installers are advised to refer to and apply all and any applicable installation standards and criteria, for which they are solely responsible. The design of a proper plan for tank installation by certified installers and/or a professional engineer is recommended. The improper installation and/or handling of the tank, and/or the installation of the tank by uncertified or improperly trained personnel, shall void all warranties.

BUYER'S INSTALLATION RESPONSIBILITY FOR ABOVEGROUND STORAGE TANKS. All tanks must be tested prior to installation. Aboveground single-wall tanks should be pressure tested to 5psi maximum while all welds are tested with a soapy solution. Above Ground Double Wall Tanks must be tested in accordance with the Petroleum Equipment Institute recommended practice RP100 or RP200. Each tank is manufactured in accordance with National Fire Protection Association ("NFPA") standards. It is recommended that the Buyer's and/or the Buyer's installer refer to NFPA 30, NFPA 30A, and/or NFPA 31 when testing the tank. Significant safety consideration and controls should be established PRIOR to undertaking physical activities associated with testing Above Ground Storage Tanks. It is also important that an aboveground storage tank is installed correctly by a certified installer.

ATTACHMENT OF ASSOCIATED EQUIPMENT. STW manufactures tanks. We do not manufacture pumps, vent, gauges, or other associated equipment that you may need to operate the tank. When you purchase the tank, you may also purchase the associated equipment through us. STW will dress your tank with the associated equipment for an extra fee. We recommend that you take advantage of this service to ensure that the associated equipment is connected properly to the tank.

TANK STICKERS. STW affixes directional stickers to each tank so that the Buyer can assemble and install the pumps, vent, gauges, and associated equipment. All STW tanks are labeled properly prior to shipping. If your tank is received without proper labeling contact us immediately. If you are a distributor, you should not remove the stickers before the associated equipment is attached. We are not responsible for incorrect installment of the associated equipment due to the Buyer, Installer or Distributor's removal of the directional stickers.

GENERAL NOTICES REGARDING USE OF YOUR STW TANK.

- If you have purchased a tank for storage of oil or any other petroleum product, you should not use the tank to store water. Storing water in a tank designed for oil or petroleum products will lead to corrosion of the tank walls.
- Tanks designed to hold oil and petroleum products have a working vent and an emergency vent to allow air to escape when the tank is heated. The Buyer is responsible for ensuring that the vents are not obstructed. Obstruction of the vents can result in serious damage.
- All aboveground storage tanks that are equipped with a containment dike and a rainshield have a port hole through which you can detect leaks or spills from the tank into the containment area. It is important that you institute a method of leak detection and monitoring to promptly detect any leak in and/or behind the containment dike and rain shield as such a leak may not be readily apparent through a casual, visual inspection.

COMPLIANCE WITH APPLICABLE REGULATIONS AND STANDARDS. Pennsylvania and other states regulate the handling of storage tanks. It is your responsibility to comply with any applicable laws and regulations regarding the use of a tank, including, but not limited to laws regarding tank registration, tank handling, tank installation, and tank inspections. Further, the use and installation of storage tanks is covered by several trades groups, including but not limited to the Underwriters Laboratories, the American Petroleum Institute, the Petroleum Equipment Institute, and the Steel Tank Institute. It is the buyer's responsibility to comply with any and all applicable industry standards.

This Notification accompanies all sales of tanks by Specialty Tank & Welding Co., Inc. and is deemed a material term of each sale.