



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Environmental
Conservation

DIVISION OF SPILL PREVENTION AND RESPONSE
Contaminated Sites Program

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File: 1516.38.026

Certified Mail, Return Receipt Requested
Article No. 7014 1200 0001 1585 9620

July 6, 2015

Mr. James B. Beckham
Petro Marine Services
P.O. Box 389, 234 4th Avenue
Seward, Alaska 99664

Re: Verification of Institutional Control Compliance at Petro Marine Ketchikan

Dear Mr. Beckham:

The Contaminated Sites Program is conducting an audit of contaminated sites closed with conditions (Institutional Controls) to verify that closure stipulations such as periodic monitoring and reporting are being performed by the responsible party of record as required under state law (18 AAC 75.375).

In 2014 the Alaska Department of Environmental Conservation (DEC) granted a Cleanup Complete Determination with Institutional Controls Decision Document for the Petro Marine Ketchikan site that included conditions requiring that a qualified third party consultant for Petro Marine Services submits an annual monitoring report on quarterly analytical sample monitoring of seawall tidal discharge for the contaminants of concern, TAH and TAqH, to protect water quality of Tongass Narrows. Based on our current records, we have not received any reports documenting monitoring results. The Cleanup Complete Determination with Institutional Controls Decision Document detailing the institutional controls that are in effect for this property is enclosed.

Requested Documentation

In order to ensure that conditions at the site are protective of human health, welfare and the environment, DEC requests that you provide the following:

- Quarterly monitoring results from the past year submitted in an annual report by a qualified third party consultant. If monitoring has not occurred, please make arrangements to have monitoring performed **as soon as possible**.

July 6, 2015

In addition to the annual monitoring report requirement, please be advised that the following Institutional Controls as established in the 2014 Cleanup Complete Determination with Institutional Controls Decision Document continue to apply:

- Any future change in land use may impact the exposure assumptions cited in the Decision Document. If land use and/or ownership changes, these management conditions may not be protective and DEC may require additional remediation and revised conditions. Therefore Petro Marine shall report to DEC every five years to document land use is unchanged, or report as soon as Petro Marine becomes aware of any change in land ownership and/or use, if earlier, with a written description and photographs of the condition of ground surfaces overlying the contamination with notation of any changes since the last report. The report can be sent to the local DEC office or electronically to DEC.ICUnit@alaska.gov.
- Any proposal to transport soil or groundwater off-site requires ADEC approval in accordance with 18 AAC 75.325. A "site" [as defined by 18 AAC 75.990 (115)] means an area that is contaminated, including areas contaminated by the migration of hazardous substances from a source area, regardless of property ownership. **This is a standard condition.**
- Movement or use of contaminated material in a manner that results in a violation of 18 AAC 70 water quality standards is prohibited. **This is a standard condition.**
- Groundwater in the state of Alaska is protected for aquaculture use. In the event that an aquaculture facility uses groundwater from this site in the future, additional treatment may be required to meet aquatic life criteria under 18 AAC 70. **This is a standard condition.**

DEC is concerned that the site conditions may not be protective. Failure to maintain these requirements may result in re-opening of the site by the Contaminated Sites Program, in which case, further remediation could be mandatory.

Please provide the requested documentation either by hard copy letter or email no later than **August 6, 2015**. If you have any questions about these requirements, please do not hesitate to contact me at (907) 465-5229 or evonne.reese@alaska.gov.

Sincerely,



Evonne Reese
Environmental Program Specialist
Institutional Control Unit

Encl: 2014 Cleanup Complete Determination with Institutional Controls Decision Document