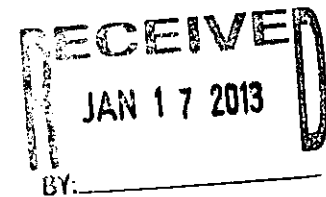




Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, Minnesota 55155-4194 | 651-296-6300
800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us | Equal Opportunity Employer

Lupe V-4th



January 2, 2013

Lennar Corporation
c/o Mr. Jason Beiderwolf
16305 36th Avenue North, Suite 600
Plymouth, MN 55446

RE: Petroleum Tank Release Site File Closure
Site: Kirkwood Development, 5330 Dunkirk Lane North, Plymouth, 55446, Hennepin County
Site ID#: LEAK00018910

Dear Mr. Beiderwolf:

The Minnesota Pollution Control Agency (MPCA) is pleased to let you know it has determined your investigation and/or cleanup have adequately addressed the petroleum tank release at the Site listed above. Based on the information provided, the MPCA has closed the petroleum tank release site file.

The closure of the petroleum tank release site file means the MPCA does not require any additional investigation and/or cleanup work at this time or in the foreseeable future. Please be aware that file closure does not necessarily mean that all petroleum contamination has been removed from this site. However, the MPCA has concluded that any remaining contamination, if present, does not appear to pose a threat to public health or the environment under current conditions.

The MPCA reserves the right to reopen this file and to require additional investigation and/or cleanup work if new information, changing regulatory requirements, or changed land use makes additional work necessary. If you or other parties discover additional contamination (either petroleum or non-petroleum) that was not previously reported, Minnesota state law requires that the MPCA be notified immediately.

You should understand this letter does not release any party from liability for the petroleum contamination under Minn. Stat. § 115C.021 subd. 1 (2012) or any other applicable state or federal law. In addition, this letter does not release any party from liability for non-petroleum contamination, if present, under Minn. Stat. § 115B (2012), the Minnesota Superfund Law.

Please note that as a result of performing the requested work you may be eligible to apply to the Petroleum Tank Release Compensation Fund (Petrofund) for partial reimbursement of the costs you have incurred in investigating and cleaning up this petroleum tank release. The Petrofund is administered by the Petroleum Tank Release Compensation Board (Petro Board) and the Minnesota Department of Commerce. To learn more about who is eligible, the types of work, and the amount of reimbursement available, please contact the Petrofund at 651-215-1775 or 1-800-638-0418.

If future development of this property or the surrounding area is planned, it should be assumed that petroleum contamination may still be present. If petroleum contamination is encountered during future development work, the MPCA should be notified immediately.

Mr. Jason Beiderwolf

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January 2, 2013

For specific information regarding petroleum contamination that may remain at this leak site, please call the Petroleum Remediation Program File Request Program at 651-757-2799 or 651-757-2309. The MPCA fact sheet *Request to Bill for Services Performed* must be completed prior to arranging a time for file review.

Thank you for your response to this petroleum tank release and for your cooperation with the MPCA to protect public health and the environment. If you have any questions regarding this letter, please contact Kathryn Serier, MPCA project manager, at 651-231-6043 or Audrey VanCleve, MPCA hydrogeologist, at 651-757-2792.

Sincerely,



Kathryn Serier
Project Manager
Petroleum Remediation Section
Remediation Division

KS:jmp

cc: Sandy Engdahl, Plymouth City Clerk
Richard Kline, Plymouth Fire Chief
Dave Jaeger, County Solid Waste Officer
Adam Zobel, Liesch Associates, Inc.
Minnesota Department of Commerce Petrofund Staff