

STATE OF ALASKA

FRANK H. MURKOWSKI, GOVERNOR

DEPT. OF ENVIRONMENTAL CONSERVATION

DIVISION OF SPILL PREVENTION AND RESPONSE CONTAMINATED SITES PROGRAM

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File: 2319.26.002

24 January 05

Joanne and Joe Browning
Kasilof Riverview Tesoro
P.O. Box 254
Kasilof, Alaska 99610

Re: Kasilof Riverview Lodge; ADEC Spill # 1993230015402: UST Facility ID # 384
(Loan Program & Limited Immunity Notification)

Dear Ms. and Mr. Browning:

Dear Grant Participant:

The Storage Tank Assistance Program served to provide financial assistance to owners and operators in the investigation and cleanup of impacts caused from the leaking underground storage tank (LUST) systems. However, the grant program ended on June 30, 2004 and was replaced by a loan program. Janice Brinck may be contacted at (907) 269-7563 for information on the loan program. Since there may be unresolved environmental issues remaining at former grant sites, the Alaska Department of Environmental Conservation (ADEC) is contacting the former UST grant recipients regarding their plans and/or intentions to continue the cleanup actions at their respective sites.

It is the Department's mandate to ensure that appropriate action is taken at these sites to ensure protection of human health and the environment. We recognize that most sites received significant remedial action under the grant program but additional investigation; cleanup and/or monitoring may be necessary. There may also be issues associated with the establishment and maintenance of institutional (or engineering) controls to prevent exposure.

By this letter, you are requested to contact this office and indicate your intentions to complete the cleanup and/or monitoring actions that may still be required at your site. ADEC will work with you to identify an approach that will be protective of human health and the environment and hopefully cost effective.

Please note that the Storage Tank Assistance Program provided limited immunity from cost recovery for Department oversight costs associated with a regulated UST system for certain releases from the USTs before December 22, 1992. Sec. 4, Ch. 96 SLA 1990. In order to continue in this limited liability status, you would have to continue to act in "good faith" to address any contamination remaining on site in accordance with 18 AAC 78 regulations. In the event you are

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unwilling or unable to continue the necessary corrective actions, DEC may assume the lead role in the cleanup process and seek to recover costs - if you are determined not to be acting in good faith.

If you have any questions or require clarification, please contact me. Otherwise, we look forward to hearing from you regarding your intentions on this matter by 30 May 05.

Sincerely,



Don Seagren
Environmental Specialist

CC: Arne Tikka, A.C.E. Engineering/Soldotna