

**MINNESOTA POLLUTION CONTROL AGENCY  
TANKS AND SPILLS SECTION  
PETROLEUM TANK RELEASE REPORT**

Report Taken By: DO/KJR Date/Time Occurred: \_\_\_\_\_

Date/Time Reported: 7/14/94 Date/Time Discovered: 7/14/94

LEAK# 7651 PROJECT MANAGER: EEB USTIS # 2829

**CALLER**  
Name: Davison Nagle  
Phone: 448-9393  
Relationship to site: NOVA

**SITE**  
Name: US West  
Street: 3317 24th Ave S  
City: Minneapolis Zip: 55404  
County: Hennepin Region: M/2

**TANK OPERATOR**  
Name: \_\_\_\_\_  
Street: \_\_\_\_\_  
City: \_\_\_\_\_ Zip: \_\_\_\_\_  
Contact Person: \_\_\_\_\_  
Phone: \_\_\_\_\_

**TANK OWNER**  
Name: US West  
Street: 2800 Wayzata Blvd #370  
City: Minneapolis St.: MN Zip: 55405  
Contact Person: Doug Swanson / Richard  
Phone: 344-2483 Johns

Own tanks/product/property?  
Share in profits?  
Control over inventory, maintenance and tank decisions?

SITUATION	Source of Release:	Release Discovery:
Material Released/Amount: <u>F.O.</u>	<u>VST</u>	<u>Removal</u>

**TANK INFORMATION**

Contents	Size	Age	Removed	Condition	Registered
<u>Fuel Oil</u>	<u>1000</u>	<u>1883</u>	<u>7/14/94</u>	_____	<u>5/5/86</u>
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

State or Federal \_\_\_\_\_ Notification prior to removal: 5/18/94 for 7/12/94  
Excavation Contractor: Tank Abatement Consultant: \_\_\_\_\_

**SOIL**  
Contaminated soil excavated: 25 yds  
Was it a total excavation: \_\_\_\_\_  
Vapor readings: 56 ppm  
Soil samples: \_\_\_\_\_  
Borings: \_\_\_\_\_  
Native soil type: Sandy Gravel  
Stockpiled properly/disposal arranged: \_\_\_\_\_  
Other: \_\_\_\_\_

**WATER**

Groundwater in excavation: *no*

Free product present: *no*

Depth to groundwater: *26-30 ft.*

City water/wells private/municipal:

Surface water:

**VAPORS**

Sewers/buildings:

**SITE INFORMATION**

Description of area:

Previous release(s):

**INSTRUCTION GIVEN**

Hire consultant

Submit report

Staff will call

Contact staff

**CONTACTS**

Local Fire/Police

Local Officials

Regional Staff

Other

**CONCLUSIONS AND OTHER RELATED INFORMATION**

# STATE OF MINNESOTA

DEPARTMENT OF PUBLIC SAFETY - DIVISION OF EMERGENCY MANAGEMENT  
85 STATE CAPITOL, SAINT PAUL 55155-1049

## MINNESOTA DUTY OFFICER HAZARDOUS MATERIAL INCIDENT REPORT: TANKS

REPORT DATE: 07-14-94 TIME: 1100 DUTY OFFICER: BRAD RECORD#: \_\_\_\_\_

**REPORTED BY:**

NAME: DAVIDSON NABLE  
C/O: None  
ADDRESS: \_\_\_\_\_  
CITY: \_\_\_\_\_ STATE: \_\_\_\_\_  
PHONE: 448-9393 ZIP: \_\_\_\_\_  
ALT. PHONE: \_\_\_\_\_

**SUSPECTED SOURCE/RESPONSIBLE PARTY:**

CONTACT: DOUG SWANSON  
C/O: US West  
ADDRESS: 2800 WAYZARA BLVD #370  
CITY: Mpls STATE: MN  
PHONE: \_\_\_\_\_ ZIP: 55405  
ALT. PHONE: \_\_\_\_\_  
CONTACT RICHARD JOHNS 344-248

DISCOVERY DATE: 07-14-94 TIME: \_\_\_\_\_

SITE NAME & LOCATION: US WEST 3317 - 21<sup>TH</sup> AVE S  
Mpls, MN 55406 Heard

LEGAL: \_\_\_\_\_ SECTION: \_\_\_\_\_ TOWNSHIP: \_\_\_\_\_ RANGE: \_\_\_\_\_

NUMBER/SIZE OF TANK(S): 1 - 1000 gal Fiberglass (UNR ASG)

TANK CONTENTS: Fuel oil

NATIVE SOIL TYPE: SAND / GRAVEL

PREVIOUSLY REPORTED SITE?: YES / NO / UNKNOWN LEAK #: \_\_\_\_\_

CONTAMINATED SOIL EXCAVATED?: NO / NO / UNKNOWN QUANTITY: 25 yds.

GROUND WATER ENCOUNTERED?: YES / NO / UNKNOWN DEPTH TO GW: 26-30 ft

FREE PRODUCT FOUND?: YES / NO

STAINED SOIL?: YES / NO -- PETROLEUM ODORS: YES / NO

HIGH VAPOR READINGS: None 50ppm ANALYTICAL RESULTS: \_\_\_\_\_

NARRATIVE: Prob. 1 mile to closest River

HAS MATERIAL ESCAPED FACILITY PROPERTY?: YES / NO / UNKNOWN

\*\*IS THIS A BUSINESS OR GOVERNMENT FACILITY REPORTING  
IN COMPLIANCE WITH SARA TITLE III, SECTION 304?: YES / NO / UNKNOWN  
(IF YES, COMPLETE PAGE TWO: SARA SUPPLEMENT)

**DUTY OFFICER NOTIFICATIONS MADE (AGENCY, NAME, TIME)**

PCA	TANKS	fax	
u	SERC & FM		



# Minnesota Pollution Control Agency

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July 28, 1994

Mr. Doug Swanson  
Mr. Richard Johans  
U.S. West  
2800 Wayzata Boulevard #370  
Minneapolis, Minnesota 55405

RE: Petroleum Storage Tank Release Investigation and Corrective Action  
Site: U.S. West, 3317 24th Avenue South, Minneapolis  
Site ID#: LEAK00007651

Dear Mr. Swanson and Mr. Johans:

## Notice of Release

The Minnesota Pollution Control Agency (MPCA) has received notification that a release of petroleum has occurred from storage tank facilities which you own and/or operate that has resulted in contamination of soil and/or ground water.

## Legal Obligations

Federal and state laws require that persons legally responsible for storage tank releases notify the MPCA of the release, investigate the extent of the release and take actions needed to ensure that the release is cleaned up. A person is considered legally responsible for a tank release if the person owned or operated the tank either during or after the release, unless specifically exempted under the law. See Minn. Stat. § 115C.021 (1992). If you believe that you are not legally responsible for this storage tank release, please submit a written explanation of your position to the MPCA within 30 days.

If you are not legally responsible for the release, but hold legal or equitable title to the property where the release occurred, you may volunteer to take corrective action. Responsible persons and volunteers who take corrective action may be eligible for reimbursement for a major portion of the costs of corrective action. The legislature has established the Petroleum Tank Release Cleanup Account to reimburse responsible persons and volunteers. The account is administered by the Petro Board which is part of the Minnesota Department of Commerce. Final decisions regarding the amount of reimbursement are made by the Petro Board. All questions about eligibility and reimbursement should be directed to the Petro Board at 612/297-1119 or 612/297-4203.

520 Lafayette Rd. N.; St. Paul, MN 55155-4194; (612) 296-6300 (voice); (612) 282-5332 (TTY)

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Mr. Doug Swanson  
Mr. Richard Johans

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**Request to Take Corrective Action**

The MPCA staff is requesting you to take the steps necessary to investigate and clean up the release in accordance with the enclosed MPCA fact sheets. The MPCA requires that you conduct a site investigation to define the full extent and magnitude of the soil and/or ground water contamination caused by the release. A report which details the results of the investigation or concludes that excavation was sufficient to address the release for cleanup (Excavation Report and/or Remedial Investigation/Corrective Action Design (RI/CAD)) must be submitted to this office within 10 months of the date of this letter. Please refer to MPCA fact sheets for information pertaining to the degree of investigative work necessary at petroleum release sites.

Sites with free product, drinking water supply impacts, fire or explosion hazards, or ground water impacts which pose a significant threat to public health or the environment, are considered high priority for staff review. If one or more of these situations apply to your site, an RI/CAD report must be submitted within 90 days. In addition, if you know or discover that there is free-floating petroleum in a well, excavation, or borehole, you must notify the MPCA within 24 hours and IMMEDIATELY begin interim free product recovery.

If you have not already done so, the MPCA recommends that you hire a qualified consulting firm registered with the Petro Board that has experience in conducting petroleum release site investigations and in proposing and implementing appropriate corrective actions. A list of registered contractors and consultants is available from the Minnesota Department of Commerce. The MPCA reserves the right to reject proposed corrective actions if the requirements of the site investigation have not been fulfilled. Please note that, under Minn. Rules pt. 2890.0075, subp. 2, you must solicit a minimum of two competitive proposals on a form prescribed by the Petro Board to ensure that the consulting costs are reasonable. Questions about bidding requirements should be directed to Petro Board staff.

**Required Response**

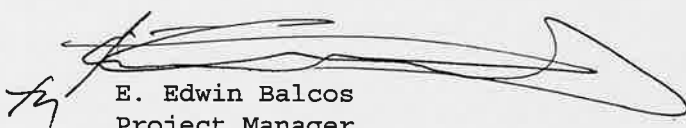
MPCA staff requests a written or verbal response to this letter within 30 days. In your response, please tell us whether you intend to comply with the above requirements. If you do not respond within this time frame, the MPCA staff will assume that you do not intend to comply, in which case the MPCA Commissioner may order you to take corrective action. If you do not comply with the Commissioner's order, it may be enforced in court or, alternatively, the MPCA could use state funds to clean up the release and then request the Attorney General to recover its costs from you through legal action. Failure to cooperate with the MPCA in a timely manner will also result in reduced reimbursement from the Petro Board. See Minn. Rules pt. 2890.0065, subp. 1, item c.

Mr. Doug Swanson  
Mr. Richard Johans  
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The enclosed fact sheets will provide you with the information necessary to complete a successful investigation and cleanup.

If you have any questions concerning this letter or need additional information, please contact me at 612/297-8591. Please reference the above LEAK # in all correspondence.

Sincerely,

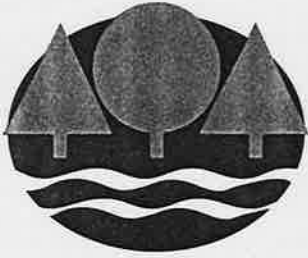


E. Edwin Balcos  
Project Manager  
Cleanup Unit III  
Tanks and Spills Section

EEB:bah

Enclosures

cc: Merry Keefe, Minneapolis City Clerk  
Thomas Dickinson, Minneapolis Fire Chief  
Greg Lie, Hennepin County Official



# Minnesota Pollution Control Agency

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January 11, 1995

Mr. Doug Swanson  
Mr. Richard Johans  
U.S. West Business Resources, Inc.  
2800 Wayzata Boulevard #370  
Minneapolis, Minnesota 55405

RE: Petroleum Tank Release Site File Closure  
Site: U.S. West Facility, 3317 24th Avenue South, Minneapolis  
Site ID#: LEAK00007651

Gentlemen:

We are pleased to let you know that the Minnesota Pollution Control Agency (MPCA) Tanks and Spills Section (T&S) 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 T&S staff has closed the release site file.

Closure of the file means that the T&S 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 T&S staff has concluded that any remaining petroleum 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 non-petroleum) that was not previously reported to the MPCA, Minnesota law requires that the MPCA be immediately notified.

You should understand that this letter does not release any party from liability for the petroleum contamination under Minn. Stat. ch. 115C (1992) or any other applicable state or federal law. In addition, this letter does not release any party from liability for non-petroleum contamination, if present, under Minn. Stat. ch. 115B (1992), 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 Petrofund Board. Specific eligibility rules are available from the Petrofund Board at 612/297-1119 or 612/297-4203.

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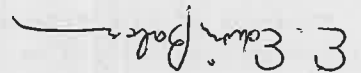
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If future development of this property or the surrounding area is planned, it should be assumed that petroleum contamination may still be present. If petroleum contamination is encountered during future development work, the T&S staff should be notified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

For specific information regarding petroleum contamination that may remain at this leaksite, please call the T&S File Request Program at 612/297-8499. The "Leak/Spill and Underground Storage Tank File Request Form" (T&S Fact Sheet #36) 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 612/297-8591.

Sincerely,



E. Edwin Balcos  
Project Manager  
Cleanup Unit II  
Tanks and Spills Section

EEB:mk

cc: Merry Keeffe, City Clerk, Minneapolis

Thomas Dickinson, Fire Chief, Minneapolis

Tom Heenan, Hennepin County Solid Waste Officer, Minneapolis

Minnesota Department of Commerce, Petrofund Staff

Karen Nordby, Department of Operations and Regulatory Services

Tom Frame, Department of Operations and Regulatory Services, Minneapolis  
James L. Deluca, Delta Environmental Consultants, Inc., St. Paul