



February 15, 2022

Mr. Mike Bollinger  
Beazer East, Inc.  
c/o Three Rivers Management, Inc.  
600 River Avenue, Suite 200  
Pittsburgh, PA 15212

Subject: Rescind Review Letter for Remedial Action Options Report

Former Koppers Tar Plant and Wabash Alloys Site  
9100 South 5<sup>th</sup> Avenue, Oak Creek, WI 53154  
FID #: 241379050; BRRTS #: 02-41-553761  
Connell VPLE BRRTS #: 06-41-560068

City of Oak Creek Utility Corridor Lot 1  
9170 South 5<sup>th</sup> Avenue, Oak Creek, WI 53154  
FID #: 341074470; BRRTS #: 02-41-561425

Dear Mr. Bollinger:

On November 19, 2021, Beazer East, Inc. ("Beazer") submitted a Remedial Action Options Report ("RAOR") for the Former Koppers Tar Plant and Wabash Alloys Site ("Site") to the Wisconsin Department of Natural Resources ("Department") for review. Beazer requested technical assistance from the Department and submitted a review fee on December 2, 2021 in accordance with Wis. Admin. Code ch. NR 749. The Department provided to Beazer its review of the RAOR by letter dated January 21, 2022 ("January 21 Letter"). On January 27, 2022, the Department received a petition for a contested case hearing to review the actions of the Department in issuing the January 21 Letter ("Petition").

The Department is reconsidering the January 21 Letter in response to the Petition and hereby rescinds the January 21 Letter. The January 21 Letter, in part, directs Beazer to include certain remedial actions in the RAOR. The Department is reconsidering its review of the RAOR and will reissue a letter in accordance with Wis. Admin. Code § NR 722.15 (2) and Wis. Admin. Code ch. NR 749. The Department is also considering whether to order Beazer to take any action in accordance with the provisions of Wis. Stat. ss. 292.11(7)(c) and 292.93, and Wis. Admin. Code § NR 728.09, which authorize the Department to issue administrative orders to responsible parties.

If you have any questions regarding this letter, please contact Eric Amadi, the DNR Project Manager, by calling (414) 405-0752 or by email at [eric.amadi@wisconsin.gov](mailto:eric.amadi@wisconsin.gov).

Sincerely,

Christine Haag, Director  
Remediation & Redevelopment Program

cc: Mike Slenska - Beazer; [mike.slenska@trmi.biz](mailto:mike.slenska@trmi.biz)  
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Attorney Bruce Keyes, representing Connell, [bkeyes@foley.com](mailto:bkeyes@foley.com)

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