State of Wisconsin - Department of Natural Resources
Substance Release Notification Report (SERTS)
Report created on 03/30/2015

Incident Date & Time:	Reported Date & Time:	BRRTS No:	Spill ID:
03/11/2015 08:55	03/11/2015 09:45	04-45-563469	**20150311NE45-1**
DATCP Reported? No **DATCP Transferred? No**	**NFA Letter Sent?** No	**ERP Transferred?** No	**Incident Closed?** Yes : 03/24/2015

Location

Region:	County:	Municipality:
NE	Outagamie	LITTLE CHUTE, VILLAGE OF

Facility/Property Name and Street Address:	Description:
NESTLE PIZZA 401 W NORTH AVE	ON THE ROOF

Facility Type: Food Factory/Food Warehouse/Canning Plant/Grocery Store

Lat/Long:	PLSS:	WTM:
		X 653747 Y 424938

Weather Conditions:

Responsible Parties

Name/Address (1):	Contact:	Other Contact:	Spill Packet:
NESTLE PIZZA 401 W NORTH AVE LITTLE CHUTE, WI 54140-	HOLLY RAJCHEL HUMAN RESOURCES MANAGER (920) 788-8135 x primary		Sent on 03/11/2015 to holly.rajchel@us.nestle.co via email

Cause

PRESSURE GAUGE BROKE OFF WHEN CUTTING ICE, DURING ROUTINE MAINTENANCE

Cause Type: BAD PRESSURE GAUGE

Substances

Name	Other / Comments	Amt Released	Amt Recovered	Type	Color	Odor
Anhydrous Ammonia - Non-Ag		EST 28.0 lb	0.0 lb	GAS		

Environmental Impacts / Damages

Environmental Impacts:	Resource Damages:	Injuries:	Evacuation:
AIR STORM SEWER : Potential	No	No	No

Cleanup Actions

Method	Description
Flow Stopped	3-5 MINUTES

Cleanup Action Comments

Contractors Hired

Name	Description
OTHER	IN HOUSE

Waste Destinations

Location	Description

Agencies Notified / On Scene

Agency	Notified	On Scene
DNR	X	

Additional Comments

WILL ALSO CONTACT THE WATER TREATMENT PLANT JUST TO LET THEM KNOW. SUBMITTED VIA SERTS WEB FORM REF # 9004 3/16/15 NO FORMAL REPORT REQUIRED. 3/23/15 NESTLE REPORTED TOTAL QUANTITY LOST AS 28LBS.

Enforcement Action/Citation

Enforcement Action/Citation? No

Case Activity Reports:	

Person Reporting

Name	Representing / Address	Primary Phone	Secondary Phone
HOLLY RAJCHEL	NESTLE	(920) 788-8135 x	

Contractors Hired

Name / Address	Zone Contractor Hired by DNR?
	No

Contacts

Role	Name	Office Phone	Date	Time
Prepared By:	KEVIN BARMAN	(608) 267-7691 x	03/11/2015	
Person Notified:	BETH ERDMAN	(920) 362-2072 x	03/11/2015	
Investigated By:	BETH ERDMAN	(920) 362-2072 x	03/11/2015	
Incident Commander:				
Spill Coordinator:	BETH ERDMAN, NE Region	(920) 303-5410 x	03/24/2015	

Electronic Attachments (list)

Name	Type

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

March 11, 2015

Nestle
Attn: Holly Rajchel
401 West North Avenue
Little Chute, WI 54140

Spill Reference: 20150311NE45-1 Anhydrous Ammonia

Date of Spill: 03/11/15

Dear Ms. Rajchel:

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.

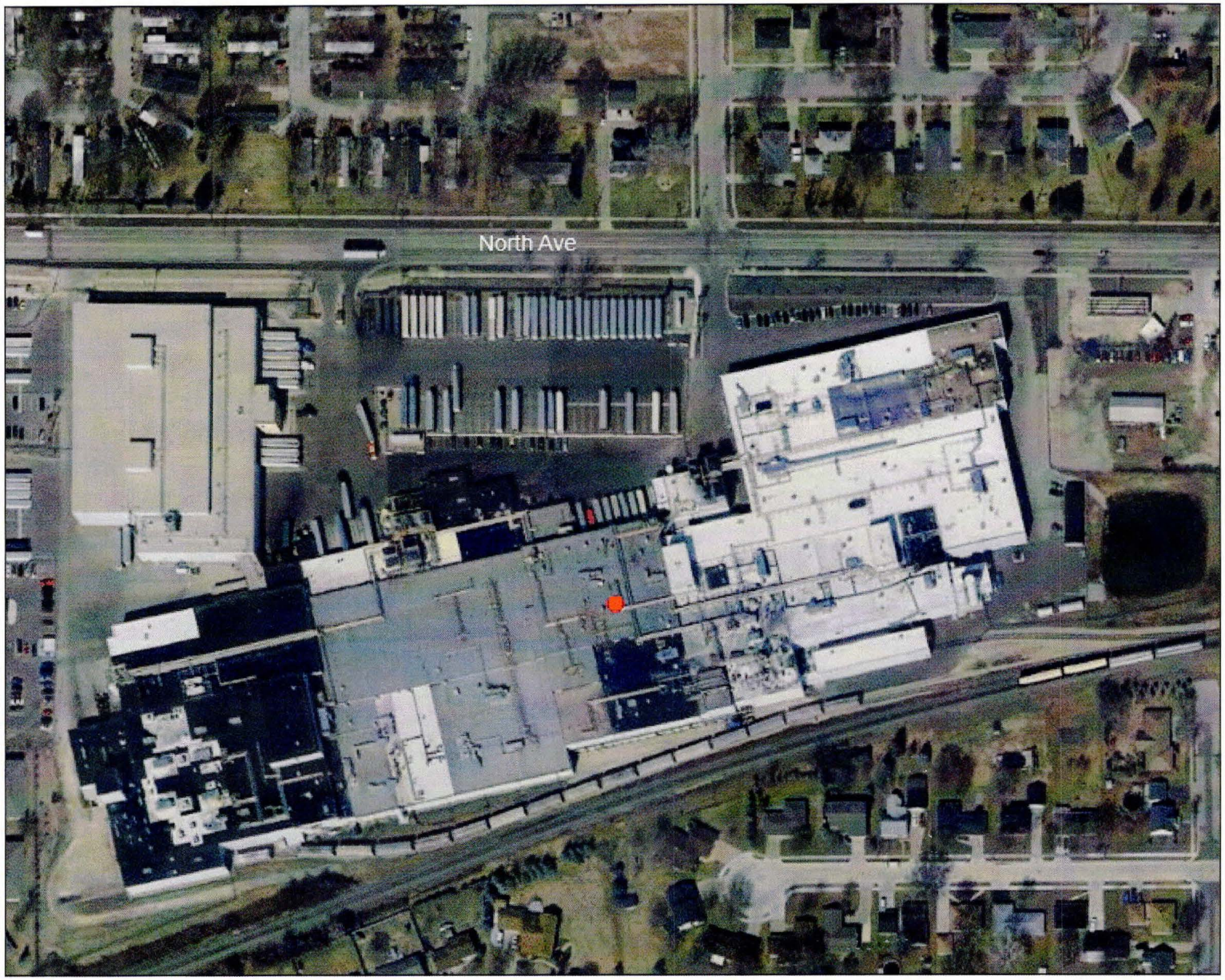
The Department appreciates your quick action to initial actions to address this situation. If you have any questions regarding this notification or Wisconsin's requirements for spill cleanup, please contact me at 920-303-5410 or via email at beth.erdman@wisconsin.gov.

Sincerely,

Richard R. Dalen For

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

Nestle Pizza



Legend

- Cities
- Villages

0.1 0 0.04 0.1 Miles

NAD_1983_HARN_Wisconsin_TM

1: 2,548

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Note: Not all sites are mapped.

Notes

Spill Location: Red Dot

WTM: 653747, 424938