



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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October 7, 2020

George Mencarelli
VP West Coast Operations
Swissport Fueling, Inc.
42025 Aviation Drive
Dulles, VA 20166

**RE: 2020 Hazardous Liquid Jurisdictional Determination – Swissport Fueling, Inc. –
Swissport Fueling (SeaTac) (Insp. No. 8074)**

Dear Mr. Mencarelli:

The Washington Utilities and Transportation Commission (Commission) has the authority to enforce the minimum safety regulations concerning the construction, maintenance and operation of pipelines transporting hazardous liquids in the state of Washington. The Commission has adopted Title 49 CFR Part 195 and Chapter 480-75 of the Washington Administrative Code (WAC) as the minimum safety standards for hazardous liquid pipelines and breakout tanks.

A representative of the Commission (staff) visited Swissport Fueling, Inc. (Swissport) located at 2350 S 190th St., Seattle, WA. Staff also had several phone conversations with Olympic Pipeline and Swissport personnel to determine tank and pipeline operations. The purpose of the site visit and phone calls was to determine if Tank 115 meets the definition of *breakout tank* in Title 49 CFR Part 195. Staff determined that Tank 115 does not meet the definition of breakout tank, therefore, is not regulated by the Pipeline & Hazardous Materials Safety Administration (PHMSA) and Commission pipeline safety regulations.

Under [49 CFR 195.2](#), breakout tank is defined as a tank used to:

- a) relieve surges in a hazardous liquid pipeline system or
- b) receive and store hazardous liquid transported by a pipeline for reinjection and continued transportation by pipeline

Swissport does have a safety relief device on Tank 115 to relieve surges in Swissport's piping but since this is non-jurisdictional piping, the Commission has determined that the tank is not used to relieve surges in a regulated hazardous liquid pipeline system. Swissport also does not store hazardous liquid for reinjection and continued transportation by pipeline. Based on these

two assessments, Swissport Tank 115 is not regulated by the Pipeline & Hazardous Materials Safety Administration (PHMSA) and Commission pipeline safety regulations.

If you have any questions, please contact Derek Norwood, Pipeline Safety Engineer at (360) 259-2525 or derek.norwood@utc.wa.gov. Please refer to the subject matter described above in any future correspondence pertaining to this inspection.

Sincerely,

Sean C. Mayo
Pipeline Safety Director