



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Gloria L. McCutcheon, District Director

Southeast District Annex
4041 N. Richards Street, Box 12436
Milwaukee, WI 53212-0436
TELEPHONE 414-229-0800
FAX 414-229-0810

April 30, 1996

Gary Kaufman
NDC, Inc.
6312 South 27th Street
Oak Creek, WI 53154

Dear Mr. Kaufman:

Subject: Case closure, Petroleum Environmental Cleanup Fund (PECFA)
Form DNR 4-B, Wenninger Company, Inc., 1728 West National
Avenue, Milwaukee, file reference 241116040 ERR-LUST

I have reviewed your case based on the remedial action report submitted by your consultant, PSI. I am signing the Petroleum Environmental Cleanup Fund form DNR 4-B for remedial action. Please send the white original copy to the Wisconsin Department of Industry, Labor, and Human Relations with your completed claim application.

I can not grant closure status to the case at this time because there is still about 35 cubic yards of contaminated soil on the property that is accessible and is contaminated over the generic standard level established by Wisconsin Administrative Code NR720. This must be remediated or your consultant must show that it will not eventually migrate in to the ground water to a concentration that will cause an exceedance of the enforcement standard for ground water.

If you have any questions about this letter, call me at 414-229-0850.

Sincerely,

John Feeney
Hydrogeologist, Tank Response Unit

cc: PSI
SED File

DNR 4-B

Remedial Action and Operation/Maintenance and Environmental Monitoring Review

Personal information you provide may be used for secondary purposes [Privacy Act, s. 15.04(1)(m)].

SEE INSTRUCTIONS ON THE BACK OF THIS PAGE

Send one copy of this completed form with the completed claim to the address shown in the upper right corner.

A. DILHR PECFA CLAIM NUMBER: 53204-1137-28

Section 101.143 (3) (c) 4, Wis. Stats., requires that a claimant obtain written approval from the Department of Natural Resources (DNR) when requesting reimbursement for activities in response to a discharge from a commercial petroleum product storage system or home oil tank. The DNR approval must indicate that remedial action activities and operation/maintenance and environmental monitoring is adequate to meet requirements of s. 144.76, Wis. Stats. This approval is only for meeting the requirements of s. 101.143 (3), Wis. Stats.

DNR USE ONLY	
Any DNR LUST Trust Expenditures on this site? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If yes, please provide details on an attached sheet.	

B. Claimant's Name <u>NDC, Mr. Gary Kaufman</u>	F. Remedial Action Site Name (if business) <u>Weninger Corporation</u>
C. Street Address <u>6312 South 27th Street</u>	G. Remedial Action Site Address <u>1728 West National Avenue</u>
D. City, State, Zip Code <u>Ook Creek, WI 53154</u>	H. City, State, Zip Code <u>Milwaukee, WI 53204-1137</u>
E. Claimant's Telephone Number <u>414 / 761-2040</u>	I. Telephone Number of Site <u>NA</u>
J. Claimant is: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Other (specify):	
K. Approval Requested For: <input checked="" type="checkbox"/> Underground Petroleum Product Storage System <input type="checkbox"/> Home Heating Oil Tank System <input type="checkbox"/> Aboveground Petroleum Product Tank <input type="checkbox"/> Farm Petroleum Product Tank Under 1,100 Gallons <input type="checkbox"/> VTAE / Public School Heating Oil Tank System	

L. Total Dollar Expense Being Claimed (same amount as on Form 1): \$ 108,545.76

This completed form must be submitted to the DNR for approval of the following activities in accordance with s. 101.143 (3) (c) 4, Wis. Stats.: Completed Remedial Action, Remedial Action and/or Operation/Maintenance and Environmental Monitoring.

DNR USE ONLY (indicate whether Completed Remedial Action, Remedial Action or Operation/Maintenance and Environmental Monitoring)

Completed Remedial Action (phase 1 & phase 2)

Progress Payment For: check appropriate box

Remedial Action (phase 2)

Operation/Maintenance and Environmental Monitoring (annual claim for remedial action activities) (phase 3)

The DNR received a request for approval of the above identified activities for the site listed on this form on the following date: _____

The DNR response for purposes of s. 101.143 (3), Wis. Stats., is attached.

Remedial action activities funded under 42 USC 6991 (LUST Funding) are not eligible for reimbursement under PECFA. See s. 101.143 (3) (A) 2., Wis. Stats.

DNR Reviewer's Signature [Signature] Date Signed 4/30/76

DNR Reviewer's Title [Signature]