

**From:** [Jacobson, Matthew J - DNR](#)  
**To:** [Christian Zuidmulder](#)  
**Cc:** [Morberg, Kyle](#); [Brian Herrick](#); [Charlie Bell](#); [krickm](#); [Graham, Joseph R - DNR](#)  
**Subject:** Notice of Noncompliance- C. Reiss Dock Project 84245  
**Date:** Friday, March 15, 2024 1:40:14 PM  
**Attachments:** [NON C Reiss Dock 84245.pdf](#)

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Dear Mr. Zuidmulder,

Please the attached Notice of Noncompliance regarding the stormwater discharge permit for the C. Reiss Dock Project. There were some items that require immediate attention.

If you or your contractors have any questions or would like to discuss, let me know. Thank you.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

**Matthew Jacobson**

Stormwater Specialist – Division of External Services

Wisconsin Department of Natural Resources

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March 15, 2024

The C. Reiss Company, LLC  
Christian Zuidmulder  
111 West Mason Street  
Green Bay WI 54303

Subject: Notice of Noncompliance- Stormwater Discharge Permit

Dear Mr. Zuidmulder:

Please be advised that your construction site stormwater discharge permit requires that all implemented erosion control best management practices (BMPs) are maintained until the site is stable. Based on a site inspection conducted March 14, 2024 it was evident that the erosion control plan and erosion control BMPs have not been implemented. Specifically:

1. Perimeter Control has not been properly installed. **Ensure silt fence has been properly entrenched and splices made without gaps. (or other equivalent installation considering partially frozen ground conditions)**
2. Erosion matting has not been properly installed. **Ensure mat is stapled and entrenched per the technical standard.**
3. Coal containing waste had been used as berm material. **Ensure any material that appears to contain coal dust or coal is placed within the contaminated soil deposition area.**
4. Per section 4.5.2 of the WPDES general permit, sediment and erosion control measures must be implemented as needed to prevent further erosion with 24 hours of inspection or notification that repair is needed. **Please provide to me pictures of the work completed to address un-stabilized slopes adjacent to and silt fence maintenance by Monday March 18.**

These are serious issues that warrant your prompt attention. Failure to expeditiously come back into compliance will result in further enforcement action, including the issuance of civil citations.

The silt fencing used on site has a very high flow rate, and the sieve size will only entrap sand sized particles. Due to the nature of this type of fence and the concern of contaminated soils on site, silt fencing that has a maximum flow rate of 10 gpm/sf will be required around the stockpile. This flow rate will ensure the fine clay and silt sized particles adequate detention time to settle rather than discharge off site.

Please contact me at 715-928-0485 or [Matthew.Jacobson@Wisconsin.gov](mailto:Matthew.Jacobson@Wisconsin.gov) if you have any questions of if you would like to discuss. Thank you.

Sincerely,

Matthew Jacobson  
Stormwater Specialist