

REPLACING, REMOVING, OR UPGRADING UNDERGROUND STORAGE TANKS (RUST) LOAN APPLICATION

This application provides required information to apply for a Loan through the RUST Program, as authorized in Chapter 6.76 (commencing with section 25299.100) of division 20 of the Health & Safety Code.

Complete and submit this application with all required documentation to your local Financial Development Corporation.

| APPLICANT INFORMATION | | | |
|--|--|--|--------------------------------------|
| This application is being filed by: <input type="checkbox"/> UST Owner <input type="checkbox"/> UST Operator <input type="checkbox"/> UST Owner & Operator | | | |
| Applicant Name | | DBA (if applicable) | |
| Project Address | City | State | Zip Code |
| Mailing Address | City | State | Zip Code |
| County of Project Address | Date Business was Established | Number of Employees Full Time Part Time | |
| Contact Person | | E-Mail Address | |
| Telephone No. | Cell Phone No. | Fax No. | |
| Number of tanks on subject property | SSN * | Fed Tax ID * | |
| Applicant Status (Check One) <input type="checkbox"/> Individual <input type="checkbox"/> Sole Proprietor <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Estate/Trust <input type="checkbox"/> Other | | | |
| Business Type <input type="checkbox"/> Gas Sales <input type="checkbox"/> Gas & Auto Repair <input type="checkbox"/> Gas & Mini Mart <input type="checkbox"/> Gas & Car Wash <input type="checkbox"/> Cardlock | | | |
| GUARANTOR INFORMATION | | | |
| Name | | <input type="checkbox"/> UST Owner <input type="checkbox"/> UST Operator | |
| Mailing Address | | State | Zip Code |
| City | Cell Phone No. | Fax No. | |
| Telephone No. | | | |
| Name | | <input type="checkbox"/> UST Owner <input type="checkbox"/> UST Operator | |
| Mailing Address | | State | Zip Code |
| City | Cell Phone No. | Fax No. | |
| Telephone No. | | | |
| ESTIMATE OF COSTS (Only costs to comply with Health and Safety Code sections 25284.1, 25292.4, and 41954 are eligible for funding) | | | |
| Estimated Eligible Costs to Complete Work: (Attach copies of Quote/Bid/Contract) | | | \$ |
| Optional Information for Government Monitoring Purposes | | | |
| Race/National Origin | | | |
| <input type="checkbox"/> American Indian | <input type="checkbox"/> Asian/Pacific Islander | <input type="checkbox"/> African American/Black; not Hispanic | <input type="checkbox"/> East Indian |
| <input type="checkbox"/> Hispanic | <input type="checkbox"/> Caucasian; not Hispanic | <input type="checkbox"/> Other (specify) _____ | |

* If a federal employer identification number is unavailable, a social security number is required. Section 25299.106 of the Health and Safety Code authorizes the Board to request this information. Pursuant to the Federal Privacy Act of 1974 (Public Law 93-579), you are hereby notified that it is mandatory to provide your social security number. Failure to provide the requested information will result in denial of the loan application. The social security number will be used by the State solely for the purpose of identifying the recipient of the loan funds. Applicants have the right to inspect records containing personal information maintained by the Board. **Rev. 02/10/14**

BORROWER QUALIFICATION

Please answer the following:

- | | | |
|--|------------------------------|-----------------------------|
| 1. Are any assets held in Trust? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 2. Are any assets pledged or debts secured except as shown? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 3. Have you ever had a repossession? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 4. Have you ever had a bankruptcy or had a judgment against you? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 5. Have you ever been a principal or guarantor of a firm that declared bankruptcy? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 6. Are you party to any claim or lawsuits? | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| 7. Have been audited by the IRS in the past three (3) years? If yes, is the audit settled? <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> YES | <input type="checkbox"/> NO |

***Please include an explanation on a separate page for each "yes" answer.

BORROWER VERIFICATION AND SIGNATURE

I represent and declare under penalty of perjury under the laws of the State of California that this is a true and correct statement of the current financial condition of the prospective borrower and its owners, cosigners, and guarantors. Any existing or threatened litigation, claim or circumstance, which might reasonably be expected to affect the condition in the future, is fully described in an attached statement.

I will immediately notify you in writing if there is a material change in my financial condition. In the absence of such notice, this shall constitute both a new and continuing statement of my financial condition if I become obligated to you or you rely, to any extent whatsoever, on this statement of my financial condition.

I agree that my present and future obligations to you may become immediately due and payable, at your sole discretion, if: (a) I, or any cosigner or guarantor of any of my obligations, at any time fail in business, become insolvent, commit an act of bankruptcy or die; (b) a writ of attachment, garnishment, execution or other legal process is issued against a material portion of my property; (c) any act for the collection of delinquent taxes is taken against me; (d) any representation to you by me or a cosigner or guarantor of my obligations proves to be misleading or untrue; (e) I fail to notify you of any material change in my financial condition or there is a materially adverse change in my condition; (f) I sell or transfer any interest in my current business; or (g) any other action or condition contained in the loan agreement which is executed by me. I waive the right to notice of any action taken by you in enforcing these rights.

- You may verify the information contained in this statement with any third party.
- I am authorized to submit this application on the part of the applicant business.
- This is not a reimbursement program. Work cannot begin until you have a signed agreement with the State Water Resources Control Board.

Executed on this _____ day of _____ 20 _____

Signature _____

Printed Name _____ Title _____

Signature _____

Printed Name _____ Title _____

RUST Loan Application

Part 2

The following items need to be included with the signed loan application for consideration of a loan.

1. List of each underground storage tank (UST) owned or operated by the applicant or business applying for a loan. The list shall include the address of each UST, the number of USTs at each location, and indicate which USTs will be included in the project using the loan funds (project tanks).
2. For each UST, include a copy of the current operating permit. Evidence of a current permit shall consist of one of the following:
 - A. A copy of a current permit issued by the county or city agency charged with responsibility for USTs (local agency); or
 - i. Evidence that the permit fee has been paid for each UST for the current year, consisting of a cancelled check or a receipt from the local agency.
3. Description of any unauthorized releases from a UST owned or operated by the applicant, including copies of correspondence between the applicant and federal, state or local agencies concerning any UST owned or operated by the applicant.
4. Information regarding the project for which funds are being requested (project), including a description of the reasons why:
 - A. The project tanks either currently are not, or in the future will not be, in compliance with federal, state or local standards.
 - B. The project will result in UST compliance with federal, state or local standards.
5. Description of the project in detail, including:
 - A. A list of the project components, with the cost estimates and time line for the completion of each component.
 - B. The name and applicable experience of the individual or firm preparing the cost estimates, and copies of any supporting invoices, estimates or contracts.
 - C. Identification of any required federal, state, or local permits necessary to carry out the project. Provide copies of any application filed to obtain these permits.
6. A project can consist of the upgrade, repair or removal of a UST used to store petroleum. The project can also include corrective action. Corrective action can include any action taken to correct an unauthorized release from a UST used to store petroleum, including: evaluation and investigation of an unauthorized release, initial corrective action measures, any actions necessary to investigate and remedy any residual effects remaining after the initial corrective action and post clean-up monitoring.
 - A. A description, budget, and time line for each segment or activity comprising the corrective action, and the identified source of funding, including the loan, for each segment or activity.
 - B. A copy of any corrective action plan approved by the local agency or regional board.
7. Evidence that applicant complies with federal or state laws pertaining to financial responsibility for underground storage tanks or is exempt from financial responsibility requirements.
8. Schedule of Current Debt, completed for all existing loans (form attached).
9. Environmental Audit, completed and signed (form attached).
10. Tax Returns, Personal and Business for last 2 years.
11. Grant Deed with Real Property description.
12. Copy of Certification of Financial Responsibility.