

George E. Meyer
Secretary

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Horicon Area Headquarters
N7725 Highway 28
Horicon, Wisconsin 53032
TELEPHONE 414-387-7860
TELEFAX 414-387-7888

RECEIVED
NOV 16 1995

October 27, 1995

RECEIVED
JUL 21 2000
EIS DIVISION

File Ref:
Green Lake County

Dana Evans
P.O. Box 200
Markesan, WI 53946

Subject: D'Evans Printing, 20 S. Main St., City of Markesan

Dear Mr. Evans:

On October 27, 1995, the Department was advised of the discovery of a petroleum release at your property. This release was discovered by the City of Markesan while excavating for a storm sewer line. Through conversation with City officials I have learned that a consultant has been hired by the City to investigate this matter.

The spill law authorizes the Department of Natural Resources to enforce cleanup of contaminated sites, under s. 144.76 of the Wisconsin Statutes. As the owner of the property where a hazardous substance discharge has occurred, you are required to determine the horizontal and vertical extent of contamination and clean-up/properly dispose of the contaminants.

Your legal responsibilities are defined both in statute and in administrative rules. The hazardous substance spill law, s. 144.76 (3) Wisconsin Statutes, states:

RESPONSIBILITY. 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.

Wisconsin Administrative Code NR 700 through NR 728 establishes requirements for interim actions, public information, site investigation, design and operation of remedial action systems, and case closure. Wisconsin Administrative Code NR 140 establishes groundwater standards.

It is important that an investigation begins at your site as soon as possible. The longer contamination is left in the environment, the farther it can spread and the more difficult and costly it becomes to cleanup. Since this cleanup must comply with Wisconsin laws and rules, professional engineering and hydrogeologic experience is necessary. Therefore, you should hire a professional environmental consultant who can assure you that Department policies and guidelines are being followed.

Your consultant will help you in providing the Department with the following:

- Submit an investigation workplan explaining what work will be performed to identify the extent of contamination. This workplan should include a time schedule. Also, please provide documentation of any previous work performed related to this release.

- Submit the investigation report defining the degree and extent of any soil and/or groundwater contamination.
- Provide a remedial action plan outlining the remedy selected.
- Provide a remedial action report with data supporting your consultant's conclusions and recommendations for future work or site closure.

In addition, you will be required to keep the Department informed on site progress by submitting 30, 60 or 90 day updates. You will be notified when to provide the status reports at the time you submit your investigation workplan. Also, you will receive an annual site status form every February. It will be necessary for you to complete this form and return it promptly to the address provided.

There are times when staffing levels do not allow us to keep current with workload demands. However, to maintain your compliance with the spill law and chs. NR 700 through NR 728, investigation and cleanup actions should not be unnecessarily delayed waiting for DNR responses. In the event that you experience delays, please refer to NR 716.09(3) regarding Department review of sites.

I have enclosed a list of environmental consultants and some important tips on selecting one. If you are eligible for Wisconsin's PECFA program (see end of letter), you will need to compare at least three consultant's proposals before making your selection. Also enclosed are materials on controlling costs, understanding the cleanup process, and choosing a site cleanup method. Please read this information carefully.

Reimbursement from the Petroleum Environmental Cleanup Fund (PECFA) is available for the costs of cleaning up the contamination from eligible petroleum storage tanks. The fund is administered by the Department of Industry, Labor and Human Relations (DILHR). Please contact DILHR at (608) 267-3753 for more information on eligibility and regulations for this program.

If you have any questions about this letter or your responsibilities, please call me at the number shown below.

Sincerely,



Mark F. Putra
Hydrogeologist
Telephone: (414) 387-7867

cc: Mayor Ballweg, City of Markesan, P.O. Box 352, Markesan, WI 53946



CITY OF MARKESAN

77 WEST JOHN STREET - P.O. BOX 352

MARKESAN, WI 53946

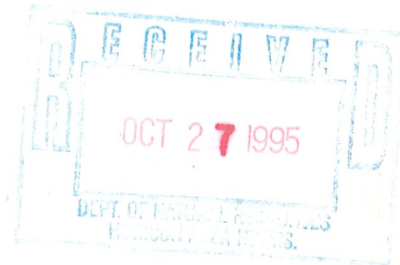
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JUL 21 2000

ERS DIVISION

October 25, 1995

Mark Putra
DNR - Horicon Area Headquarters
N772 S. Highway 28
Horicon, WI 53032
(414) 387-7860



Dear Mr. Putra:

This is to inform you that the City of Markesan uncovered an underground storage tank while excavating for a storm sewer line in a property adjacent to 20 S. Main Street, Markesan. The City of Markesan had sand and sludge removed by Superior Special Services and the barrels containing this are being stored at 461 W. Manchester Street, Markesan.

U.S. Petroleum Equipment and Environmental Services have supervised the removal of the tank itself, but Mr. Paul Hartigas of U.S. Petroleum and Mr. Mentzer of Northern Environmental noted the odor or measurable vapor in the soil below the tank after removal. The City does not own the property at which the UST was found. Nor is or was the City the operator of the UST. The parcel is owned by D'Evans Printing.

We are providing this notice in the event the City's excavation activities or the steps taken following the unearthing of the tank requires that the City provide the notice specified by Sec. 144.76(2), WI Stats.

If you need any further information, please feel free to contact me.

Sincerely,

Joan A. Ballweg

Joan A. Ballweg /
Mayor

JAB/pp

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D'EVANS Printing

DANA

city doing some work

Dana + Sharon

EVANS

Dana + Sharon

P.O. Box 200

Markesan, W