Scott Walker, Governor Cathy Stepp, Secretary Telephone 608-266-2621 Toll Free 1-888-936-7463 TTY Access via relay - 711



SENT CERTIFIED MAIL – RETURN RECEIPT REQUESTED

April 8, 2016

Keystone Consolidated Industries Inc. Attn: Mr. David Kilpatrick Mr. Bert Downing, Jr. Three Lincoln Centre 5430 LBJ Freeway, STE 1700 Dallas, TX 75240-2601

> SUBJECT: Notice of Non-Compliance Keystone Consolidated Industries Inc., 111 N. Douglas St., Hortonville, WI WDNR BRRTS #: 02-45-560221

Dear Messrs. Kilpatrick and Downing, Jr.:

On March 25, 2015, the Wisconsin Department of Natural Resources (the "Department") received a report entitled, "Work Plan for a Further Site Investigation of Environmental Impacts at the Keystone Consolidated Industries, Inc. site," submitted on your behalf by AECOM and dated March 23, 2015 (the "Work Plan") for property located at 111 N. Douglas St. in the Village of Hortonville, Wisconsin (the "Site"). The Work Plan summarizes the proposed scope of work and states the reporting schedule for providing laboratory data and written reports to the Department. Since receipt of the Work Plan, the Department has not received any laboratory data for the soil or groundwater investigation at this Site. Under ch. NR 716.14(2), Wis. Adm. Code, all data must be submitted to the property owner, occupants and the Department within 10 business days after receiving the sampling results unless otherwise approved by the Department.

Within 14 days, by **April 22, 2016**, a written status update that includes all data collected to date should be submitted to the Department, including plans for additional investigation or a time frame for submittal of the Site Investigation Report and Remedial Action Options Report. The submittal should include an update on the current occupancy and land use at the Site as well. In addition, notifications required under ch. NR 716.14(2)(b), Wis. Adm. Code must be provided to occupants and property owners, as appropriate. A form is available for providing the required information and can be found at the following link; however, an alternative format can be used: http://dnr.wi.gov/files/PDF/forms/4400/4400-249.pdf.

Please be aware that the Department is responsible to assure that releases to the environment are adequately addressed in a timely manner. Keystone Consolidated Industries Inc. is currently out of compliance and will remain out of compliance until reporting requirements are met . Your responsibilities outlined in state statutes were communicated to you in a letter dated April 10, 2013. The Department may involve an Environmental Enforcement Specialist to assist in moving this site forward.



April 8, 2016 Notice of Non-Compliance Keystone Consolidated Industries Inc. WDNR BRRTS #02-45-560221

Your cooperation and timely response to this matter is appreciated. Please contact me in Oshkosh by phone at (920) 424-7887 or by e-mail at <u>Jennifer Borski@wisconsin.gov</u> with any questions.

Sincerely,

Jennifer Borski Hydrogeologist Remediation & Redevelopment Program

Electronic copy: Steve Schubringer, AECOM - Steve.Schubring@aecom.com

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