

PUBLIC NOTICE  
STATE OF ALASKA  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

An application package for an Oil Discharge Prevention and Contingency Plan, under Alaska Statute 46.04.030 and in accordance with 18 AAC 75, has been received by the Department of Environmental Conservation. The details are as follow:

Applicant: Delta Western LLC.  
120 Mount Roberts St.  
Juneau, AK 99801

Proposed Activity: Review of a plan renewal application package for an Oil Discharge Prevention and Contingency Plan that is required to commit adequate resources to meet all planning requirements for prevention and response for a realistic maximum discharge from the operations of Delta Western Haines Bulk Facility. The tank farm has a capacity of 2,829,622 gallons and petroleum products at this tank farm include diesel and gasoline.

Location: P.O. Box 1369 Haines, AK 99827

Potential Results: A potential risk exists of oil spills entering the lands or waters of the state as a result of this operation.

Activity identified as: State Contingency Plan Number 22-CP-1022

Any person wishing to submit a request for additional information or provide comments regarding this application may do so electronically via our public notice site at <https://dec.alaska.gov/comment/>. If you are unable to submit comments via this site, you may submit them in writing to James Merrill, Department of Environmental Conservation, SPAR/PPRP, P.O. Box 111800 Juneau, AK 99811, 907-465-5250 (phone), 907-465-5345 (fax), or [james.merrill@alaska.gov](mailto:james.merrill@alaska.gov). The full contents of all submitted comments are considered public records and will be posted online in full during the public comment period. Comments submitted in writing directly to the Plan Reviewer will be uploaded to the public comment site. It is preferable for commenters to submit directly through the public comment site.

The public comment period for this application begins on December 16, 2022 and ends at 11:59 p.m. on January 16, 2023. Requests for additional information and comments must be received by 11:59 pm on January 16, 2023. It is the responsibility of the commenter to verify that facsimile and email submissions are received by the deadline. An additional comment period may be provided in accordance with 18 AAC 75.455(d).

Copies of the application package are available for public review at the following locations: the department's office at 410 Willoughby Ave. Juneau, AK 99801; and the department's website at <http://dec.alaska.gov/Applications/SPAR/PublicMVC/IPP/CPlansUnderReview>.

The department will hold a public hearing on the plan application if it determines that good cause exists. Residents in the affected area or the governing body of an affected municipality may request a public hearing by writing to the Department of Environmental Conservation, at the above address

prior to January 2, 2023. The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need an accommodation in order to participate in this public process, please contact Nancy Sutch at (907) 465-3794 or TDD Relay Service 1-800-770-8973/TTY or dial 711 prior to January 6, 2023 to ensure that any necessary accommodations can be provided.





THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

## Department of Environmental Conservation

DIVISION OF SPILL PREVENTION AND RESPONSE  
Prevention, Preparedness, and Response Program

P.O. Box 111800  
Juneau, AK 99811-1800  
Main: 907-465-5250  
Fax: 907-465-5245  
www.dec.alaska.gov

Facility #: 1021

December 5, 2022

Henry Palmer  
Delta Western, LLC  
120 Mount Roberts St.  
Juneau, AK 99801

Subject: **Delta Western Haines Bulk Facility Oil Discharge Prevention and Contingency Plan , ADEC Plan #: 22-CP-1022; Sufficient for Public Review and Public Notice Instructions**

Dear Mr. Palmer:

The Alaska Department of Environmental Conservation (department) received a plan renewal application package for the Delta Western LLC. Haines Bulk Facility Oil Discharge Prevention and Contingency Plan on December 1, 2022. The application package was submitted for evaluation as required by the state's oil and hazardous substances pollution control regulations, 18 AAC 75.

The application package was determined sufficient for review as defined in 18 AAC 75.990(195) on December 2, 2022, and will be reviewed in accordance with the procedures outlined in 18 AAC 75.455. Additional information may be requested, based on the department's technical review and comments received during the public comment period. The review schedule is designated as follows:

Start of public comment period (Day One): December 16, 2022

End of public comment period (Day 30); public comments and requests for additional information due by 5:00 pm: January 16, 2023

A single public notice of this application must be published as required by 18 AAC 75.455(b)(5) and appear in the following newspaper(s) on or before Day One: Juneau Empire. Please review the enclosed notice for accuracy and contact me if any changes are necessary. Delta Western LLC. is responsible for arranging and paying for the publication. Proof of publication must be provided to the department in the form of the original affidavit from the newspaper by Day 30. Failure to have the public notice published on or before Day One will require the issuance and publication of a new public notice with changes to the comment period as needed.

Delta Western LLC. is responsible for providing copies of the application package to the reviewers identified in the enclosed distribution list before Day One, to ensure they have sufficient time to review and comment on the application package. Proof of distribution must be provided to the

department. The plan will also be available at the department's website (<http://dec.alaska.gov/Applications/SPAR/PublicMVC/IPP/CPlansUnderReview>) for public review starting on Day One.

If you have any questions, please contact me at 907-465-5367 or [james.merrill@alaska.gov](mailto:james.merrill@alaska.gov).

Sincerely,



James Merrill  
Environmental Program Specialist

Enclosures: Draft Public Notice  
Application Package Distribution List

cc with enclosure:

Rachael Krajewski, ADEC  
Anchorage ADNR, ADNR  
Juneau ADNR, ADNR  
Southeast ADF&G, ADF&G  
Dave Owings, SEAPRO  
USCG Sector Juneau, USCG  
Robert Whittier, EPA Alaska Operations  
Alekk Fullerton, Haines Borough