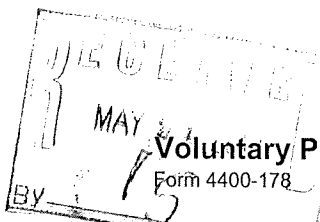


0641555431



State of Wisconsin
Department of Natural Resources
PO Box 7921, Madison WI 53707-7921

Voluntary Party Exemption Application

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Notice: Use this application to apply for the voluntary party liability exemption under s. 292.15, Wis. Stats. Refer to the attached instructions when completing this form. This form is authorized by ss. 227.11(2)(b) and 292.15, Wis. Stats. Participation in the voluntary party liability exemption process is voluntary. However, this form is required by ch. NR 750, Wis. Adm. Code, for persons requesting approval to participate in the program. Personally identifiable information that is submitted to the DNR will become a public record and may be used by the DNR in the administration and enforcement of the hazardous substance spill program in addition to the liability exemption program. If additional information is required, DNR staff may contact the applicant or return incomplete applications.

Property Information (1)

Property Name <u>City of South Milwaukee</u>		Address <u>Vacant Parcel 222 North Chicago Ave.</u>	
City <u>South Milwaukee</u>	State <u>WI</u>	ZIP Code	County
Public Land Survey Coordinates			Property Size (in acres) <u>3.5 acres</u>
Township <u>5N</u>	Range <u>22</u>	E/W <u>E</u>	Section <u>2</u>
		¼ NE SE NW SW <u>NE</u>	

Applicant Information (2) Voluntary Party

Organization / Firm / Person <u>City of South Milwaukee</u>		Title <u>City Engineer</u>	
Last Name <u>Vandercar</u>	First <u>Kyle</u>	MI	Telephone Number (including Area Code) <u>(414) 762-2222 x 136</u>
Street Address <u>2424 15th Avenue</u>		Fax Number (including Area Code)	
City <u>South Milwaukee</u>	State <u>WI</u>	ZIP Code <u>53172</u>	E-Mail Address <u>vandercar@ci.southmilwaukee.wi.us</u>

Ownership Information (3)

Applicant Relationship to Property (check one)

Current Owner Potential / Future Purchase Previous Owner Other: _____

Regulatory Identification (4) Include ID Numbers (if known)

<input checked="" type="checkbox"/> DNR FID	<u>⇒ All FID's 241706410</u>	<input type="checkbox"/> USEPA ID
<input type="checkbox"/> Environmental Repair (ERP)	<u>241627760</u>	<input type="checkbox"/> Hazardous Substance Spill
<input type="checkbox"/> Leaking Underground Storage Tank (LUST)	<u>241558020</u>	<input type="checkbox"/> Brownfield Env'l. Asmt. Pilo
<input type="checkbox"/> Solid Waste	<u>341153340</u>	<input type="checkbox"/> Municipal Negotiation & Cost Recover
<input checked="" type="checkbox"/> Hazardous Waste	<u>241280380</u>	<input type="checkbox"/> Superfund Remedial (NPL)
<input type="checkbox"/> Wastewater-surface water (WPDES)		<input type="checkbox"/> Abandoned Containers
<input type="checkbox"/> Wastewater-groundwater (WPDES)	<u>HW 02-41-553415</u>	<input type="checkbox"/> Superfund Site Evaluation (CERCLA)
<input type="checkbox"/> DCOM PECFA Claim Number		<input type="checkbox"/> Municipal Grants Program
<input type="checkbox"/> DATCP Agricultural Contaminator		<input type="checkbox"/> Contaminated Sediment
<input type="checkbox"/> Other:		

For Office Use

Date Received <u>06-22-10</u>	Application Fee Received <input checked="" type="checkbox"/>	Deposit Received <input type="checkbox"/>	<input type="checkbox"/> Approval to Proceed	PMN <u>REJV</u>
BRRTs Activity Number <u>07-41-555431</u>	BRRTs Activity Name <u>City of S. Milw Vacant Parcel</u>		<input type="checkbox"/> Denied (explain) (603)	
FID <u>341189420</u>	Region <u>SEK</u>		<input type="checkbox"/> Withdrawn (explain) (610)	
Comments		Reviewed By <u>[Signature]</u>	Date <u>6-22-10</u>	
		Project Manager		

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Environmental Consultant Representing Applicant (5)

Organization / Firm Assured Environmental Associates, Inc.			Title Engineer
Last Name Walsh	First Gregory	MI 5	Telephone Number (including Area Code) (262) 781-4646
Street Address 14120 W. Glendale Ave			Fax Number (including Area Code) (262) 781-4180
City Brookfield	State WI	ZIP Code 53005	E-Mail Address aea@wi.rr.com

Attorney Representing Applicant (If Applicable) (6)

Organization / Firm Murphy + Leonard LLP			Title City Attorney
Last Name Murphy	First Joseph	MI G	Telephone Number (including Area Code) (414) 764-4410
Street Address 2013 14th Ave			Fax Number (including Area Code) (414) 764-6769
City South Milwaukee	State WI	ZIP Code 53172	E-Mail Address Joseph.murph@gmail.com

Past Land Uses (7)

<input checked="" type="checkbox"/> Service station	<input type="checkbox"/> Manufacturing
<input type="checkbox"/> Agricultural co-op	<input type="checkbox"/> Dry cleaner
<input type="checkbox"/> Salvage yard	<input type="checkbox"/> Bulk plant
<input type="checkbox"/> Pipeline	<input checked="" type="checkbox"/> Tannery
<input type="checkbox"/> Coal gas manufacture	<input type="checkbox"/> Unknown
<input type="checkbox"/> Electroplate	<input type="checkbox"/> Landfill
<input type="checkbox"/> Other: _____	

Known or Suspected Sources / Wastes (8)

<input type="checkbox"/> Foundry sand	<input checked="" type="checkbox"/> Underground pipeline or tank
<input type="checkbox"/> Surface spills	<input checked="" type="checkbox"/> Above ground pipeline or tank
<input type="checkbox"/> Routine industrial operation	<input type="checkbox"/> Contaminated building
<input type="checkbox"/> Pipeline	<input type="checkbox"/> Industrial accident
<input type="checkbox"/> Coal gas manufacture	<input type="checkbox"/> Lagoons
<input type="checkbox"/> Electroplate	<input type="checkbox"/> Fly ash
<input type="checkbox"/> Other: _____	

Regulatory Criteria (9)

Has contamination been detected at the property? Yes No

If contamination was detected, has it been reported to the state? Yes No Agency notified: DNR Date: Various

Does it include petroleum from a leaking underground storage tank (LUST)? Yes No

Are you using the Petroleum Environmental Cleanup Fund (PECFA) to pay for any portion of the remedial actions? Yes No Undecided

Does it include non-LUST petroleum or non-petroleum contamination? Yes No

Is there an enforcement order currently in effect at this property? Yes No Issuing agency: _____ Date: _____

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Attachments and Certification (10)

- I have attached:
- 1) a list of past environmental work;
 - 2) a check or money order for \$250 application fee made payable to the Wisconsin DNR;
 - 3) a public survey map showing location of property;
 - 4) a detailed map that clearly indicates the property boundaries; and
 - 5) a copy of the property deed.

I certify that I have read and am familiar with the information on this form and that the information is true, accurate and complete to the best of my knowledge.

I hereby request assistance from DNR in reviewing the environmental response actions that have been or will be taken to obtain protection of limited liability, as provided in s. 292.15, Wis. Stats.

I recognize that to obtain this limited liability exemption that the environmental response actions taken will need to comply with the applicable provisions of the NR 700 rule series, and will require a Phase I and II environmental assessment to be conducted for the property.

I recognize that I will be responsible for paying fees to DNR for assistance provided to me as provided under ch. NR 750, Wis. Adm. Code.

Withhold personal identifiers collected on this form from disclosure on any list of 10 or more individuals that the DNR is requested to provide to another person. [s. 23.45(2) and (3), Wis. Stats.]. Effective date: November 1, 2000.

Applicant's Name (Type or Print) <i>Kyle Vandercan</i>	Title <i>City Engineer</i>
Signature <i>[Handwritten Signature]</i>	Date Signed <i>5/21/2010</i>

Line-by-Line VPLE Application Instructions

Section 1: Property Information - Fill in the information requested for the property for which you are seeking a Liability Exemption. Property name usually refers to the name of the last business that operated at the property. Provide the size of the property or estimate it as accurately as possible. The public land survey coordinates of the property should be provided.

Section 2: Applicant Information- Voluntary Party - Provide contact information about the applicant. The applicant is the person or organization seeking Department review and approval of the response actions that will be taken to receive the liability exemption under s.292.15, Stats. Once the application has been processed by the DNR, the applicant will be considered the Voluntary Party for this property. The Voluntary Party is responsible for payment of any fees to the DNR. Unless the DNR is notified to the contrary, all bills and correspondence as part of the VPLE process will be sent to the Voluntary Party. If more than one party is applying for the VPLE for the same property, each party must submit a separate application form and \$250 fee.

Section 3: Ownership Information - Answer the question regarding the relationship of the Applicant to the property.

Section 4: Regulatory Identification - Provide readily available regulatory identification. Check any regulatory program(s) involved with the property in the past and provide the corresponding ID number, if known. For superfund property evaluation (CERCLIS), superfund remedial (NPL), and hazardous waste properties, write the USEPA ID in the corresponding space (only one USEPA ID should apply). For hazardous waste properties and solid waste properties, write the license number for the facility in the space next to the program, and provide additional license number if applicable, under "Other" or on a separate sheet.

Section 5: Environmental Consultant - Please provide contact information about the applicant's environmental consultant.

Section 6: Legal Counsel - Provide contact information about the Voluntary Party's attorney, if applicable.

Section 7: Past Land Uses - Indicate any activities or operations that took place on the property in the past, if known (check as many as apply). Include additional land uses not listed in the space provided, if relevant.

Section 8: Known or Suspected Sources - Indicate any known or suspected sources of contamination at the property if known (check as many as apply). Include sources not listed in the space provided.