State of Wisconsin - Department of Natural Resources

Incident Date & Time	Reported Date & Time	Activity Type	BRRTS No.	SPILL ID
08/19/2015 22:00	08/18/2015 23:45	Spill	**04-39-576110**	**20150818NE39-1**

Reported to DATCP?	Transferred to DATCP?	NFA Letter Sent?	Transferred to ERP?	Status
No	No	~~Yes~~ NO	No	Closed

Location

DNR Region	Mgmt Region	County	Municipality	Parcel No.
NE	**NE**	Marquette	WESTFIELD, TOWNSHIP OF	

Location Name	Address
BRAKEBUSH BROTHERS	N4993 6th DR

Location Description	Facility ID
Retention Pond	

LocationType	PLSS Description
Business/Commercial/Retail(Small Biz/Whse/Shop/Store/Rstrnt)	

WTM	Latitude/Longitude
561485 X 371374 Y	° ' " ° ' "

Responsible Parties

BRAKEBUSH BROTHERS
N4993 6th DRIVE
WESTFIELD WI
Spill Packet Sent on 08/20/2015 to phamilton@brakebush.com

Cause

Type
Transportation Accident, Fuel Tank Spill

Description
EQUIPMENT HIT DOWNED POLE CAUSING TANK RUPTURE.

Substances

Substance	Substance Other
Diesel [Petroleum]	

Quantity Released	Quantity Recovered	UOM	Physical Characteristic	Color	Odor
150.00		Gallon	LIQUID		

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Environmental Impacts

Impact to	Other Desc	Surface Water Name
Soil Contamination		
Storm Sewer Contamination		
Surface Water Contamination		ON SITE STORM WATER RETENTION POND

Weather Conditions
RAIN

Resource Damages?	Resource Damage Type
No	

Resource Damage Comment

Injuries?	Injury Count	Injury Comment
No	0	

Evacuation?	Evacuation Count	Evacuation Comment
No	0	

Response Agencies

Response

Enforcement Action?	Enforcement Type
No	

Enforcement Comment

Investigated by	Date	Incident Commander	Date
BETH ERDMAN	01/01/1900		01/01/1900

Cleanup Actions

Absorbent (oil dry, sand, sawdust)

Boom

Vacuum

Cleanup Comments

Contractors

Other

Waste Destinations

Person Reporting

☐ Anonymous ☐ Violation ☐ RP Contact

DISPATCHER
WISCONSIN STATE PATROL
SAME AS ABOVE

(608) 846-8521 (608) 846-8522

Other Identifiers

Closure

Regional Spill Coordinator	Docs Received On	Date QA'd	Date Closed
Beth A Erdman (920) 303-5410	09/21/2015		10/02/2015

Comments

RP CONTACT'S EXTENSION IS 1347

Documents and Images

Brakebush Brothers

Legend

- Rivers and Streams
- Open Water

0.1 0 0.05 0.1 Miles

NAD_1983_HARN_Wisconsin_TM

1: 3,410

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Note: Not all sites are mapped.

Notes

Spill Location: Red Dot

WTM: 561485, 371374

W158 N9305 Nor-X-Way
Menomonee Falls, WI 53051

262.293.2274
800.282.0058
www.cleanharbors.com

Brakebush Retention Pond, Westfield, WI
Emergency Response Diesel Spill: Job Summary

On August 19th, 2015 Clean Harbors Environmental Services, Inc (CHES) responded to a diesel fuel spill at the Brakebush- Westfield, WI facility. A tractor fuel tank leaked and drained into the onsite retention pond. Upon arrival, the CHES crew placed petroleum absorbent boom around the culvert/discharge pipe (photo 1). Additional boom was placed on the pond discharge side to protect downstream waters (photo 2). Once the site was controlled, CHES proceeded to skim accumulated fuel from the pond using a 4000 gallon vacuum truck (photo 4). Clean Harbors recovered a diesel and water load of approximately 2600 gallons on day one.

On day two, August 20th, 2015 Clean Harbors changed out saturated boom and absorbent pads. Skimming operations continued with additional vacuum support from a subcontracted straight vacuum truck. A small CHES support crew cut down contaminated cattails that were holding addition fuel and pushed isolated product toward the vacuum units (photo 5). Boom changes were made throughout the day as needed. Total water and product removed on day two was approximately 7900 gallons.

On August 21st, 2015 CHES finalized operations. CHES skimmed an additional 500 gallons of residual fuel from the pond surface. Upon completion of vacuum operations, CHES removed all absorbent materials from the pond and applied ten gallons of Microblaze bioremediation agent which breaks down residual petroleum contamination. Microblaze was applied two feet up from the edge of the pond on to the adjacent riprap surrounding the entire pond (photo 6).

Photo 1: Boom near culvert

Photo 2: Boom placement near pond discharge

Photo 3: Fuel on pond surface

Photo 4: Skimming

Photo 5: Cattails to be removed

Photo 6: Site completion

PART 1

******* *(The immediate notification is verbal; it will make it easier if you complete this form before calling.)* *******

1. This is PAT HAMILTON from **Brakebush Brothers, Westfield, WI.**

2. I am calling to report a (Spill-Leak-Release) of DIESEL FUEL.
(CHEMICAL NAME)

3. It **is on** or **is not** on the extremely hazardous list.

4. Date and Time of Release: DATE: 8/18/15 TIME: 22:00 approx.

5. Duration of Release: 10 MINUTES OR LESS

6. Estimated amount of release 30 gallons - not more ~~Pounds:~~ than 150 gallons

7. Spill was release into:
   AIR: _____
   SANITARY DRAIN: _____
   STORM SEWER: X
   GROUND: X PAVED ASPHALT

8. Acute or chronic health effects: NA

9. Advice for medical attention: NA

REMEMBER: ONLY GIVE THE INFORMATION CONTENTS OF THIS FORM. THAT WAY YOU WILL GIVE THE SAME INFORMATION TO ANYBODY THAT YOU TELEPHONE IN THE SAME FORMAT.
Document all telephone calls that you make!!

8/18/15 CALLED MARQUETTE COUNTY SHERRIFF DEPT @ 23:30 to REPORT - OFFICER COLLIN CALLED WDNR - NO ANSWER - CALLED WDNR AFTER HOURS # 608-267-7454 - OFFICER WITH NO NAME ANSWERED AND TOOK REPORT. RECIEVED CALL BACK FROM DAVID WOODBAND DNR, POOR PHONE CONNECTION BUT GAVE WHAT DATA I COULD.

8/19/15 RECIEVED FOLLOW UP CALL FROM BETH ERDMAN DNR, GAVE CONTACT INFO CLEAN HARBORS INC. ONSITE USING ABSORBANTS AND VACUUM TRUCK FOR REMEDIATION

Pat Hamilton 8/19/15

SITE CONDITIONS

If available AIR SAMPLE (PPM) : NA

WIND DIRECTION / SPEED: UNKNOWN

TEMPERATURE OF AREA / SPILL: 67° F

OUTSIDE AIR TEMPERATURE: 67° F 89% HUMIDITY

CURRENT WEATHER CONDITION: RAINING

PHYSICAL HAZARDS IN AREA: DARK

FIRE OR EXPLOSION IN AREA: NONE

PLANT LAYOUT of AREA

NA **(Establish)** **HOT ZONE**

WARM ZONE:

COLD ZONE:

ROLES OF RESPONSIBILITIES (Fill out sheet)

Brief the entire "Hazwoper Team "of the situation of concern. Be sure that ALL team members know what is going on. Be calm and work safely!

INCIDENT COMMANDER'S CHECKLIST

Commander's Name: PAT HAMILTON **Date:** 8/18/15

What Happened? DIESEL FUEL SPILL

_ Cause? SEMI TRACTOR STRUCK LIGHT POLE BASE
_ Damage? SEMI TRACTOR FUEL TANK - TRAILER FUEL TANK & STRUCTURE
_ Situation? CONCRETE POLE BASE RAN OVER BY TRUCK, RUPTURED FUEL TANKS
_ People Involved OUTSIDE CARRIER

When did it happen? TIME: ≈ 22:00
DAY/DATE: 8-18-15

Where did it happen? ON PAVED LOT SOUTH OF TRUCK GARAGE

Who reported it? WAREHOUSING / LOAD CREW LEAD

What type of ***chemical*** caused this incident?
DIESEL FUEL

Other *chemicals or Potential dangers* in the area?
NONE
(Gas, Fire, Explosion Situations)

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
625 E CTY Y, Suite 700
Oshkosh, WI 54901-9731

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711

August 20, 2015

Patrick Hamilton
Brakebush Brothers
N4993 6th Dr
Westfield, WI 53964

Spill Reference: 20150818NE39-1

Date of Spill: 8/18/15

Dear Mr. Hamilton:

The Wisconsin Department of Natural Resources ("Department") was notified that a hazardous substance spill occurred on the date and location referenced above. You have received this correspondence because based on the available information the Department believes you are responsible for addressing the hazardous substance spill under Section 292.11 Wisconsin Statutes. Wisconsin Statute 292.11(3) states:

> "A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state."

Note, s.292.01(5)Wis.Stats., "Hazardous substance" means any substance or combination of substances including any waste of a solid, semisolid, liquid or gaseous form, which may cause or significantly, contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness or which may pose a substantial present or potential hazard to human health or the environment because of its quality, concentration, physical, chemical or infectious characteristics. This term includes, but is not limited to, substances that are toxic, corrosive, flammable, irritants, strong sensitizers or explosives as determined by the department.

Further, s.292.11(3)Wis. Stats., "Discharge" means, but is not limited to spilling, leaking, pumping, pouring, emitting, emptying, or dumping.

This letter describes the legal responsibilities of a person who is responsible under Section 292.11 Wisconsin Statutes, the spill law, and explains what you need to do clean up the spilled material and "minimize the harmful effects" of any remaining contamination. A description of general spill response procedures and lists of treatment and disposal facilities are attached. You have **45 days** from the time the spill was reported to complete this task and send us documentation and proof of what you did to comply.

See NR 708 Wisconsin Admin. Code: http://www.legis.state.wi.us/rsb/code/nr/nr708.pdf for detailed response requirements. More information on the Spill Program and Spill Response is available at the Department internet site: http://dnr.wi.gov/topic/spills/.

The Department recommends you obtain the services of an environmental contractor and/or consultant who can properly manage this clean-up and knows how to help you to comply with the law. A list of environmental consultants and spill contractors that respond to spills is attached to this letter. A more

complete list is available at http://dnr.wi.gov/files/PDF/pubs/rr/RR024.pdf. Environmental consultants and contractors can also be located through the internet and local phone directory.

Based on the information available about the spill and the actions taken by you to clean up the spill, the Department will determine if further investigation or cleanup is necessary. Do not wait for Department approval to take appropriate action, but do contact us if you have questions or need other assistance. If you want a formal written response from us for a specific submittal, please be aware that a review fee is required in accordance with ch. NR 749, Wis. Adm. Code.

It is important that you keep the Department informed of your actions to clean up this spill. We prefer to work cooperatively with people to work through these events and get these projects done. Please know that failure to provide documentation of your actions is a violation of Wisconsin Administrative Code requirements and may result in enforcement actions against you. Please send all correspondence to me at the address on the above letterhead.

The Department appreciates your quick action to initial actions to address this situation. If you have any questions regarding this notification or Wisconsin's requirements for spill cleanup, please contact me at 920-303-5410 or via email at beth.erdman@wisconsin.gov.

Sincerely,

Beth A. Erdman

Beth A. Erdman
NER Spill Coordinator
Wisconsin Department of Natural Resources