

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

Site: Mayer Mobil
Site ID#: LEAK00010324
Applicant: Mayer Oil Company
Date Commerce Received Application: February 20, 1998

1. Eligibility Determination

I hereby determine that the corrective action described in the application 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) (Supp. 1997).

2. Compliance with Applicable Requirements: **INADEQUATE**

Information readily available to the Minnesota Pollution Control Agency staff shows that the applicant has complied with the applicable requirements of Minn. Stat. § 115C.09, subd. 3(I) (Supp. 1997) with the following exceptions:

-At the time of the release, regular inventory control and tank tightness testing measures were not taken and/or leak detection equipment was not installed on the underground petroleum storage tank system as required by Minn. R. 7150.0300-.0340 and/or 40 CFR § 280.40-41.

DATE TANK LEAK DETECTION REQUIRED: December 22, 1993

Reimbursement Reduction Recommendation:

Because the leak detection compliance failure noted above failed to mitigate the release from the tank system, the Minnesota Pollution Control Agency staff recommends a 15 percent reimbursement reduction in accordance with Minn. Stat. § 115C.09, subd. 3(I) (Supp. 1997) and Minn. R. 2890.0065 subp. 1, item A(2).

3. Conclusion

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 (Supp. 1997). Nothing in this site report releases any person from liability, and the Minnesota Pollution Control Agency 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: 3/20/98


Mark Schmitt
Supervisor
Tanks and Emergency Response Section