



December 8, 2021

Greg Butts, Manager - Realty Management Consultants, Inc
4811 S. 76th Street, Greenfield WI, 53220
//sent electronically

SUBJECT: Coverage under WPDES General Permit No. WI-0046566-07-0
Permittee Name: Greg Butts
Site Name: Westbrook Shopping Center
Site Address: Former Bask Dry Cleaner
2136 Moorland Blvd, Waukesha WI, 53186
Site ID (FIN): 80481

Dear Greg Butts:

The Wisconsin Department of Natural Resources (hereafter Department) has determined that the proposed remedial injection to groundwater near the Former Bask Dry Cleaner (2136 Moorland Blvd, Waukesha WI, 53186), is eligible for coverage and is hereby authorized under the *Contaminated Groundwater from Remedial Action Operations* Wisconsin Pollutant Discharge Elimination System (WPDES) General Permit No. WI-0046566-07-0. This determination was based on review of a complete electronic Notice of Intent (eNOI) and Discharge Management Plan submitted by Josh Davenport, Senior Project Engineer - KPRG and Associates, Inc and received on 11/23/21. Please download the permit and fact sheet from the Department website at: <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.

The Department is also approving the discharge management plan in accordance with Section 3.2 of the *Contaminated Groundwater from Remedial Action Operations* WPDES General Permit No. WI-0046566-07-0. The approval of the discharge management plan hereby certifies that the discharge management plan requirements in Section 3 of the general permit are met.

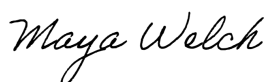
The proposed groundwater injection is eligible for coverage and is hereby authorized under the *Contaminated Groundwater from Remedial Action Operations* WPDES General Permit No. WI-0046566-07-0 in accordance with s. NR 205.08, Wis. Adm. Code, subject to the following general permit conditions:

1. **Coverage Effective Date:** Coverage at the facility/project will become effective under this permit on **12/8/2021** until permit termination, revoke and reissuance, or reissuance of the general permit. This permit applies only to the discharge activities and sites described in the NOI for the above referenced facility/project.
2. **Discharge Management Plan:** The permittee shall operate consistent with the approved discharge management plan. A copy of the discharge management plan shall be retained by the permittee and this plan shall be made available upon department inspection or submitted to the department upon request. Permittees shall notify the department when the discharge management plan is amended to determine if the amendment requires department approval.
3. **Sampling and Reporting:** None required. The Department granted a temporary exemption for this remedial action project on December 8, 2021. In accordance with Section 5.2.2.2 of the permit, the permittee is exempt from monitoring and reporting and shall follow the terms and conditions of the remedial action plan approval under ch. NR 724, Wis. Adm. Code, and the temporary exemption granted under s. NR 140.28(5), Wis. Adm. Code.

4. Coverage Termination: If the project has been completed and/or the remedial action activities have ceased, please complete and submit a Notice of Termination (Form 3400-221) to the Department available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
5. Change of Ownership: If the facility/project changes ownership in the future, please complete and submit a Transfer of Coverage (Form 3400-222) to the Department available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>
6. Change of Authorized Representative: If you plan on changing the authorized representative contact for the facility/project or you want to assign a new person to be a duly authorized representative to submit specific permit documents on your behalf, please complete and submit a Delegation of Signature Authority (Form 3400-220) to the Department available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
7. Facility/Project Changes: If there have been or will be any changes in the facility/project operations that result in new or different wastewater discharges to the waters of the state, please contact the Department consistent with the general permit conditions. If reapplication is necessary, please complete a notice of intent (NOI) form for the applicable general permit to verify that your discharge is eligible for that general permit. NOI forms are available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
8. Compliance with Permit Conditions: You are responsible for compliance with the general permit requirements and conditions listed above and all other applicable requirements and conditions contained in the general permit. **To assure you remain in compliance and avoid any enforcement action, please read the general permit over carefully.**

Additional information regarding the Department's legal authority in this matter and your rights of appeal are shown below. Please contact me by phone: 414-897-5715 or email: maya.welch@wisconsin.gov if you have any questions.

Best,



Maya Welch
Wastewater Specialist
Water Quality Bureau - Water District South

EC(s):
SER General Permit File - Former Bask Dry Cleaner Injection
Greg Moll, Hydrogeologist - Remediation and Redevelopment Program - DNR Waukesha Service Center
Trevor Moen, P.E -Wastewater Engineer & General Permit Coordinator – DNR Oshkosh Service Center
Richard Gnat, Principal - KPRG and Associates, Inc

LEGAL AUTHORITIES AND APPEAL RIGHTS

Section 283.35(1), Wis. Stats., authorizes the Department to issue a general permit applicable to a designated area of the state authorizing discharges from specified categories or classes of point sources located within that area. Upon the request of the owner or operator of a point source, the Department shall withdraw the point source from the coverage of a general permit and issue an individual Wisconsin Pollutant Discharge Elimination System (WPDES) permit for that source in accordance with s. 283.35(2), Wis. Stats. Additionally, the Department may withdraw a point source from the coverage of a general permit and issue an individual WPDES permit if that source meets any of the factors listed in s. 283.35(3), Wis. Stats. Issuance of such an individual permit will provide for a public comment period, and potentially a public informational hearing and/or an adjudicatory hearing. In lieu of general permit withdrawal, the Department may refer any violation of a general permit to the Department of Justice for enforcement under s. 283.91, Wis. Stats., pursuant to s. 283.89, Wis. Stats. In order to remain in compliance and avoid any enforcement action, **please read your permit carefully.**

To challenge the reasonableness of or necessity for any term or condition of an issued, reissued, or modified general permit, s. 283.63, Wis. Stats., and ch. NR 203, Wis. Adm. Code, require that you file a verified petition for review with the Secretary of the Department of Natural Resources within 60 days after notice of the permit decision was issued by the Department. For other permit-related decisions, such as the decision to confer general permit coverage to your facility, that are not reviewable pursuant to s. 283.63, Wis. Stats., it may be possible for permittees or other persons to obtain an administrative review pursuant to s. 227.42, Wis. Stats., and s. NR 2.05(5), Wis. Adm. Code, or a judicial review pursuant to s. 227.52, Wis. Stats. If you choose to pursue one of these options, you should know that Wisconsin Statutes and Administrative Code establish time periods within which requests to review Department decisions must be filed.