

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Region Headquarters
2300 N. Dr. Martin Luther King, Jr. Drive
Milwaukee, Wisconsin 53212-3128
FAX 414-263-8606
Telephone 414-263-8500
TTY Access via relay - 711

March 17, 2009

Bishop Sedgwick Daniels
Holy Redeemer Institutional Church
3500 W Mother Daniels Way – West Stark Street
Milwaukee, WI 53209

Subject: Reported Contamination at Bishop's Creek Building #3 South Footing, 4763 North
32nd Street, Milwaukee, WI

FID: 341055770
BRRTS: 02-41-553373

Dear Bishop Daniels:

On December 11, 2008, Drake Consulting Group notified the Wisconsin Department of Natural Resources ("the Department") that a spill had occurred from an underground pipe during demolition of the Building #3 South Footing area. The chlorinated solvent (CVOC) discharge was in an area that had no previous indication of any underground piping in this area. Based on information submitted to the Wisconsin Department of Natural Resources (DNR), you are responsible for restoring the environment at the referenced site under Section 292, Wisconsin Statutes, known as the hazardous substances spills law.

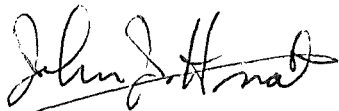
Because of the ongoing redevelopment of the site and the continued site investigations with Drake Environmental Group, we are exempting you from the steps normally required for responsible parties, provided all responsibilities defined in the statutes and in administrative codes are followed. Please refer to the hazardous substances spill law, Section 292.11(3) Wisconsin Statutes; to Wisconsin Administrative Codes chapters NR 700 through NR 746, including NR 708; and to Wisconsin Administrative Code, chapter NR 140. Current risk classification for this site is "not applicable" and is under the jurisdiction of the Department.

Hazardous Material Storage

The Department understands that an immediate action was taken at the discharge site resulting in the storage of nine roll off boxes of CVOC contaminated soil that is designated as failed TCLP hazardous waste for CVOCs. Storage of this material onsite is limited to 90-days per Section NR 718.05, Wisconsin Administrative Code. Responsible parties shall notify the Department **in writing** if contaminated soil is stored onsite for 90-days or more on- or offsite, within 3 business days after the ninetieth day. Please have your consultant file the necessary documentation by the end of this month to meet this requirement.

If you have any questions or comments, please feel free to contact me at the above address or at (414) 263-8644. Please refer to the FID number at the top of this letter in any future correspondence. Future correspondence should be sent directly to the Remediation and Redevelopment Program Assistant Vicky Stovall (414-263-8688) at the above address.

Sincerely,

A handwritten signature in black ink, appearing to read "John J. Hnat". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

John J. Hnat, P.G., C.P.G.

Project Manager\Senior Hydrogeologist
Southeast Region
Remediation and Redevelopment

C: George J. Marek, Quarles & Brady
Darrell Daniels, Holy Redeemer Institutional Church
DJ Burns & Chelsea Corson, Drake Consulting Group
Karen Dettmer, City of Milwaukee
WDNR SER Files