

7044.0200 DEFINITIONS.

Subpart 1. **Scope.** As used in this chapter, the following terms have the meanings given them, unless the context requires otherwise.

Subp. 2. **Miscellaneous terms.** The following terms have the meanings given them in the Environmental Response and Liability Act (ERLA), Minnesota Statutes, chapter 115B: agricultural chemical, Federal Superfund Act, account, hazardous substance, hazardous waste, natural resources, owner of real property, person, pollutant or contaminant, release, remedy or remedial action, remove or removal, respond or response, and water.

Subp. 3. **Advisory.** "Advisory" means a warning by the commissioner, Minnesota Department of Health, Minnesota Department of Natural Resources, or the Minnesota Department of Agriculture issued to the public concerning a hazardous substance, or a pollutant or contaminant, at or near a site.

Subp. 3a. **Agency.** "Agency" means the Department of Agriculture for actions, duties, or authorities relating to agricultural chemicals, or the Pollution Control Agency for other substances.

Subp. 3b. **Agricultural chemical site.** "Agricultural chemical site" means a site that is predominately contaminated with agricultural chemicals.

Subp. 3c. **Commissioner.** "Commissioner" means the commissioner of agriculture for actions, duties, or authorities relating to agricultural chemicals or the commissioner of the Pollution Control Agency for other substances.

Subp. 4. **Emergency.** "Emergency" means a determination by the commissioner that immediate action is required to prevent, minimize, or mitigate damage to the public health or welfare or the environment.

Subp. 5. [Repealed, 17 SR 2328]

Subp. 5a. **Operation and maintenance.** "Operation and maintenance" means measures required to maintain the effectiveness of response actions.

Subp. 5b. **PCA site.** "PCA site" means a site that is predominately contaminated with substances other than agricultural chemicals.

Subp. 6. [Repealed, 17 SR 2328]

Subp. 7. **Site.** "Site" means any place or area where a hazardous substance, or a pollutant or contaminant, has been deposited, stored, disposed of, placed, or otherwise come to be located including:

A. a building, structure, installation, equipment, pipe or pipeline (including a pipe into a sewer or publicly owned treatment works), well, pit, pond, lagoon, impoundment, ditch, landfill, storage container, motor vehicle, rolling stock, or aircraft; or

B. a watercraft of any description, or other artificial contrivance used or capable of being used as a means of transportation on water.

Site does not include a consumer product in consumer use.

Subp. 8. [Repealed, 17 SR 2328]

Statutory Authority: *MS s 14.06; 115B.17*

History: *9 SR 58; L 1987 c 186 s 15; 17 SR 2328*

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