



November 28, 2022

TECUMSEH PRODUCTS COMPANY
ATTN: STAN GILHOOL, GENERAL COUNSEL
5683 HINES DRIVE
ANN ARBOR, MI 48108

[Via Electronic Mail Only to stan.gilhool@tecumseh.com]

Subject: Conditional Approval of the Natural Recovery Monitoring Plan for Fish Tissue Monitoring
HARP Site Long Term Monitoring, BRRTS # 02-08-587669

Dear Mr. Gilhool:

On October 5, 2022, the Department of Natural Resources (DNR) received a Natural Recovery Monitoring Plan for Fish Tissue Monitoring, as required by the November 2018 Negotiated Agreement for the Hayton Area Remediation Project (HARP) Site Long Term Monitoring. The report was accompanied by the appropriate fee of \$425 required under Wisconsin Administrative Code (Wis. Admin. Code) § NR 749.04(1), for formal DNR review and response.

The Natural Recovery Monitoring Plan for Fish Tissue Monitoring meets the requirements of Wis. Admin. Code ch. NR 724. The comments provided below are intended to refine the monitoring plan to improve the work product and assist with compliance with the rules. The comments should not be interpreted as including all the requirements necessary to comply with Wis. Admin. Code ch. NR 724 for a natural recovery monitoring plan and ch. NR 726 for case closure. All relevant information should be included in a revised document, provided to DNR prior to implementation, addressing the following conditions.

- In Section 4.1, the ecological risk statements indicate composite samples will be collected for common carp, and bullet 4 on page 6 indicates analysis of whole forage fish as individuals, e.g., common carp. These statements must be reconciled. Typically, individuals of common carp are analyzed.
- Add protocol for frozen samples to section 4.6.3 regarding shipment.
- Indicate in section 4.7.3 how temperature will be assessed for the frozen samples.
- The first sentence in section 5.1 should include comparison of human health indicator species against the fish consumption advisory concentrations.
- In the third paragraph on page 17, in section 5.1.3.2, it states that rock bass will be included with bass regarding interpretation of the PCB results. DNR does not consider rock bass in the same category as a gamefish, e.g., large or small mouth bass but rather as a panfish. It is acceptable to use the one serving per month target to evaluate natural recovery; however, DNR will use 1 meal per week as the target for the consumption advisory.
- In the third paragraph on page 17, in section 5.1.3.2, add “not to exceed” before 0.22 mg/kg and 0.95 mg/kg.
- In the first paragraph on page 19, in section 6.2, it states “...Fish Tissue Response Action goals as outlined in Exhibit G of the Negotiated Agreement...” This should be amended to include “Negotiated Agreement Sec. III (H).”

The Natural Recovery Monitoring Plan for Fish Tissue Monitoring must comply with Wis. Stat. ch. 292 and the Wis. Admin. Code ch. NR 700 rule series. As stated in Section XIV of the Negotiated Agreement, “[n]othing herein shall preclude the State from requiring Tecumseh to undertake other or additional environmental response

actions at the Site that may otherwise be require[d] of Tecumseh as a responsible party pursuant to Wis. Stats. ch. 292 and the Wis. Admin. Code ch. NR 700 administrative rule series.”

Please provide the DNR with a revised Natural Recovery Monitoring Plan for Fish Tissue Monitoring within 60 days of this letter, January 27, 2023. The DNR appreciates your efforts to investigate and remediate this site. If you have any questions about this letter, please contact me, the DNR Project Manager, at (920) 510-8277 or by email at Sarah.Krueger@wisconsin.gov.

Sincerely,



Sarah Krueger, P.G.
Project Manager, Northeast Region
Remediation & Redevelopment Program

cc: Jason Smith, Tecumseh Products Co., jason.smith@tecumseh.com
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