

February 20, 2019

Stewart Wangard  
Wangard Partners, Inc.  
High Pointe Office Center  
1200 N. Mayfair Road  
Milwaukee WI 53226

Mr. James Bryson  
Bryson Family Rental LLC  
10175 County Road E  
Darlington WI 53530

**KEEP THIS DOCUMENT WITH YOUR PROPERTY RECORDS**

SUBJECT: Final Case Closure with Continuing Obligations  
Dick's Supermarket, 149 Wells St., Darlington WI  
DNR BRRTS Activity #: 02-33-544202

Dear Sirs:

The retail development at 149-155 Wells Street in Darlington consists of a supermarket and an attached plaza of several units. The entire retail development is built on a historic landfill. In 2003, the Department of Natural Resources (DNR) opened a remediation case for this property which was referred to as "Darlington City Landfill/Dick's Supermarket." The purpose of this letter is close out the remediation case for the retail development and clarify that the City of Darlington holds responsibility for methane and any other landfill-related issues at the former landfill. Although the case was named after the largest business on the property when the case was opened, the retail development presently has two parcels (numbers 216-1073-2000 and 216-1073-1000) and associated shared common elements (number 261-1074-1000) to which the continuing obligation requirements in this letter apply.

The DNR sent Mr. Wangard a conditional closure letter for the Dick's Supermarket remediation case on March 19, 2007; on April 25, 2007, DNR received documentation that the conditions in the March 19, 2007 letter were met. Closure proceedings paused at that point due to increasing concern about subsurface methane levels at the property. Since that time, the City of Darlington's consultant has worked to monitor and safely vent the methane and regularly report to the DNR.

This is the final closure letter for the Dick's Supermarket case and covers the retail buildings on the property only, not the underlying historic City of Darlington landfill. The remediation case from dry-cleaning operations at the former Plaza Cleaners was handled separately (BRRTS activity # 02-33-526621) and closed with residual soil and groundwater contamination on December 27, 2007.

The conditions of closure and continuing obligations required were based on commercial, industrial, or recreational use of the property. DNR has opened a separate BRRTS activity number (02-33-582970) for the Darlington historic landfill and will continue to work directly with the City and its consultant on methane and any other landfill-related issues at the property.

The Department of Natural Resources considers the Dick's Supermarket case closed, with continuing obligations. No further investigation or remediation is required at this time. However, you, future property owners, and occupants of the property must comply with the continuing obligations as explained in the conditions of closure in this letter.

Please read over this letter closely to ensure that you comply with all conditions and other on-going requirements. Provide this letter and any attachments listed at the end of this letter to anyone who purchases, rents or leases this property from you. Certain continuing obligations also apply to affected property owners or right-of-way holders. These are identified within each continuing obligation.

This final closure decision is based on the correspondence and data provided and is issued under chs. NR 726 and 727, Wis. Adm. Code. The South Central Region Closure Committee reviewed the request for closure on March 19, 2007. The DNR Closure Committee reviewed this environmental remediation case for compliance with state laws and standards to maintain consistency in the closure of these cases.

#### Continuing Obligations

The continuing obligations for this site are summarized below. Further details on actions required are found in the section Closure Conditions.

- Groundwater contamination is present at or above ch. NR 140, Wis. Adm. Code enforcement standards.
- Residual soil contamination exists that must be properly managed should it be excavated or removed.
- Pavement and/or building foundations/floors must be maintained over waste and contaminated soil, and the DNR must be notified and approve any changes to these barriers.
- Owners or occupants of the 149-155 Wells Street retail developments must allow access to the City of Darlington, any consultant or contractor, or DNR and its authorized representatives to monitor for methane and test or maintain any alarm or methane remediation equipment.
- Owners or occupants of the 149-155 Wells Street retail developments must agree to avoid any interference with action taken to respond to methane or other contamination and to avoid actions that worsen any discharges from the landfill.

The DNR fact sheet *Continuing Obligations for Environmental Protection* (RR-819) helps to explain a property owner's responsibility for continuing obligations on their property. The fact sheet may be obtained online at [dnr.wi.gov](http://dnr.wi.gov) and search "RR-819".

#### DNR Database

This site will be included on the Bureau for Remediation and Redevelopment Tracking System (BRRTS) on the Web (BOTW) online at [dnr.wi.gov](http://dnr.wi.gov) and search "BOTW", to provide public notice of residual contamination and of any continuing obligations. The site can also be viewed on the Remediation and Redevelopment Sites Map (RRSM), a map view, at [dnr.wi.gov](http://dnr.wi.gov) and search "RRSM".

The DNR's approval prior to well construction or reconstruction is required in accordance with s. NR 812.09 (4) (w), Wis. Adm. Code. This requirement applies to private drinking water wells and high capacity wells. To obtain approval, complete and submit Form 3300-254 to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line at [dnr.wi.gov](http://dnr.wi.gov) (search "3300-254").

All site information is also on file at the South Central Regional DNR office, 3911 Fish Hatchery Road, Fitchburg. This letter and information that was submitted with your closure request application, including any maps, can be found as a Portable Document Format (PDF) in BOTW.

### Prohibited Activities

Certain activities are prohibited at closed sites because maintenance of a barrier is intended to prevent contact with any remaining contamination. When a barrier is required, the condition of closure requires notification of the DNR before making a change, to determine if further action is needed to maintain the protectiveness of the remedy employed. The following activities are prohibited on any portion of the property where pavement or building foundations and floors are required, as shown on the **attached map** (Figure 2C), unless prior written approval has been obtained from the DNR:

- removal of the existing barrier or cover;
- replacement with another barrier or cover;
- excavating or grading of the land surface;
- filling on covered or paved areas;
- plowing for agricultural cultivation;
- construction or placement of a building or other structure;
- changing the use or occupancy of the property to a residential exposure setting, which may include certain uses, such as single or multiple family residences, a school, day care, senior center, hospital, or similar residential exposure settings.
- changing the construction of a building that has gas or vapor monitoring, alarms, or a mitigation system in place.

### Closure Conditions

Compliance with the requirements of this letter is a responsibility to which you, the current property owners, and any subsequent property owners must adhere. DNR staff will conduct periodic prearranged inspections to ensure that the conditions included in this letter are met. If these requirements are not followed, the DNR may take enforcement action under s. 292.11, Wis. Stats. to ensure compliance with the specified requirements, limitations or other conditions related to the property.

Please send written notifications in accordance with the following requirements to:

Department of Natural Resources  
Attn: Remediation and Redevelopment Program Environmental Program Associate  
3911 Fish Hatchery Road  
Fitchburg WI 53711

### Residual Groundwater Contamination (ch. NR 140, 812, Wis. Adm. Code)

Groundwater contamination greater than enforcement standards is present both on this contaminated property and off this contaminated property, as shown on the **attached maps** (Figures 7A, 7B, and 7C). If you intend to construct a new well, or reconstruct an existing well, you'll need prior DNR approval. Affected property owners and right-of-way holders were notified of the presence of groundwater contamination. This continuing obligation also applies to the City of Darlington for neighboring Sieg Field and the Alice Street right-of-way.

### Residual Soil Contamination (ch. NR 718, chs. 500 to 536, Wis. Adm. Code or ch. 289, Wis. Stats.)

Soil contamination remains to the east of the retail plaza and supermarket and in the area of GP-23 to the west of the supermarket as indicated on the **attached map** (Figure 6). If soil in the specific locations described above is excavated in the future, the property owner or right-of-way holder at the time of excavation must sample and analyze the excavated soil to determine if contamination remains. If sampling confirms that contamination is present, the property owner or right-of-way holder at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal complies with applicable standards and rules. Contaminated soil may be managed in accordance with ch. NR 718, Wis. Adm. Code, with prior DNR approval. This continuing obligation also applies to the City of Darlington for neighboring Sieg Field and the Alice Street right-of-way.

In addition, all current and future owners and occupants of the property and right-of-way holders need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and as a result special precautions may need to be taken to prevent a direct contact health threat to humans.

Cover or Barrier (s. 292.12 (2) (a), Wis. Stats., s. NR 726.15, s. NR 727.07 Wis. Adm. Code)

The covers (floors, building foundations, pavement) that exist in the locations shown on the **attached map** (Figure 2C), shall be maintained in compliance with the **attached maintenance plan** in order to prevent or limit vapor intrusion into the building.

The use of building foundations and floors and the paved parking lot as covers for this closure is intended to be protective for a commercial or industrial use setting. Before using the property for residential purposes, you must notify the DNR at least 45 days before taking an action, to determine if additional response actions are warranted.

A request may be made to modify or replace a cover or barrier. Before removing or replacing the cover, you must notify the DNR at least 45 days before taking an action. The replacement or modified cover or barrier must be protective of the revised use of the property and must be approved in writing by the DNR prior to implementation. A cover or barrier for industrial land uses, or certain types of commercial land uses may not be protective if the use of the property were to change such that a residential exposure would apply. This may include, but is not limited to, single or multiple family residences, a school, day care, senior center, hospital or similar settings. In addition, a cover or barrier for multi-family residential housing use may not be appropriate for use at a single-family residence.

The **attached maintenance plan and inspection log (DNR form 4400-305)** are to be kept up-to-date and on-site. Inspections shall be conducted annually, in accordance with the attached maintenance plan. Submit the inspection log to the DNR only upon request.

Site-Specific Condition (s. NR 726.05 (9), NR 726.15 (2) (m), s. NR 727.07 (7), Wis. Adm. Code)

In addition, owners or occupants of the retail development at 149-155 Wells Street must:

- allow access for methane monitoring and methane alarm testing; this applies to both occupied and vacant units
- avoid interfering with any action taken to respond to methane or other contamination originating from the landfill
- avoid actions that could worsen any discharges from the landfill

The DNR expects that the City or its consultants and contractors will give you reasonable advance notice when access is needed. If changes to this condition are desired, the property owner must notify the DNR at least 45 days in advance so we may determine if additional response actions are necessary.

Other Closure Information

Sites with Historic Fill

Information presented in the site investigation report indicates that subsurface materials consist of historic waste and fill material. As such, the property owner must comply with any conditions required by solid waste rules in chs. NR 500 - 599, Wis. Adm. Code, while any waste materials remain in place. Any future redevelopment of this property must consider of the presence of waste materials and will require the issuance of an exemption from the DNR to build on an abandoned landfill prior to the start of any construction. Please refer to the Development at Historic Fill Site or Licensed Landfill guidance for further information at [dnr.wi.gov](http://dnr.wi.gov) and search "historic landfill development".

Waste materials capable of producing methane gas remain at the property. These materials may be of concern in the future for new construction or modification of existing buildings. Currently the City of Darlington's consultant samples a series of gas probes twice per year to monitor gas levels and operates a passive system to safely vent methane gas from the landfill. If new construction or changes to the existing buildings might affect the either the vent system or the monitoring points, DNR review would be needed. Methane gas control technologies may be required for new construction or modifications of existing structures.

General Wastewater Permits for Construction Related Dewatering Activities

The DNR's Water Quality Program regulates point source discharges of contaminated water, including discharges to surface waters, storm sewers, pits, or to the ground surface. This includes discharges from construction related dewatering activities, including utility and building construction.

If you or any other person plan to conduct such activities, you or that person must contact that program, and if necessary, apply for the necessary discharge permit. Additional information regarding discharge permits is available at [dnr.wi.gov](http://dnr.wi.gov) and search "wastewater permits". If residual soil or groundwater contamination is likely to affect water collected in a pit/trench that requires dewatering, a general permit for Discharge of Contaminated Groundwater from Remedial Action Operations may be needed. If water collecting in a pit/trench that requires dewatering is expected to be free of pollutants other than suspended solids and oil and grease, a general permit for Pit/Trench Dewatering may be needed.

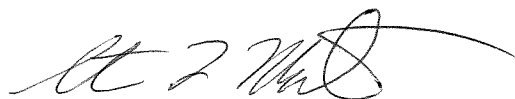
In Closing

Please be aware that the case may be reopened pursuant to s. NR 727.13, Wis. Adm. Code, for any of the following situations:

- if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment,
- if the property owner does not comply with the conditions of closure, with any deed restrictions applied to the property, or with a certificate of completion issued under s. 292.15, Wis. Stats., or
- a property owner fails to maintain or comply with a continuing obligation (imposed under this closure approval letter).

The DNR appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Cindy Koepke at 608-275-3257 or at [cynthia.koepke@wisconsin.gov](mailto:cynthia.koepke@wisconsin.gov).

Sincerely,

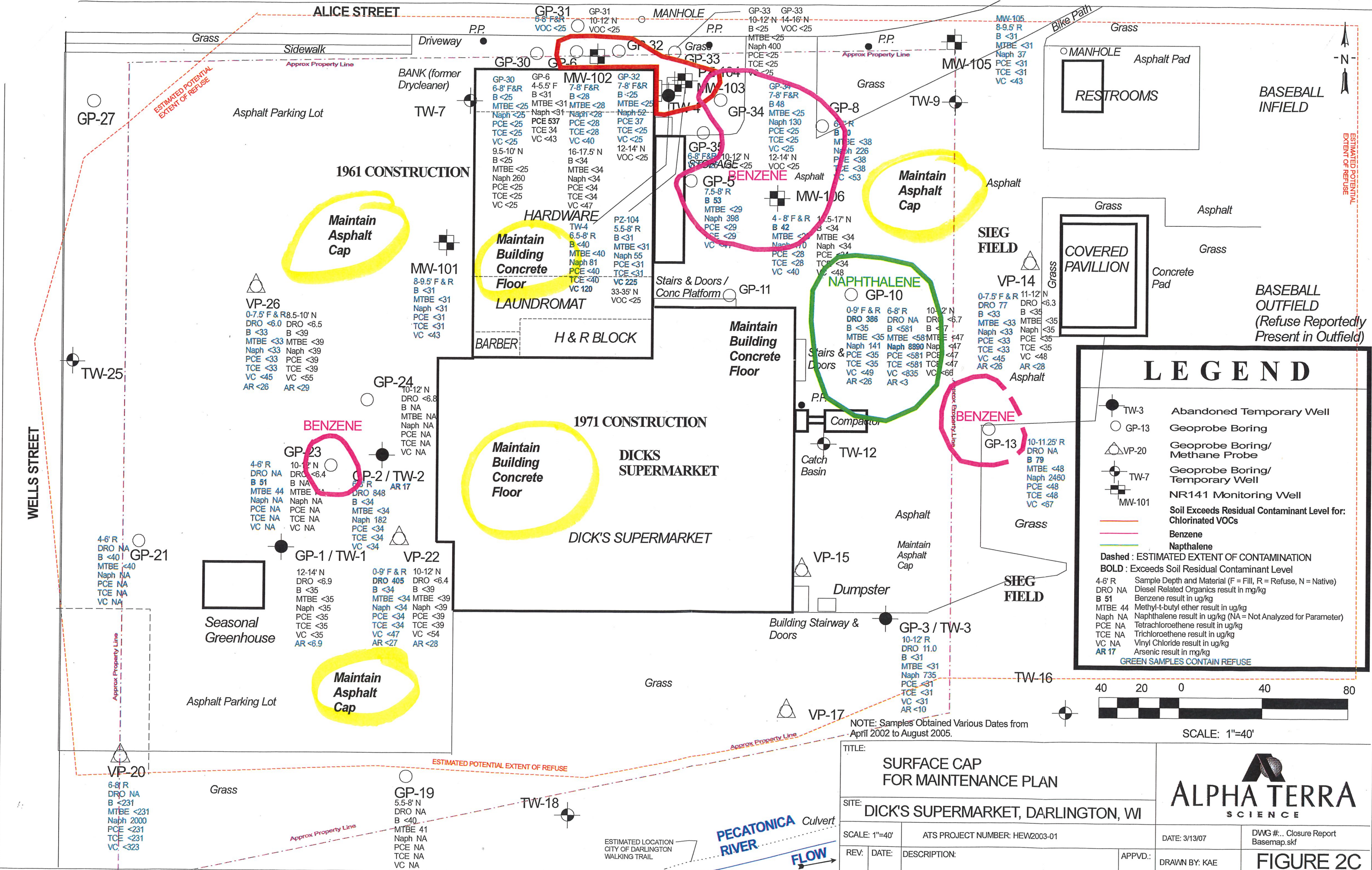


Steven L. Martin, P.G.  
South Central Region Team Supervisor  
Remediation & Redevelopment Program

Attachments:

- Surface Cap for Maintenance Plan, Figure 2C, dated 3/13/07
- Groundwater contamination maps, Figs. 7A, 7B & 7C, dated 11/27/06
- Soil Chemistry Results, Figure 6, dated 11/27/06
- Cap maintenance plan prepared by Alpha Terra Science, dated March 13, 2007
- Cap inspection form 4400-305

cc: Mayor David Breunig, City of Darlington  
Jeremy Williams, DPW, City of Darlington  
Ben Peotter, Ayers Associates



NOTE: Samples Obtained Various Dates from April 2002 to August 2005.

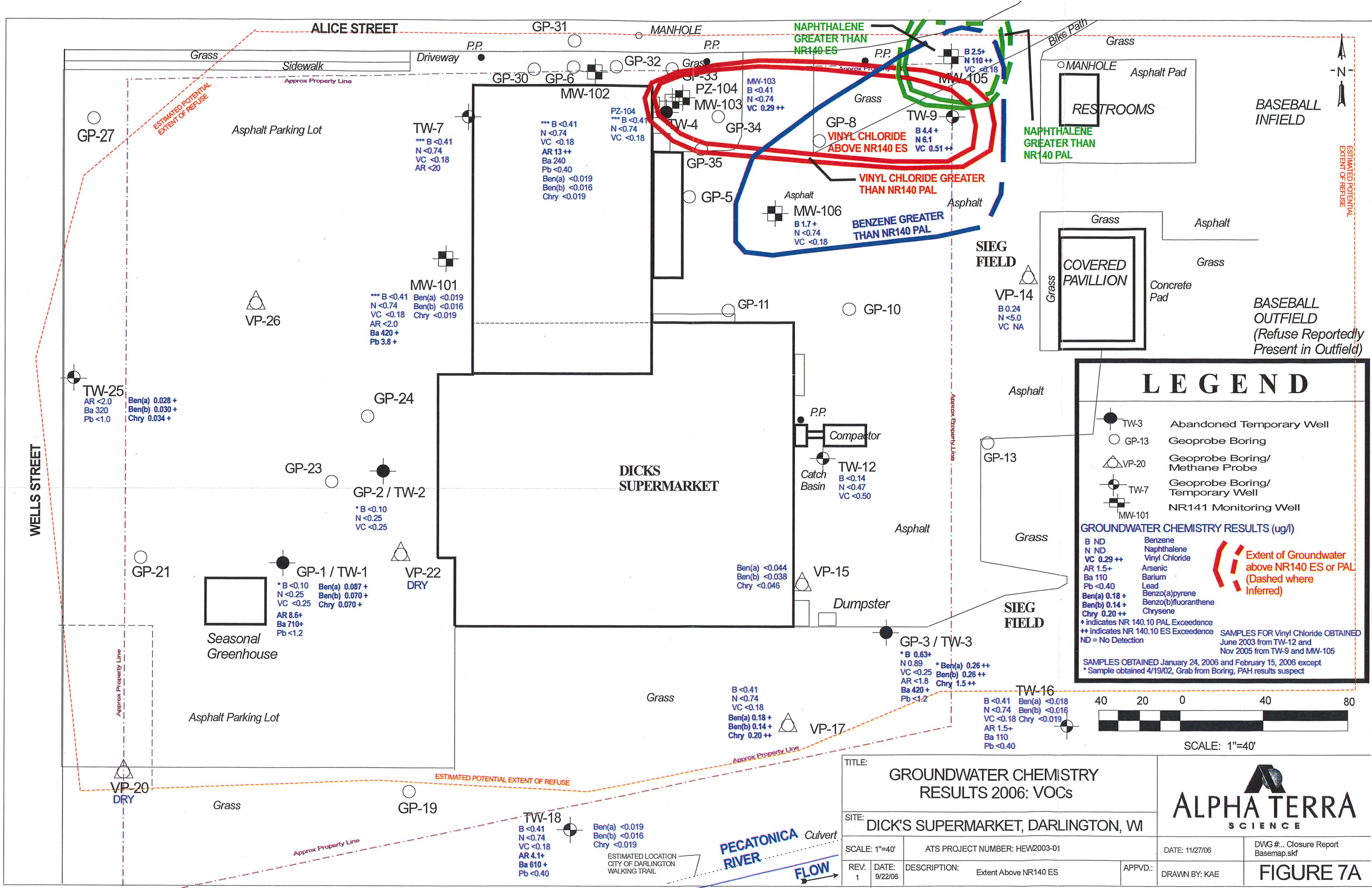
TITLE: <b>SURFACE CAP FOR MAINTENANCE PLAN</b>		DATE: 3/13/07	
SITE: <b>DICK'S SUPERMARKET, DARLINGTON, WI</b>		DWG #... Closure Report Basemap.skf	
SCALE: 1"=40'	ATS PROJECT NUMBER: HEW2003-01	APPVD.:	DRAWN BY: KAE
REV:	DATE:	DESCRIPTION:	<b>FIGURE 2C</b>



ESTIMATED LOCATION CITY OF DARLINGTON WALKING TRAIL

**PECATONICA RIVER** Culvert  
FLOW





### LEGEND

- TW-3 Abandoned Temporary Well
- GP-13 Geoprobe Boring
- VP-20 Geoprobe Boring/Methane Probe
- TW-7 Geoprobe Boring/Temporary Well
- MW-101 NR141 Monitoring Well

**GROUNDWATER CHEMISTRY RESULTS (ug/l)**

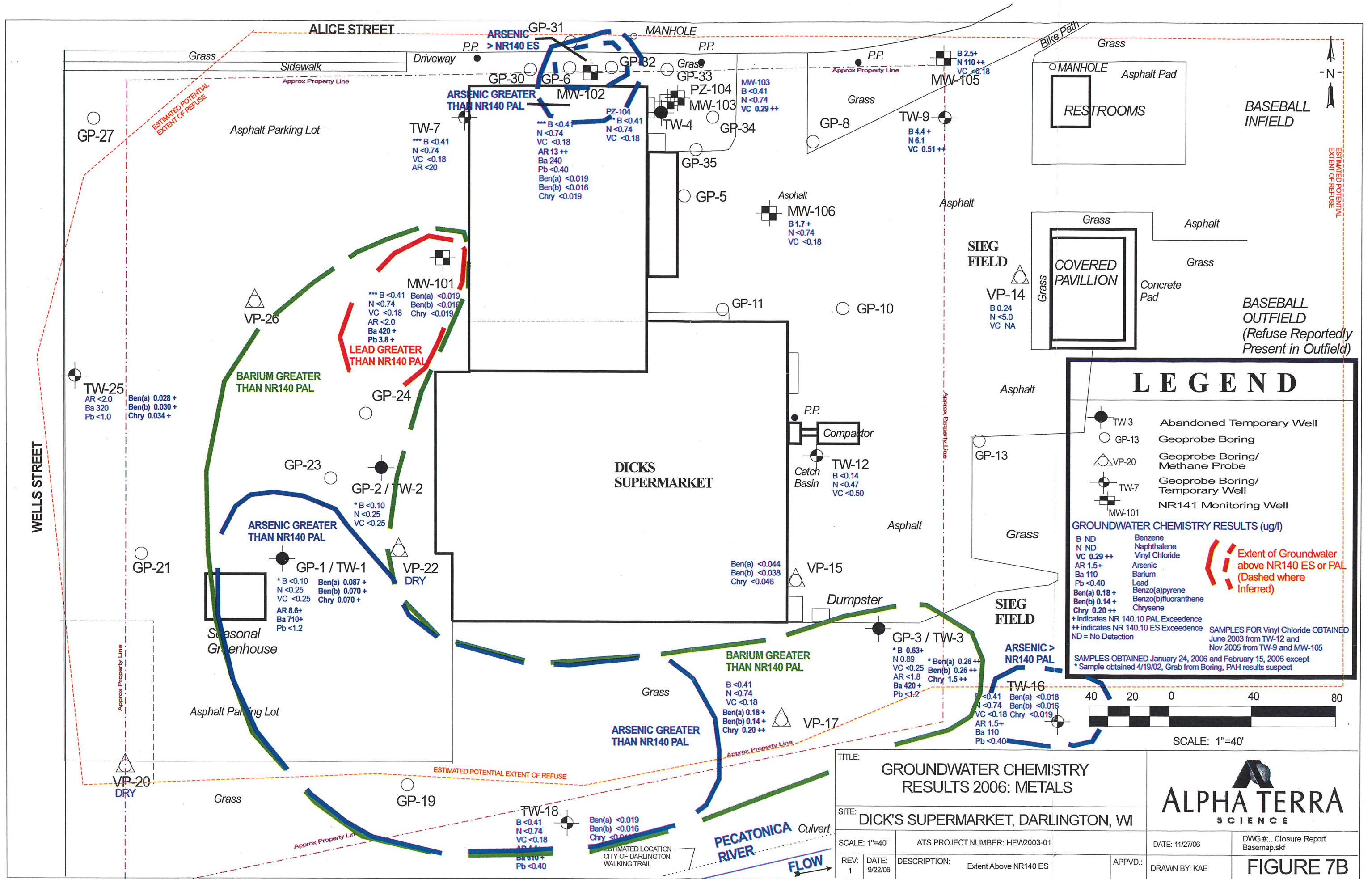
B ND	Benzene
N ND	Naphthalene
VC 0.29 ++	Vinyl Chloride
AR 1.5+	Arsenic
Ba 110	Barium
Pb <0.40	Lead
Ben(a) 0.18 +	Benzo(a)pyrene
Ben(b) 0.14 +	Benzo(b)fluoranthene
Chry 0.20 ++	Chrysene

+ indicates NR 140.10 PAL Exceedence  
 ++ indicates NR 140.10 ES Exceedence  
 ND = No Detection

Extent of Groundwater above NR140 ES or PAL (Dashed where Inferred)

SAMPLES FOR Vinyl Chloride OBTAINED June 2003 from TW-12 and Nov 2005 from TW-9 and MW-105  
 SAMPLES OBTAINED January 24, 2006 and February 15, 2006 except \* Sample obtained 4/19/02, Grab from Boring, PAH results suspect

TITLE: <b>GROUNDWATER CHEMISTRY RESULTS 2006: VOCs</b>			
SITE: <b>DICK'S SUPERMARKET, DARLINGTON, WI</b>		<b>ALPHA TERRA SCIENCE</b>	
SCALE: 1"=40'	ATS PROJECT NUMBER: HEW2003-01	DATE: 11/27/06	DWG #... Closure Report Basemap.skf
REV: 1	DATE: 9/22/06	DESCRIPTION: Extent Above NR140 ES	APPVD.: DRAWN BY: KAE
			<b>FIGURE 7A</b>



### LEGEND

- TW-3 Abandoned Temporary Well
- GP-13 Geoprobe Boring
- VP-20 Geoprobe Boring/Methane Probe
- TW-7 Geoprobe Boring/Temporary Well
- MW-101 NR141 Monitoring Well

**GROUNDWATER CHEMISTRY RESULTS (ug/l)**

B ND	Benzene
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Ba 110	Barium
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Ben(b) 0.14 +	Benzo(b)fluoranthene
Chry 0.20 ++	Chrysene

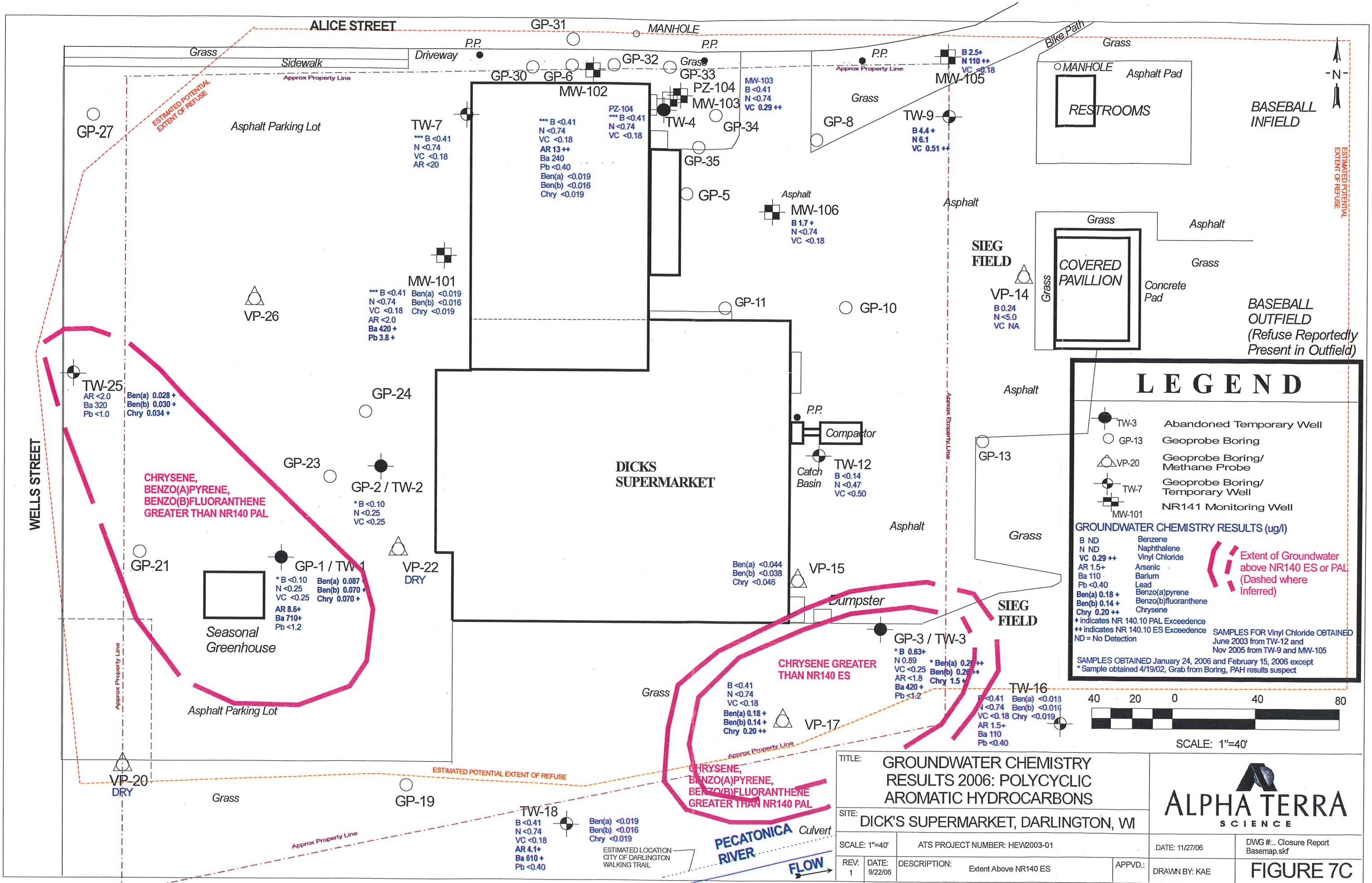
+ indicates NR 140.10 PAL Exceedence  
 ++ indicates NR 140.10 ES Exceedence  
 ND = No Detection

Extent of Groundwater above NR140 ES or PAL (Dashed where Inferred)

SAMPLES FOR Vinyl Chloride OBTAINED June 2003 from TW-12 and Nov 2005 from TW-9 and MW-105  
 SAMPLES OBTAINED January 24, 2006 and February 15, 2006 except \* Sample obtained 4/19/02, Grab from Boring, PAH results suspect

TITLE: <b>GROUNDWATER CHEMISTRY RESULTS 2006: METALS</b>		 <b>ALPHA TERRA</b> SCIENCE	
SITE: <b>DICK'S SUPERMARKET, DARLINGTON, WI</b>		DATE: 11/27/06	
SCALE: 1"=40'	ATS PROJECT NUMBER: HEW2003-01	DRAWN BY: KAE	DWG #... Closure Report Basemap.skf
REV: 1	DATE: 9/22/06	DESCRIPTION: Extent Above NR140 ES	APPVD: <b>FIGURE 7B</b>





### LEGEND

- TW-3 Abandoned Temporary Well
- GP-13 Geoprobe Boring
- VP-20 Geoprobe Boring/Methane Probe
- TW-7 Geoprobe Boring/Temporary Well
- MW-101 NR141 Monitoring Well

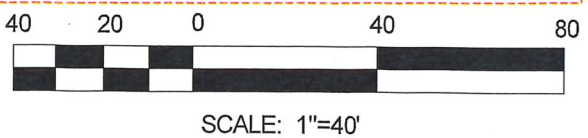
**GROUNDWATER CHEMISTRY RESULTS (ug/l)**

B ND	Benzene
N ND	Naphthalene
VC 0.29 ++	Vinyl Chloride
AR 1.5+	Arsenic
Ba 110	Barium
Pb <0.40	Lead
Ben(a) 0.18 +	Benzo(a)pyrene
Ben(b) 0.14 +	Benzo(b)fluoranthene
Chry 0.20 ++	Chrysene

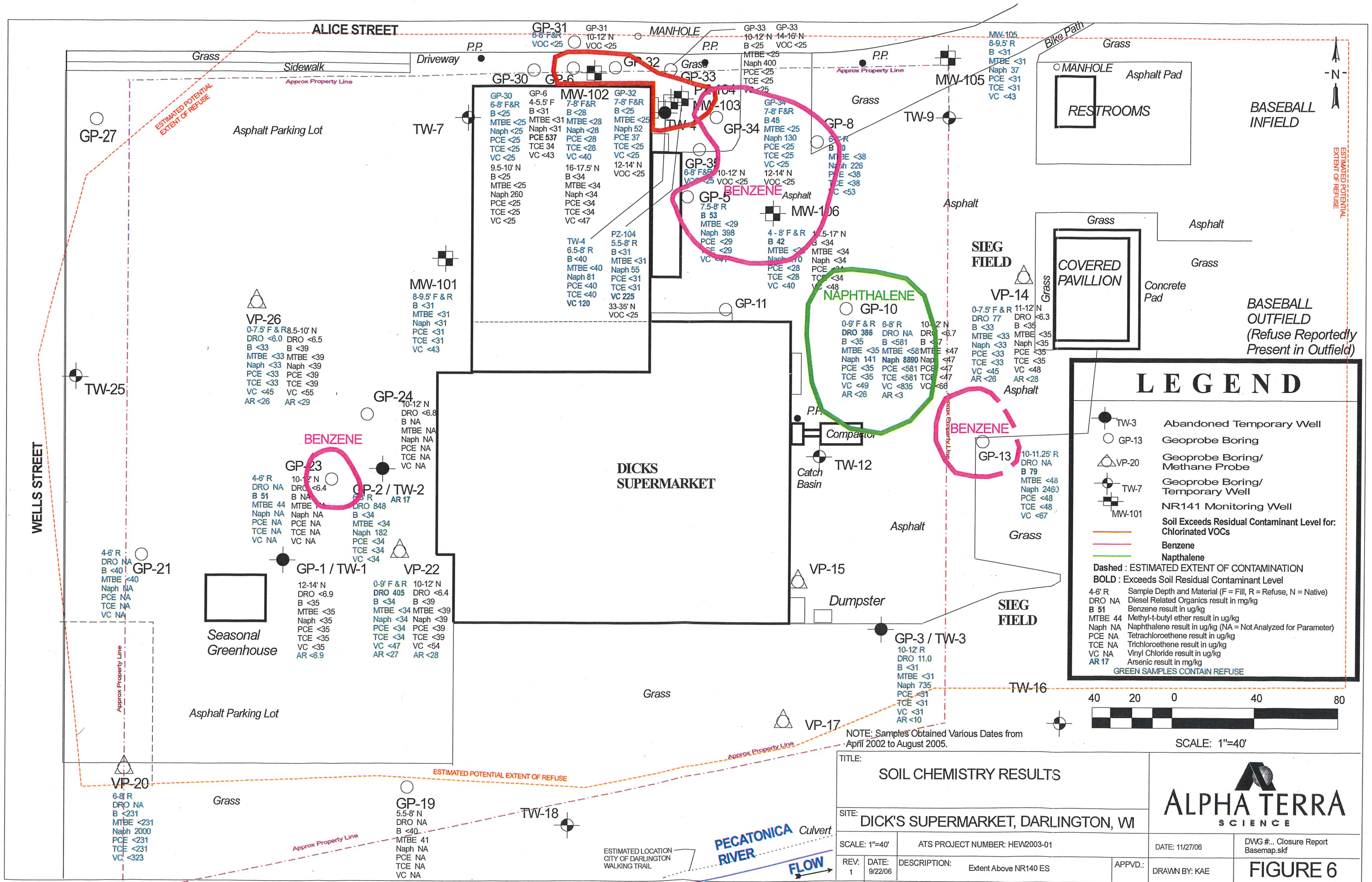
+ indicates NR 140.10 PAL Exceedence  
 ++ indicates NR 140.10 ES Exceedence  
 ND = No Detection

Extent of Groundwater above NR140 ES or PAL (Dashed where Inferred)

SAMPLES FOR Vinyl Chloride OBTAINED June 2003 from TW-12 and Nov 2005 from TW-9 and MW-105  
 SAMPLES OBTAINED January 24, 2006 and February 15, 2006 except \* Sample obtained 4/19/02, Grab from Boring, PAH results suspect



TITLE: GROUNDWATER CHEMISTRY RESULTS 2006: POLYCYCLIC AROMATIC HYDROCARBONS		 <b>ALPHA TERRA</b> SCIENCE	
SITE: DICK'S SUPERMARKET, DARLINGTON, WI			
SCALE: 1"=40'	ATS PROJECT NUMBER: HEW2003-01	DATE: 11/27/06	DWG #... Closure Report Basemap.skf
REV: 1	DATE: 9/22/06	DESCRIPTION: Extent Above NR140 ES	APPVD.: DRAWN BY: KAE
			<b>FIGURE 7C</b>



### LEGEND

- TW-3 Abandoned Temporary Well
- GP-13 Geoprobe Boring
- VP-20 Geoprobe Boring/Methane Probe
- TW-7 Geoprobe Boring/Temporary Well
- MW-101 NR141 Monitoring Well
- Soil Exceeds Residual Contaminant Level for: Chlorinated VOCs
- Benzene
- Naphthalene

**Dashed :** ESTIMATED EXTENT OF CONTAMINATION  
**BOLD :** Exceeds Soil Residual Contaminant Level

4-6' R Sample Depth and Material (F = Fill, R = Refuse, N = Native)  
 DRO NA Diesel Related Organics result in mg/kg  
 B 51 Benzene result in ug/kg  
 MTBE 44 Methyl-t-butyl ether result in ug/kg  
 Naph NA Naphthalene result in ug/kg (NA = Not Analyzed for Parameter)  
 PCE NA Tetrachloroethene result in ug/kg  
 TCE NA Trichloroethene result in ug/kg  
 VC NA Vinyl Chloride result in ug/kg  
 AR 17 Arsenic result in mg/kg

GREEN SAMPLES CONTAIN REFUSE



NOTE: Samples Obtained Various Dates from April 2002 to August 2005.

<b>TITLE:</b> SOIL CHEMISTRY RESULTS		 <b>ALPHA TERRA</b> SCIENCE	
<b>SITE:</b> DICK'S SUPERMARKET, DARLINGTON, WI			
SCALE: 1"=40'	ATS PROJECT NUMBER: HEV2003-01	DATE: 11/27/06	DWG #... Closure Report Basemap.skf
REV: 1	DATE: 9/22/06	DESCRIPTION: Extent Above NR140 ES	APPVD.: DRAWN BY: KAE
<b>FIGURE 6</b>			

Recd 3/16/07



Alpha Terra Science, Inc.  
1237 S. Pilgrim Road, Plymouth, WI 53073  
TEL 920/892-2444 FAX 920/892-2620  
Website: www.alphaterra.net  
E-mail: alphaterra@alphaterra.net

March 13, 2007

Ms. Linda Hanefeld  
Wisconsin Department of Natural Resources  
3911 Fish Hatchery Road  
Fitchburg, WI 53711-5397

**RE: Maintenance Plan and Inspection Log, Historic Darlington Landfill Property, 149 –  
153 Wells Street Property, Darlington, WI,  
BRRTS # 02-33-544202**

Dear Ms. Hanefeld:

Attached please find a copy of the above-referenced Maintenance Plan and Inspection Log for the former Darlington Landfill property.

Annual inspection of the asphalt cap and building floor surface is required of the property owner.

Please attach the Maintenance Plan and Inspection Log to the other closure materials as necessary.

Sincerely,

Ken Ebbott  
Project Manager

Attachment: Maintenance Plan and Inspection Log

CC: Mr. Stewart Wangard, Wangard Partners, Inc., 1200 N. Mayfair Road, Milwaukee, WI 53226 w/ Attachment  
Mr. Don Gallo, Reinhart Boerner, et. al. P.O. Box 2265 Waukesha, WI 53187-2265 w/ Attachment

# PAVEMENT COVER BARRIER MAINTENANCE PLAN

March 13, 2007

Property Located at:

149 to 153 Wells Street, Darlington, WI

WDNR BRRTS 02-33-544202

**Legal Description:** Part of the East fraction of Government Lot 1, located in the Southeast Quarter of the Northwest Quarter of Section 3, Town 2 North, Range 3 East, City of Darlington, Lafayette County, Wisconsin, being more particularly described as follows: Commencing at the East Quarter corner of Section 3; thence N2°37'58" W on the East line of the Northeast Quarter, 1031.47', thence N89°14'34". 1112.53' to the Southeast corner of Block 19 of the Original Plat of Darlington; thence S89°14'34"E, 66.00' to a 2" dia. iron pipe at the Southwest corner of Certified Survey map No. 114, being the Southwest corner of Block 18 of said Original Plat; thence S0°57'21" W, 66.00' to a 1 1/4" dia. brass "Survey Mark" plug in concert at the Northwest corner of Block 22 of said Original Plat, being the point of beginning; thence S0°57'59"E, 408.03' to a 2" square hollow iron rod; thence N0°57'21"E, 320.37' to a #6 (3/4" dia.) rebar on the South line of Alice Street; thence N89°14'34" W, 400.00' to the point of beginning.  
Tax Parcel ID #: 33-216-1073 and 33-216-1074

## **Introduction**

This document is the Maintenance Plan for a pavement cover at the above-referenced property in accordance with the requirements of s. NR 724.13(2), Wisconsin Administrative Code. The maintenance activities relate to the existing paved (concrete and asphalt) surfaces occupying the area over residual waste materials on-site. The location of the paved surfaces to be maintained in accordance with this Maintenance Plan form the floor of the existing strip mall structure and the eastern and western parking and driving surfaces. The paved surfaces to maintain, as well as the impacted soil, are identified on the attached map (Figure 2C - Exhibit A).

## **Cover and Building Barrier Purpose**

The paved surfaces over the contaminated soil serve as an infiltration barrier to minimize leaching of precipitation through residual refuse and contamination, and eliminate contact with underlying refuse materials. Based on the current and future use of the property, the barrier should function as intended unless disturbed.

## **Annual Inspection**

The paved surfaces overlying the contaminated soil and as depicted in Exhibit A will be inspected once a year for cracks and other potential exposures to underlying soils. The inspections will be performed to evaluate damage to the asphalt and building floor due to exposure to the weather, wear from traffic, increasing age and other factors. Areas where water may leach through the asphalt or concrete floor and come into contact with underlying contaminated material shall be documented and steps taken to repair the problem.

A log of the inspections and any repairs shall be maintained by the property owner and is included as Exhibit B, Cap Inspection Log. The log will include recommendations for necessary repairs. Once repairs are completed, they shall be documented in the inspection log.

### **Maintenance Activities**

If problems are noted during the annual inspections, or at any other time during the year, repairs will be scheduled as soon as practical. Repairs can include patching, filling, or larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the potential exposure hazard and, if necessary, provide them with appropriate personal protection equipment (“PPE”). The owner must also sample any soil that is excavated from this portion of the site prior to disposal to ascertain if contamination remains. The soil must be treated, stored and disposed of by the owner in accordance with applicable local, state and federal law.

In the event the paved surfaces overlying the contaminated soil are removed or replaced, the replacement barrier must be equally impervious, with an infiltration rate equal to or less than  $1 \times 10^{-7}$  cm/s. Any replacement barrier will be subject to the same maintenance and inspection guidelines as outlined in this Maintenance Plan unless indicated otherwise by the WDNR or its successor.

The property owner, in order to maintain the integrity of the paved surfaces and/or the building, will maintain a copy of this Maintenance Plan on-site and the facility management personnel should be informed of the plan and the maintenance requirements.

### **Amendment or Withdrawal of Maintenance Plan**

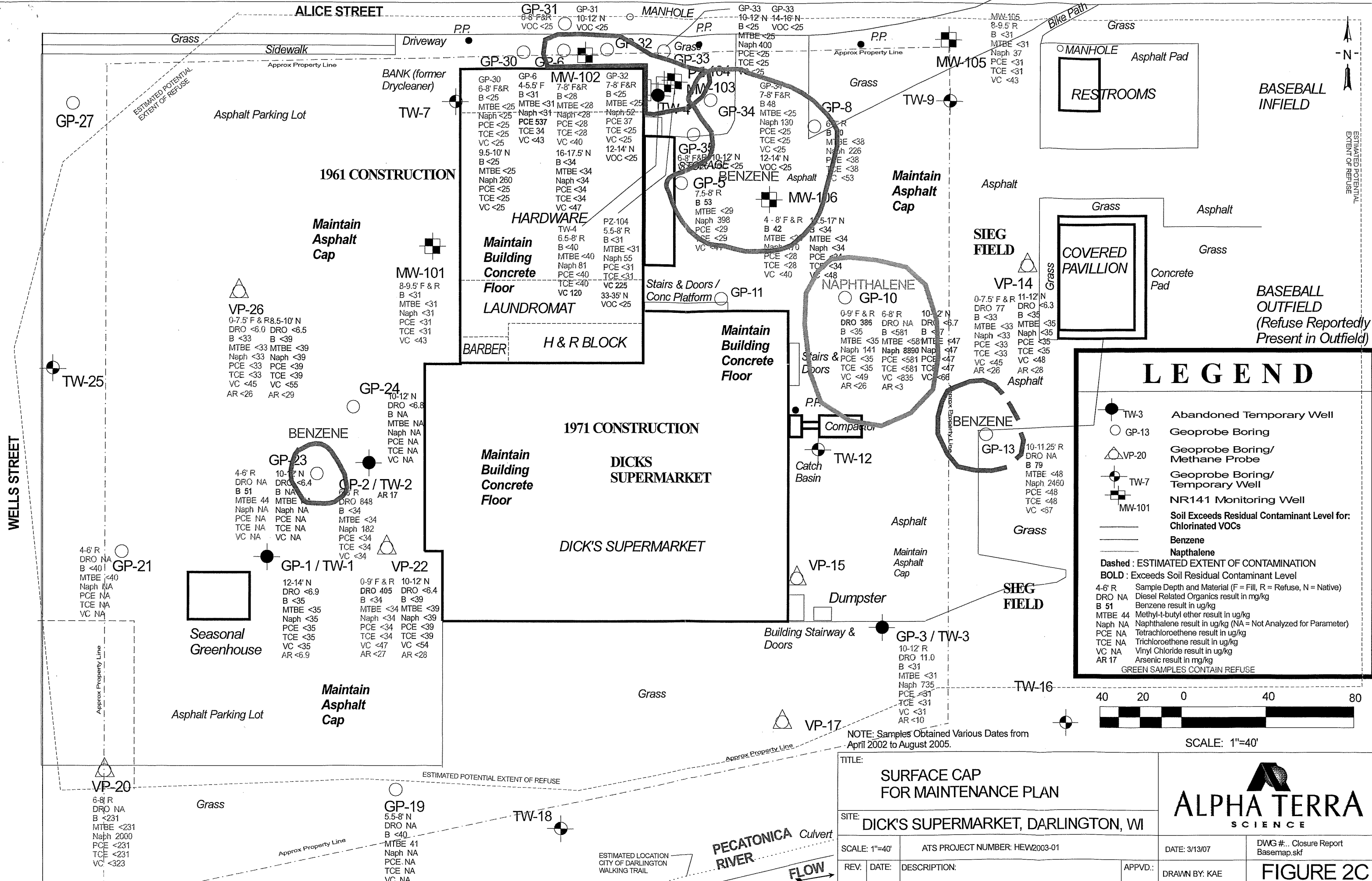
This Maintenance Plan can be amended or withdrawn by the property owner and its successors with the written approval of WDNR.

### **Contact Information** (Current as of March 2007)

Site Owner: Mr. Stewart Wangard  
Hewitts Point Acquisition LLC  
20800 Swenson Drive, Suite 175  
Waukesha, WI 53186  
262/467-2952

Consultant: Kendrick Ebbott  
Alpha Terra Science  
1237 S. Pilgrim Road, Plymouth, WI 53073  
920/892-2444

WDNR: Ms. Linda Hanefeld  
WDNR Dodgeville Service Center  
1500 N. Johns Street  
Dodgeville, WI 53533  
608/935-3368



**VP-26**  
 0-7.5' F & R 8.5-10' N  
 DRO <6.0 DRO <6.5  
 B <33 B <39  
 MTBE <33 MTBE <39  
 Naph <33 Naph <39  
 PCE <33 PCE <39  
 TCE <33 TCE <39  
 VC <45 VC <55  
 AR <26 AR <29

**MW-101**  
 8-9.5' F & R  
 B <31  
 MTBE <31  
 Naph <31  
 PCE <31  
 TCE <31  
 VC <43

**GP-23**  
 4-6' R  
 DRO NA  
 B <40  
 MTBE <40  
 Naph NA  
 PCE NA  
 TCE NA  
 VC NA

**GP-2 / TW-2**  
 6-8' R  
 DRO 848  
 B <34  
 MTBE <34  
 Naph 182  
 PCE <34  
 TCE <34  
 VC <34

**GP-1 / TW-1**  
 12-14' N  
 DRO <6.9  
 B <35  
 MTBE <35  
 Naph <35  
 PCE <35  
 TCE <35  
 VC <35  
 AR <6.9

**VP-22**  
 0-9' F & R 10-12' N  
 DRO 405 DRO <6.4  
 B <34 B <39  
 MTBE <34 MTBE <39  
 Naph <34 Naph <39  
 PCE <34 PCE <39  
 TCE <34 TCE <39  
 VC <47 VC <54  
 AR <27 AR <28

**GP-19**  
 5.5-8' N  
 DRO NA  
 B <40  
 MTBE 41  
 Naph NA  
 PCE NA  
 TCE NA  
 VC NA

**GP-30** 6-8' F&R B <25 MTBE <25 Naph <25 PCE <25 TCE <25 VC <25  
**GP-6** 4-5.5' F B <31 MTBE <31 Naph <31 PCE 537 TCE <28 VC <43  
**MW-102** 7-8' F&R B <28 MTBE <28 Naph <28 PCE <28 TCE <28 VC <40  
**GP-32** 7-8' F&R B <25 MTBE <25 Naph <25 PCE 37 TCE <25 VC <25  
**GP-31** 6-8' F&R B <25 MTBE <25 Naph 400 PCE <25 TCE <25 VC <25  
**GP-33** 10-12' N B <25 MTBE <25 Naph 130 PCE <25 TCE <25 VC <25  
**GP-34** 7-8' F&R B 48 MTBE <25 Naph 130 PCE <25 TCE <25 VC <25  
**GP-35** 6-8' F&R B 53 MTBE <29 Naph 398 PCE <29 TCE <29 VC <41  
**GP-5** 7.5-8' R B 53 MTBE <29 Naph 398 PCE <29 TCE <29 VC <41  
**GP-3** 10-12' N B <31 MTBE <31 Naph <31 PCE <31 TCE <31 VC <43  
**GP-4** 10-12' N B <31 MTBE <31 Naph <31 PCE <31 TCE <31 VC <43  
**GP-8** 6-8' F&R B 48 MTBE <25 Naph 130 PCE <25 TCE <25 VC <25  
**GP-11** 6-8' F&R B 48 MTBE <25 Naph 130 PCE <25 TCE <25 VC <25  
**GP-10** 0-9' F&R 6-8' R 10-12' N  
 DRO 386 DRO NA DRO <6.7  
 B <35 B <581 B <7  
 MTBE <35 MTBE <58 MTBE <47  
 Naph 141 Naph 8850 Naph <47  
 PCE <35 PCE <581 PCE <47  
 TCE <35 TCE <581 TCE <47  
 VC <49 VC <835 VC <66  
 AR <26 AR <3

**GP-10**  
 0-9' F&R 6-8' R 10-12' N  
 DRO 386 DRO NA DRO <6.7  
 B <35 B <581 B <7  
 MTBE <35 MTBE <58 MTBE <47  
 Naph 141 Naph 8850 Naph <47  
 PCE <35 PCE <581 PCE <47  
 TCE <35 TCE <581 TCE <47  
 VC <49 VC <835 VC <66  
 AR <26 AR <3

**VP-14**  
 0-7.5' F & R 11-12' N  
 DRO 77 DRO <6.3  
 B <33 B <35  
 MTBE <33 MTBE <35  
 Naph <33 Naph <35  
 PCE <33 PCE <35  
 TCE <33 TCE <35  
 VC <45 VC <48  
 AR <26 AR <28

**GP-13**  
 10-11.25' R  
 DRO NA  
 B 79  
 MTBE <48  
 Naph 2460  
 PCE <48  
 TCE <48  
 VC <57

**GP-3 / TW-3**  
 10-12' R  
 DRO 11.0  
 B <31  
 MTBE <31  
 Naph 735  
 PCE <31  
 TCE <31  
 VC <31  
 AR <10



**PECATONICA RIVER** Culvert  
 FLOW

ESTIMATED LOCATION CITY OF DARLINGTON WALKING TRAIL

**EXHIBIT B**

**BARRIER INSPECTION LOG – FILL OUT ANNUALLY**

**149-153 WELLS STREET, DARLINGTON, WI**

**STRIP MALL BUILDING FLOOR – ALL UNITS**

**EAST AND WEST PARKING LOT: ASPHALT AND CONCRETE SURFACES**

Inspection Date	Inspector	West Parking Lot: Condition of Cap	Building Store Units: Condition of Floor Surface	East Parking Lot: Condition of Cap	Recommendations	Have Recommendations from previous inspection been implemented?

Please use updated DNR form (attached)

**Directions:** In accordance with s. NR 727.05 (1) (b) 3., Wis. Adm. Code, use of this form for documenting the inspections and maintenance of certain continuing obligations is required. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Open Records law [ss. 19.31-19.39, Wis. Stats.]. When using this form, identify the condition that is being inspected. See the closure approval letter for this site for requirements regarding the submittal of this form to the Department of Natural Resources. A copy of this inspection log is required to be maintained either on the property, or at a location specified in the closure approval letter. Do NOT delete previous inspection results. This form was developed to provide a continuous history of site inspection results. The Department of Natural Resources project manager is identified in the closure letter. The project manager may also be identified from the database, BRRTS on the Web, at <http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>, by searching for the site using the BRRTS ID number, and then looking in the "Who" section.

Activity (Site) Name Dick's Supermarket (now Piggly Wiggly), shopping plaza, & parking lot BRRTS No. 02-33-5H202

Inspections are required to be conducted (see closure approval letter):

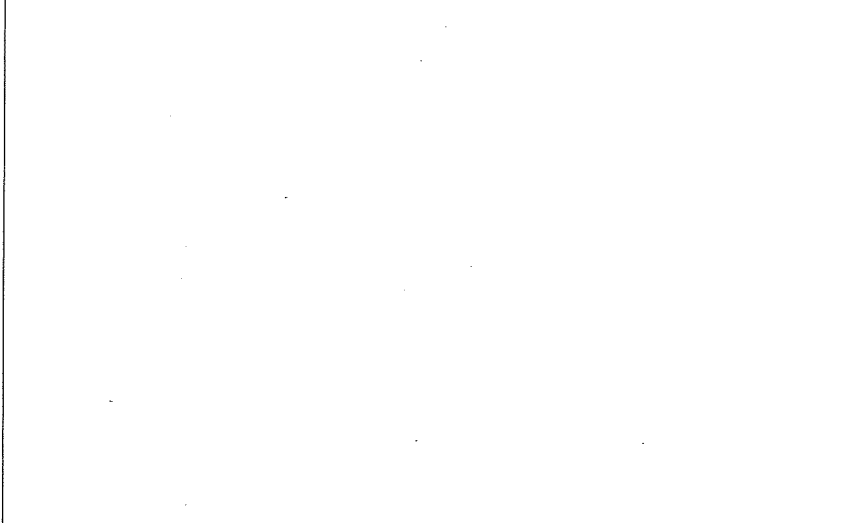
annually  
 semi-annually  
 other - specify \_\_\_\_\_

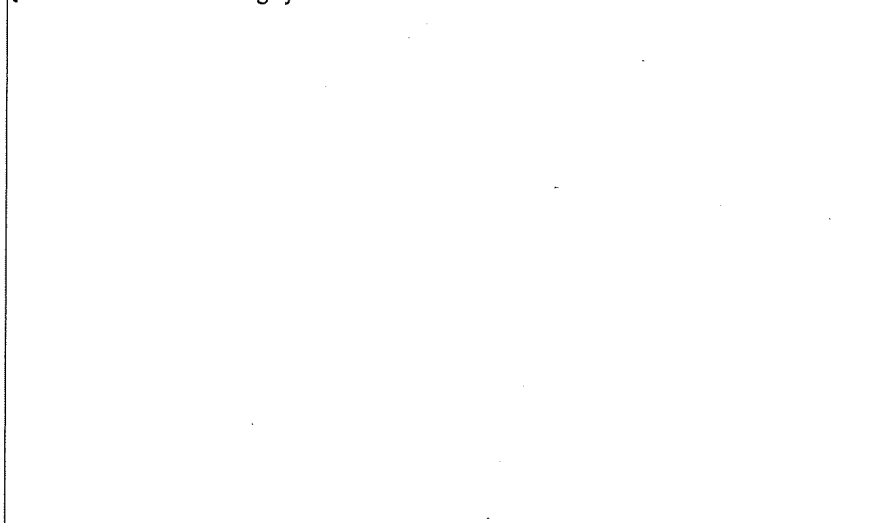
When submittal of this form is required, submit the form electronically to the DNR project manager. An electronic version of this filled out form, or a scanned version may be sent to the following email address (see closure approval letter):

Inspection Date	Inspector Name	Item	Describe the condition of the item that is being inspected	Recommendations for repair or maintenance	Previous recommendations implemented?	Photographs taken and attached?
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N
		<input type="checkbox"/> monitoring well <input type="checkbox"/> cover/barrier <input type="checkbox"/> vapor mitigation system <input type="checkbox"/> other:			<input type="radio"/> Y <input type="radio"/> N	<input type="radio"/> Y <input type="radio"/> N



BRRTS No. \_\_\_\_\_ Activity (Site) Name \_\_\_\_\_

{Click to Add/Edit Image}	Date added:
	
Title:	

{Click to Add/Edit Image}	Date added:
	
Title:	