



November 19, 2019

Mr. Mark Thimke
 Foley & Lardner LLP
 777 East Wisconsin Ave.
 Milwaukee, WI 53202-5306

Subject: Comments on COMMP and LTCP Plans
 Miller Compressing (Burnham Canal) (ALT SF), Milwaukee, WI
 BRRTS # 02-41-552940 / FID # 241213720

Dear Mr. Thimke:

On April 19, 2019, OBG (Part of Ramboll), on behalf of Miller Compressing, submitted to the Wisconsin Department of Natural Resources (DNR) two reports for review: *Revised Cap Operations, Maintenance, and Monitoring Plan, April 17, 2019* (COMMP) and *Post-Closure Long-Term Care Plan, April 2, 2019* (LTCP) as part of the Remedial Design (RD) for the Burnham Canal site (Site).

The DNR has reviewed the reports and has the following comments, listed below in Table 1 and Table 2. Please review the comments for each report and re-submit revised versions to the DNR for approval.

Table 1: COMMP Comments

Section Number	Wisconsin Department of Natural Resources Comment:
General	Wrong BRRTS number is referenced. Correct on document.
General	Provide an acronym list. Review acronyms and make them consistent throughout the document.
General	Provide a reference list page. Properly cite referenced documents and include them on the reference page.
1	Properly cite the ROD and ESD and include on a reference page.
1	Define "betterment" and provide a clear reference where additional information can be found.
1.2	First sentence is a run-on sentence and is inconsistent with referencing the three areas of the Site. First state the purpose, then include the names and definitions of the three areas of the Site. Use the names of the three areas from this section in the rest of the document.
1.2	Is Chapter 30 referenced because that is where the details of the betterment are presented? Insert details here or attach a reference document.
1.2	Properly cite LTCP, ICIAP, CQAPP (etc) and include on the reference page.
1.2 / Universal	"Betterment Project" is inconsistently used here and throughout the document. Please define and make wording and capitalization consistent throughout the document.
2.2	Please include the Cap Maintenance and Hard Surfacing Plan on the references page.

3.2	Please cite the technical specifications and include in reference page.
3.3	Please use consistent wording between storm “related” or “based”
3.3	Please cite reference documents and include on reference page.
3.3.1	Poling may be inadequate to demonstrate integrity of the cap. Consider the need for a bathymetric survey and isopach maps and grain size analysis to compare with 5-year monitoring.
3.3.2	Please define and explain “Betterment Project fill” and provide a reference. Use consistent wording throughout the document.
3.3.2	Second paragraph looks out of place, should it be in the Purpose section?
4	Please cite the MOU and attach as an appendix.
4 (Whole Section)	Section 4 includes information relevant to other sections but was presented here first. Additionally, Section 4 repeats information already discussed in other sections. It is recommended that Section 4 is revised so that discussion is limited to the cost estimate specifically. Details of O&M should be moved to relevant sections.
4	Table 1 should include costs for storm related events and adjustments for inflation.
4	It is recommended that a cost summary sub-section is added with a table that shows the relevant costs for comparison purposes. Please provide a summary of the responsible parties and stakeholders and describe costs they are responsible for and any contingencies.
4.3	See comment for Section 3.3.1. The survey should capture enough information to compare with results from the initial bathymetric survey and inspections.
4.4	Please provide additional details justifying the maintenance budget. Please include references and/or CSO 194 project cost estimates and include them as an appendix.

Regarding Section 4 of the LTCP, the financial assurances section needs additional details. Attached are two draft documents on financial assurance to give you additional information to help you better define and present your proposal. We look forward to working with you on this important project. Please feel free to contact me to discuss these comments or any aspect of the project.

Sincerely,



Christopher Dietrich
Contaminated Sediment Specialist
Remediation & Redevelopment Program

Attachments:

Cap Financial Assurance Draft Example Plot.pdf

Cap Financial Assurance Draft Model Narrative 09 2019.pdf