



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

Gary Perowitz
CHS Inc.
1831 Royal Drive NE
Alexandria, MN 56308

April 27, 2022

Subject: Department of Agriculture and Natural Resources File Number
2022.065/22JM042504, pertaining to an AST release at CHS-Mitchell, 1800
Elevator Road, Mitchell, South Dakota.

Dear Mr. Perowitz:

The Department of Agriculture and Natural Resources (DANR) is contacting you regarding the event noted above. A copy of the initial spill report form is enclosed for your review. Based on the information provided, approximately 8,000 gallons of liquid fertilizer was released into secondary containment. It is understood that recovery and remediation is underway. At this time, DANR requires the following:

- Recover remaining fertilizer within the containment and within the affected aboveground storage tank (AST);
- Continue with your plan to remove the damaged AST from the secondary containment area and remove and replace any contaminated pea rock. Contaminated pea rock may be washed and reused so long as rinse water is recovered and used as make-up water or properly disposed;
- Discharge of any liquids that accumulate within the secondary containment, including rain water, is not allowed until analytical results verify the liquid contains less than 10 ppm Nitrate. Please provide a copy of analytical results to the department;
- Please verify that cracks in the secondary containment have been repaired; and
- By May 27, 2022, complete and return the attached Written Contamination Incident Follow Up Report form.

Jackie McGuire has been assigned as the project manager for this case. She will review the information provided and will contact you if further assessment and/or cleanup is necessary. If you have questions or need additional information, please do not hesitate to contact her or myself at 605.773.3296. Thank you for your cooperation in this matter.

Sincerely,

Trish Kindt
Inspection, Compliance, & Remediation Program
(605) 773-3296

cc Jeff Bathke, Davison County Emergency Manager
JD Farley, DANR

South Dakota Spill Report Form

PRCF No.

Case No. 2022.065/22JM042504

Reported: (mm/dd/yy) 04/25/22		Time: 4:00 PM		Recorded By: J. McGuire		
A. REPORTER	Reported By: Gary Perowitz					
	Organization Name: CHS Inc					
	Organization: <input checked="" type="checkbox"/> discharger <input type="checkbox"/> public <input type="checkbox"/> state <input type="checkbox"/> local <input type="checkbox"/> federal					
	Address: 1831 Royal Drive NE					
	City: Alexandria		County:	State: MN		
	Zip: 56308		Phone: 320-287-3109			
B. DISCHARGER (Responsible Party)	Name: CHS - Mitchell					
	Address: 1800 Elevator Road					
	City: Mitchell		County: Davison	State: SD		
	Zip: 57301		Phone:			
C. INCIDENT LOCATION	Street or Approx. Location: As Above in B: <input checked="" type="checkbox"/>					
	43.718972, -98.048983					
	Survey Description:					
	City:	Zip:	County:	State:		
D. DATE	Spill Date: (mm/dd/yy) 04/25/22			Spill Time:		
	E. MATERIAL	Material Type (Code/Name):	<input checked="" type="checkbox"/> hazardous substance <input type="checkbox"/> oil	Quantity Spilled	Spilled in Water	Units (Check 1)
		<input type="checkbox"/> material unknown <input type="checkbox"/> other				
Liquid Fertilizer 28-0-0			8000		<input type="checkbox"/> lb. <input type="checkbox"/> bbl. <input checked="" type="checkbox"/> gal. <input type="checkbox"/> oth.	
					<input type="checkbox"/> lb. <input type="checkbox"/> bbl. <input type="checkbox"/> gal. <input type="checkbox"/> oth.	
F. SOURCE	Source of Spill: <input checked="" type="radio"/> AST <input type="radio"/> UST <input type="radio"/> railway <input type="radio"/> transport <input type="radio"/> fixed facility <input type="radio"/> pipeline <input type="radio"/> highway <input type="radio"/> other					
	Description: AST within concrete containment					
	Regulated Tank Facility: <input type="checkbox"/> Tank Facility ID #:					
G. MED.	Medium Affected: <input type="checkbox"/> air <input checked="" type="checkbox"/> land <input type="checkbox"/> water <input type="checkbox"/> groundwater <input checked="" type="checkbox"/> within facilities only					
	Waterway Affected: n/a					
H. CAUSE	Reported Cause: <input type="radio"/> transportation accident <input type="radio"/> operational error <input type="radio"/> dumping <input checked="" type="radio"/> equipment failure					
	<input type="radio"/> natural phenomenon <input type="radio"/> unknown <input type="radio"/> Other:					
Description: problem with AST unknown at this time						
I. DAM-AGES	No. of injuries: 0			No. of deaths: 0		
	Response Action Taken:					
J. ACTIONS	Everything is contained within the secondary containment.					
	K. NOTI-FIED	Responding Agency: <input type="checkbox"/> DANR <input type="checkbox"/> Local <input checked="" type="checkbox"/> discharger <input type="checkbox"/> federal <input type="checkbox"/> EPA <input type="checkbox"/> Other				
Agencies Notified: DANR						
L. COMMENTS	Comments:					
	4,000 gallons was recovered. Plans are to empty the damaged AST and remove it along with contaminated pea rock.					