



July 14, 2015

Jeffrey Recor
Transport Northwest, Inc.
P.O. Box 3427
Kent, WA 98089

via email: tnw.dis@gmail.com

**Re: Closure of the December 22, 2014 diesel fuel spill in Gallatin County, Montana.
[CVID 18144]**

Dear Mr. Recor:

The Enforcement Division (ENFD) of the Montana Department of Environmental Quality has reviewed the final *Response Action Completion Report* (Report), received July 7, 2012, discussing environmental assessment and remedial activities conducted in response to the above-referenced incident. The Report was prepared and submitted on behalf of Transport Northwest, Inc. by Resource Technologies, Inc. (RTI).

Based on review of the information provided in the Report, including analytical data for confirmation soil samples, it appears the petroleum hydrocarbon-impacted soils have been effectively removed to below applicable Tier 1 Risk-Based Corrective Action, Risk-Based Screening Levels. Therefore, ENFD is not requiring any further assessment or remedial actions and is closing this spill file.

ENFD does, however, reserve the right to request that further assessment or remedial activities be conducted if information is presented that indicates state waters were impacted as a result of this spill. ENFD's closure of this spill file may not resolve claims of third parties who may be adversely impacted by this spill.

Please note that this incident occurred on December 22, 2014; however, the final cleanup report wasn't received until July 7, 2015. The length of time from when the incident occurred and when the final report was received is extremely excessive.

DEQ's Spill Management and Reporting Policy requires that releases or spills of hazardous or deleterious substances or other wastes, regardless of size, must be properly and expeditiously managed, contained, and removed to protect public health and the environment. ENFD requests that assessment and remedial activities be initiated and/or completed within 30 days after an incident occurs, with the final cleanup report submitted within 90 days of the incident.

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If you have questions related to this matter, please contact me at either dkenney@mt.gov or the telephone number listed below. Please reference CVID 18144 on any future correspondence related to this incident.

Sincerely,



Daniel R. Kenney
Enforcement Specialist
[Enforcement Division](#)
(406) 444-1453; fax (406) 444-1923

cc via email: Gallatin County DES
Gallatin County Environmental Health
Resource Technologies, Inc.
Montana Department of Transportation