

**From:** Beggs, Tauren R - DNR  
**Sent:** Wednesday, May 23, 2018 4:09 PM  
**To:** Ramanauskas, Peter  
**Cc:** Chronert, Roxanne N - DNR  
**Subject:** RE: Newton Pit - DRAFT Deed Restriction and DRAFT Cap Maintenance Plan

Sounds good, thanks Peter

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**Tauren R. Beggs**

Phone: (920) 662-5178

[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

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**From:** Ramanauskas, Peter [<mailto:ramanauskas.peter@epa.gov>]  
**Sent:** Wednesday, May 23, 2018 11:38 AM  
**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>  
**Cc:** Chronert, Roxanne N - DNR <[Roxanne.Chronert@wisconsin.gov](mailto:Roxanne.Chronert@wisconsin.gov)>  
**Subject:** RE: Newton Pit - DRAFT Deed Restriction and DRAFT Cap Maintenance Plan

Hello Tauren,

Thanks for the info. As this is a Type B site under our OCP MOA with Wisconsin, the site is subject to WDNR review and approval under NR700. As such, we'll defer to your review of the deed restriction. For reference, 761.61(a)(8)(i)(A) states that the responsible party shall record a notice to the deed in accordance with State law. Per 761.61(a)(8)(i)(B), they only have to certify to EPA that they've recorded the notice. If you'd like to share the final deed notice with us, that's fine, but not required.

Thanks again & let me know if you have questions.

Regards,

Peter Ramanauskas  
RCRA Corrective Action Project Manager/Regional PCB Coordinator  
Remediation and Reuse Branch  
Land and Chemicals Division  
USEPA Region 5  
77 West Jackson Blvd (LU-16J)  
Chicago, IL 60604  
(312) 886-7890

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**From:** Beggs, Tauren R - DNR [<mailto:Tauren.Beggs@wisconsin.gov>]  
**Sent:** Tuesday, May 22, 2018 10:52 AM  
**To:** Ramanauskas, Peter <[ramanauskas.peter@epa.gov](mailto:ramanauskas.peter@epa.gov)>  
**Cc:** Chronert, Roxanne N - DNR <[Roxanne.Chronert@wisconsin.gov](mailto:Roxanne.Chronert@wisconsin.gov)>  
**Subject:** FW: Newton Pit - DRAFT Deed Restriction and DRAFT Cap Maintenance Plan

Good morning Peter,

This was sent to me a while ago from AECOM for the Manitowoc City / Newton Tn Gravel Pit and I am just getting around to it now. The deed restriction and Exhibit A attached are a requirement to meet 40 CFR 761.61(a)(8) and the cover maintenance plan and attachments to meet the requirements for 40 CFR 761.61(a)(7) and the state's requirement for cover maintenance. I have reviewed and provided my comments in the attached word documents. I am assuming since the deed restriction is an EPA requirement for TSCA (not a state requirement) that you and/or EPA legal counsel would also review the deed restriction to determine if it meets EPA requirements. This is my first time with a site that needed a deed restriction for TSCA , so if you need anything else or I have misunderstood anything, please let me know.

Thanks,

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**Tauren R. Beggs**

Phone: (920) 662-5178

[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

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**From:** Henderson, Dave [<mailto:Dave.Henderson@aecom.com>]

**Sent:** Saturday, February 17, 2018 11:18 AM

**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>

**Cc:** GravelPit ([GravelPit@manitowoc.org](mailto:GravelPit@manitowoc.org)) <[GravelPit@manitowoc.org](mailto:GravelPit@manitowoc.org)>

**Subject:** Newton Pit - DRAFT Deed Restriction and DRAFT Cap Maintenance Plan

Tauren,

Attached are two draft documents for your review.

- 1) The Draft Deed Restriction – please review and provide comments. Once we have your comments on the draft, we will register the final deed restriction with the County Registrar of Deeds and notify WDNR & EPA once we have done so.
- 2) The Draft Cap Maintenance Plan – I assume you would want to see this document as part of your review of the deed restriction. Send your comments on the draft and I'll update and send you back a final document.

Hope that all makes sense. Give me a call if you have any questions.

Thanks

dsh

**David Henderson, P.E.**

Senior Project Manager/Director, Environment

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