SPCC Enforcement/Clean Water Act: U.S. Environmental Protection Agency and Vegetable Oil Refiner Enter Into Expedited Settlement Agreement



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The United States Environmental Protection Agency ("EPA") and Fuji Vegetable Oil, Inc. ("Fuji") entered into a November 9th SPCC Expedited Settlement Agreement ("ESA") addressing alleged violations of the Clean Water Act Oil Pollution Prevention regulations. See Docket No. CWA-04-2026-1105(b).

The ESA states that Fuji operates a facility in Savannah, Georgia.

The Oil Prevention regulations are promulgated at 40 CFR Part 112 under Section 311(j) of the Clean Water Act.

EPA is stated to have conducted an inspection of the Fuji facility on January 9, 2025. The stated purposes of the inspection was to determine compliance with the Oil Pollution Prevention regulations.

The Fuji facility is stated to have a total storage capacity of 69,000 gallons.

Violations alleged in the ESA include:

- Failure to have an adequate Spill Prevention Control and Countermeasure Plan.
- Inadequate containment or drainage for Loading Area.
- No interlocking warning lights, or physical barrier system or warning signs, or vehicle brake interlock system.
- Secondary containment is inadequate.
- Records of inspections do not include inspections of container/supports foundation, signs of container deterioration, discharges and/or accumulation of oil inside dyked areas.

A civil penalty of $3,500 is assessed.

A copy of the ESA can be found here.