

## Borski, Jennifer - DNR

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**From:** Borski, Jennifer - DNR  
**Sent:** Wednesday, December 20, 2017 3:25 PM  
**To:** 'Stuart Boerst'; 'Corey Stumpf' (coreys@stumpfford.com)  
**Subject:** Requested Info: 3225 W College, TN Grand Chute, Hardees, BRRTS #03-45-182502 & Malchow Property (Former), BRRTS #02-45-228649

Corey & Stuart,

Today the Northeast Region Closure Committee reviewed the materials you submitted yesterday for BRRTS #03-45-182502 and 02-45-228649. A formal written approval of your request to replace the structural impediment/restriction with the asphalt cap for the Hardees case and the process to accomplish that is forthcoming in a separate document.

The purpose of this email is to request changes to the Revised Cover Maintenance Plan dated December 2017, referenced Figure 1 and Form 4400-305. Please make the following edits and resubmit both an electronic copy and a hard copy to me in Oshkosh:

1. Revise the location where site specific information can be found to match the template language listed in RR-980.

More site-specific information about this property/site may be found in:

- The case file in the DNR Northeast Region office
  - At <http://dnr.wi.gov/topic/Brownfields/wrrd.html>, which includes:
    - BRRTS on the Web (DNR's internet based data base of contaminated sites) for the link to a PDF for site-specific information at the time of closure and on continuing obligations;
    - RR Sites Map for a map view of the site, and
  - The DNR project manager for Outagamie County.
2. Move the last sentence of the "Former Malchow Property" paragraph to the beginning of the paragraph on pg 1;
  3. Reference Figure 1 by McMahon for soil sample locations as the first sentence in the "Former Hardees Site" paragraph on pg 1;
  4. Reconcile the location where inspection logs will be kept under the "Annual Inspection" paragraph (last sentence) on pg 2 and the third paragraph under "Maintenance Activities" (last sentence) on pg 3.
  5. Insert the following paragraph from the template RR-980 under the prohibited activities on pg 3:

If removal, replacement or other changes to a cover, or a building which is acting as a cover, are considered, the property owner will contact DNR at least 45 days before taking such an action, to determine whether further action may be necessary to protect human health, safety, or welfare or the environment, in accordance with s. NR 727.07, Wis. Adm. Code.

6. Changes to Figure 1, by McMahon:
  - a. Add "BRRTS #03-45-182502" inside the former Hardees building footprint;
  - b. Add "Malchow Property (Former), BRRTS #02-45-228649" inside the former dry cleaner building footprint;
  - c. Add "Formerly AAA" inside the footprint of the existing building directly east of the cap areas;
  - d. Add "Alley" between the former dry cleaner building and existing building to the east;
7. Fill out Form 4400-305:
  - a. Insert "Hardees and Malchow Property (Former)" in Activity Name field;
  - b. Insert "03-45-182502 and 02-45-228649" in BRRTS No. field;
  - c. Select "annually" for inspection frequency;

- d. Fill out first row inspection: Insert initial inspection date (date of photos), inspector name, select item “cover/barrier”, insert “new asphalt installed April 2017” in condition, insert “none” in recommendations and select “Y” for photos taken;
- e. Attach two photos to Form 4400-305.

8. If necessary, update the Month and Year of the Revised Cover Maintenance Plan on pg 1 and in the header; and

9. Update the signature on pg 3.

As stated above, please make the edits identified above and resubmit both an electronic copy and a hard copy to me in Oshkosh. In an effort to keep these sites moving forward, I request that you submit this information **by January 19, 2018**. Once submitted, I can begin drafting the closure addendum letters for both cases. In the interim, I will begin working on an affidavit to rescind the restriction regarding a structural impediment for the Hardees case.

Please let me know if you have any questions.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

**Jennifer Borski**

Hydrogeologist – Remediation & Redevelopment Program

Wisconsin Department of Natural Resources

625 E. County Road Y, STE 700, Oshkosh, WI 54901-9731

Phone: (920) 424-7887

Cell Phone: (920) 360-0853

[jennifer.borski@wisconsin.gov](mailto:jennifer.borski@wisconsin.gov)



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