



Minnesota Pollution Control Agency

November 30, 1998

Mr. Jeff Weis
Weis Oil
600 East Lincoln
Fairfax, Minnesota 55332

RE: Conditional Petroleum Tank Release Site Closure/Off-Site Analysis Required at
Land Application Site. Site: Weis Oil Company, 600 East Lincoln, Fairfax
Site ID#: LEAK00001940

Dear Weis Oil/Dittmer Oil:

We are pleased to let you know that the Minnesota Pollution Control Agency (MPCA) Tanks and Emergency Response Section (TERS) staff has determined that your investigation and/or cleanup has adequately addressed the petroleum tank release at the site listed above. Based on the information provided, the TERS staff has conditionally closed the release site file.

However, follow-up soil analysis as outlined in the MPCA fact sheet #3.8 *Land Treatment of Petroleum Contaminated Soil: Land Treatment Sites* (May 1996) is still required. The MPCA fact sheet #3.12 *Soil Monitoring Results for Land Treated Petroleum Contaminated Soil* (April 1996) should be used for reporting results. The file regarding this release will be fully closed when monitoring results indicate that soil at the land application site has been adequately treated. Failure to fulfill monitoring requirements may result in MPCA staff recommending a reduction in potential Petrofund reimbursement.

Closure of the file means that the TERS staff does not require any additional investigation and/or cleanup work at this time or in the foreseeable future. Please be aware that file closure does not necessarily mean that all petroleum contamination has been removed from this site. However, the TERS staff has concluded that any remaining contamination, if present, does not appear to pose a threat to public health or the environment.

The MPCA reserves the right to reopen this file and to require additional investigation and/or cleanup work if new information or changing regulatory requirements make additional work necessary. If you or other parties discover additional contamination (either petroleum or nonpetroleum) that was not previously reported to the MPCA, Minnesota law requires that the MPCA be immediately notified.

Official File Stamp	

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Mr. Jeff Weis

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You should understand that this letter does not release any party from liability for the petroleum contamination under Minn. Stat. ch. 115C (Supp. 1997) or any other applicable state or federal law. In addition, this letter does not release any party from liability for nonpetroleum contamination, if present, under Minn. Stat. ch. 115B (1996), the Minnesota Superfund Law.

Because you performed the requested work, the state may reimburse you for a major portion of your costs. The Petroleum Tank Release Cleanup Act establishes a fund which may provide partial reimbursement for petroleum tank release cleanup costs. This fund is administered by the Department of Commerce Petro Board. Specific eligibility rules are available from the Petro Board at (651) 297-1119 or (651) 297-4203.

If future development of this property or the surrounding area is planned, it should be assumed that petroleum contamination may still be present. If petroleum contamination is encountered during future development work, the MPCA staff should be notified immediately.

For specific information regarding petroleum contamination that may remain at this leak site, please call the TERS File Request Program at (651) 297-8499. The MPCA fact sheet #3.35 *Leak/Spill and Underground Storage Tank File Request Form* (August 1997) must be completed prior to arranging a time for file review.

Thank you for your response to this petroleum tank release and for your cooperation with the MPCA to protect public health and the environment. If you have any questions regarding this letter, please call me at (651) 297-8611.

Sincerely,



Mark Koplitz

Project Manager
South District

MK:lk

cc: Marcia Pelzel, City Clerk, Fairfax
Tom Hurney, Fire Chief, Fairfax
Doug Knutson, Renville County Solid Waste Officer
Matt Johnson, WCEC, Morris
Minnesota Department of Commerce Petrofund Staff