



THE STATE  
of ALASKA  
GOVERNOR MICHAEL J. DUNLEAVY

Department of Environmental  
Conservation

DIVISION OF SPILL PREVENTION AND RESPONSE  
Contaminated Sites Program  
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August 12, 2019

File: 1530.38.005

*Sent via electronic mail only*

Delta Western Petroleum  
Attn: Christina Bentz – Environmental Manager  
420 L Street, Ste. 101  
Anchorage, AK 99501

Re: Institutional Controls (ICs) Verification for: ‘Delta Western Yakutat’ site;  
Tract 2-D ASLS 90-213 & ROWs on Tract 2-A ASLS 90-213 & Tract B ASLS 76-115

The Contaminated Sites Program conducts periodic verification of closed sites where institutional controls (land use restrictions) are required under 18 AAC 75.375. We have identified ‘Delta Western Yakutat’ as a site with institutional controls.

Delta Western should be aware that there are ongoing obligations for this site.

In order to prevent people from being exposed to any remaining contamination on the property, **this letter is being sent as a reminder** of the conditions placed on the property as part of the 2011 Conditional Closure with Institutional Controls granted by the Alaska Department of Environmental Conservation (ADEC). At the time of closure, soil contamination was documented as remaining on the property. The remaining DRO, GRO and Benzene contamination remains following a complex use history of the property for bulk fuel storage tanks with multiple owners and responsible parties.

Please be advised that the ‘Delta Western Yakutat’ site is subject to the following standard and site-specific conditions and/or institutional controls:

1. Any future change in land use may impact the exposure assumptions cited in the 2011 Conditional Closure. If land use and/or ownership changes, current institutional controls may not be protective and ADEC may require additional remediation and/or institutional controls. Therefore, Delta Western will report to ADEC every three years to document land use, or as soon as there is any change in land ownership and/or use. The report can be sent to the local ADEC office or submitted electronically to [CS.Submittals@alaska.gov](mailto:CS.Submittals@alaska.gov).
2. ADEC approval is required prior to moving any soil or groundwater off any site that is subject to the site cleanup rules [see 18 AAC 75.325(i)]. 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. In the future, if soil will be excavated it must be characterized and managed following regulations applicable at that time and ADEC approval must be obtained before moving the soil off the property. *This is a standard condition.*
3. Installation of groundwater wells will require approval from DEC.

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4. Soil contamination is located under the bulk fuel tanks liner and under the fuel terminal pipeline. When structures are removed and/or the soil becomes accessible, the soil must be evaluated and contamination addressed in accordance with a DEC approved work plan.
5. 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.*
6. Groundwater throughout Alaska is protected for use as a water supply for drinking, culinary and food processing, agriculture including irrigation and stock watering, aquaculture, and industrial use. Contaminated site cleanup complete determinations are based on groundwater being considered a potential drinking water source. In the event that groundwater from this site is to be used for other purposes in the future, such as aquaculture, additional characterization and treatment may be required to ensure the water is suitable for its intended use. *This is a standard condition.*

**In addition to the conditions above, you are required to notify the ADEC if there are any changes in land use or ownership.** Failure to maintain these requirements may result in re-opening the site by the Contaminated Sites Program, in which case, further remediation could be mandatory.

In accordance with 18 AAC 75.380(d)(2), ADEC may require additional site assessment, monitoring, remediation, and/or necessary actions at this facility should new information become available that indicates contamination at this site may pose a threat to human health or the environment.

If you seek to have the institutional controls removed from this site, you can choose at any time to voluntarily conduct additional assessment, monitoring or further cleanup to demonstrate that contamination at the site now meets the applicable cleanup levels under 18 AAC 75.

This site information is a matter of public record and is available through ADEC's online database record at: <http://dec.alaska.gov/Applications/SPAR/PublicMVC/CSP/SiteReport/1979>

The ADEC will issue a reminder letter such as this on a scheduled basis, every three years. If you have any questions regarding this site, please contact me at (907) 465-5390 or [mossy.mead@alaska.gov](mailto:mossy.mead@alaska.gov) and I will be glad to assist you.

Sincerely,



Mossy Mead  
Environmental Program Technician – IC Unit

Encl: 2011 Conditional Closure

**Note: This letter is being transmitted to you in electronic format only. If you require a paper copy, let us know and we will be happy to provide one to you. In the interest of reducing file space, the Division of SPAR/Contaminated Sites Program has transitioned to electronic transmission of project correspondence.**

*You may submit any needed documentation electronically. If your submittal is too large to email (i.e. exceeds 20 megabytes), you may submit it to me through the Alaska ZendTo "drop-off" option at <https://drop.state.ak.us/drop/>. The Division of SPAR/Contaminated Sites Program prefers and encourages electronic submittals.*

**From:** [Christina Bentz](#)  
**To:** [Mead, Mossy \(DEC\)](#)  
**Subject:** Read: Institutional Controls reminder letter for Delta Western Yakutat site  
**Date:** Tuesday, August 13, 2019 6:58:34 AM

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Your message

To:  
Subject: Institutional Controls reminder letter for Delta Western Yakutat site  
Sent: Tuesday, August 13, 2019 2:58:34 PM (UTC+00:00) Monrovia, Reykjavik  
was read on Tuesday, August 13, 2019 2:58:10 PM (UTC+00:00) Monrovia, Reykjavik.