

State of Wisconsin Substance Release Notification Form

24-Hour Emergency Hotline Number: 1-800-943-0003

Form 4400-91 Rev. 11-95

Date and Mil. Time of Incident <small>SOME TIME PREVIOUS TO AND INCLUDING</small> 26 FEB 98	Date and Mil. Time Reported 23 FEB 98
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Person Reporting <u>ANY FOR PROPERTY OWNER</u>	Telephone # ()
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Representing Agency, Firm, or Citizen <u>JOHN NOVAK, PROP. OWNER - 1960 S 47TH PL</u>

Responsible Party <u>JESSE URBAN, JAYS FUEL OIL</u>

Contact Name <u>JOHN (JAY) URBAN</u>	Telephone # <u>(414) 679-3662</u>
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Address <u>4935 GUNDERSON RD</u>	City, State, Zip Code <u>WATERFORD WI 53185</u>
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Substance Involved <u>HOME HEATING OIL</u>	Amount & Units Released <u>UNKNOWN</u>	Amt. Recovered	Is this a 304 (11004 42 USC) spill? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
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Solid Semisolid Liquid Gas Color _____ Odor _____

Exact Location (inc. address, facility name, mileage, bldg. #, etc.) <u>1960 S 47TH PLACE</u>
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City <u>WEST ALLIS</u>	County WISCONSIN <u>MILWAUKEE</u>	Lat/long
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DNR Region <u>DNRSE</u>	<u>1/4</u> <u>1/4sec</u> <u>T</u> <u>NR</u> (E/W)	Weather Cond.
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Cause of Incident <u>UNCORRECTED EQUIP. FAILURE ON JAYS FUEL OIL VEHICLE (LEAKED FUEL OIL ON SOIL. LENGTH OF TIME OF LEAKING UNKNOWN. PUDDLES OF FUEL PRODUCT PRESENT ON GROUND SURFACE > 25gal ON 26 FEB 98. IT MAY BE DIFFICULT TO DIFFERENTIATE NEW/HISTORIC CONTAMINATION.</u>

Spilled Substance Impact To: Check (✓) all that apply <input type="checkbox"/> Air <input type="checkbox"/> Potential <input checked="" type="checkbox"/> Soil <input type="checkbox"/> Potential <input type="checkbox"/> Groundwater <input type="checkbox"/> Potential <input type="checkbox"/> Surface Water <input type="checkbox"/> Potential Name: _____ <input type="checkbox"/> Storm Sewer <input type="checkbox"/> Potential <input type="checkbox"/> Sanitary Sewer <input type="checkbox"/> Potential <input type="checkbox"/> Concrete/Asphalt <input type="checkbox"/> Potential <input type="checkbox"/> Private Well <input type="checkbox"/> Potential <input type="checkbox"/> Contained/Recovered <input type="checkbox"/> Other: _____	Spill Source: <input type="checkbox"/> Transportation Accident, Fuel Supply Tank Spill <input type="checkbox"/> Transportation Accident, Load Spill <input type="checkbox"/> Industrial Facility <input type="checkbox"/> Paper Mill <input type="checkbox"/> Chemical Co. <input type="checkbox"/> Ag Coop/Facility/Food Factory/Facility <input type="checkbox"/> Gas/Service Station/Garage/Auto Dealer, Repair Shop <input checked="" type="checkbox"/> Pipeline, Terminal, Tank Farm, Oil Jobber/Wholesaler <input type="checkbox"/> Public Property (city, state, church, school, etc.) <input type="checkbox"/> Utility Co., Power Generating/Transfer Facility <input type="checkbox"/> Private Property (home/farm) <input type="checkbox"/> Construction, Excavation, Wrecking, Quarry, Mine <input type="checkbox"/> Airport Facility <input type="checkbox"/> Railroad Facility <input checked="" type="checkbox"/> Other <u>HOME HEATING OIL DELIVERY</u>	Action Taken By Spiller <input type="checkbox"/> No Action Taken <input type="checkbox"/> No Action Needed <input type="checkbox"/> Monitor <input checked="" type="checkbox"/> Cleanup Method: <u>SUBSANTS FOR PP, NR 716</u> <input type="checkbox"/> Waste Destination: _____ <input type="checkbox"/> Containment <input type="checkbox"/> Contractor Hired Name: _____ <input type="checkbox"/> Other: _____
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Injuries? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, how many? _____	Has an evacuation occurred? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Potential? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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Are there any resource damages? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Potential What kinds? <u>Soil</u>
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Other Agencies Notified (✓ first column if notified); Check (✓) both columns if on scene <input checked="" type="checkbox"/> Fire Department/Hazmat <input checked="" type="checkbox"/> Local DNR <input type="checkbox"/> EPA <input checked="" type="checkbox"/> Local Law Enforcement <input type="checkbox"/> Div. Emer. Gov. <input type="checkbox"/> Nat'l Resp. Ctr. 800-442-8802 <input checked="" type="checkbox"/> LEPC or Local Emer. Gov. <input type="checkbox"/> DATCP 608-224-4500 <input type="checkbox"/> Chemtrec 800-424-9300 <input type="checkbox"/> Regional Response Team <input type="checkbox"/> DHSS 608-266-2830 <input type="checkbox"/> Other _____	Incident Commander, if known: _____ _____ Phone: _____
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Prepared By:(Print) <u>MIKE THOMPSON, DNRSE-RR</u> (Sign)	Date: <u>17 MAR 98</u>	Rpt'd to DATCP? <input type="checkbox"/> Yes <input type="checkbox"/> No
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Person Notified: <u>GREGG JARMUZ, DNRSE-KW</u>	Region Notified:	Time:	Date:
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Invstgtd By:(Print) _____ (Sign)	Date:	Site Closed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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Spill Coordinator Signoff: _____	Date: _____	Transferred to ERP? <input type="checkbox"/> No <input type="checkbox"/> Yes; Case # <u>FD# 241 222 520</u>	NFA Letter Sent? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			Spill Packet Sent? <input type="checkbox"/> Yes <input type="checkbox"/> No



GODFREY & KAHN, S.C.
780 NORTH WATER STREET
MILWAUKEE, WI 53202-3590
TEL 414-273-3500
FAX 414-273-5198

MILWAUKEE
APPLETON
GREEN BAY
MADISON
OAKCROSS

February 25, 1998

VIA FACSIMILE
(414) 263-8483

Mr. Michael Thompson
Wisconsin Department of Natural Resources
2300 North Dr. Martin Luther King, Jr. Drive
Milwaukee, WI 53212

RE: Notification of Discharge at 1960 South 67th Place, West Allis, Wisconsin

Dear Mr. Thompson:

Our office represents John and Joanne Novak, owners of the above-referenced property. In accordance with the requirements of Wis. Admin. Code Ch. NR 705, this letter is to notify your office of a reportable discharge of heating oil at the above-referenced property.

On February 23, 1998, our client became aware that a tenant at the property, Jay's Fuel Oil Co., had discharged a reportable amount of heating oil onto the property. The discharge appears to be due to a leak from a tanker that overflowed a containment device.

Our client was not responsible for this discharge and had no knowledge of the discharge until their discovery of the discharge on February 23, 1998. Jay's Fuel Oil Co. should be considered the responsible party for this discharge. The mailing address for Jay's Fuel Oil Co. is 1571 South 62nd Street, West Allis, Wisconsin 53214.

↳ 414 679-3662

If you have any questions or concerns regarding this situation, please do not hesitate to contact me.

Very truly yours,

GODFREY & KAHN, S.C.

Donald P. Kiesling, Jr.

26FEB98

348WGS

- FIRST BIKER FOR PROP. OWNER
- PARKING FOR JAY'S HEATING OIL
- JAY'S TRUCK LEAKING
- SPILL BUCKET OVERFLOWED
- PUFFING OF FUEL AS LABEL AS TRUCK
- WHO IS JAY'S CONTACT.

DFK:jep

cc: John and Joanne Novak:

Jay's Fuel Oil Co.

MW1-112333-1

DON WILL CALL MCT BACK

- 26 FEB 98

KIESLING EDITED - LET MESSAGE FOR MCT
SPILL NOT CLEANED UP -> MAYBE GETTING WORSE

- 26 FEB 98

MCT CALLED JAY'S OWNER NOT IN; RECEPTIONIST SAID NOVAK CALLED; RECEPTIONIST DISPATCHING
DRIVERS FOR CLEANUP; DRIVERS SHOULD BE CAPABLE; MCT SAID CALL FD IF LARGE
PUDDLE OF FO TOO BIG FOR DRIVERS.