

Borski, Jennifer - DNR

From: Borski, Jennifer - DNR
Sent: Tuesday, May 21, 2019 12:59 PM
To: Hammerton, JP; Gaug, Joseph; Wayne Fassbender; Sam Edwards (sam.edwards@luvata.com); rob.biersteker@luvata.com; Mike Boozer; mhecker@hodgsonruss.com
Cc: Brian Kappen (BKappen@enviroforensics.com); Chronert, Roxanne N - DNR
Subject: DNR follow-up to 5/20/2019 mtg for Appleton Wire (Former), BRRTS #02-45-000015

Good Morning,

Thank you all for allowing me to participate in the logistics discussion at Luvata yesterday. I appreciated hearing the issues yet to be resolved prior to proceeding with the planned remedy. As mentioned yesterday, the DNR's conditional approval of the technical remedial action plan (RAP) and comments regarding the first draft public participation plan (PPP) are forthcoming this week.

The intent of this email is to address concerns expressed yesterday during our time together that I am able to address right away. I understand there is also a larger list of items being addressed by Albany and/or Luvata. Please call to discuss any item that I may have misunderstood or missed that relates to DNR's involvement.

1. The soil blending activity planned to take place within the warehouse and just north of the warehouse does not require a DNR stormwater permit because less than one acre is being disturbed outside of the facility. Routine protection at storm drain inlets will need to take place with either silt fence or, more appropriately for the paved surfaces, silt socks with sand bags to assure contact. Type D protection for the inlet is preferred. Our stormwater staff does not *believe* that the City requires stormwater permits for erosion control when there is less than an acre either but Albany will need to verify with either Sue Olson or John Peters (erosion control) at DPW. The ordinance is on the City's website. There will be no discussion of storm drain protection in the conditional approval of the technical RAP.
2. General fugitive dust control requirements apply to all remedial activity at the site. This means that no dust may leave the property and that the soil blending work will need to be controlled by the nature of the moist soil or be wetted as proposed by Albany. Particulate monitoring is not required. The remedial action does not require a DNR air permit because it is not a stationary source (e.g., a facility) and is temporary. Fugitive dust control requirements also apply to truck traffic. There will be no discussion of fugitive dust control in the conditional approval of the technical RAP.
3. Yesterday was the first I became aware that liquid product or hazardous waste may need to be stored in temporary warehousing to allow Luvata's continuous operation during remedial activities. The DNR's understanding is that Albany will need full access to the current warehouse for the remedial action and strongly encourages the remedy to take place this construction season. As a result, I need to better understand the type of items Luvata needs to place in temporary warehousing during this work and any building spec requirements in order to assist Albany with design plans and construction. Specific questions are listed below:
 - A. Will liquid product be stored in temp warehousing?
 - B. Will haz waste be stored in temp warehousing?
 - C. Is temperature control necessary?
 - D. What flooring is acceptable for the stored items and traffic anticipated? (e.g., is the existing asphalt adequate?)
 - E. Where is the stormwater inlet(s) from the west parking lot?
 - F. Where is the underground piping from the tank in the parking lot and what is the setback requirement from the tank?

Follow-up Item: I request Luvata provide this information to Albany and me by May 28, 2019 or respond with a date when this detail can be supplied.

4. Dept. of Homeland Security restrictions need to be identified soon to coordinate this remedy but also for continued operation of the groundwater pump and treat system and routine monitoring. For example, if the warehouse is physically separated from the manufacturing and secured and the contractors are restricted to the east parking lot and warehouse, are these contractors and subcontractors subject to DHS requirements? I leave this to Luvata and Albany to work out but please let me know if there is any assistance needed from DNR.

As we proceed, please note that any information you submit to DNR is public record. If proprietary or confidential information must be shared for logistical purposes, please exclude DNR for your protection. Thank you in advance for your time to address these logistical issues and again for your time yesterday.

Jennifer

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Jennifer Borski

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