

NORTH DAKOTA BROWNFIELDS RESOURCES

WHAT IS A BROWNFIELD?

A brownfield is a property where expansion, redevelopment or reuse may be complicated by the presence or potential presence of a hazardous substance, pollutant or contaminant.

Brownfields are present in nearly every community, from dry cleaners and gas stations to vacant retail properties and former industrial sites. Nationally, the [Comprehensive Environmental Response, Compensation and Liability Act of 1980](#) (CERCLA, also known as Superfund) and the [Resource Conservation and Recovery Act](#) (RCRA) were established to address the threat of hazardous wastes sites and to prevent future contamination from occurring. Although some brownfield sites are governed by CERCLA or RCRA, most are regulated on a state level. In North Dakota, these sites are regulated by the Department of Environmental Quality (DEQ).



NORTH DAKOTA DEPT. OF ENVIRONMENTAL QUALITY (DEQ)

BROWNFIELDS PROGRAM OVERVIEW

The purpose of the North Dakota Brownfields State Program is to take contaminated or potentially contaminated, underdeveloped, unproductive property and convert it into productive real estate. The Brownfields Program receives funding from the federal Environmental Protection Agency (EPA) to conduct assessment and cleanup activities.

Brownfields funding may only be used on sites where there is a release or a substantial threat of a release of a hazardous substance, pollutant, or contaminant that may present an imminent and substantial danger to public health or welfare. Funds may also be used where a release is suspected to have occurred or is about to occur.

BROWNFIELDS ASSESSMENT ASSISTANCE

DEQ provides free assessment services to qualified cities, counties, non-profits, and local development groups. There is no limit on the number of sites an applicant can request assistance for, although program funds are limited and requests are considered on a first-come, first-served basis. Private property owners are not eligible for assessment assistance, although an eligible entity may request assistance on their behalf.

CONTACTS

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BROWNFIELDS CLEANUP ASSISTANCE

DEQ provides cleanup support to brownfield sites where there is an existing or likely release that presents a threat to public health or welfare. Sites must be owned by a qualified city, county, non-profit, or local development group. As with assessment funding, cleanup funds are available on a first-come, first-served basis. Additionally, applicants should have a plan for future use of the property once cleanup is complete.

DEQ UNDERGROUND STORAGE TANK PROGRAM

PETROLEUM TANK RELEASE COMPENSATION FUND

The North Dakota Petroleum Tank Release Compensation Fund was established to financially assist property owners with cleanup costs and third-party liability caused by petroleum contamination from above-ground or underground petroleum storage tanks. If a petroleum release occurs or petroleum contamination is discovered, eligible tank owners can be reimbursed for 90% of necessary and reasonable costs between \$5,000 and \$155,000. The fund reimburses 100% of costs between \$155,000 and \$1 million.

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TECHNICAL ASSISTANCE PROGRAMS

EPA TECHNICAL ASSISTANCE TO BROWNFIELDS (TAB)

The EPA TAB program provides free technical assistance to communities on brownfields issues, with the goal of increasing the community's understanding and involvement in brownfield cleanup and revitalization, and helping put brownfield properties back to productive use. Kansas State University (KSU) is the TAB provider to North Dakota, as well as all of EPA Regions 5, 6, 7, and 8. KSU provides planning and redevelopment assistance, financial analysis, technical document review, community outreach assistance, online tools, and more.

KANSAS STATE
UNIVERSITY



TAB
Technical Assistance
to Brownfields

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OTHER PROGRAMS AND RESOURCES

NORTH DAKOTA VAULT - FINANCE RESOURCES

NORTH DAKOTA USDA RURAL DEVELOPMENT

MAIN STREET ND

HISTORIC ARCHITECTURE/REHABILITATION TAX CREDITS

NORTH DAKOTA HOUSING FINANCE AGENCY

EVs FOR RURAL TRANSPORTATION

NORTH DAKOTA LEAGUE OF CITIES