



September 24, 2018

Newell Brands Inc.
Corporation Service Company
Attn: Kristin Holloway Jones
Director of Environmental Affairs
40 Technology Parkway South
Suite 300, Gwinnett
Norcross, GA 30092

Newell Brands Inc.
Global Corporate Headquarters
221 River Street
Hoboken, NJ 07030

Subject: Reported Contamination at Mirro Plt 9 (Former) – Responsibilities of Newell Brands, Inc. at 1512 Washington Street, Manitowoc, WI
BRRTS Activity # 02-36-545108

Dear Ms. Holloway Jones:

On September 24, 2018, AECOM notified the Wisconsin Department of Natural Resources (DNR) that per- and polyfluoroalkyl substance (PFAS) contamination has been detected at the former Mirro property (the Site) located at 1512 Washington Street. This contamination is in addition to the polychlorinated biphenyl (PCB), volatile organic compound (VOC), Resource Conservation and Recovery Act (RCRA) metals, and polyaromatic hydrocarbon (PAH) contamination that have previously been detected at the Site described above.

Based on the information that has been submitted to the DNR regarding this Site, we believe Newell Brands, Inc. (Newell) is responsible for investigating and restoring the environment at the above-described site as a responsible party under Wis. Stat. ch. 292 and Wis. Admin. Code chs. NR 700 - 754. Mirro Aluminum Co. (Mirro) operated at the Site and several others in Manitowoc from 1909 to 2003. As Newell is aware, Newell purchased and operated the Mirro manufacturing facility from 1983 to 2003. This letter describes the legal responsibilities of a person who is responsible under Wisconsin law and explains what Newell needs to do to investigate and clean up all the identified contamination at the Site and provides Newell with information about cleanups, environmental consultants, possible financial assistance, and working cooperatively with the DNR.

Legal Responsibilities:

Within 30 days of receiving this letter, Newell shall provide the DNR with any information in its possession or control regarding any person who generated, transported, treated, stored or disposed of solid or hazardous waste, including hazardous substances or environmental pollution, which may have been disposed of at the Site under investigation which relate to:

1. The type and quantity of waste generated, transported, treated or stored which was disposed of at the site or facility and the dates of these activities.
2. The identity of persons who generated, transported, treated or stored waste which was disposed of at the site or facility.
3. The identity of subsidiary or parent corporations, as defined in Wis. Stat. § 292.31(8)(a)(3), of persons who generated, transported, treated or stored waste which was disposed of at the site or facility.

The DNR's authority to require such information is found in Wis. Stat. § 292.31(1)(d).

To date the City of Manitowoc Community Development Authority (CDA) has been voluntarily investigating and remediating the site as an exempt local government unit (LGU). As a causer, Newell is required to investigate and remediate the site. It is highly recommended Newell coordinates their response actions with the CDA since they have extensive background knowledge of the site and have been actively conducting a site investigation. The steps to take for investigation and remediation are outlined in Wis. Stat. § 292.11, and the Wis. Admin. Code ch. NR 700 rules series.

Under the requirements of Wis. Admin. Code § NR 716.14, notification must be provided to property owners when someone else is conducting the sampling, to occupants of property belonging to the responsible person, and to owners and occupants of property that does not belong to the responsible person but has been affected by contamination arising on his or her property. Notification is required within 10 business days of receiving the sample results.

Since the site was acquired by the CDA through a method in Wis. Stat. § 292.11(9)(e)(1m), the City is exempt from environmental liability and may recover costs from responsible parties who possessed or controlled the hazardous substance that was discharged on the site or who caused the discharge of the hazardous substance on the site under Wis. Stat. § 292.33. Within 30 days, by October 24, 2018, Newell should submit written verification as to whether Newell will coordinate with the City and their current consultant, Stantec. The contact for the CDA is:

Paul Braun
City Planner – Community Development
900 Quay Street
Manitowoc, WI 54220
920-686-6930
pbraun@manitowoc.org

If Newell wants a formal written response from the DNR on a specific submittal, please be aware that a review fee is required in accordance with Wis. Admin. Code ch. NR 749. If a fee is not submitted with Newell's reports, Newell must complete the site investigation and cleanup to maintain Newell's compliance with the spills law and chapters NR 700 through NR 754. **The timeframes specified above are required by rule, so do not delay the investigation of the site.** We have provided detailed technical guidance to environmental consultants. Newell's consultant is expected to know our technical procedures and administrative rules and should be able to answer Newell's questions on meeting cleanup requirements.

All correspondence regarding this site should be sent to:

Tauren R. Beggs
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
2984 Shawano Avenue
Green Bay, WI 54313
Tauren.Beggs@wisconsin.gov

Unless otherwise directed, submit one paper copy and one electronic copy of plans and reports. To speed processing, correspondence should reference the BRRTS Activity number shown at the top of this letter.

Sites where discharges of hazardous substances and/or environmental pollution to the environment have been reported are entered into the Bureau for Remediation and Redevelopment Tracking System (BRRTS), a version of which appears on the DNR's internet site. Newell may view the information related to this site at any time (<http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>) and use the feedback system to alert us to any errors in the data.

If you have questions, please contact the DNR Project Manager Tauren Beggs at 920-662-5178 or at Tauren.Beggs@wisconsin.gov for more information or visit the RR web site at the address above.

Thank you for your cooperation.

Sincerely,



Roxanne N. Chronert
Team Supervisor, Northeast Region
Remediation & Redevelopment Program

ec: Tauren Beggs, DNR (Tauren.Beggs@wisconsin.gov)
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