

MINNESOTA POLLUTION CONTROL AGENCY
COMMISSIONER'S SITE REPORT
TO THE PETROLEUM TANK RELEASE
COMPENSATION BOARD

Site: Wolverton Farmers Elevator

Site ID#: LEAK00003517

Applicant: Curt Bjertness

Date of Application: October 15, 1991

Date of Underground Storage Tank Registration: May 27, 1986

1. Eligibility Determination

I hereby make the determinations, regarding the above-referenced petroleum tank release site, that the corrective action taken by the applicant was appropriate in terms of protecting public health, welfare, and the environment and that the applicant is eligible for Petrofund reimbursement, pursuant to Minn. Stat. § 115C.09, subd. 2, items (a) and (c) (1990).

2. Compliance with Applicable Requirements: INADEQUATE

Information readily available to the Minnesota Pollution Control Agency (MPCA) staff shows that the applicant has complied with the applicable requirements of Minn. Stat. § 115C.09, subd. 3(d)(1990) with the following exceptions:

The applicant failed to notify the MPCA staff of the tank owner's intent to remove the underground storage tanks as required by Minn. Rule pt. 7150.0410, subp. 2 and/or U.S. Environmental Protection Agency regulations at 40 CFR § 280.71.

3. Reimbursement Reduction Recommendation:

The MPCA staff recommends a reduction in the amount of reimbursement available to the applicant, under 1991 Minn. Laws ch. 175, § 5 (to be codified as Minn. Stat. 115C.09, Subd. 3(e), based upon the compliance failure noted above.

The determinations in this report are made solely for the purpose of determining eligibility for reimbursement under Minn. Stat. § 115C.09, subds. 2 and 3 (1990). Nothing in this site report releases any person from liability, and the MPCA does not waive any of its authority to require additional corrective action at the above-referenced site or to enforce other provisions of state law.

Dated: Nov 26 1991


Michael Kanner, Manager
Tanks and Spills Section
Hazardous Waste Division