

June 16, 2002

Sam Miller
33832 State Highway 154
Hillpoint, WI 53937

Transmitted Via E-Mail

Subject: Case Closure under Wis. Admin. Code ch. NR 726 Not Recommended
Rizzo Property, 33832 State Highway 154, Hillpoint Wisconsin
DNR BRRTS Activity # 03-53-554361

Dear Mr. Miller:

On June 15, 2020, 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). 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 it appears that concentrations of volatile organic chemicals (VOCs) may be increasing in your on-site water supply well.

Need to Conduct Additional Groundwater Monitoring

Additional groundwater monitoring is needed to establish compliance with the closure criteria of Wis. Admin. Code § NR 726.05 (6). If monitored natural attenuation is to be used as a remedial action, additional monitoring is needed to demonstrate that concentrations of VOCs in groundwater are stable to decreasing in compliance with Wis. Admin. Code §§ NR 726.05 (6) (a) 6., (b), (c) and (d). Specifically, we are requesting one additional round of monitoring for the private well at the site. The water sample should be analyzed for full VOCs.

Schedule

Within 60 days of the date of this letter, respond in writing with a schedule of your plans to meet these requirements. 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 me by phone at 608-293-0112 or via e-mail at stevenl.martin@wisconsin.gov. 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,

A handwritten signature in blue ink, appearing to read "St L Martin", with a stylized flourish at the end.

Steven L. Martin, P.G.
Team Supervisor, South-Central Region
Remediation & Redevelopment Program

cc: Mark Fryman, Seymour Environmental Services