



## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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September 5, 2003

In Reply Refer To: FID# 241239460  
County of Milwaukee  
BRRS# 02-41-097173 ERP  
07-41-449110 GP

Mr. Gordon Bernice  
CenturyTel Inc.  
100 Century Park  
Monroe, LA 71203

Subject: Off-Site Exemption Request for the DF Incorporated Site, 2517 E Norwich Ave, St. Francis, WI

Dear Mr. Bernice:

### Purpose

The Department of Natural Resources ("the Department") has recently reviewed your request for an off-site exemption letter for the property located at 2517 E Norwich Ave, St. Francis, WI, which will be referred to in this letter as "the Property." You have requested that the Department determine whether CenturyTel Inc, is exempt from sec. 292.11(3), (4) and (7)(b) and (c), Wis. Stats. (commonly known as the "Hazardous Substance Spill Law"), with respect to the existence of a hazardous substance in the soil or groundwater that you believe is migrating onto the Property from an off-site source.

### Determination

As you are aware, s. 292.13(2), Wis. Stats., requires the Department to issue upon request, a written determination regarding a liability exemption for a person who possesses or controls property that is contaminated by an off-site source, when certain conditions are met. Specifically, the Department has reviewed the groundwater and soil sampling data for the Property provided by Environmental Resource Management (ERM), in order to make this determination. Based upon this information and in accordance with section 292.13(2), Wis. Stats., the Department has determined that the Property does not qualify for the off-site exemption, based on the information that was submitted.

Based on the submitted information, it does not appear that groundwater is migrating onto the Property from the Saint Francis Auto Wreckers site located across S Pennsylvania Avenue to the west. The water table at MW-2, located in the southwest corner of the Property, is almost ten feet higher on the Property than at MW-15, located immediately adjacent to Pennsylvania Avenue.

It appears that groundwater contamination may be migrating onto the Property from the Kitzinger Drum Storage Site located immediately south of the Property. However, the information submitted is not sufficient to prove that contamination is not emanating from a source in the immediate vicinity of MW-2 on the Property. In order to better demonstrate that contamination is migrating onto the Property from the south, additional groundwater sample(s) must be collected from the Kitzinger property. If you are denied access to this property for the purpose of collecting a groundwater sample(s), please submit written documentation to demonstrate that access was refused (preferably written refusal documentation).

Due to the circumstances at your site, it may be very difficult or impossible to demonstrate that none of the groundwater or soil contamination resulted from releases on the Property. This is especially true, due to the very shallow groundwater conditions present at the Property and the documented use of chlorinated solvents on the Property.

Due to the following factors 1) the presence of several volatile organic compounds (VOCs) in groundwater at high concentrations, 2) very shallow groundwater and 3) inhabitable buildings on the property, the Department suggests that an assessment be conducted to determine if vapors are entering the building from the subsurface.

At this time, you may discontinue your semi-annual monitoring program. Please maintain the monitoring wells that were installed on your behalf, both on the property and along Pennsylvania Avenue, so that they may be utilized in the future for groundwater sampling activities.

We appreciate your efforts to protect and restore the environment at this site. Please refer to the FID and BRRTS numbers on the top of this letter in any future correspondence. If you have any questions regarding this letter or the site in general, please contact me at 414-263-8541.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew F. Boettcher". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Andrew F Boettcher  
Hydrogeologist

cc: Carl Stay, ERM, Inc. 700 W Virginia Street, Suite 601, Milwaukee, WI 53204  
SER Case File