



COLORADO
Department of Public
Health & Environment

Via Email

March 10, 2022

Mr. Jim Doody
Elam Construction
556 Struthers Avenue
Grand Junction, Colorado 81501

RE: Spill Response Report, Spill #2021-0223, Vagneur Pit site, 7911 Upper River Road, Woody Creek, Colorado

Cc: CDPHERM HAZ SW - Remediation

Dear Mr. Doody:

Thanks for your report concerning the diesel fuel spill which occurred at the Vagneur Pit site, 7911 Upper River Road, Woody Creek, Colorado. This incident, which occurred as a result of a fire at the facility, was issued spill report #2021-0223.

Your report states that soils contaminated with approximately 75 gallons of diesel fuel were excavated. These soils were set aside to be used in reprocessing for asphalt at the pit site due to disposal limitations at the Pitkin County landfill. Soil confirmation sample analyses taken at the spill site indicated that the constituents of concern were present at either non-detectable levels or at levels less than the U.S. EPA Regional Screening Levels for the constituents of concern.

Based on the information provided, it is my opinion that adequate actions have been taken to remediate the initial spill site and that all regulated waste soils generated from the spill site will be appropriately disposed of once these soils have been reprocessed. As a result, I approve your report with the following conditions:

- All contaminated soils initially excavated at the site must be reprocessed within 30 calendar days of the date that the pit begins operations for 2022.
- The site where the contaminated soils were stored during the winter must be sampled for the constituents of concern once all other contaminated soils have been removed to demonstrate that the area does not have contamination present above U.S. EPA Regional Screening Levels for the constituents of concern. These analyses results must be submitted to us within fifteen (15) calendar days of your or your designated consultant's receipt of the results.
- If soils in the area where the contaminated soils were stored have levels of contamination that are above the U.S. EPA Regional Screening Levels for the constituents of concern, these soils must also be excavated and reprocessed at the site within 30 calendar days of the date of discovery of additional contamination in this area.



- You must submit a summary report to the Division for review and approval demonstrating that all contamination associated with the spill and with the management of the contaminated soils within 30 calendar days of the date that all contaminated soils have been reprocessed. This report must also be copied to the Department of Natural Resources.

If you have any additional questions or concerns regarding this determination, please contact me at caren.johannes@state.co.us.

Sincerely,



Caren Johannes
Environmental Protection Specialist
Solid Waste Compliance Assurance Unit

Ec: Amy Yeldell, Colorado Department of Natural Resources
Brian Guzman and Demi Lumpford, ECOS Environmental Services