

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
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April 23, 2009

Ron Buck, Technical Director
Albany International
435 Sixth Street
Menasha, Wisconsin 54952

Casetrack # 2009-NEEE-008
BRRTS: 02-45-000015
Outagamie County

Subject: **Compliance Agreement**

Dear Mr. Buck:

Thank you for timely executing the compliance agreement between the Department of Natural Resources (Department) and Albany International (Albany). Enclosed for Albany's reference is the finalized compliance agreement. Please ensure adherence to the timelines agreed upon during our negotiations. If changes are needed, contact me in advance of the timeline for a timely resolution to the issue.

If you have technical questions regarding your site, please contact WDNR Hydrogeologist, Ms. Jennifer Borski at (920) 424-7887. If you have questions regarding this letter, please contact me at (715) 365-8985.

Sincerely,

Jill Zalesny
Environmental Enforcement Specialist

Enc: Compliance Agreement

Cc: Jennifer Borski - Oshkosh

COMPLIANCE AGREEMENT BY
THE DEPARTMENT OF NATURAL RESOURCES
AND
ALBANY INTERNATIONAL
OF APPLICABLE REGULATIONS AND
ACTIONS REQUIRED TO RETURN TO COMPLIANCE

Ron Buck, Technical Director
Albany International
435 Sixth Street
Menasha, WI 54952

Albany International / Outagamie County
BRRTS# 02-45-000015
CT # 09-NEEE-008

The following is an agreement between the Department of Natural Resources (Department) and Albany International (Albany) regarding applicable regulatory requirements and actions Albany is required to take due to their responsibility to minimize the effects of chromium contamination at the property 831 North Meade St., Appleton, WI. Albany is the responsible party for addressing this contamination.

Signing of this agreement does not excuse past violations by Albany nor preclude the Department from taking enforcement action for any past violation.

APPLICABLE REGULATORY REQUIREMENTS

1. Albany was identified on May 29, 1985, as a responsible party to address chromium contamination at the site.
2. Section 292.11(3) Wis. Stats. requires the person who possesses or controls a hazardous substance to minimize the harmful effects.
3. Section NR 724.13(3) Wis. Adm. Code requires responsible parties to submit semi-annual operation and maintenance progress reports.
4. Section NR 724.13(4) Wis. Adm. Code requires responsible parties to revise the operations and management plan as required. On June 20, 2007, the Department requested Albany to evaluate the remedy at this site and submit a proposal for continued investigation.

AGREEMENT

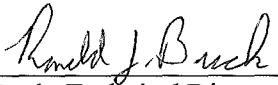
Albany acknowledges the actions listed below are necessary in order to return to compliance and accordingly agrees to do the following with regard to Albany's compliance with the spills law:

1. Albany will establish a schedule for the evaluation of the investigation and remedial system which shall include evaluation of the definition of degree and extent, system effectiveness, and a determination of current available and appropriate technologies to bring the site to closure. Albany will prepare a report that includes a schedule and proposal for continued investigation and remediation. As outlined in the March 6, 2009, Notice of Violation, Albany's preliminary response and proposed schedule shall be submitted by **April 14, 2009** and Albany's final response shall be submitted by **May 1, 2009**. Both documents are to be mailed to Jill Zalesny, 107 Sutliff Avenue, Rhinelander, WI 54501.
2. The Department will provide a written response to Albany's final response by **June 1, 2009**.

3. Albany will comply with the schedule and plan for evaluation approved by the Department.

FOR:

Albany International



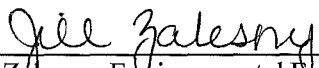
Ron Buck, Technical Director

APRIL 10TH, 2009

Date

FOR:


THE DEPARTMENT OF NATURAL RESOURCES



Jill Zalesny, Environmental Enforcement Specialist

4/23/2009

Date



Jennifer Borski, Hydrogeologist

4/15/2009

Date