

From: Lance, Dee - DNR
Sent: Tuesday, November 21, 2023 8:57 AM
To: Tom Klismith
Cc: Pete Arntsen
Subject: Newman Appraisal Amherst WDNR BRRTS#02-50-550910
Attachments: Newman Appraisal Closure Not Recommended.pdf

Hello,

Attached you will find the response to the closure request. If you have questions feel free to contact me.

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Dee Lance

Hydrogeologist – Remediation & Redevelopment
Wisconsin Department of Natural Resources
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Dee.Lance@wisconsin.gov





November 20, 2023

Jay-Mar Road Professional Service
Attn: Tom Klismith
2040 Jay-Mar Road, Ste 1
Plover, WI 54467
Via email: tom.klismith@kerberrose.com

Subject: Case Closure under Wis. Admin. Code ch. NR 726 Not Recommended
Newman Appraisal Service, 157 N Main St., Amherst, Wisconsin
DNR BRRTS Activity # 02-50-550910
FID #: 750046220

Dear Mr. Klismith:

On September 21, 2023, the Wisconsin Department of Natural Resources (DNR) reviewed the closure request for the case identified above. As you are aware, the DNR reviews environmental remediation cases for compliance with applicable laws, including Wis. Stat. ch. 292 and Wis. Admin. Code chs. NR 700 – 754 and whether any further threat to public health, safety or welfare or the environment exists at the site or facility, per Wis. Admin. Code § NR 726.13 (2) (b). As discussed with Pete Arntsen - your consultant on October 16, 2023, case closure is not recommended because additional legal requirements must be met. The purpose of this letter is to inform you of the remaining requirements for obtaining closure. We request that within 60 days of this letter, you provide us with the information requested or your written response regarding the necessary work and a schedule for completion of this work.

Additional Requirements Needed for Case Closure Under Wis. Admin. Code ch. NR 726

As noted above, additional work is necessary to meet the requirements for case closure because there are increasing trends of PCE in the sub-slab vapor samples. An additional round of vapor sampling needs to be completed in January or February of 2024 which is to include indoor air sampling.

Additional soil sampling is needed to define the degree and extent of soil contamination per Wis. Admin. Code § NR 716.11. In order to not have an off-site continuing obligation, additional soil sampling needs to be completed in the vicinity of Monitoring Well 2 at the depths equal to and greater of the April 20, 2009 soil sampling at 3-4’.

Schedule

Within 60 days of the date of this letter, respond in writing with a schedule of your plans to meet these requirements. As stated above the sub-slab vapor sampling and indoor air monitoring need to be completed in January or February 2024.

Until requirements are met, your site will remain “open” and you are required to submit semi-annual progress reports, per Wis. Admin. Code § NR 700.11. You are also responsible for any operation and maintenance activities required under Wis. Admin. Code § NR 724.13. Once the additional work has been completed, documentation should be submitted to the DNR to demonstrate that the applicable requirements have been met, per the timelines above.

Case closure can be reconsidered by the DNR once documentation has been received.

Conclusion

If you have any questions regarding the information in this letter or would like to schedule a meeting to discuss this case, please contact the DNR project manager, Dee Lance at (715) 697-0632. For more information on the closure reconsideration process, please see DNR publication, RR-102, “Wis. Admin. Code ch. NR 726 Case Closure Reconsideration Process” by visiting dnr.wi.gov, search: RR-102, for more information.

The DNR appreciates your efforts to restore the environment at this site.

Sincerely,



Matthew Thompson
Team Supervisor, West Central Region
Remediation & Redevelopment Program
(715) 492-2304
Matthew.Thompson@wisconsin.gov

cc: Pete Arntsen, Sand County Env. via email