

## APPLICATION FOR A RECEPTION FACILITY CERTIFICATE OF ADEQUACY FOR OZONE DEPLETION SUBSTANCES AND EXHAUST GAS CLEANING SYSTEM RESIDUE FORM D

The Act to Prevent Pollution From Ships (33 U.S.C. 1901 et. seq.) authorizes the Secretary of the Department of Homeland Security to issue certificates to Terminals and Ports verifying their adequacy to receive Ozone depletion substances (ODS) and exhaust gas cleaning systems residues (EGCS) from ships. Regulations implementing Regulations Part 158. To continue to receive ships at a port or terminal an applicant must hold a Certificate of Adequacy for ODS or EGCS if it receives oceangoing tankers, or any other oceangoing ship of 400 gross tons or more requesting to discharge ODS or EGCS . To receive a Certificate of Adequacy for ODS or EGCS, application is required on FORM D.

### Definitions:

"Terminal": an on shore facility or an off shore structure located in the navigable waters of the United States or subject to the jurisdiction of the United States and used, or intended to be used, as a facility for the transfer or other handling of a harmful substance. The definition of "navigable waters" for the purposes of this section may be found in 33 CFR 2.05-25.

"Port": (1) a group of terminals that combines to act as a unit and be considered a port for purposes of this part; (2) a port authority or other organization that chooses to be considered a port for purposes of this part. For the purposes of Annex V of MARPOL73/78, Port also means a commercial fishing facility, recreational boating facility and a mineral and oil industry shore base.

### A. Terminal Section

1. Complete this section if you are applying as a SINGLE TERMINAL

Name of Terminal

Street Address

City, State, Zip Code

Name of Terminal Person-in-Charge

Phone Number (Enter Area Code)

After completing this section go to Section C.

2. Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal:

- |   |                                    |                                  |
|---|------------------------------------|----------------------------------|
| <input type="checkbox"/> Oil                  | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Oily wastes          | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Fuel                 | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Bulk dry cargo       | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Explosives           | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Hazardous Substances | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Fish                 | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |
| <input type="checkbox"/> Other                | <input type="checkbox"/> Discharge | <input type="checkbox"/> Receive |

3. Check the following boxes if the terminal handles or services any of the following vessels:

- |  |   |
|--|---|
| <input type="checkbox"/> Vessels of foreign registry                             | <input type="checkbox"/> Unmanned barges  |
| <input type="checkbox"/> U.S. Vessels on domestic trade                          | <input type="checkbox"/> Chemical ships   |
| <input type="checkbox"/> U.S. Vessels in foreign trade                           | <input type="checkbox"/> Container ships  |
| <input type="checkbox"/> Passenger vessels                                       | <input type="checkbox"/> Break bulk ships |
| <input type="checkbox"/> Vessels servicing the offshore mineral and oil industry | <input type="checkbox"/> Ferry boat ships |
|  | <input type="checkbox"/> Fishing ships    |

### B. Port Section

1. Complete this section if you are applying as a PORT

Name of Terminal

Street Address

City, State, Zip Code

Name of Terminal Person-in-Charge

Phone Number (Enter Area Code)

Number of Terminal which we will be members of this Port? \_\_\_\_\_

**B. PORT SECTION** (continued) Individual terminal data:

Ports are to complete the following entries for each individual terminal which is a member of the port.

2.		Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal:	
Name of Terminal	<input type="checkbox"/> Oil	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Street Address	<input type="checkbox"/> Oily wastes	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
City, State, Zip Code	<input type="checkbox"/> Fuel	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Name of Terminal Person-in-Charge	<input type="checkbox"/> Bulk dry cargo	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Phone Number (Enter Area Code)	<input type="checkbox"/> Explosives	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
<i>Signature of Person-in-Charge of Terminal. (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)</i>	<input type="checkbox"/> Hazardous substances	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Fish	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Other	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	Check the following boxes if the terminal handles or services any of the following vessels:		
	<input type="checkbox"/> Vessels of foreign registry	<input type="checkbox"/> Unmanned barges	
	<input type="checkbox"/> U.S. Vessels on domestic trade	<input type="checkbox"/> Chemical ships	
	<input type="checkbox"/> U.S. Vessels in foreign trade	<input type="checkbox"/> Container ships	
	<input type="checkbox"/> Passenger vessels	<input type="checkbox"/> Break bulk ships	
	<input type="checkbox"/> Vessels servicing the offshore mineral and oil industry	<input type="checkbox"/> Fishing ships	
		<input type="checkbox"/> Ferry boat ships	
3.		Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal:	
Name of Terminal	<input type="checkbox"/> Oil	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Street Address	<input type="checkbox"/> Oily wastes	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
City, State, Zip Code	<input type="checkbox"/> Fuel	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Name of Terminal Person-in-Charge	<input type="checkbox"/> Bulk dry cargo	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Phone Number (Enter Area Code)	<input type="checkbox"/> Explosives	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
<i>Signature of Person-in-Charge of Terminal. (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)</i>	<input type="checkbox"/> Hazardous substances	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Fish	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Other	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	Check the following boxes if the terminal handles or services any of the following vessels:		
	<input type="checkbox"/> Vessels of foreign registry	<input type="checkbox"/> Unmanned barges	
	<input type="checkbox"/> U.S. Vessels on domestic trade	<input type="checkbox"/> Chemical ships	
	<input type="checkbox"/> U.S. Vessels in foreign trade	<input type="checkbox"/> Container ships	
	<input type="checkbox"/> Passenger vessels	<input type="checkbox"/> Break bulk ships	
	<input type="checkbox"/> Vessels servicing the offshore mineral and oil industry	<input type="checkbox"/> Fishing ships	
		<input type="checkbox"/> Ferry boat ships	
4.		Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal:	
Name of Terminal	<input type="checkbox"/> Oil	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Street Address	<input type="checkbox"/> Oily wastes	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
City, State, Zip Code	<input type="checkbox"/> Fuel	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Name of Terminal Person-in-Charge	<input type="checkbox"/> Bulk dry cargo	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
Phone Number (Enter Area Code)	<input type="checkbox"/> Explosives	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
<i>Signature of Person-in-Charge of Terminal. (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)</i>	<input type="checkbox"/> Hazardous substances	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Fish	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	<input type="checkbox"/> Other	<input type="checkbox"/> Discharge	<input type="checkbox"/> Receive
	Check the following boxes if the terminal handles or services any of the following vessels:		
	<input type="checkbox"/> Vessels of foreign registry	<input type="checkbox"/> Unmanned barges	
	<input type="checkbox"/> U.S. Vessels on domestic trade	<input type="checkbox"/> Chemical ships	
	<input type="checkbox"/> U.S. Vessels in foreign trade	<input type="checkbox"/> Container ships	
	<input type="checkbox"/> Passenger vessels	<input type="checkbox"/> Break bulk ships	
	<input type="checkbox"/> Vessels servicing the offshore mineral and oil industry	<input type="checkbox"/> Fishing ships	
		<input type="checkbox"/> Ferry boat ships	

**SECTION C** (33 CFR 158)

1. Does the terminal or port receive visits from vessels, requiring reception facilities for discharge for ozone depletion substances?

YES  NO (If the answer is "NO" go to question No. 3)

2. Is the port or terminal operator able to provide the ship with information regarding the nearest authorized EPA ODS handling and disposal facility in accordance with EPA ODS program regulations?

YES (If the answers is "YES" please fill in the information below.)  NO (If the answer is "NO" you may attach a waiver request in accordance with 33 CFR 158 on a separate attached sheet.)

Name of EPA Approved ODS Facility

City	State	Phone Number
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3. Is the terminal or port able to receive EGCS residues as defined in 33 CFR 158 which the master or person-in-charge of a ship desires to discharge?

YES  NO (If the answer is "NO" you may attach a waiver request in accordance with 33 CFR 158 on a separate attached sheet.)

The terminal/port person-in-charge identified in the Application shall notify the U.S. Coast Guard Captain of the Port (COTP) in writing 30 days after any of the terminal/port information supplied under 33 CFR 158.165(b)(3) changes.

**Civil Penalties.** A person who after notice and an opportunity for a hearing, is found:

a. to have made a false, fictitious or fraudulent statement or representation in any matter in which a statement or representation is required to be made under the Act to Prevent Pollution from Ships, or the regulations thereunder, shall be liable to the United States for a civil penalty, not to exceed \$8,000 for each statement or representation; or

b. to have violated the Act to Prevent Pollution from Ships, or the regulations issued thereunder, shall be liable to the United States for a civil penalty, not to exceed \$40,000 for each violation.

**CERTIFICATION**

I HEREBY CERTIFY THAT THE INFORMATION PROVIDED IN THIS APPLICATION FOR A WASTE RECEPTION FACILITY CERTIFICATE OF ADEQUACY IS COMPLETE, TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

PRINTED OR TYPED NAME OF PERSON IN CHARGE: \_\_\_\_\_

SIGNATURE OF TERMINAL/PORT PERSON IN CHARGE: \_\_\_\_\_ DATE SIGNED: \_\_\_\_\_

**Privacy Act Statement**

**Authority:** The Act to Prevent Pollution From Ships (33 U.S.C 1901 et. seq.) authorizes the Department of Homeland Security to issue certificates to Terminals and Ports verifying their adequacy to receive Ozone depletion substances (ODS) and exhaust gas cleaning systems residues (EGCS) from ships. Regulations implementing this program are in 33 CFR Code Federal Regulations Part 158. To continue to receive ships at a port or terminal an applicant must hold a Certificate of Adequacy for ODS or EGCS if it receives oceangoing tankers, or any other oceangoing ship of 400 gross tons or more requesting to discharge ODS or EGCS. To receive a Certificate of Adequacy for ODS or EGCS, application is required on FORM D.

**Purpose:** Waterfront Facilities are required to be certified to have adequate reception capabilities when receiving operational ODS or EGCS from ocean going tankers, or any other ocean going ship of 400 gross tons or more.

**Routine Uses:** The information supplied on the form will be used by and disclosed to Coast Guard personnel. Additionally, the Coast Guard may share the information with law enforcement or other government agencies as necessary to respond to any incidents that may occur as a result of any Marine Pollution by ODS or EGCS or pursuant to its published Privacy Act system of records notice.

**Disclosure:** Furnishing this information is voluntary; however, failure to furnish the requested information may delay or prevent the issuance of the Certificate of Adequacy (Form CG-5401).

**Burden Statement:** The Coast Guard estimates that the average burden for this report is 30 minutes. You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant (CG-FAC-2), U.S. Coast Guard, 2703 Martin Luther King Jr Ave SE Stop 7501, Washington, DC 20593-7501 or Office of Management and Budget, Paperwork Reduction Project (1625-0045), Washington, DC 20593.

Submit the application to: THE LOCAL CAPTAIN OF THE PORT OFFICE