

From: [Koepke, Cynthia L - DNR](#)
To: [Lowery, Jason B - DNR](#)
Cc: [DiMaggio, Janet H - DNR](#); [Ross, Issac A - DNR](#)
Subject: RE: Tank Removal
Date: Tuesday, June 25, 2024 2:33:00 PM
Attachments: [image008.png](#)
[image009.png](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)

Hi Jason,

This email serves as your notice to proceed with the actions proposed below. After the project is complete, please send Janet DiMaggio the documentation for review (TSSA, soil disposal documentation and photographs of the repaired cap) and posting to BRRTS.

When discussing with the property owner, please keep in mind that the cap needs to cover the same area and as the previous cap so that the currently approved cap maintenance plan still applies.

If the TSSA shows new contamination, then Issac will assign a PM. Thanks, and let me know if you have any questions.

We are committed to service excellence.

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

Cindy Koepke, P.G.

[she/her/hers]

Hydrogeologist Program Coordinator – Remediation & Redevelopment Program

Wisconsin Department of Natural Resources

South Central Region

3911 Fish Hatchery Road

Fitchburg WI 53711

Phone: **608-219-2181**

Email: cynthia.koepke@wisconsin.gov



From: Lowery, Jason B - DNR <Jason.Lowery@wisconsin.gov>

Sent: Tuesday, June 25, 2024 9:07 AM

To: sukhejamahesh@gmail.com

Cc: Koepke, Cynthia L - DNR <Cynthia.Koepke@wisconsin.gov>; DiMaggio, Janet H - DNR <Janet.DiMaggio@wisconsin.gov>; Clark, Alicia K - DATCP <Alicia.Clark@wisconsin.gov>; Leibovitz,

Natalie R - DATCP <natalie.leibovitz@wisconsin.gov>; Miller, David A - DATCP <davida.miller@wisconsin.gov>; Vondra, Benjamin H - DNR <benjamin.vondra@wisconsin.gov>; Ross, Issac A - DNR <Issac.Ross@wisconsin.gov>

Subject: Tank Removal

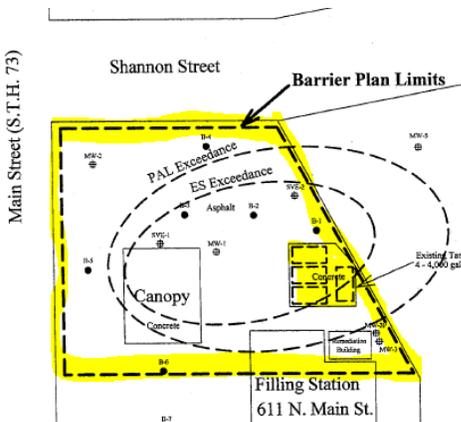
Mahesh (and Kusmakar):

As we discussed over the phone, I have some (mostly) good news for you. We've decided to proceed with bidding out the [Filling Station](#) site for a tank removal per [Wis. Stat. §292.64](#). Before I send out the Request for Bid, I need to inform or remind you about the existing cap maintenance requirements and then get your concurrence that you are still willing to move forward with the tank removal under some conditions.

As you probably recall, this case closed in 2011 with residual contamination, and we agreed on the maintenance of an impermeable cap over contaminated areas as a condition of closure. See this [link](#) for the cap maintenance plan (which is also attached). I've included screenshots below of the applicable portion of the closure letter (page 7 of the .pdf) and a map of the applicable area (page 14 of the .pdf). As you can see, this includes the entire UST system.

Cover or Barrier

Pursuant to s. 292.12(2)(a), Wis. Stats., the pavement or other impervious cap that currently exists in the location shown on the attached map shall be maintained in compliance with the attached maintenance plan in order to minimize the infiltration of water and prevent additional groundwater contamination that would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code, and to prevent direct contact with residual soil contamination that might otherwise pose a threat to human health.



The purpose of the required cap is to prevent the migration (as rain may leach into the contamination) of groundwater contamination that remains at the site. We will obviously need to remove portions of this cap in order to access the UST system (including associated product lines and dispenser components) and I can obtain permission to do that. However, we are not allowed to use our funds to replace the pavement over those components.

Therefore, before moving forward with the tank removal, we are seeking your concurrence and additional information on two items:

1. Concurrence that you still want to move forward with DNR bidding out and hiring a contractor for the tank removal (as previously indicated, this will result in a lien on the property for the actual amount) WITHOUT replacement of pavement by DNR;

2. Concurrence that you will replace the pavement over the areas where pavement is removed within 60 days of completion of the tank removal, at your own cost. If so, please provide the name of the contractor that will perform this work, with contact information. At this time, I anticipate that asphalt or concrete thickness should be at least the thickness and quality of a typical residential driveway. These requirements are pending additional discussions w/ regional staff, but this is what I anticipate will suffice at this time. We will need photographs documenting the paving after it is completed.

Please respond in writing with your intentions within the next week, and feel free to call me at the number below if you have any questions. Thank you.

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Jason Lowery, P.G.

Federal Programs Coordinator

Remediation & Redevelopment Bureau

Wisconsin Department of Natural Resources

101 S. Webster St., P.O. Box 7921, Madison, WI 53707-7921

Work Cell: 608-228-4737

jason.lowery@wisconsin.gov



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