

September 11, 2013

Brian F. Bartoszek  
Wisconsin Public Service Corporation  
700 N. Adams Street  
Green Bay, WI 54307-9001

FID #460134950

Dear Mr. Bartoszek:

Subject: Case closure request and Voluntary Party Liability Exemption for Camp Marina; 732 Water Street, Sheboygan, Wisconsin; BRRTS #02-60-000095 (ERP), BRRTS #06-60-554716 (VPLE).

Thank you for your recent case closure request and GIS package submittal received by the Wisconsin Department of Natural Resources (the "Department") dated June 19, 2013. Since this site is in the Voluntary Party Liability Exemption (VPLE) program, the Department is required by the Voluntary Party Liability Exemption statute to determine whether an environmental investigation has been completed, in accordance with ch. NR 750, Wis.Admin.Code and s. 292.15, Stats. At this time, the Department is not granting case closure because the Department has not approved the site investigation and remedial actions associated with the VPLE property and the off-site impacts.

You may request case closure, and subsequently a partial COC for the upland cleanup, as authorized in s. 292.15(2)(am), Wis. Stats., for the uplands portion of the VPLE site in the future. However, the Department must first approve a complete investigation for the entire "site," including any off-site impact which would include the river sediments prior to granting closure for a portion of the VPLE site. You would be eligible for a full Certificate of Completion for the entire site once the Department has reviewed and approved your sediment investigation report, and also received and approved the remedial action documentation for river sediments, and issued a closure letter(s) for the upland and the sediment contamination.

The Department has reviewed your upland site investigation and remedial action, and needs some additional information before we can make a decision regarding the completeness of your upland site investigation. Information regarding your sediment investigation will be forwarded separately from this letter. Based on the review of the sediment portion of the SI and remedial actions, the Department may have additional questions about the response actions conducted on the uplands portion of the VPLE site.

- Please submit a new property boundary map based on the property deed, and include the deed and a public survey map if it is cited in the deed. Remove the sediment portion from your application (Figure 1 in your application, and Figure 1 as your replacement map dated July 20, 2013).
- Conduct (if you have not done so already) and submit an update report to your Phase I site investigation. Make sure it covers all the property you are requesting a COC for.

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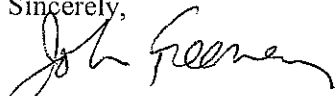
- Submit a written explanation/justification regarding how you determined the exact location placement of your sheet pile walls, specifically to what soil quality standards were the sheet pile walls to enclose? Submit iso-concentration maps for PAH, cyanide and VOC's for saturated and unsaturated soil. Overlay
- all data on the map. Remove soil boring points from the individual map that have no associated soil data. Overlay the boundaries of the sheet pile wall.
- Please review and document to the Department how the extent of contamination was determined in saturated soil on the south end of the site near the existing condominiums and the proposed condominium building. Provide documentation/justification that the vertical and horizontal extent of contamination was fully determined in this location. Similarly, please review and document to the department the determination of saturated and unsaturated soil contamination to the east of the sheet pile wall.
- If waste fill materials remain at the location of the proposed condominium building, an exemption to build over a waste fill site must be obtained. Before the proposed condominium is built, they must be made aware that they are required to obtain an exemption to build on an abandoned waste site.
- Provide additional information about the cover maintenance plan, specifically, does the maintenance plan cover areas not on the property? Is there an agreement with the offsite parties to cover maintenance of the barrier? Each affected offsite party must be properly notified of their barrier maintenance requirements. All property boundaries should be described and clearly demarked on the maintenance plan map along with the party responsible for maintenance of each affected property. Please include the site restoration cross section in the maintenance plan.
- Please describe how your gas venting system in the encapsulated area functions and how it will be maintained in the long term. This should be part of your maintenance plan. The biosparge system should be labeled "former biosparge" on the maintenance plan map.
- The encapsulated area needs to be more clearly indicated as an area subject to the cover maintenance plan on the map.
- The department requires a minimum of two rounds of groundwater sampling post air-sparge system shut down. Submit the latest groundwater sampling data.
- Provide methane sample results for the encapsulated area.

As described above, in order to obtain a partial or full Certificate of Completion the Department must determine that the site investigation of the entire site is complete, including the contaminated sediment. We are aware that you have undertaken the sediment investigation in 2008 and 2009, and that it has been approved by the US EPA under the Superfund Alternatives process. However, the Remediation and Redevelopment program needs to review the existing reports and work with our sediment quality staff to determine if any additional information is needed to complete the sediment investigation. Please provide a summary of all site investigation work completed in the water and sediments and how it meets the NR 716, Wis. Adm. Code requirements and which sections of which reports Department staff should look at made this determination. Likewise, we are aware that several rounds of sediment dredging and cover have occurred as recently as this Spring. The Department will review that work when we receive the final documentation reports, and we will let you know what additional information we need from you to complete this review. Also, we would like you to resubmit the closure request form to include the sediment portions of the work so the closure can include all site impacts.

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The Department looks forward to continuing to work with you to document and approve the work that has been done at the site. If you would like to meet with me and other Department staff to discuss these comments and plan to complete the review of this site or if you have any questions about this letter, please call me at 920-892-8756 extension 3023.

Sincerely,



John Feeney  
Wisconsin Department of Natural Resources

Cc: NRT  
SER File