



November 6, 2020

TERRY DIETZEL
160 SOUTH MACY STREET
FOND DU LAC WI 54935

SUBJECT: No Further Action
WI DOT – Tynan Property – LGU-SL, W998 STH 23, Town of Forest, WI
DNR BRRTS Activity # 02-20-554881

Dear Mr. Dietzel:

On August 11, 2020, the Wisconsin Department of Natural Resources received a *Request for No Further Action* with the applicable \$350 review fee prepared by TRC Environmental Corp. on your behalf for the above referenced site. The DNR has reviewed the document and concurs that the environment has been restored to the extent practicable as provided in ch. NR 708.09, Wis. Adm. Code. The immediate action in response to a discharge has been completed and the Department of Natural Resources is requiring no further action at this time.

In preparation for the reconstruction of State Highway 23 in the Town of Forest, Fond du Lac County, samples were collected to characterize the soils expected to be encountered during construction. Initial samples detected Polycyclic Aromatic Hydrocarbons (PAHs), Volatile Organic Compounds (VOCs), Diesel Range Organics (DRO), and metals. Further investigation confirmed PAH and lead contamination, which was above the NR 720 Residual Contaminant Levels (RCLs) and Background Threshold Values. The areas of known contamination were excavated and confirmation samples were collected to assess the remaining conditions of the soils. The results of the samples showed low-level contamination remains in soil however no contamination remains above the NR 720 RCLs in those locations. The concentrations detected in the soil do not require further action at this time, but this soil may require management as a solid waste if it is excavated in the future. The property owner or Right of Way holder at the time of excavation must determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. Contaminated soil may be managed in accordance with ch. NR 718, Wis. Adm. Code, with prior DNR approval.

We appreciate your efforts to protect and restore the environment at this site. If you have any questions regarding this No Further Action determination, please contact the Project Manager, Andy James at (715) 527-0114 or at Andrew.James@wisconsin.gov.

Sincerely,

Roxanne N. Chronert
Team Supervisor, Northeast Region
Remediation & Redevelopment Program

cc. Kathie Van Price – WisDOT (Kathie.VanPrice@dot.wi.gov)
Dan Haak – TRC Companies Inc. (DHaak@trccompanies.com)