

QA QC  
11-7-13  
dch

State of Wisconsin - Department of Natural Resources  
 Substance Release Notification Report (SERTS)  
 Report created on 09/24/2013

SPILL ID# 20130702NE43-1 BRRTS# 04-43-561010

Incident Date & Time: Unknown	Reported Date & Time: 07/02/2013 03:55	BRRTS No: 04-43-561010	Spill ID: 20130702NE43-1
DATCP Reported? No DATCP Transferred? No	NFA Letter Sent? No	ERP Transferred? No	Incident Closed? Yes : 09/24/2013

010125-84-30

Location			
Region: NE	County: Oconto	Municipality: GILLETT, CITY OF	
Facility/Property Name and Street Address: 312 E WASHINGTON ST 312 E WASHINGTON ST		Description: NICOLET TRAILS CAMPGROUND	
Facility Type: Public Prop/Residence (Fed/St/Cnty/City/Twn Ofcs/Bldgs/Grnd) <i>Original XY 654152 492435</i>			
Lat/Long:	PLSS:	WTM:	
Weather Conditions: <i>OK MMS</i>			

Responsible Parties			
Name/Address (1): CITY OF GILLETT 150 N MCKENZIE AVE GILLETT, WI 54124-	Contact: BETH RANK	Other Contact:	Spill Packet:

**Cause**  
 CITY IS BUILDING A CAMPGROUND OVER WHAT USED TO BE A BULK PETROLEUM PLANT. THEY FOUND TWO UNDERGROUND STORAGE TANKS (APPROX 300 GAL EA). THEY REMOVED THE TANKS, AND REFILLED THE HOLE BUT NOTICED PETROLEUM ODOR.

Cause Type: SUSPECTED LUST

Substances						
Name	Other / Comments	Amt Released	Amt Recovered	Type	Color	Odor
Petroleum - Unknown Type	GASOLINE, FUEL, OR DIESEL	UNK	0.0	LIQUID		

Environmental Impacts / Damages			
Environmental Impacts: SOIL	Resource Damages: No	Injuries: No	Evacuation: No

Cleanup Actions	
Method	Description
Other	OLD TANKS REMOVED
Samples Collected	

**Cleanup Action Comments**  
 BOTH USTS WERE REMOVED AND HOLES WERE BACKFILLED

Contractors Hired	
Name	Description
OTHER	MACH IV ENGINEERING

Waste Destinations	
Location	Description

Agencies Notified / On Scene		
Agency	Notified	On Scene

*add points to SDR  
 scan & upload doc  
 MMS 26 sep 2013*

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DNR		X	X	
<b>Additional Comments</b>				
*** SUBMITTED VIA SERTS WEB FORM REF # 7344 CITY WAS DIRECTED TO COLLECT SOIL SAMPLES AS PER RULES WHEN USTS ARE REMOVED. SOIL SAMPLES SHOWED SIGNIFICANT PETROLEUM CONTAMINATION REMAINS. TRANSFERRED TO LUST ON 9/12/13 (BRRTS # 03-43-560923). SPILL CASE CLOSED BY T AMMAN.				
<b>Enforcement Action/Citation</b>				
Enforcement Action/Citation? No				
Case Activity Reports:				
<b>Person Reporting</b>				
Name	Representing / Address	Primary Phone	Secondary Phone	
DISPATCH	DNR VIOLATION HOTLINE	(608) 267-0844 x		
<b>Contractors Hired</b>				
Name / Address			Zone Contractor Hired by DNR?	
			No	
<b>Contacts</b>				
Role	Name	Office Phone	Date	Time
Prepared By:	Jamie Adams	(608) 261-4388 x	07/02/2013	
Person Notified:	MIKE STAHL		07/02/2013	
Investigated By:			07/02/2013	
Incident Commander:				
Spill Coordinator:	ROXANNE CHRON, NE Region	ERT (920) 662-5 x	09/24/2013	
<b>Electronic Attachments (list)</b>				
Name	Type			
20130702NE431_Map.pdf	Portable Document Format			

**State of Wisconsin**  
**DEPARTMENT OF NATURAL RESOURCES**  
Northeast Region Headquarters  
2984 Shawano Avenue  
Green Bay WI 54313-6727

Scott Walker, Governor  
Cathy Stepp, Secretary  
Jean Romback-Bartels, Regional Director  
Telephone 920-662-5100  
FAX 920-662-5413  
TTY Access via relay - 711



September 12, 2013

City of Gillett  
Ms. Beth Rank  
150 N McKenzie Ave  
Gillett WI 54124

Subject: **Reported Contamination at Nicolet Trails Campground, 312 E Washington St, Gillett Cty, WI**  
WDNR BRRTS Activity # **03-43-560923**

Dear Ms. Rank:

On September 4, 2013, Chad M. Fradette of Mach IV Engineering, on behalf of the city of Gillett, notified the Wisconsin Department of Natural Resources ("WDNR") that gasoline and diesel contamination had been detected at the site described above.

Based on the information that has been submitted to the WDNR regarding this site, we believe you are responsible for investigating and restoring the environment at the above-described site under Section 292.11, Wisconsin Statutes, known as the hazardous substances spills law.

This letter describes the legal responsibilities of a person who is responsible under Section 292.11, explains what you need to do to investigate and clean up the contamination, and provides you with information about cleanups, environmental consultants, possible financial assistance, and working cooperatively with the WDNR or the Department of Agriculture, Trade and Consumer Protection (DATCP).

**Legal Responsibilities:**

Your legal responsibilities are defined both in statute and in administrative codes. The hazardous substances spill law, Section 292.11 (3) Wisconsin Statutes, states:

- **RESPONSIBILITY.** A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state.

Wisconsin Administrative Code chapters NR 700 through NR 749 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure. Wisconsin Administrative Code chapter NR 140 establishes groundwater standards for contaminants that reach groundwater.

**Steps to Take:**

The longer contamination is left in the environment, the farther it can spread and the more it may cost to clean up. Quick action may lessen damage to your property and neighboring properties and reduce your costs in investigating and cleaning up the contamination. To ensure that your cleanup complies with Wisconsin's laws and administrative codes, you should hire a professional environmental consultant who understands what needs to be done. These are the first steps to take:

1. Within the next **60 days**, by November 11, 2013, your consultant should submit a work plan and schedule for the investigation. The consultant must comply with the requirements in the NR 700 Wis. Adm. Code rule series and should adhere to current WDNR technical guidance documents.

**It is the understanding of the WDNR that you have retained Chad M. Fradette of Mach IV Engineering, 211 N Broadway, STE 114, Green Bay, Wisconsin, as your consultant.**

In addition, within 30 days of completion of the site investigation, your consultant should submit a site investigation report to the department or other agency with administrative authority.

For agrichemicals, your case will be transferred to the Department of Agriculture, Trade and Consumer Protection for oversight.

Sites where discharges to the environment have been reported are entered into the Bureau for Remediation and Redevelopment Tracking System ("BRRTS"), a version of which appears on the WDNR's internet site. You may view the information related to your site at any time at (<http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>) and use the feedback system to alert us to any errors in the data.

If you want a formal written response from the department on a specific submittal, please be aware that a review fee is required in accordance with ch. NR 749, Wis. Adm. Code. If a fee is not submitted with your reports, you should proceed under the advice of your consultant to complete the site investigation and cleanup to maintain your compliance with the spills law and chapters NR 700 through NR 749. **Do not delay the investigation of your site by waiting for an agency response.** We have provided detailed technical guidance to environmental consultants. Your consultant is expected to know our technical procedures and administrative rules and should be able to answer your questions on meeting cleanup requirements.

All correspondence regarding this site should be sent to:

Robert Klauk  
Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
2984 Shawano Ave  
Green Bay WI 54313-6727  
robert.klauk@wisconsin.gov

Unless otherwise requested, please send only one hard copy of plans and reports. In addition to the paper copy, an electronic copy may also be submitted to assist the WDNR with site evaluation and discussions. A hard copy of any attachments sent electronically must be submitted for the information to be included in the site file, regardless of size. To speed processing, correspondence should reference the BRRTS and FID numbers (if assigned) shown at the top of this letter.

#### **Vapor Intrusion:**

Chapter NR 716, Wisconsin Administrative Code outlines the requirements for investigation of contamination in the environment. Specifically, s. NR 716.11(3)(a) requires that the field investigation determine the "nature, degree and extent, both areal and vertical, of the hazardous substances or environmental pollution in **all** affected media". In addition, section 716.11(5) specifies that the field investigation include an evaluation of the "pathways for migration of the contamination, including drainage improvements, utility corridors, bedrock and permeable material or soil along which **vapors**, free product or contaminated water may flow".

In order to ensure the vapor intrusion pathway is evaluated, you need to include documentation within the Site Investigation Report that explains how the assessment was done and why the pathway was ruled out. **If the pathway cannot be ruled out, then investigation and, if appropriate, remedial action must be taken to address the risk presented prior to submitting the site for closure.**

The DNR has developed guidance to help RP's and their consultants comply with the requirements described above. The guidance includes a detailed explanation of how to assess the vapor intrusion pathway and provides criteria which identify when an investigation is necessary. The guidance is available at: <http://dnr.wi.gov/files/PDF/PUBS/rr/RR800.pdf>.

#### **Additional Information for Site Owners:**

We encourage you to visit our website at <http://dnr.wi.gov/topic/Brownfields>, where you can find information on selecting a consultant, financial assistance and understanding the cleanup process. You will also find information there about liability clarification letters, post-cleanup liability and more.

Information to help you select a consultant, materials on controlling costs, understanding the cleanup process, and choosing a site cleanup method are enclosed. In addition, *Fact Sheet 2 – Voluntary Party Remediation and Exemption from Liability* is enclosed and provides information on obtaining protection of limited liability under s. 292.15, Wis. Stats.

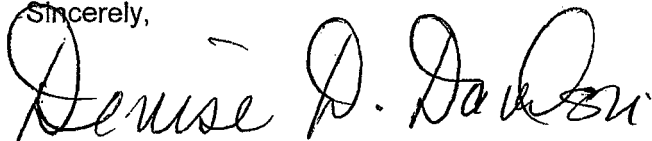
September 12, 2013  
City of Gillett, Ms. Beth Rank  
BRRTS #03-43-560923

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If you have questions, call Bob Klauk at 920-662-5164 for more information or visit the RR web site at the address above.

Thank you for your cooperation.

Sincerely,



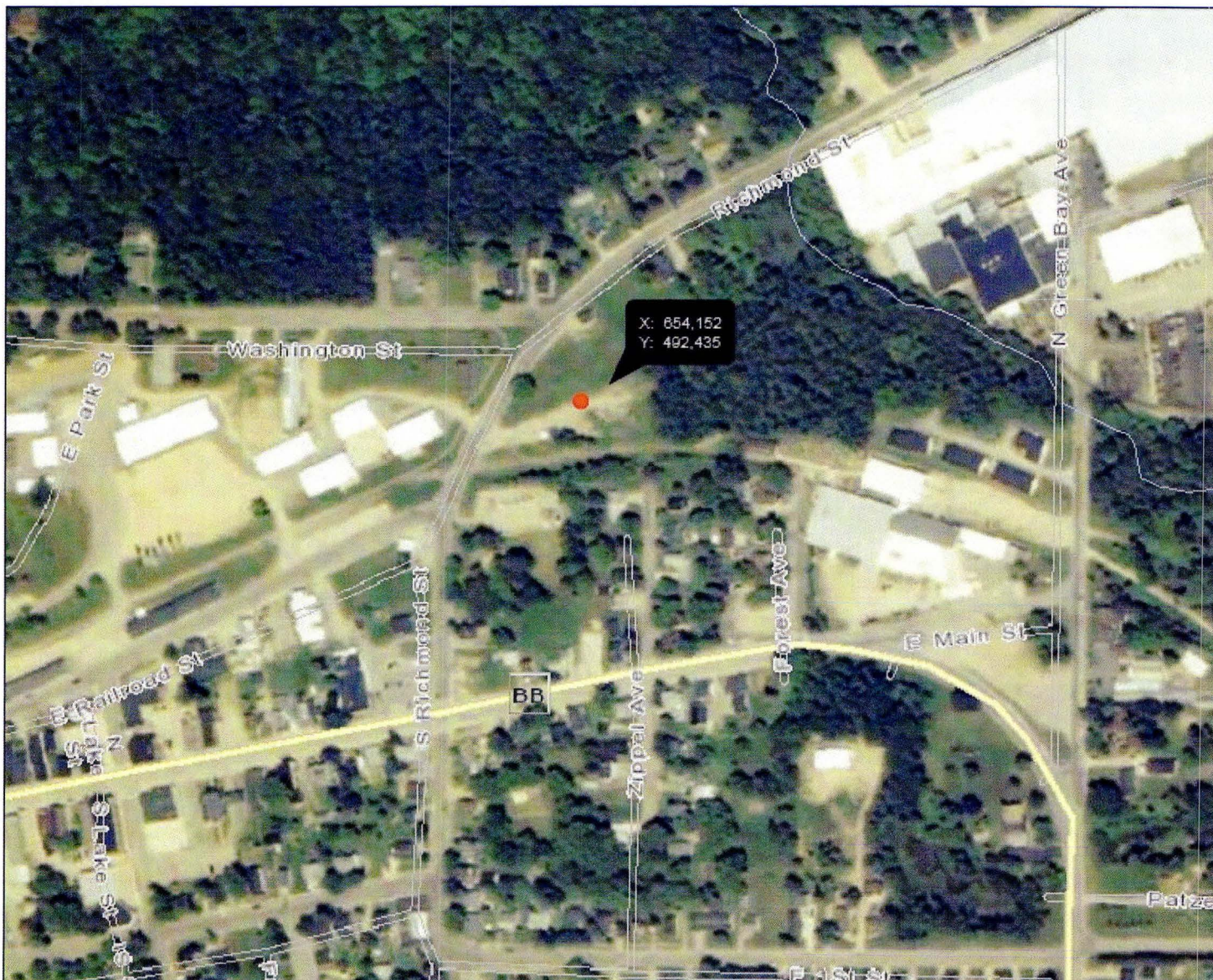
Denise D. Danelski  
Brownfields Outreach/Environmental Program Associate  
Remediation & Redevelopment Program

- Enclosures:
1. Remediation & Redevelopment Program
  2. CLEAN (Contaminated Lands Environmental Action Network)
  3. Environmental Contamination – The Basics
  4. Selecting an Environmental Consultant
  5. Environmental Services Contractor List
  6. Fact Sheet 2, VPLE
  7. Information about PECFA

cc: Chad M. Fradette, Mach IV Engineering, 211 N Broadway, STE 114, Green Bay WI 54303  
Ted Amman, Acting NER Spills Coordinator – Email  
Bob Klauk - NER



20130702NE431



**Legend**

-  Airport
- Cities and Villages
  -  Cities
  -  Villages



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Note: Not all sites are mapped.

**Notes**