



Minnesota Pollution Control Agency
Marshall Office

CERTIFIED MAIL# 7006 0100 0002 7397 1702
RETURN RECEIPT REQUESTED.

May 18, 2010

Mr. Dan Filzen
South Central Grain & Energy
PO Box 338
Hector, Minnesota 55342

RE: Petroleum Storage Tank Release Investigation and Corrective Action
Site: South Central Grain & Energy, 212 Bryant Avenue, Hector
Site ID#: LEAK00017141

Dear Mr. Filzen:

On January 21, 2008, the Minnesota Pollution Control Agency (MPCA) staff was notified that a release of petroleum occurred from storage tank facilities that you own and/or operate at the site referenced above.

This is to inform you that the MPCA staff has not received the documentation requested in our letter to you dated January 30, 2009. In order for the MPCA staff to complete its review of your file, the approved surficial soil excavation work must be completed and the soil treatment or soil disposal documentation, in addition to the Excavation Report must be submitted within thirty (30) days of receipt of this letter. Failure to comply with this requirement may result in reduced reimbursement from the Petrofund and/or enforcement action taken against you by the MPCA.

If you have not already done so, we recommend that you hire a qualified consulting firm registered with the Petrofund that has experience in conducting petroleum release site investigations and in proposing and implementing appropriate corrective actions. A list of registered contractors is available from the Department of Commerce. Please note that, under Minn. R. 2890 (2008), you must solicit a minimum of two competitive proposals on a form prescribed by the Petrofund to ensure that the consulting costs are reasonable. Questions about bidding requirements should be directed to Petrofund staff. The phone number for the Department of Commerce and the Petrofund staff is 800-638-0418.

Please submit the requested report or respond in writing to indicate your intentions for further action at this site. If your response is not received by the MPCA within 30 days after receipt of this letter, MPCA staff will assume you do not intend to comply with this request. In this event,

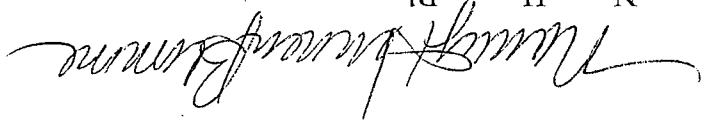


Mr. Dan Filzen
Page 2
May 18, 2010

the MPCCA Commissioner may order you to take corrective action at the site. If you do not comply with the Commissioner's order, it may be enforced in court or alternatively, the MPCCA could spend its own money cleaning up the release and then seek to recover its costs from you through legal action. Other possible courses of action against responsible parties who refuse to cooperate with this agency include, but are not limited to, a reduction to future Petroleum Tank Release Compensation Account reimbursements to which you might otherwise be entitled, and substantial civil penalties for failure to comply.

Please refer to MPCCA guidance documents for information regarding the scope of investigations required at petroleum release sites. MPCCA staff requires that the site investigation fully define the extent and magnitude of soil and groundwater contamination caused by the release. We reserve the right to reject proposed corrective actions if the requirements of the site investigation have not been fulfilled. If you have any questions concerning this letter or need additional information, please call me at 507-476-4260.

Sincerely,



Nancy Hennén Blomme

Project Leader

Marshall Office

Remediation Division

NHB:svdw

cc: Ms. Barbara Hoyhtya, Hector City Administrator

Mr. Charles Mathiowetz, Hector Fire Chief

Mr. Mark Erickson, Renville County

Mr. Terry Sieck, Glacial Lakes Environmental Consulting

file

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. <i>NH</i> Attach this card to the back of the mailpiece or on the front if space permits. <i>#17141</i> 		A. Signature <i>X Eric Anderson</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
		B. Received by (Printed Name) <i>KERT ANDERSON</i>	C. Date of Delivery <i>5-19-10</i>
1. Article Addressed to: <i>Dan Filzen South Central Grain & Energy PO Box 338 Hector MN 55342</i>		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
		7006 0100 0002 7397 1702	
PS Form 3811, February 2004		Domestic Return Receipt 102595-02-M-1540	

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

<i>NH</i> <i>#17141</i>	Postage \$	Postmark Here
	Certified Fee	
	Return Receipt Fee (Endorsement Required)	
	Restricted Delivery Fee (Endorsement Required)	
	Total Postage & Fees \$	

Sent To <i>Dan Filzen</i>	
Street, Apt. No., or PO Box No. <i>PO Box 338</i>	
City, State, ZIP+4 <i>Hector MN 55342</i>	

PS Form 3800, June 2002 See Reverse for Instructions

2021 2662 2000 0000 9000 7006 0100 0002 7397 1702