



March 5, 2021

Inderbans Brar
4419 Fox Bluff Rd
Middleton, WI 53562

Subject: **Status Update Request**
The Food Tree the 2001 Release
1759 Greenfield Ave, Wisconsin Rapids, WI 54495
BRRTS # 03-72-284956

Dear Inderbans Brar:

The groundwater contamination case at the Food Tree site remains open and in need of work.

It appears that, following emails stating additional groundwater sampling from monitoring wells would take place in the near future by your consultant back in June of 2015, no work has been done to progress this site toward closure. The next required step is submittal of a complete Site Investigation Report, compiling all data and sampling results, maps, and any additional project documentation.

In November of 2020, we had communicated via email in regard to you discussing the site with your consultant, and you provided a brief summary on a water supply pressure issue the well was experiencing. I would like a summary of those corrective actions, as well.

The Department requires that within 30 days, or by 04/16/2021 you provide adequate documentation in the form of a completed Site Investigation Report to verify that you are complying with the requirements in Wis. Stat. ch. 292 and Wis. Admin. Code chs. NR 700-754. If you cannot provide the full report by that date, please provide your plan to complete the Site Investigation.

Please be aware that you are at risk of the Department initiating enforcement action against you for failure to comply with the Hazardous Substances Spills Law (section 292.11, Wisconsin Statutes). Wisconsin Statute 292.11 states:

"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."

You should note that failure to take the actions required by s. 292.11, Wis. Stats., to address this contamination will lead to a recommendation that this case be reviewed for Department enforcement actions. One possible action involves the Department recording a notice of residual contamination on the property's deed under section NR 728.11, Wis. Adm. Code. The deed notice would inform any potential purchaser of the property of the presence of the contamination, and this notice would remain in effect until the contamination has been addressed.

For more environmentally serious situations, the Department has the ability through our stepped enforcement process to take additional enforcement actions, up to and including referral of the case for prosecution by the Department of Justice. Such referrals will result in court-stipulated actions and monetary forfeitures.

This case will continue to be listed as “open” in our publicly-available database (BRRTS) located at <http://dnr.wi.gov/topic/brownfields/botw.html>. This letter and other documents related to the case may be uploaded to BRRTS for public viewing.

Please contact Jayson Schrank at 715-410-8841 or Jayson.schrank@wisconsin.gov to discuss The Food Tree – the 2001 Release. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Jayson Schrank". The signature is fluid and cursive, with the first name "Jayson" written in a larger, more prominent script than the last name "Schrank".

Jayson Schrank
Hydrogeologist/ Spills Coordinator - Remediation & Redevelopment Program
West- Central Region



March 5, 2021

Current Property Owner
1759 Greenfield Ave
Wisconsin Rapids, WI 54495

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Jayson Schrank
Hydrogeologist/ Spills Coordinator - Remediation & Redevelopment Program
West- Central Region