



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

May 24, 2017

Thomas Livingston
605 North 3rd Avenue
Stickney, SD 57357

Subject: Diesel fuel spill that occurred as a result of a traffic accident. DENR File
Number – 2017.069

Dear Mr. Livingston:

The Department of Environment and Natural Resources (DENR) is contacting you regarding the above referenced spill. This office has recorded the information on an initial spill report form (enclosed).

Based upon available information, you were cited for causing an accident that resulted in an estimated 60 gallon spill of diesel fuel into a storm drain that discharges to Firesteel Creek. In the case of a spill such as this, DENR requires the following:

- Take action to recover diesel fuel from the storm drain so the product does not drain to the creek (we understand that has been completed);
- Verify that contaminated absorbent materials and contaminated water has been properly managed/disposed (provide DENR with copies of disposal receipts); and
- By June 26, 2017, return the enclosed Written Contamination Incident Follow Up Report form.

If you have any questions or need additional information, please do not hesitate to contact Trish Kindt or myself.

Sincerely,

Kim McIntosh
Ground Water Quality Program
Phone: (605) 773-3296

Enclosures

cc/e: Jeff Bathke, Davison County EM
DENR Surface Water Quality Program

Environmental Events Database - Initial Report Form

2017.069

Dept. of Ag. Case No.

DENR Case No.

Reported: (mm/dd/yy) 5-23-17		Time: 10:25 AM		Recorded By: TIC			
A. REPORTER	Reported By: DEM from Jeff Botke						
	Organization Name: Davison Co. EM						
	Organization: <i>discharger</i> <i>public</i> <i>state</i> <i>local</i> <i>federal</i>						
	Address:						
	City: Mitchell		County: Davison		State: SD		
Zip: _____		Phone: 999-2863					
B. DISCHARGER <small>(Responsible Party)</small>	Name:						
	Address:						
	City: _____		County: _____		State: _____		
Zip: _____		Phone: _____					
C. INCIDENT LOCATION	As Above in B Street or Approx. Location 2300 N Seaborn						
	Survey Description: Sec T R						
	City: Mitchell		County: Davison		State: SD		
D. DATE	Spill Date: (mm/dd/yy) 5-23-17				Spill Time: _____		
	E. MATERIAL	Material Type (Code/Name):	<input type="checkbox"/> hazardous substance <i>oil</i> <input type="checkbox"/> other	<input type="checkbox"/> material unknown	Quantity Spilled	Spilled in Water	Units (Check 1)
Diesel Fuel			60		lb. bbl. <input checked="" type="checkbox"/> gal. oth.		
					lb. bbl. gal. oth.		
F. SOURCE	Source of Spill: <input type="checkbox"/> AST <input type="checkbox"/> UST <input type="checkbox"/> railway <input type="checkbox"/> vessel <input type="checkbox"/> fixed facility <input type="checkbox"/> pipeline <input type="checkbox"/> highway <input type="checkbox"/> air transport						
	Description:						
G. MED.	Medium Affected: <input type="checkbox"/> air <input type="checkbox"/> land <input type="checkbox"/> water <input type="checkbox"/> groundwater <input type="checkbox"/> within facility only						
	Waterway Affected: _____						
H. CAUSE	Reported Cause:				Other		
	<input type="checkbox"/> transportation accident <input type="checkbox"/> operational error <input type="checkbox"/> dumping <input type="checkbox"/> equipment failure <input type="checkbox"/> natural phenomenon <input type="checkbox"/> unknown						
Description:							
I. DAMAGE	Damages:		No. of injuries	No. of deaths	Property damage > \$50,000		
	Evacuation Response Action Taken						
K. NOTIFIED	Responding Agency: <input type="checkbox"/> DENR <input type="checkbox"/> DOA <input type="checkbox"/> discharger <input type="checkbox"/> federal <input type="checkbox"/> EPA <input type="checkbox"/> local						
	Agencies Notified: _____						
L. COMMENTS	Comments <div style="font-size: 1.5em; font-family: cursive;"> ← mile from Firststeel Creek </div>						