



July 24, 2023

CASEY FOETISCH
MAGNUM LTL INC
1650 E WASHINGTON AVE
DES MOINES IA 50316

**Re: Magnum LTL, Inc. (1650 E Washington Ave, Des Moines, IA 50316)
Contaminated Sites Database Site ID No. 2761
Site Assessment Plan Required (567 IAC 133)**

Dear Mr. Foetisch:

The Iowa Department of Natural Resources (DNR) has been informed of a suspected herbicide release at 1650 E Washington Ave., Des Moines, IA. This area of herbicide contamination indicates a possible hazardous condition exists and must be investigated to ensure protection of human health and the environment. The purpose of this letter is to generally explain what is expected of you, and seek your cooperation in completing these activities. Work that needs to be done in order to comply with Iowa law is likely to consist of hiring an environmental professional to complete soil and groundwater testing on your property in order to determine the extent of contaminants on the site. Depending on the level of contamination and the site characteristics, further work may or may not be required.

On June 15, 2023 the DNR was notified of impacts to vegetative growth near the 1650 E Washington Ave. property (site). Through conversations with a neighboring property owner, it was determined that Magnum LTL, Inc. had a confirmed release of herbicide from a 250 gallon plastic tote located on the site approximately two years prior. The plastic tote was believed to have been punctured by a heavy equipment fork and released the herbicide mixture on the gravel parking lot north of the site building.

On May 30, 2023 soil samples were collected near the property boundary and from the potentially impacted vegetative growth north of the site and submitted to the State Hygienic Laboratory in Coralville, IA. Results from both samples yielded Dichlorophenoxyacetic acid (2,4-D) concentrations over laboratory detection levels, but under Iowa Statewide Standards.

Under the authority of Iowa Administrative Code (IAC) [567 IAC 131](#), Notifications of Hazardous Conditions, and [567 IAC 133](#), Rules for Determining Cleanup Actions and Responsible Parties, the owners of Magnum LTL, 1650 E Washington Ave. shall perform an environmental site assessment as described in [567 IAC 133.2](#) on their property. As noted in [567 IAC 133.4\(3\)a](#), the site assessment work plan shall be submitted to DNR within 45 days of receiving this letter.

A site assessment of Magnum LTL is required to be completed by an environmental professional. Generally, a workplan (to be submitted by the environmental professional of your choosing) is due within **45 days** of receiving this letter. At that time, the DNR will review the workplan and provide comments. After the plan is accepted, the assessment will begin and a report will be generated that presents and interprets the findings of

the investigation. This site assessment report will be reviewed by the Iowa DNR and future actions will be determined at that time.

Failing to adequately respond to this letter may result in escalated enforcement by the DNR. If you believe this letter has been sent in error, or circumstances exist that you feel prevent you from completing the work being requested of you, **please provide a written explanation to the Iowa DNR no later than August 8, 2023.**

Feel free to contact me with any questions at [\(515\) 721-7024](tel:5157217024) or by email at andrew.carver@dnr.iowa.gov.

Sincerely,

Andrew Carver, CGP# 2106
Environmental Specialist
Land Quality Bureau

cc: Iowa DNR Field Office #5, Des Moines

Michael Sullivan
Iowa DNR
502 E 9th St.
Des Moines, IA 50319