March, 2010 (RR 5367)

Cover Sheet

Source Prop	perty Information	CLOSURE DATE: Oct 17, 2011				
BRRTS #:	02-36-292777					
ACTIVITY NAME:	/I DOT					
PROPERTY ADDRESS:	Washington St	DATCP #:				
	-	COMM #:				
MUNICIPALITY:	Two Rivers					
PARCEL ID #:	NA					
	*WTM COORDINATES:	WTM COORDINATES REPRESENT:				
>	Y: 410949	Approximate Center Of Contaminant Source				
	* Coordinates are in WTM83, NAD83 (1991)	Approximate Source Parcel Center				
ease check as appr	opriate: (BRRTS Action Code)					
	Contami	nated Media:				
X Gro	oundwater Contamination > ES (236)	Soil Contamination > *RCL or **SSRCL (232)				
×	Contamination in ROW	ズ Contamination in ROW				
×	Off-Source Contamination	▼ Off-Source Contamination				
	ote: for list of off-source properties "Impacted Off-Source Property" form)	(note: for list of off-source properties see "Impacted Off-Source Property" form)				
	Land U	se Controls:				
X	N/A (Not Applicable)	Cover or Barrier (222)				
	Soil: maintain industrial zoning (220)	(note: maintenance plan for				
•	ote: soil contamination concentrations tween non-industrial and industrial levels)	groundwater or direct contact) Vapor Mitigation (226)				
	Structural Impediment (224)	Maintain Liability Exemption (230)				
	Site Specific Condition (228)	(note: local government unit or economic development corporation was directed to take a response action)				
	Monite	oring Wells:				
	Are all monitoring wells prop	perly abandoned per NR 141? (234)				
	• Yes	No ON/A				
		* Posidual Contaminant Loyal				

^t Residual Contaminant Level

^{**}Site Specific Residual Contaminant Level

State of Wisconsin	GIS Registry Checklist	
Department of Natural Resources	Form 4400-245 (R 3/10)	Page 1 of 3
http://dnr.wi.gov	1 01111 4400-243 (K 3/10)	rage 1 01 3

This Adobe Fillable form is intended to provide a list of information that is required for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request. The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

NOTICE: Completion of this form is mandatory for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRR	TS #:	02-36-292777	PARCEL ID #	: NA	
ACT	IVITY NAME:	1400 BLOCK WA	ASHINGTON ST - ROW - WI DOT	WTM COORDINATES:	X: 714481 Y: 410949
CLO	SURE DOC	JMENTS (the D	epartment adds these items to the	final GIS packet for posting of	on the Registry)
	Continuing (Conditional (e Plan (if activity Obligation Cove Closure Letter	is closed with a land use limitation or control of the control of		
sou	JRCE LEGAL	. DOCUMENTS			
1	for other, off-: Note: If a pro which include	source (off-site) ן perty has been p s the legal descr	as well as legal descriptions, for the Soproperties are located in the Notificati with a land contract and the pription shall be submitted instead of the transfer should be submitted along with	on section. ourchaser has not yet received a c e most recent deed. If the prop	deed, a copy of the land contrac
	where the lego	al description in th	y of the certified survey map or the relene most recent deed refers to a certified says subdivision)).	•	
	Figure #: 1a	Title	e: Plat Map (show surrounding parc	els)	
	-		ent signed by the Responsible Party (R es the correct contaminated property.		elieves that the attached legal
MAI	PS (meeting	the visual aid r	equirements of s. NR 716.15(2)(h))		

Maps must be no larger than 11 x 17 inches unless the map is submitted electronically.

Location Map: A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.

Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.

Figure #: 1 Title: Site Location & Local Topography

Detailed Site Map: A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.

Figure #: 2 Title: Site Layout

Soil Contamination Contour Map: For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.

Figure #: 3 Title: Estimated Extent of Soil Contamination

Dep	te of Wisconsin partment of Natural Resource p://dnr.wi.gov	s	GIS Registry Checklist Form 4400-245 (R 3/10)	Page 2 of 3
BF	RRTS #: 02-36-292777	ACTIVITY NAME: 1	400 BLOCK WASHINGTON ST - ROW - WI [OOT
M	APS (continued)			
	Residual Contaminant Le ch. NR 140 Enforcement S	Map: A map showing the source location and verticated (RCL) or a Site Specific Residual Contaminant Leven Standard (ES) when closure is requested, show the sound locations and elevations of geologic units, bedroom	el (SSRCL). If groundwater contamination urce location and vertical extent, water ta	exceeds a
	Figure #:	Title:		
	Figure #:	Title:		
X	extent of all groundwate Indicate the direction and Note: This is intended to s	ntration Map: For sites closing with residual groundy r contamination exceeding a ch. NR140 Preventive Ac d date of groundwater flow, based on the most recen thow the total area of contaminated groundwater.	tion Limit (PAL) and an Enforcement Star t sampling data.	
	Figure #: 4	Title: Estimated Extent of Groundwater Contami	nation	
		ction Map: A map that represents groundwater movistory of the site, submit 2 groundwater flow maps sh		
	Figure #:	Title:		
	Figure #:	Title:		
TA	BLES (meeting the requ	irements of s. NR 716.15(2)(h)(3))		
		n 11 x 17 inches unless the table is submitted electro OLD or <i>ITALICS</i> is acceptable.	nically. Tables <u>must not</u> contain shading a	and/or
X	Note: This is one table or	table showing <u>remaining</u> soil contamination with and fresults for the contaminants of concern. Contamina main after remediation. It may be necessary to create	nts of concern are those that were found	during the
	Table #: 1	Title: Soil Analytical Results		
X		I Table: Table(s) that show the <u>most recent</u> analytica ells for which samples have been collected.	results and collection dates, for all monit	toring
	Table #: 2	Title: Groundwater Analytical Results		
		Table(s) that show the previous four (at minimum) went, free product is to be noted on the table.	rater level elevation measurements/dates	from all
	Table #:	Title:		
IM	PROPERLY ABANDONI	ED MONITORING WELLS		
No	_	t properly abandoned according to requirements of son the GIS Registry for only an improperly abandoned notes the GIS Registry Packet.	_	
X	Not Applicable			
	not been properly aband	up showing all surveyed monitoring wells with specifi oned. Onitoring wells are distinctly identified on the Detailed Si		
	Figure #:	Title:	te map this site Location map is not needed	1.
	_	rt: Form 4440-113A for the applicable monitoring w	عااد	
	-	leed as well as legal descriptions for each property wl		ıbandoned.

■ **Notification Letter:** Copy of the notification letter to the affected property owner(s).

State of Wisconsin **GIS Registry Checklist Department of Natural Resources** Form 4400-245 (R 3/10) Page 3 of 3 http://dnr.wi.gov

02-36-292777

ACTIVITY NAME: 1400 BLOCK WASHINGTON ST - ROW - WI DOT

NOTIFICATIONS

Source	Pro	pertv
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▼ Not Applicab	16	ab	lica	ila	ıaı	Α	ot	٧c	ı	IX.
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Letter To Current Source Property Owner: If the source property is owned by someone other than the person who is applying for case closure, include a copy of the letter notifying the current owner of the source property that case closure has been requested.

Return Receipt/Signature Confirmation: Written proof of date on which confirmation was received for notifying current source property owner.

Off-Source Property

Group the following information per individual property and label each group according to alphabetic listing on the "Impacted Off-Source Property" attachment.

Not Applicable

▼ Letter To "Off-Source" Property Owners: Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.

Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.

Number of "Off-Source" Letters: 2

- | Return Receipt/Signature Confirmation: Written proof of date on which confirmation was received for notifying any off-source property owner.
- Deed of "Off-Source" Property: The most recent deed(s) as well as legal descriptions, for all affected deeded off-source **property(ies).** This does not apply to right-of-ways.

Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.

🔀 Letter To "Governmental Unit/Right-Of-Way" Owners: Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).

Number of "Governmental Unit/Right-Of-Way Owner" Letters: 1

State of Wisconsin	Impacted Off-Source Property Information
Department of Natural Resources http://dnr.wi.gov	Form 4400-246 (R 3/08)

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BRRTS #: 02-36-292777			
ACTIVITY NAME:	1400 Block Washingtion St - ROW- WI DOT		
ID	Off-Source Property Address	Parcel Number	WTM X WTM Y
A 1400 Wa	ashington St	053-000-076-103.06	714466 410935
B 1308 Wa	ashington St	053-000-079-014.01	714463 410908
С			
D			
E			
F			
G			
Н			

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

Scott Walker, Governor Cathy Stepp, Secretary

Telephone 608-266-2621 Toll Free 1-888-936-7463 TTY Access via relay - 711



October 17, 2011

Scott Ahl City of Two Rivers Public Works 1717 East Park Street PO Box 87 Two Rivers, WI 54241

SUBJECT:

Final Case Closure

1400 Block Washington Street Right-of-Way, Two Rivers, WI

WDNR BRRTS Activity #: 02-36-292777

Dear Mr. Ahl:

On March 18, 2010, the Northeast Region Closure Committee reviewed the above referenced case for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On March 30, 2010, your consultant was notified by phone that the Closure Committee had granted conditional closure to this case, but that the site maps needed to be revised before complete closure would be granted. On August 29, 2011, the Department received the revised maps and documentation indicating that you have complied with the requirements for final closure.

The Department reviewed the case closure request regarding the petroleum contamination in soil and groundwater at this site. Based on the correspondence and data provided, it appears that your case meets the closure requirements in ch. NR 726, Wisconsin Administrative Code. The Department considers this case closed and no further investigation or remediation is required at this time. However, you and future property owners must comply with certain continuing obligations as explained in this letter.

GIS Registry

This site will be listed on the Remediation and Redevelopment Program's internet accessible GIS Registry, to provide notice of residual contamination, and of any continuing obligations. The continuing obligations for this site are summarized below:

- Residual soil contamination exists that must be properly managed should it be excavated or removed
- Groundwater contamination is present above Chapter NR 140 enforcement standards



All site information is also on file at the Northeast Regional DNR office in Green Bay. This letter and information that was submitted with your closure request application will be included on the GIS Registry, in a PDF attachment. To review the sites on the GIS Registry web page, visit the RR Sites Map page at http://dnr.wi.gov/org/aw/rr/gis/index.htm. If the property is listed on the GIS Registry because of remaining contamination and you intend to construct or reconstruct a well, you will need prior Department approval in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. To obtain approval, Form 3300-254 needs to be completed and submitted to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line at http://dnr.wi.gov/org/water/dwg/3300254.pdf or at the web address listed above for the GIS Registry.

Closure Conditions

Please be aware that pursuant to s. 292.12 Wisconsin Statutes, compliance with the requirements of this letter is a responsibility to which the current property owner and any subsequent property owners must adhere. You must pass on the information about these continuing obligations to the next property owner or owners. If these requirements are not followed or if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, welfare, or the environment, the Department may take enforcement action under s. 292.11 Wisconsin Statutes to ensure compliance with the specified requirements, limitations or other conditions related to the property or this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code.

Residual Soil Contamination

Residual soil contamination remains at B-1, B-3, B-4, B-5 and B-10, as indicated on the map and in the information submitted to the Department of Natural Resources. If soil in the specific locations described above is excavated in the future, then pursuant to ch. NR 718 or, if applicable, ch. 289, Stats., and chs. 500 to 536, the property owner at the time of excavation must sample and analyze the excavated soil to determine if residual contamination remains. If sampling confirms that contamination is present the property owner at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and as a result special precautions may need to be taken to prevent a direct contact health threat to humans.

Residual Groundwater Contamination

Groundwater impacted by petroleum contamination greater than enforcement standards set forth in ch. NR140, Wis. Adm. Code, is present on this contaminated property and off this contaminated property, as shown on the map. Off-source property owners have also been notified of the presence of groundwater contamination.

Dewatering Permits

The Department's Watershed Management Program regulates point source discharges of contaminated water, including discharges to surface waters, storm sewers, pits or to the ground surface. This includes discharges from construction related dewatering activities, including utility and building construction.

Based on the concentrations of contaminants remaining in groundwater at this location, it appears that dewatering activities may require a permit from the Watershed Management Program. If you or any

other person plan to conduct such activities, you or that person must contact that program, and if necessary, apply for the necessary discharge permit. Additional information regarding discharge permits is available at http://www.dnr.state.wi.us/org/water/wm/ww/

Please be aware that the case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact me at 920-662-5178. Off-source property owners have also been notified of the presence of groundwater contamination.

Sincerely,

Vickie Taddy Hydrogeologist

Remediation and Redevelopment Program

cc: Nicole LaPlant, Robert E. Lee and Associates, (email: nlaplant@releeinc.com)
Denrick Properties, 1114 S 9th Street, Manitowoc, WI, 54220
John Kapplemann, 1308 Washington Street Realty, 8600 Cedar hammock Circle #1337,
Naples, FL 34112

ArcIMS Viewer Page 1 of 2

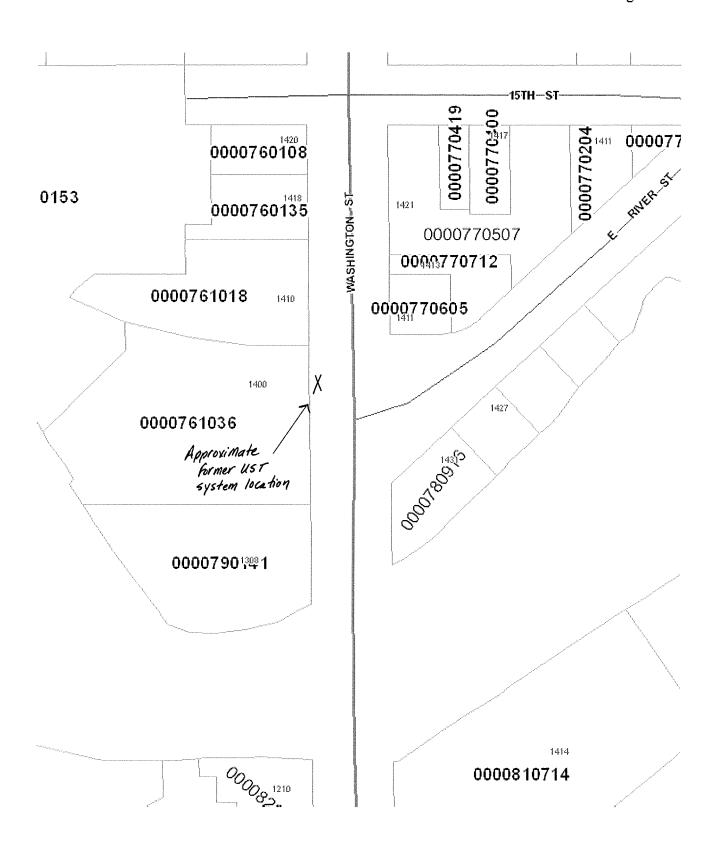
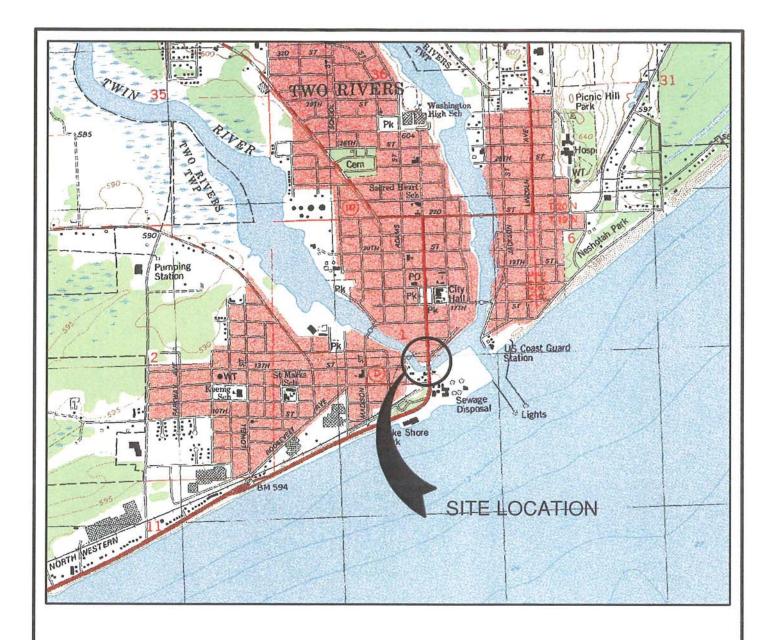


FIGURE 1A PLAT MAP



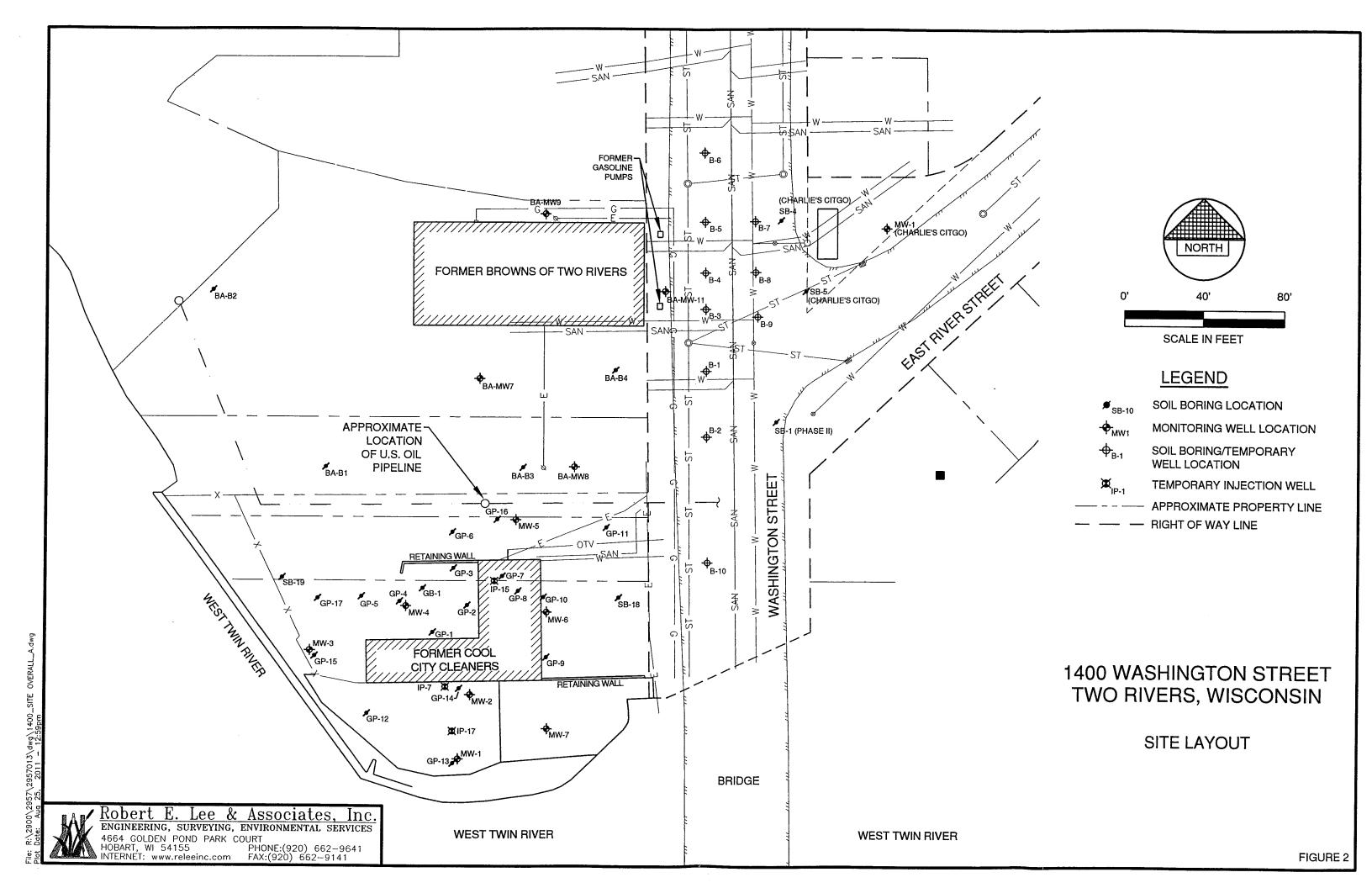
SITE LOCATION & LOCAL TOPOGRAPHY

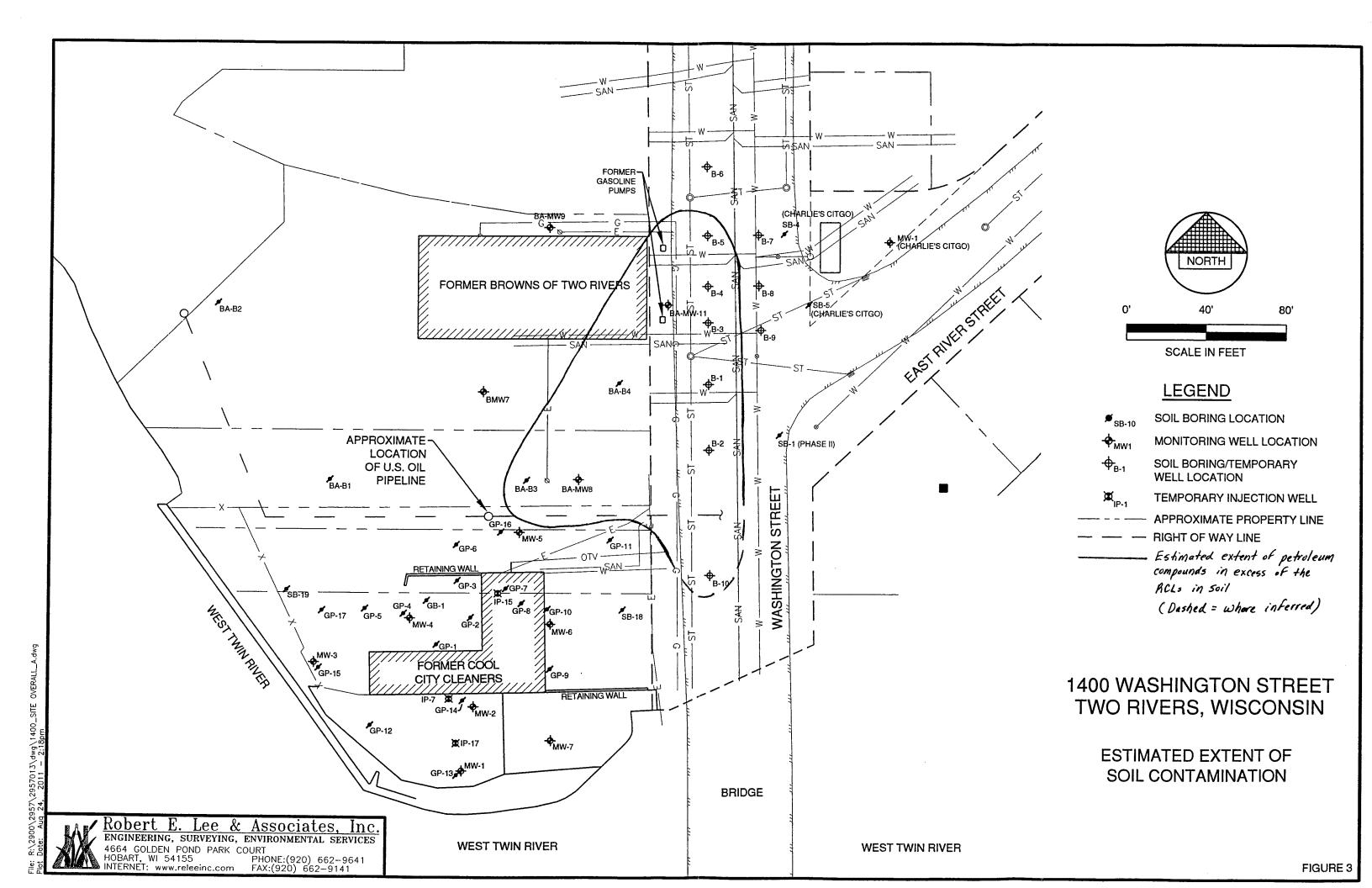
1400 WASHINGTON STREET TWO RIVERS, WISCONSIN



1" = 2000

FIGURE 1





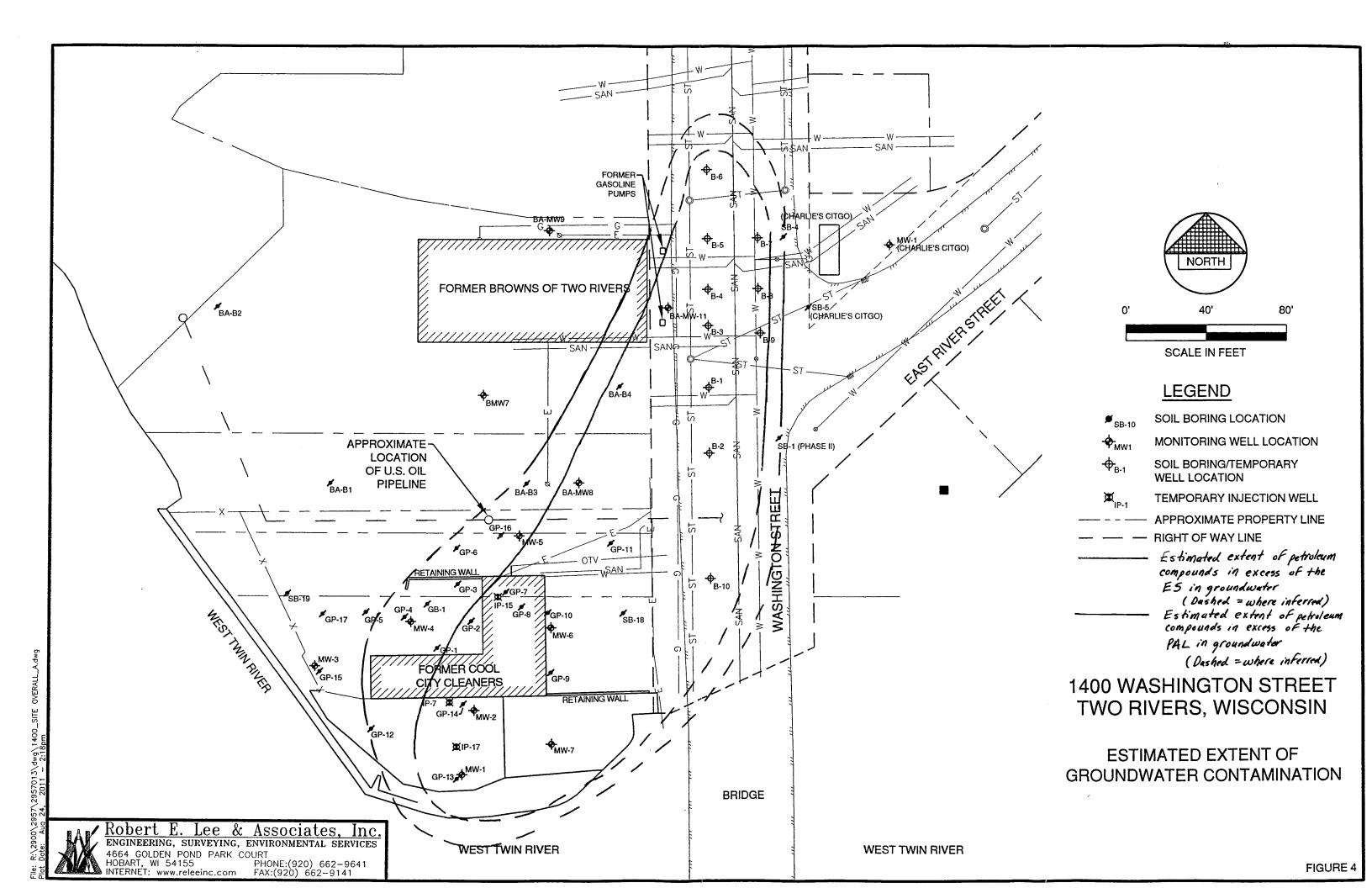


TABLE 1 SOIL ANALYTICAL RESULTS 1400 BLOCK WASHINGTON STREET RIGHT-OF-WAY, TWO RIVERS, WISCONSIN

	NR 746.06 Table 1	Boring Date	B-1 3/23/05	B-2 3/23/05	B-3 3/23/05	B-4	B-5	B-6	B-7	B-8	B-9	B-10
RCL	Value	Depth (feet)	8-10							3/24/05	3/24/05	3/24/05
	·	Units		.0 12	0-10	0-10	10-12	8-10	10-12	10-12	10-12	12-14
100	NE	mg/kg	1 400	3/10	2 600	4.000						
50	NE		3						<3.0	1,300	2,200	1,900
1		mg/kg		4.2	10	30	3.3	3.8	1.8	3.5	4.1	5.5
5.5	8 500	ua/ka	<620	<100	+4.000							
						<620	<250	<25	<25	<620	<1.000	<620
					16,000	5,000	2,200	<25	<25	4.200	8 900	6,800
		μg/kg	<620	250 J	<1,000	<620	680 J	<25	<25			
1,500	38,000	μg/kg	1,700 J	530	3,100	1,300 J						<620
NE	83,000	ug/kg	26,000	3,800							2,600 J	2,400
NE	11,000							<25	<25	18,000	37,000	31,000
						20,000	4,000	33 J	<25	26,000	37.000	37,000
	4∠,000	µg/кд	28,100	2,800	64,000	17,000	7,200	<75	<50	18 900		37,000
	50 5.5 2,900 NE 1,500	RCL Value 100 NE 50 NE 5.5 8,500 2,900 4,600 NE NE 1,500 38,000 NE 83,000 NE 11,000 4,100 42,000	NR 720.09 RCL Table 1 Value Date Depth (feet) Units 100 NE mg/kg 50 NE mg/kg 5.5 8,500 μg/kg 2,900 4,600 μg/kg NE NE μg/kg 1,500 38,000 μg/kg NE 83,000 μg/kg NE 11,000 μg/kg 4,100 42,000 μg/kg	NR 720.09 RCL Table 1 Value Date Depth (feet) Depth (feet) 8-10 Depth (feet) 100 NE mg/kg 1,400 mg/kg 3 50 NE mg/kg 3 5.5 8,500 μg/kg 4,600 μg/kg 7,400 mg/kg NE NE μg/kg 620 mg/kg 1,700 mg/kg 1,500 38,000 μg/kg 1,700 Jmg/kg 26,000 mg/kg NE 11,000 μg/kg 24,000 mg/kg 24,000 mg/kg 4,100 42,000 μg/kg 28,100	NR 720.09 RCL Table 1 Value Date Depth (feet) Depth (feet) Depth (feet) Se.10 3/23/05 10-12 1	NR 720.09 RCL Table 1 Value Date Jac	NR 720.09 RCL Table 1 Value Date 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 100 NE mg/kg 1,400 340 3,600 1,300 50 1,300 30 50 NE mg/kg 3 4.2 16 30 5.5 8,500 μg/kg 4,600 μg/kg 7,400 1,300 16,000 5,000 1,300 16,000 5,000 1,30	NR 720.09 RCL Table 1 Value Date 3/23/05 3/2	NR 720.09 RCL Table 1 Value Date Depth (feet) Depth (feet) B-10 10-12 8-10 10-12 8-10 10-12 8-10 3/23/05 3/	NR 720.09 RCL Table 1 Value Date Depth (feet) 3/23/05 3/25/05	NR 720.09 RCL Table 1 Value Date Depth (feet) Depth (feet) Sa-10 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/24/05 3/	NR 720.09 RCL Table 1 Date 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/23/05 3/24/05

RCL = Residual Contaminant Level

GRO = Gasoline Range Organics

MTBE = Methyl-tert-butyl-ether

PVOCs = Petroleum Volatile Organic Compounds

μg/kg = Micrograms per Kilogram

mg/kg = Milligrams per Kilogram

NE = Not Established by Wisconsin Administrative Code

J = Analyte detected between laboratory limit of detection and limit of quantitation

100 = NR 720.09 RCL exceeded

TABLE 2 **GROUNDWATER ANALYTICAL RESULTS** 1400 BLOCK WASHINGTON STREET RIGHT-OF-WAY, TWO RIVERS, WISCONSIN

							•			•		
Parameter	NR 140 PAL	NR 140 ES	B-1 3/23/05	B-2 3/23/05	B-3 3/23/05	B-4 3/23/05	B-5	B-6	B-7	B-8	B-9	B-10
				1 0/20/00	3/23/03	3/23/05	3/23/05	3/23/05	3/24/05	3/24/05	3/24/05	3/24/05
Total Lead (ug/L)	1.5	15	52	3.5	590	200						
VOCs (ug/L)				0.0	330	260	360	290	99	400	150	870
Benzene	0.5	. 5	<0.41	43.1	-110							
Ethylbenzene	140	700		13 J	<10	<1.0	<0.41	<0.41	<0.41	<0.41	<1.0	50
Isopropylbenzene	NE NE		1.2 J	360	410	160	<0.54	<0.54	< 0.54	38	240	350
MTBE		NE NE	<0.59	26 J	32 J	26	<0.59	< 0.59	<0.59	15	35	27 J
	12	60	<0.61	<15	<15	<1.5	< 0.61	46	0.82 J	<0.61	<1.5	
Naphthalene	10	100	<0.74	170	200	95	<0.74	<0.74	<0.74			<15
n-Propylbenzene	NE	NE	<0.81	32 J	36 J	30	<0.81	<0.81		30	110	180 -
p-Isopropyltoluene	NE	NE	< 0.67	<17	<17	15	<0.67		<0.81	17	43	30 J
sec-Butylbenzene	NE	NE	<0.89	<22	<22			<0.67	<0.67	9.8	20	<17
Toluene	200	1,000	1.3 J			4.3 J	<0.89	<0.89	<0.89	2.8 J	6.3 J	<22
Trimethylbenzenes	96	480		3,100	3,100	180	<0.67′	<0.67	<0.67	0.99 J	57	2,800
Xylenes			3.7 J	326	378	279	<0.97	<0.97	<0.97	155	348	391
- Chorico	1,000	10,000	5.2 J	1,600	2,150	800	<1.8	<1.8	<1.8	209	1,180	
	Key:					<u></u>				200	1,100	1,900

PAL = Preventive Action Limit

ES = Enforcement Standard

MTBE = Methyl-tert-butyl-ether

VOCs = Volatile Organic Compounds

μg/L = Micrograms per Liter

NE = Not Established by Wisconsin Administrative Code

J = Analyte detected between laboratory limit of detection and limit of quantitation

100 = NR 140 ES exceeded 100

= NR 140 PAL exceeded

State of Wisconsin	Impacted Off-Source Property Information
Department of Natural Resources http://dnr.wi.gov	Form 4400-246 (R 3/08)

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BRRTS #:	02-36-292777			
ACTIVITY NAME: 1400 Block Washingtion St - ROW- WI DOT				
ID	Off-Source Property Address	Parcel Number	WTM X WTM	ΙY
A 1400	Washington St	053-000-076-103.06	714466 41093	35
B 1308	Washington St	053-000-079-014.01	714463 41090	30
С				_
D				_
E				
F				
G				_
Н				_
1				_

OFF-SOURCE
A
PROPERTY

January 29, 2010

Green Bay Office 4664 Golden Pond Park Ct. Hobart, WI 54155 920-662-9641 FAX 920-662-9141 E Mail rei@releeinc.com

DENRICK PROPERTIES, LLC 1114 South 9th Street Manitowoc, WI 54220

RE:

Notification of Residual Groundwater Contamination and Pending Conditional Case Closure, Petroleum Contamination in the City Right-of-Way adjacent to 1400 Washington Street, Two Rivers, Wisconsin

Dear Denrick Properties, LLC:

On behalf of the City of Two Rivers, Robert E. Lee & Associates, Inc., (REL) is providing you notice that groundwater contamination originating from within the City right-of-way adjacent to 1400 Washington Street (the Site) is present on your property. The source of the contamination is believed to be leakage from a gasoline underground storage tank system formerly located in the City right-of-way. Based on the April 2000 groundwater sampling conducted for the Brown's of Two Rivers (BRRTS #03-36-223946) leaking underground storage tank site, concentrations of toluene in groundwater at former monitoring point BA-MW8 are above the current state groundwater enforcement standards found in Chapter NR 140, Wis. Adm. Code. Enclosed is a map showing the estimated extent of groundwater contamination in excess of the enforcement standards. A table summarizing the groundwater sampling results of former monitoring well BA-MW8 is also enclosed.

At this time, it is believed that groundwater and soil contaminant plume will continue to naturally degrade over time. We believe that by allowing natural attenuation to complete the cleanup at the Site will meet the requirements for case closure that are found in chapter NR 726, Wis. Adm. Code and therefore, we will be requesting that the Wisconsin Department of Natural Resources (WDNR) accept natural attenuation as the final remedy for this site and grant closure. Closure means the WDNR will not be requiring any further investigation or cleanup action be taken, other than the reliance on natural attenuation. Enclosed is a fact sheet regarding the use of natural attenuation to clean up contaminated groundwater.

The WDNR will not review the closure request for at least 30 days after the date of this letter. As an affected property owner, you have the right to contact the WDNR to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the WDNR that is relevant to this closure request, you should mail that information to Ms. Vickie Taddy, WDNR, 2984 Shawano Avenue, Green Bay, Wisconsin 54303.

If this case is closed, your property will be listed on the WDNR's Geographic Information System (GIS) Registry of Closed Remediation Sites because groundwater contamination exceeds the chapter NR 140, Wis. Adm. Code enforcement standards and chapter NR 720, Wis. Adm. Code RCLs. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination area above state standards was found at the time the case was closed. This GIS Registry is available to the general public on the WDNR's internet web site. Please review the enclosed deed for your property to verify the correct legal description, and notify our office as soon as possible if the description is incorrect.

Once the WDNR grants final closure to the City of Two Rivers, it will be documented in a letter. When the WDNR grants final closure, you may obtain a copy of this letter by accessing the WDNR GIS Registry of Closed Remediation Sites on the internet at www.dnr.state.wi.us/org/aw/rr. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.

Should you or any subsequent property owner wish to construct or reconstruct a well on your property, special well construction standards may be necessary to protect the well from the residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call Diggers Hotline (1-800-242-8511) if your property is located outside of the services area of a municipally owned water system, or contact the Drinking Water program within the WDNR if your property is located within the designated service area of a municipally owned water system to determine if there is a need for special well construction standards.

Please feel free to contact this office if you have any question or concerns regarding the residual groundwater contamination. In addition, you may contact the WDNR project manager Ms. Vickie Taddy at (920) 662-5178.

Sincerely,

ROBERT E. LEE & ASSOCIATES, INC.

Nicole L. LaPlant

Senior Project Geologist

NLL/LAF

ENC.

CC: Mr. Scott Ahl, City of Two Rivers

Ms. Vickie Taddy, WDNR

OFF-SOURCE

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	PROPERTY
SENDER: COMPLETE THIS SECTION?	COMPUS THIS SECTION ON ELITERY
Complete items 1, 2, and 3. Also complete	A. Signature
item 4 if Restricted Delivery is desired. Print your name and address on the reverse	X Janua brens Addressed
so that we can return the card to you. Attach this card to the back of the mailpiece,	B. Received by (Printed Name) C. Date of Delivery
or on the front if space permits.	D. Is delivery address different from item 1? Yes
	If YES, enter delivery address below:
Dennick Properties, LLC	
1114 South 9th Street	
Manitowoc, WI 54220	3. Service Type ☐ Certified Mail ☐ Express Mall
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	☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes
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RO	BERT E. LEE & ASSOCIATES, INC.
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STATE BAR OF WISCONSIN FORM 1 - 2000 WARRANTY DEED

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Document Number	WARGETTI						
This Deed, made between	een Eric M. Wergin			VOL	2133	D/Q	201
			ne133 201 1		2100	ra	201
Grantor, and Denric Propert	ies, LLC		l	PI	RESTON J	IONES	MTWC CO
					11/10/20	D FOR 105 12:	AECORD 40:12 PM
Grantee. Grantor, for a valuable c described real estate in Mani	consideration, conveys to Grantee	the following ounty, State of					
	f more space is needed, please att						
PARCEL 1:			Recording Area				
A parcel of land located in Lots	Numbered One (1), Two (2) and T	hree (3) of	Name and Return Addr	ess			
Block Numbered Seventy-nine (79) in the City of Two Rivers, according Recorded Plat thereof, known as the Original Plat of said City of Two R parts of vacated 14th Street and vacated West River Street, described at to-wit:		wo Rivers, and	Denric Properties L 1114 South Ninth St Manitowoc, WI 542	reet			
Beginning at the Southeast corn	er of Lot 10, Block 76 in said City;				Ha		
thence North along the West lin	on Street 50 feet to point of comme e of Washington Street 50 feet to a	point; thence	62 000 074 103 4				
North 89° 48' West along the So	outh line of said Block 76 and an externity thence Southerly along the East	tension thereof	53-000-076-103-6 Parcel Identification Nu	ımber (P	IN)		
	16 West from the point of comme		This is not homes	tead pro	perty.		
Together with all easements of record.	appurtenant thereto, and subje	ct to all easeme	nts W-3		,		
PARCEL 2:			Transfer Fee Ex	empt 7	7.25(15s)		
SUBJECT TO NOTICE OF Together with all appur	Deeds on page 91 in the office of CONTAMINATION TO PROF etenant rights, title and interests. It title to the Property is good, inductive and covenants of record.	PERTY, #87634	5, VOLUME 1507 RE	CORD	S, PAGE	652.	ept
Dated this 19th	day of October	2005					
		2	, M. W	<u>L'</u> _			
*		* Eric M. W	ergin (
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Signature(s)		STATE OF	WISCONSIN)) SS.			
<u>:</u>		Manitowoc	County)				
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*		Eric M. Wes	rgin		<u></u>		
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authorized by § 706.06, V	Vis. Stats.)	iostrument	and acknowledged the	anne.			İ
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(Signatures may be authenticated or a	cknowledged. Both are not necessary.)		occur so positionicut. (41-			J11 - WUTT	<u>.</u>

OFF-SOURCE
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PROPERTY

January 29, 2010

Green Bay Office 4664 Golden Pond Park Ct. Hobart, WI 54155 920-662-9641 FAX 920-662-9141 E Mail rel@releeinc.com

Mr. John Kapplemann
1308 WASHINGTON STREET REALTY, LLC
8600 Cedar Hammock Circle #1337 512 Fox fail Ct.
Naples, FL 34112 Naples, FL 34104

RE: Notification of Residual Groundwater Contamination and Pending Conditional Case Closure, Petroleum Contamination in the City Right-of-Way adjacent to 1400 Washington Street, Two Rivers, Wisconsin

Dear Mr. Kapplemann:

WA20000205702057 013M 012010- Jun

On behalf of the City of Two Rivers, Robert E. Lee & Associates, Inc., (REL) is providing you notice that groundwater contamination originating from within the City right-of-way adjacent to 1400 Washington Street (the Site) is present on your property at 1308 Washington Street. The source of the contamination is believed to be leakage from a gasoline underground storage tank system formerly located in the City right-of-way. Based on the September 2008 groundwater sampling performed at your property by GZA GeoEnvironmental, Inc., concentrations of benzene in groundwater at Monitoring Well MW-1, temporary injection well IP-15; and concentrations of naphthalene in groundwater at Monitoring Well MW-7 are above the enforcement standards found in Chapter NR 140, Wis. Adm. Code. Enclosed is a map showing the estimated extent of groundwater contamination in excess of the enforcement standards. Tables summarizing the groundwater sampling results for monitoring wells MW-1, MW-7, and IP-15 are also enclosed.

At this time, it is believed that groundwater contaminant plume will continue to naturally degrade over time. We believe that by allowing natural attenuation to complete the cleanup at the Site, it will meet the requirements for case closure that are found in chapter NR 726, Wis. Adm. Code and therefore, we will be requesting that the Wisconsin Department of Natural Resources (WDNR) accept natural attenuation as the final remedy for the Site and grant closure. Closure means the WDNR will not be requiring any further investigation or cleanup action be taken, other than the reliance on natural attenuation. Enclosed is a fact sheet regarding the use of natural attenuation to clean up contaminated groundwater.

The WDNR will not review the closure request for at least 30 days after the date of this letter. As an affected property owner, you have the right to contact the WDNR to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the WDNR that is relevant to this closure request, you should mail that information to Ms. Vickie Taddy, WDNR, 2984 Shawano Avenue, Green Bay, Wisconsin 54303.

January 29, 2010 Mr. John Kapplemann 1308 WASHINGTON STREET REALTY, LLC Page 2 OFF-SOURCE
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PROPERTY

If this case is closed, your property will be listed on the WDNR's Geographic Information System (GIS) Registry of Closed Remediation Sites because groundwater contamination exceeds the chapter NR 140, Wis. Adm. Code enforcement standards. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination area above state standards was found at the time the case was closed. This GIS Registry is available to the general public on the WDNR's internet web site. Please review the enclosed deed for your property to verify the correct legal description, and notify our office as soon as possible if the description is incorrect.

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Should you or any subsequent property owner wish to construct or reconstruct a well on your property, special well construction standards may be necessary to protect the well from the residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call Diggers Hotline (1-800-242-8511) if your property is located outside of the services area of a municipally owned water system, or contact the Drinking Water program within the WDNR if your property is located within the designated service area of a municipally owned water system to determine if there is a need for special well construction standards.

Please feel free to contact this office if you have any question or concerns regarding the residual soil and groundwater contamination. In addition, you may contact the WDNR project manager Ms. Vickie Taddy at (920) 662-5178.

Sincerely,

ROBERT E. LEE & ASSOCIATES, INC.

Nicole L. LaPlant

Senior Project Geologist

NLL/LAF

ENC.

CC: Mr. Scott Ahl, City of Two Rivers

Ms. Vickie Taddy, WDNR

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. Nicole 1. Article Addressed to: John Kappelmann 512 Foxtaul Court	A. Signature Agent
Naples, FL 34104	3. Service Type Ä∬Certified Mail □ Express Mail □ Registered □ Return Receipt for Merchandise □ Insured Mail □ C.O.D.
	4. Restricted Delivery? (Extra Fee) ☐ Yes
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PS Form 3811, February 2004 Domestic F	Return Receipt NLL 102595-02-M-1540

VOL 2160

PG 261

DOC# 1004882

State Bar of Wisconsin Form 5-2003 PERSONAL REPRESENTATIVE'S DEED

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PROPERTY

Document Number

Document Name

STATE OF WI - MTWC CO PRESTON JONES REG/DEEDS RECEIVED FOR RECORD 02/28/2006 1:05:10 PM

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al members,
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Rachel Monaco-Wilcox
reet, in the City of Two Rivers, Stephen M. Fisher & Associates LLP 11414 W. Park Place, Suite 107
egal description: Milwaukee, WI 53224-3500
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(Signatures may be authenticated or acknowledged. Both are not necessary.)

NOTE: THIS IS A STANDARD FORM. ANY MODIFICATIONS TO THIS FORM SHOULD BE CLEARLY IDENTIFIED.

PERSONAL REPRESENTATIVE'S DEED © 2003 STATE BAR OF WISCONSIN FORM NO. 5-2003

^{*} Type name below signatures.

RIGHT-OF-WAY

Nicole L. LaPlant

From:

Nicole L. LaPlant

Sent:

Tuesday, February 16, 2010 3:22 PM

To:

'sharlene.tebeest@dot.state.wi.us'

Subject: Notification of Contamination in the Right-of-Way

Hi Shar,

Attached is a notification of contamination within the right-of-way for the 1400 Block Washington Street Right-of Way, City of Two Rivers site (BRRTS #02-36-292777). Please let me know if you need any more information.

Thanks,

Nicole L. LaPlant

Senior Project Geologist Robert E. Lee & Associates, Inc. 4664 Golden Pond Park Court Hobart, WI 54155 Phone: 920-662-9641

Fax: 920-662-9141

nlaplant@releeinc.com



NOTIFICATION OF CONTAMINATION WITHIN THE RIGHT OF WAY

County:

Manitowoc

Highway:

State Highway 42

Site Name:

Two Rivers Right-of-Way

Site Address:

1400 Block of Washington Street

BRRTS Number:

02-36-292777

PECFA Number:

None

Responsible Party's Name:

City of Two Rivers

Contact:

Mr. Scott Ahl, Department of Public Works

Address:

1717 East Park Street Post Office Box 87 Two Rivers, WI 54241

Soil Contamination

Present:

Yes

Depth:

6 to 10 feet below grade (fbg)

Vertical extent:

Contaminated soil extents to the groundwater

table, which is approximately 10 fbg.

Contaminants in Excess of the RCLs:

GRO, ethylbenzene, toluene, xylenes and lead

Contaminants in Excess of Table 2 Values: Ethylbenzene, 1,3,5-trimethylbenzene, and xylenes

Groundwater Contamination

Present:

Yes

Depth to water:

Between 9 and 12 fbg

Contaminants in Excess of the ES:

Benzene, naphthalene, toluene, and lead

Case Summary

Petroleum contamination, indicative of gasoline, was discovered in the right-of-way during the investigation of a waste oil release for the property located at 1400 Washington Street (former Brown's of Two Rivers, BRRTS # 03-36-223946). A review of historical records indicated that two gasoline USTs and two dispensers were formerly located within the Washington Street Subsequently, the WDNR requested that the City of Two Rivers complete and investigation to evaluate the impact of the gasoline release on soil and groundwater quality.

Investigative activities have included the installation of ten soil borings and the collection of ten groundwater samples from the respective borings. Based on the results of the investigation, petroleum-impacted soil and groundwater in excess of state standards is present beneath Washington Street. The horizontal extent of petroleum-impacted soil and groundwater is shown on the attached maps. The soil and groundwater analytical results are summarized on the attached tables.

RIGHT-OF-WAY

February 17, 2010

Green Bay Office 4664 Golden Pond Park Ct. Hobart, WI 54155 920-662-9641 FAX 920-662-9141 E Mail rel@releeinc.com

Mr. Scott Ahl
Department of Public Works
CITY OF TWO RIVERS
P. O. Box 87
Two Rivers, WI 54241-0087

RE:

Residual Contamination Beneath Washington Street Adjacent to 1400 and 1308 Washington Street, Two Rivers, Wisconsin BRRTS #02-36-292777

Dear Mr. Ahl:

Per Section NR 726.05, Wisconsin Administrative Code (Wis. Adm. Code), Robert E. Lee & Associates, Inc., is providing notification that petroleum contamination exists beneath the Washington Street right-of-way adjacent to 1400 and 1308 Washington Street, Two Rivers, Wisconsin (the Site). The petroleum contamination was identified during the a site investigation completed by GHD, Inc., at the former Brown's of Two Rivers property located at 1400 Washington Street. Based on a review of historical records, the source of the petroleum contamination is believed to be a former gasoline underground storage tank (UST) system located in the right-of-way adjacent to 1400 Washington Street.

Investigative activities have included the installation of ten soil borings and the collection of ten groundwater samples from the respective borings. Based on the results of the investigation, petroleum-impacted soil and groundwater is present beneath Washington Street. The contamination is present between approximately 6 to 14 feet below grade. The horizontal extent of petroleum-impacted soil and groundwater is depicted on the enclosed maps. The soil and groundwater analytical results are summarized on the enclosed tables. Precautions may need to be taken when excavating or dewatering this area in the future.

We have submitted a case closure request to the Wisconsin Department of Natural Resources (WDNR) for the Site. As part of the case closure request, the WDNR requires that written notification of the presence of residual contamination be given to the Town, County, or Municipality where the right-of-way is located, and to the municipal department or state agency that maintains the right-of-way. Please accept this letter as written notification that petroleum contamination is present beneath Washington Street.

February 17, 2010 Mr. Scott Ahl CITY OF TWO RIVERS Page 2

RIGHT-OF-WAY

Please feel free to contact this office if you have any questions or concerns regarding the residual contamination. In addition, you may contact the WDNR Project Manager, Ms. Vickie Taddy, at (920) 662-5178.

Sincerely,

ROBERT E. LEE & ASSOCIATES, INC.

Nicole L. LaPlant

Senior Project Geologist

Vicile L. Lallant

NLL/NJM

ENC.

CC/ENC.: Ms. Vickie Taddy, WDNR