



January 29, 2021

MR. JEFFREY DANKO  
JOHNSON CONTROLS, INC  
5757 N. GREEN BAY AVENUE  
MILWAUKEE, WI 53209

MR. SCOTT WAHL  
TYCO FIRE PRODUCTS LP  
1 STANTON STREET  
MARINETTE, WI 54143

**SUBJECT:** Foam Response Plan  
JCI/Tyco FTC PFAS, 2700 Industrial Parkway South, Marinette  
JCI/Tyco Stanton (PFAS), 1 Stanton Street, Marinette, WI  
BRRTS #02-38-580694 and 02-38-581955

Dear Mr. Danko and Mr. Wahl:

On May 27, 2020, the Wisconsin Department of Natural Resources (DNR) directed Johnson Controls, Inc. and Tyco Fire Products LP (JCI/Tyco) to take immediate actions to address foam on waterways in the city of Marinette (Marinette) and the town of Peshtigo (Peshtigo) as part of open site investigations regarding discharges of per- and polyfluoroalkyl substances (PFAS) at the JCI/Tyco Stanton Street Campus (BRRTS# 02-38-581955) and the JCI/Tyco Fire Technology Center (BRRTS #02-38-580694).

Based on the findings from the immediate actions implemented by JCI/Tyco to date, additional response actions are required per Wis. Admin. Code § NR 708.07 to address reoccurring accumulations of foam in waterways in the Marinette and Peshtigo areas. JCI/Tyco is directed to submit a Foam Response Plan (Plan) to the DNR by February 15, 2021 for review and approval. The Plan must describe the following:

- Plan and schedule to inspect waterways for foam accumulations
- List of waterways to be inspected and criteria for selection
- Description of response actions and criteria for when action(s) will be taken
- Plan for management of waste, including characterization, temporary storage, and disposal
- Description of record keeping and documentation to be completed
- Plan for reporting to DNR that complies with the requirements of ch. NR 708 Wis. Admin. Code.

As a reminder, this site is subject to an enforcement action and therefore all submittals to the DNR under Wis. Admin. Code chs. NR 700-799 and submittals directed by the DNR must be accompanied by an Wis. Admin. Code ch. NR 749 fee per Wis. Stat. § 292.94. These fees are not pro-ratable or refundable per Wis. Admin. Code § NR 749.04(1). If you have any questions about whether to include a fee with a submittal, please contact DNR staff prior to submitting a document without a fee.

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The DNR appreciates your efforts to take immediate actions to minimize the harmful effects of discharges of hazardous substances. If you have any questions, please contact me, the DNR Project Manager, at (608) 622-8606 or [Alyssa.Sellwood@wisconsin.gov](mailto:Alyssa.Sellwood@wisconsin.gov).

Sincerely,

A handwritten signature in black ink that reads "Alyssa Sellwood". The signature is written in a cursive style with a large, looped initial "A".

Alyssa Sellwood, PE  
Complex Sites Project Manager - Remediation & Redevelopment Program  
Central Office

cc: Mike Bedard, Arcadis (via email: [Michael.bedard@arcadis.com](mailto:Michael.bedard@arcadis.com))  
Ben Verburg, Arcadis (via email: [ben.verburg@arcadis.com](mailto:ben.verburg@arcadis.com))  
Bridget Kelly, DNR (via email: [bridgetb.kelly@wisconsin.gov](mailto:bridgetb.kelly@wisconsin.gov))