

September 16, 2016

Ms. Shelly Billingsley, P.E.
Public Works Department
City of Kenosha
625 52nd Street, Room 305
Kenosha, WI 53140

Subject: Work Authorization Request - KEP Soil Remediation
Former Kenosha Engine Plant, 5555 30th Avenue, Kenosha, WI
FID# 230004500 BRRTS# 02-30-000327

Dear Ms. Billingsley:

On August 29, 2016, the Wisconsin Department of Natural Resources' (DNR) received the *Work Authorization Request – KEP Soil Remediation* that was prepared by AECOM Technical Services, Inc. (AECOM) for the former Kenosha Engine Plant (KEP) site. The request is for DNR approval of the remaining soil remediation activities and for approval of future reimbursement of the estimated project costs using funds from the Bankruptcy Escrow account and Ready for Reuse loan.

Previously on June 18, 2015, DNR approved the selected remedial action for the KEP site as identified in the April 2015 *Remedial Action Options Report*. The *Remedial Design Report (Soil)* was submitted to the DNR on June 18, 2015. DNR did not provide written approval for the *Remedial Design Report (Soil)*, because DNR intended to review and provide written approval when the contractor bids, cost estimates and soil/materials management plans were received for each soil remediation phase. The initial soil remediation phase was planned for the area CS-2, which was approved by DNR on July 27, 2015.

The DNR is conditionally approving the *Work Authorization Request – KEP Soil Remediation*. The conditions of approval are listed below.

- In a May 17, 2016 letter, DNR required completion of additional work before the March 2016 *Soils and Materials Management Plan (SMMP)* can be approved. The revised SMMP must be submitted to DNR and approved by DNR prior to the initiation of the soil remediation activities.
- Your selected contractor must complete a waste determination and follow the draft DNR Solid Waste program guidance Waste Soil Determinations and Identifying Clean Soil (DNR Publication WA-1820) prior to importing backfill, capping or cover material from an off-site source. It is in the City's best interest to maintain a copy of the waste determination, because as owner of the KEP site, it is the City's responsibility that Wis. Admin. § NR 500 and NR 718 are followed regarding soil importation. The City also must adhere to Wis. Admin. § NR 500 and

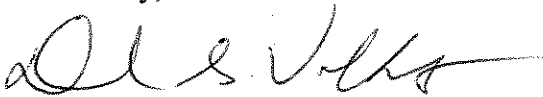
NR 718, if soils from the stockpiles at the Streets Department and the Water Utility are planned to be used at the KEP site.

- Specific soil remediation activities to be completed using Ready for Reuse loan funds must comply with the Ready for Reuse Loan Agreement (RRL-15) including the Special Conditions in Section VI. of the agreement. When requesting reimbursement for the soil remediation costs using Ready for Reuse loan funds, ensure the documentation is clearly separated from the costs using Bankruptcy Escrow account.

Any environmental work for which cost reimbursement will be requested under the Bankruptcy Escrow account, must be approved by the US EPA prior to initiating the work.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter or the case, please contact the DNR Project Manager, Dave Volkert, at the letterhead address, by calling (262) 574-2166, or by e-mail at david.volkert@wisconsin.gov.

Sincerely,



David G. Volkert
Hydrogeologist
Remediation & Redevelopment Program

cc: Kyle Rogers, US EPA
Ryan Spackman, City of Kenosha
Lanette Altenbach, AECOM
WDNR SER File