THE STATE of ALASKA
GOVERNOR BILL WALKER

Department of Environmental Conservation

DIVISION OF SPILL PREVENTION AND RESPONSE
Contaminated Sites Program

410 Willoughby Ave., Suite 303
P.O. Box 111800
Juneau, Alaska 99811-1800
Main: 907.465.5390
Fax: 907.465.5218
www.dec.alaska.gov

File: 2100.38.495

Certified Mail, Return Receipt Requested
Article No. 7014 2120 0001 4209 6465

February 19, 2016

Cummins Northwest, Inc.
ATTN: Frank Lesick, Facilities Manager
P.O. Box 2710
4711 North Basin Avenue
Portland, OR 97217

Re: Institutional Controls verification for Cummins Northwest Inc Service Center, located at 2618 Commercial Drive, Anchorage, Alaska 99501

Dear Mr. Lesick:

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 2011 the Alaska Department of Environmental Conservation (DEC) granted a Cleanup Complete Determination – Institutional Controls Decision Document for the Cummins Northwest Inc Service Center site that included conditions requiring a report for the groundwater monitoring be provided to ADEC by December 31st of each year that monitoring occurs (monitoring events are scheduled for 2011, 2013, 2015, 2017, and 2020 based on the timeline established in Haley & Aldrich's "Work Plan for Groundwater Sampling Activities Cummins Northwest 2618 Commercial Drive, Anchorage, Alaska"). However, ADEC has not received a groundwater monitoring report for the latest (2015) sampling event. The Cleanup Complete Determination – 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:

- Nature of the current land use of the Cummins Northwest Inc Service Center property.
- Results from the 2015 groundwater monitoring event. If results are not available or monitoring has not occurred, please make arrangements to have groundwater monitoring wells MW-01, MW-04, and MW-05 sampled for VOCs **as soon as possible.**

In addition to the groundwater monitoring requirement, please be advised that the following Institutional Controls as established in the 2011 Cleanup Complete Determination – 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, tenant and/or ownership changes, current ICs may not be protective and ADEC may require additional remediation and/or ICs. Therefore, Cummins Northwest LLC shall report to ADEC every five years to document land use, or as soon as Cummins Northwest LLC becomes aware of any change in land ownership and/or use, if earlier. The report can be sent to the local ADEC office or electronically to DEC.ICUnit@alaska.gov.
- Installation of groundwater or drinking water wells will require approval from ADEC.
- Any proposal to transport soil or groundwater off site requires ADEC approval in accordance with 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.
- Movement or use of contaminated material in a manner that results in a violation of 18 AAC 70 water quality standards is prohibited.

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 **March 21, 2016**. 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: 2011 Cleanup Complete Determination – Institutional Controls Decision Document

You may submit any needed documentation electronically. If your submittal exceeds 8 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.