



**MENN**  
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**Steven J. Frassetto**  
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June 9, 2023

VIA US MAIL

Kevin D. McKnight  
Wisconsin Department of Natural Resources  
625 E. County Y, Suite 700  
Oshkosh, WI 54901

Re: Off-Site Liability Exemption and Liability Clarification Application  
Property Owned by PSAM, LLC at 1233 S. Commercial St., Neenah, WI 54956

Dear Mr. McKnight:

Pursuant to our telephone conference regarding the above-referenced matter, my client, PSAM, LLC would like to include the contamination from the Phillips 66 site (BRRTS#03-71-002008) in our Liability Exemption request (a copy of the location details page is attached). Please revise the Off-Site Liability Exemption previously submitted for PSAM, LLC to include this information.

If you should require additional documentation or information to facilitate this request, please let me know. Thank you for your attention to this matter.

Very truly yours,

MENN LAW FIRM, LTD.

A handwritten signature in blue ink, appearing to read 'S. Frassetto', is written over the printed name.

Steven J. Frassetto

SJF/kmw

Enclosure



## ENVIRONMENTAL CLEANUP & BROWNFIELDS REDEVELOPMENT BRRTS ON THE WEB

>> [SEARCH](#) >> [RESULTS](#) >> [ACTIVITY](#)

Click the Location Name or FID below to view the Location Details page. If additional Activities are present at this location, they may be accessed from Location Details.

### ACTIVITY DETAILS

#### CONTINUING OBLIGATIONS APPLY

Due to remaining contamination, continuing obligations apply to one or more properties. For information specific to the continuing obligations review the documentation below. Prior to constructing or reconstructing a water supply well, you need to contact DNR for approval of well construction specifications.

#### IMPACTED ANOTHER PROPERTY OR RIGHT-OF-WAY

A hazardous substance discharge originating from this property has impacted one or more other properties or right-of-ways (ROWS). For more information, please review the documents below. Certain exemptions regarding the cleanup of impacted properties under Wisconsin Stat. Section 292.13 may apply.

03-71-002008 PHILLIPS 66				
Status	Activity Type		Jurisdiction	
<b>CLOSED</b>	LUST		DNR RR	
Location Name		County	DNR Region	
<b>KRIST OIL CO</b>		<b>WINNEBAGO</b>	<b>NORTHEAST</b>	
Address			Municipality	
<b>1305 S COMMERCIAL</b>			<b>NEENAH</b>	
PLSS Description	Latitude (WGS84)	Longitude (WGS84)	Google Maps	RR Sites Map
<b>SE 1/4 of the NE 1/4 of Sec 33, T20N, R17E</b>	<b>-88.4652864</b>	<b>44.1655996</b>	<a href="#">CLICK TO VIEW</a>	<a href="#">CLICK TO VIEW</a>
Additional Location Description				
Additional Activity Details				Acres
<b>Electronic Only - No Hard File</b>				<b>UNKNOWN</b>

<b>Facility ID</b> <b><u>471135500</u></b>	<b>PECFA No.</b> <b><u>54956-4635-05</u></b>	<b>EPA ID</b>	<b>Start Date</b> <b><u>1995-02-07</u></b>	<b>End Date</b> <b><u>2003-08-25</u></b>
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## Characteristics

<b>PECFA Funds Eligible</b> ●	<b>EPA Superfund</b>	<b>EPA NPL Site</b>	<b>Above Ground Petrol Tank</b>	<b>Underground Petrol Tank</b> ●	<b>Drycleaner</b>	<b>PFAS</b>	<b>Sediments</b>	<b>WI DOT Site</b>
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## Site Files

The document(s) below contain permanent records available at the time the paper file for this Activity was scanned and uploaded. The paper file may have been divided into multiple scanned documents because of size. Records withheld by the department due to confidentiality, attorney-client privilege, lab data, and other sensitive documents, are not included. Additional records associated with this Activity may, or may not, be available through an open records request.

<b>Name</b>  SITE FILE DOCUMENTATION FOR ACTIVITY	<b>File</b> 
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## Actions and Documents

Records related to the site are documents that were available at the time the scanned paper or electronic file was uploaded. Records withheld by the department due to confidentiality, attorney-client privilege, and other sensitive records, as well as lab data, may not be included. Additional records associated with the site may or may not be accessible through an open records request through DNR or another state agency (see Jurisdiction above).

Date	Code	Name	File	Comment
2007-09-14	185	<u>Continuing Obligation(s) Compliance Audit Complete</u>		
2003-08-25	11	<u>Activity Closed</u>		
2003-08-25	236	<u>Continuing Obligation - Residual GW Contamination</u>		*** AUTO POPULATED AT FINAL CLOSURE DUE TO 700 ACTION ***
2003-08-25	232	<u>Continuing Obligation - Residual Soil Contamination</u>		*** AUTO POPULATED AT FINAL CLOSURE DUE TO 710 ACTION ***
2003-08-25	222	<u>Continuing Obligation - Maintain Cap Over Contaminated Area</u>		
2003-08-25	56	<u>Continuing Obligation(s) Applied</u>		
2003-08-25	46	<u>Impacted Right-of-Way (ROW) Notification</u>		AUTO-POPULATED 2018-03-20
2003-08-25	66	<u>Continuing Obligations (COs) Apply at Off-site Property(ies)</u>		auto-populated on 08/01/2019 per activity relationship to off-site(s)
2002-12-05	52	<u>Deed Restriction for Residual Soil Contamination Recorded</u>		
2002-10-01	85	<u>NR 720.19 Performance Based Closure</u>		
2002-10-01	84	<u>Remaining Actions Needed</u>		
2002-09-11	710	<u>Database Fee Paid for Soil Continuing Obligation(s)</u>		
2002-09-11	700	<u>Database Fee Paid for Groundwater Continuing Obligation(s)</u>		
2002-08-28	179	<u>Case Closure Review Request Received (non-fee)</u>		
2001-08-13	80	<u>Closure Not Recommended</u>		ADDITIONAL GW INVESTIGATION
2001-07-17	179	<u>Case Closure Review Request Received (non-fee)</u>		
2001-05-29	80	<u>Closure Not Recommended</u>		ADDITIONAL GW INVESTIGATION
2001-05-09	79	<u>Case Closure Review Request Received</u>		

Date	Code	Name	File	Comment
1999-08-20	94	Operation & Maintenance (O & M) Report Not Approved		
1999-08-18	192	Operation & Maintenance (O & M) Report Received (fee)		
1998-11-30	94	Operation & Maintenance (O & M) Report Not Approved		CALLED CONSULTANT W/DNR CONCERNS/ISSUES
1998-10-30	92	Operation & Maintenance (O & M) Report Received (non-Fee)		
1997-01-30	92	Operation & Maintenance (O & M) Report Received (non-Fee)		
1996-05-22	43	Site Activity Status Update Received		QUARTERLY GW MONITORING REPORT
1996-01-18	41	Remedial Action Report Received		
1995-11-17	43	Site Activity Status Update Received		REMEDATION SYSTEM UPDATE
1995-07-06	43	Site Activity Status Update Received		SITE VISIT; RA CONTINUES
1995-06-23	43	Site Activity Status Update Received		RA CONTINUES
1995-05-03	39	Remedial Action Options Report (RAOR) Received (non-fee)		SOIL REMEDIATION
1995-04-07	37	Site Investigation Report (SIR) Received (non-fee)		PARTIAL SI
1995-04-05	29	Phase II Environmental Site Assessment (ESA) Rpt Received		
1995-03-08	30	Site Investigation Workplan (SIWP) Notice to Proceed (NTP)		
1995-03-03	35	Site Investigation Workplan (SIWP) Received (non-fee)		
1995-02-07	1	Notification of Hazardous Substance Discharge		
1995-02-07	2	Responsible Party (RP) letter sent		SIWP DUE 4/10/95

**PECFA Total Claims Paid**

Payments made from the Petroleum Environmental Cleanup Fund Award

PECFA Site Name:		Phillips 66 Quik Food Mart				
Max. Reimbursement:		\$1,000,000	Total Amount Paid:		\$607,066.68	
Occ No	Claim No	Audit Date	Paid Date	Amt Submitted	Amt Ineligible	Amt Paid
A	1	1996-04-19	1997-05-22	\$374,753.80	\$5,553.50	\$364,200.30
A	2	1998-04-16	2002-12-20	\$0.00	\$0.00	\$570.00
A	2	1998-04-16	2000-04-10	\$45,440.15	\$2,212.00	\$43,228.15
A	3	2003-01-29	2003-06-26	\$95,155.27	\$0.00	\$199,068.23

**Substances**

Substance	Type	Amt Released	Units
Gasoline - Unleaded and Leaded	Petroleum		

**Responsible Party**

KRIST OIL CO (CITGO) 303 SELDON RD, IRON RIVER, MI 49935
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**For additional Activity information contact:** [Denise Danelski](mailto:Denise.Danelski@wisconsin.gov) [denise.danelski@wisconsin.gov](mailto:denise.danelski@wisconsin.gov) Northeast Region

BRRTS data comes from various sources, both internal and external to DNR. There may be omissions and errors in the data and delays in updating new information.

28737 | 03-71-002008

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