



THE STATE  
of ALASKA  
GOVERNOR MIKE DUNLEAVY

Department of Environmental  
Conservation

DIVISION OF SPILL PREVENTION AND RESPONSE  
Contaminated Sites Program

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May 25, 2021

Scott Rinkenberger  
Deputy Airport Manager  
1873 Shell Simmons Drive, Ste 200  
Juneau, AK 99801

Re: CBJ Juneau Airport CCFR Engine A3 AFFF  
Hazard ID: 27384

Dear Mr. Rinkenberger,

**\*\* STATE OF ALASKA NOTIFICATION – HAZARDOUS SUBSTANCE LIABILITY \*\***

This notification letter is to advise you of your liability for the contamination identified at the CBJ Juneau Airport CCFR Engine A3 AFFF site located at Juneau Airport, 1873 Shell Simmons Drive; West of Capital City Fire-Rescue (CCFR) Glacier Station 3 at 1700 Crest Avenue in Juneau, AK. Alaska Statute (AS) Title 46 authorizes the State to respond to this pollution incident and to take appropriate action to minimize potential damage to human health, safety or welfare or to the environment. Under Title 46, any Responsible Party may be held financially responsible for any actions taken by the State.

AS 46.03.822 (Strict Liability for the Release of Hazardous Substances) establishes who is financially responsible or liable for the investigation and cleanup of any release or threatened release of a hazardous substance. State records indicate that you meet one or more of the following criteria:

- X owned or controlled the hazardous substance at the time of its release;
- X own(ed) or operate(d) the property or facility from which the release occurred;
- X own or operate the property at which the hazardous substance came to be located; or
- \_\_\_ arranged for transport, disposal or treatment of hazardous substances that were released.

Site History and Background

On April 15, 2021, Alaska Department of Environmental Conservation (ADEC) arrived on-site after receiving a Spill Line notification of a foam release at the Juneau International Airport. CCFR

Engineer, John Adams, reported that while the fire department was performing a weekly check on the Aircraft Rescue and Firefighting Engine A3, the foam release button was accidentally left on and approximately 2.25 gallons of AFFF were released. This amount was calculated by taking the striker nozzle flow rate at 750 gallons/min, dividing the time the nozzle was left on, then multiplying by the AFFF concentration of 3%. The product released was Ansulite AFC-3MS-C (3% AFFF concentrate). The approximate size of the release was paced to about 20 x 40 sq. yards. The distance to Jordan Creek was paced to about 20 yards. It was unclear whether the foam reached the creek at the time of the visit. The CBJ Juneau Airport CCFR Engine A3 AFFF site has been added to the ADEC contaminated sites database, which is accessible on-line at the following URL:  
<https://dec.alaska.gov/Applications/SPAR/PublicMVC/CSP/SiteReport/27384>

#### Cost Recovery for State Oversight

AS 46.04.010 (Reimbursement for Cleanup Expenses) and 46.08.070 (Reimbursement for Containment and Cleanup) require that the Alaska Department of Environmental Conservation (ADEC) seek recovery of certain costs, including oversight activities, incurred by the State in responding to the release or threatened release of hazardous substances. Billable oversight expenditures include the direct cost of staff time plus indirect State overhead costs, and could include travel and contractual costs. Billable staff time includes all time spent on activities related to the incident, including site inspections, response and report reviews, correspondence, telephone conversations, meetings, and legal services.

#### Potential for Future State Action

If you are taking adequate actions to clean up this site, ADEC's involvement in those cleanup efforts will be limited to approving characterization and cleanup plans and reports, monitoring the progress of cleanup activities, and providing guidance as necessary. However, if response actions by the Responsible Party are not satisfactory, ADEC may assume the lead role in the investigation and cleanup efforts. In the event that ADEC assumes the lead role, you may be held financially liable for any response actions taken by the State. Failure to reimburse the State for billable oversight and response actions incurred by the State to address contamination at this site may result in the filing of liens against property you own, pursuant to AS 46.08.075.

You will be receiving a separate letter requesting specific actions to conduct necessary site characterization or cleanup activities. If you have specific questions regarding the investigation and cleanup of this site or if you believe someone else may be responsible for this pollution incident, you can contact Rachael Petraeus at 907-269-7520 or via email at [rachael.petraeus@alaska.gov](mailto:rachael.petraeus@alaska.gov).

If you have questions about your liability under Alaska Statute, or you have questions about cost recovery and the billing process, please contact DEC's Cost Recovery Unit by phone at (907) 465-5250 or by email at [dec.spar.cr@alaska.gov](mailto:dec.spar.cr@alaska.gov).

Sincerely,



Rachael Petraeus  
Project Manager

ADEC Contaminated Sites Program

cc: SPAR Cost Recovery Unit, via email [dec.spar.cr@alaska.gov](mailto:dec.spar.cr@alaska.gov)

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Enclosures:

- Please find enclosed a *Cleanup Process* fact sheet which briefly summarizes the major elements of Alaska's Contaminated Sites Regulations (Alaska Statute Title 46 and Title 18 of Alaska Administrative Code, Chapter 75, or "18 AAC 75", See article 3) and describes the general cleanup process. The full text of Chapter 75 can be downloaded at <http://dec.alaska.gov/media/1055/18-aac-75.pdf>.