43335 K-Beach Road, Suite 11
Soldotna, AK 99669
PHONE: (907) 262-5210
FAX: (907) 262-2294
http://www.state.ak.us/dec/

DIVISION OF SPILL PREVENTION AND RESPONSE
CONTAMINATED SITES PROGRAM

File: #2329

November 26, 2003

Mr. Billy E. Thompson
44224 Sterling Highway
Soldotna, Alaska 99669

Re: Thompson's Soldotna Gas Service
ADEC Spill #1999-23-00-148-01
UST Facility ID #1172
'No Further Remedial Action Planned' (NFRAP) Determination

Dear Mr. Thompson:

On July 7, 2003 the Kenai Area Office of the Alaska Department of Environmental Conservation (ADEC) received a Release Investigation Report for the above referenced facility. Release investigation activities were conducted in May 2003 by Shannon & Wilson Inc. under a Term Contract agreement with the State. Upon completion of the release investigation activities, this report was submitted to ADEC by Shannon & Wilson Inc.

Based on the information provided in this report, and all prior reports and information provided to the ADEC for this facility, no further remedial action is required in association with the petroleum release reported at this facility (release identified by Spill #1999-23-00-148-01), at this time. ADEC issuance of the NFRAP essentially means that the department has determined that no further remediation is planned for this site. This decision is subject to any future ADEC determination that the site is not protective of human health, safety, or welfare, or of the environment.

Petroleum hydrocarbon contamination was documented in the July 2, 1999 Underground Storage Tank Site Assessment & Release Investigation Report submitted by Rozak Engineering on your behalf. Petroleum contaminated soil remains in an area between the two underground storage tanks. Contaminant concentrations within this soil was documented as exceeding the ADEC Method 2 soil cleanup levels in 18 AAC 75; however groundwater quality monitoring data indicates that this soil contamination has not caused significant impacts to groundwater quality. We wish to inform you that under Alaska law you are liable for any remaining soil contamination resultant from your UST system. In the future, should the current UST fueling system (or any related portion of the system) be upgraded, replaced or removed, you will be required to conduct a site assessment using a qualified third party, in accordance with existing and applicable laws at that time.

Any person who disagrees with this decision may request an adjudicatory hearing in accordance with 18 AAC 15.195 – 18 AAC 15.340 or an informal review by the Division Director in accordance with 18 AAC 15.185. Informal review requests must be delivered to the Division Director, 410 Willoughby Avenue, Suite 303, Juneau, Alaska 99801, within 15 days after receiving the department's decision reviewable under this section. Adjudicatory hearing requests must be delivered to the Commissioner of the Department of Environmental Conservation, 410 Willoughby Avenue, Suite 303, Juneau, Alaska 99801, within 30 days after the date of issuance of this letter, or within 30 days after the department issues a final decision under 18 AAC 15.185. If a hearing is not requested within 30 days, the right to appeal is waived.

For future reference, all records of this facility have been routed for filing in the Kenai Area Office under the file name, "Thompson's Soldotna Gas Service – Soldotna, ADEC Spill #1999-23-00-148-01, ADEC UST Facility ID #1172".

If there are any questions regarding this determination, please feel free to call me at (907) 262-5210, extension #229.

Sincerely,

Monica English
Environmental Specialist