04-71-048568

State of Wisconsin
Department of Natural Resources

# TOXIC AND HAZARDOUS SPILL REPORT

Form 4400-91 Rev. 6-86

State Div. Emergency Gov't. (608) 266-3232
U.S. Nat'l. Response Center (800) 424-8802
Chemtrec/Pesticides/Chlorine (800) 424-9300

DUPLICATE REPORTS

Spill ID Number 93061402 (Y Y M M D D 0-99)

| Date of Incident | Day of Week | Time of Incident | Reported By (Name) | Telephone Number |
|---|---|---|---|---|
| 6-14-93 | Monday | 5:30 - 12:00 ☐ A.M. ☒ P.M. | Dave Opsteen | (414) 721-6454 |
| **Date Reported** | **Day of Week** | **Time Reported** | **Agency or Firm Reporting** | **Reported thru Div. Emergen. Gov't.** |
| 6-15-93 | Tuesday | 9:30 ☒ A.M. ☐ P.M. | K.C. Neenah South Plt. | ☒ Yes ☐ No |

| Substance Involved | Quantity | Units | Person or Firm Responsible |
|---|---|---|---|
| Ethylene Glycol | 1200 | gal | K.C. Neenah South Plt. |
| **Substance Involved** | **Quantity** | **Units** | **Contact Name / Telephone Number** |
| | | | Dave Opsteen (414) 721-6454 |

**Physical Characteristics**

☐ Solid ☒ Liquid Color Bright Pale Green
☐ Semisolid ☐ Gas Odor

**Address — Street or Route:** 355 Byrd Ave

**City, State, Zip Code:** Neenah, WI 54956

**Cause of Incident:** Accidental Opening of Valves

**Exact Location Description (intersection, mileage, etc.):** 355 Byrd Ave

| County Location | ¼¼, ¼, Section, Town, Range | DNR Dist | DNR Area | Groundwaters Affected |
|---|---|---|---|---|
| Winnebago | ___, ___, ___, T___N, R___ | 4 | Osh | ☐ Yes ☒ No ☐ Potential |

| Surface Waters Affected | Name of Surface Water |
|---|---|
| ☒ Yes ☐ No ☐ Potential | Neenah Slough |

| Date District Notified | Day of Week | Time District Notified | District Person Notified | Telephone Number |
|---|---|---|---|---|
| 6-15-93 | Tuesday | 9:30 ☒ A.M. ☐ P.M. | Mark Corbett | (414) 424-4403 |

| Date Investigated | Day of Week | Time Investigated | Person Investigating | Telephone Number |
|---|---|---|---|---|
| 6-16-93 | Wednesday | 9:30 ☒ A.M. ☐ P.M. | Michael D. Reif | (414) 424-4401 |

**Action Taken By DNR**

☐ No Action Taken ☒ Investigation ☐ Supervise/Conduct Cleanup
☐ Spiller Required To Take Action; Type
☐ Contractor Hired By DNR; Name
☐ Amount Recovered
☒ 29.29 Enforcement CITATION #M20250 - WATER POLLUTION
Other Agencies on Scene VIOLATION TO K.C.-C-196
Local
State
Federal

**Action Taken By Spiller**

☐ No Action Taken ☐ No Notification ☒ Investigate
☐ Containment; Type
☐ Cleanup; Method
☒ Amount Recovered NONE
☐ Monitor
☐ Contractor Hired; Name
☒ Other Action locked valves

**Spill Location**

☒ Industrial Facility/Paper Mill/Chem. Co.
☐ Gas/Service Station/Garage, Auto Dealer, Repair Shop
☐ Ag Coop/Facility/Cheese Factory/Creamery
☐ Other Small Business (bank, grocery, insurance co., etc.)
☐ Public Property (city, county, state, church, school, etc.)
☐ Utility Co., Power Generating/Transfer Facility
☐ Private Property (home/farm)
☐ Pipeline, Terminal, Tank Farm, Oil Jobber/Wholesaler
☐ Transportation Accident, Fuel Supply Tank Spill
☐ Transportation Accident, Load Spill
☐ Construction, Excavation, Wrecking, Quarry, Mine
☐ Other

CLOSED 6-16-93
Reviewed by RNC 10-17-05

**Spilled Substance Destination**

☐ Air
☐ Soil
☐ Groundwater
☒ Surface Water
☒ Storm Sewer
☐ Sanitary Sewer
☐ Contained/Recovered
☐ Other

RECEIVED
JUN 24 1993
EMERG & REMEDIAL RESPONSE SECTION
BUR OF SOLID & HAZRD WASTE

Person Filing This Report (print name): Michael D. Reif

Signature: Michael D. Reif Date Signed: 6-16-93

Additional Comments:
Spill caused by accidental opening of 2 valves which allowed discharge to go to storm sewer. Facility found the problem and put locks on valves. I observed the Neenah Slough from the Lake to the facility and observed no Ethylen Glycol or dead fish.

CENTRAL OFFICE COORDINATOR

# SUBSTANCE SPILL/RELEASE ALERT FORM

| Spill No./Notification Date and Military Time | Information should be reported to: | Date and Military Time of Incident |
|---|---|---|
| 93 06 15 1238<br>YY MM DD TIME | Department of Military Affairs<br>Wisconsin Division of Emergency Government<br>4802 Sheboygan Ave., Room 99A, P.O.Box 7865<br>Madison, Wisconsin 53707-7865<br>(608) 266-3232<br>FAX (608) 266-1569 | 93 06 14 1200 est.<br>YY MM DD TIME<br>County: Winnebago |

## REPORTING INFORMATION

Reported by: Stavros Emmanouil (name)
Address: E.P.A.
City _____ State _____ Zip _____
Telephone: 312 353 2311

Person/Firm Responsible: Kimberly Clark
Address: 355 Byrd Ave
City: Neenah State: WI Zip: 54956
Telephone

Spill Contact Person/Firm: Dave Opsteen (if different from above)
Address _____
Telephone: 414 721 6454
City State Zip

## SUBSTANCE INFORMATION

Name of Substance/ Quantity Involved: 1200 gals. ethylene glycol (50% solution)

[ ] EHS Chemical [ ] CERCLA Chemical [ ] Unknown

| CAS # | Placard # | Quantity | Solid | Powder | Liquid | Vapor | Gas | Radio-Active | Unknown | Color | Odor |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | | |
| | | | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | | |
| | | | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | [ ] | | |

## SITE INFORMATION

Exact Location of Spill/Release (include Street Address, County, City, Village, Town, Highway, Intersection, Mileage, etc.):
Neenah South Plant, 355 Byrd Ave. Neenah

### Source of Spill

[ ] Transportation [X] Manufacture [ ] Agriculture
[ ] Public Property [ ] Construction [ ] Business
[ ] Private Property [ ] Other _____

Weather Conditions

Wind Speed and Direction _____
[ ] Rain [ ] Sleet [ ] Snow [ ] Fog
[ ] Other:

### Spill Destination

[ ] Soil [ ] Air [ ] Water
[X] Storm Sewer [ ] Sanitary Sewer [ ] Contained/ Recovered [ ] Other
[X] Surface Water [X] Yes [ ] No [ ] Potential
Name: Little Lake Butte des Morts
[ ] Ground Water [ ] Yes [ ] No [ ] Potential
Distance to nearest drinking water well: feet

## PUBLIC HEALTH INFORMATION

Recommended safety precautions (known acute/chronic health risks):

| | No | Unknown | Yes | Number |
|---|---|---|---|---|
| Injuries | [X] | [ ] | [ ] | [ ] |
| Fatalities | [X] | [ ] | [ ] | [ ] |
| Facility Evacuated | [X] | [ ] | [ ] | [ ] |
| Public Evacuated | [X] | [ ] | [ ] | [ ] |
| Shelter facility: | | | | |
| Hospital | [X] | [ ] | [ ] | [ ] |
| School | [X] | [ ] | [ ] | [ ] |
| Other/Type | [X] | [ ] | [ ] | [ ] |

Shelter Location and Name

RECEIVED
JUN 23 1993
EMERG & REMEDIAL RESPONSE SECTION
BUR OF SOLID & HAZRD WASTE

DMA Form 1045 (1/91) Wis Stats. 166.20, 144.76

## RESPONSE INFORMATION

**Local Responder on Scene (Give name of response agencies)**

[ ] Fire _____ **Incident Commander**

[ ] Law Enforcement _____ **Name** _____

[X] DNR – local **Title** _____

[ ] County EG _____ **Dept.** _____

[ ] EMS _____ **Telephone** _____

[ ] Other: _____ [ ] No further follow-up or state assistance required

**List of contacts made by responsible party/firm or individual reporting incident:**

| Agency | Telephone Number | Contact Name |
|---|---|---|
| [ ] Dist. Dept. of Natural Resources (DNR) | | |
| [ ] Loc. Emer. Planning Committee (LEPC) | | |
| [ ] Local Public Health | | |
| [ ] CHEMTREC | 1-800-424-9300 | |
| [X] National Response Center (NRC) | | |

**Narrative: Cause of incident/Actions being taken/Other information:**

Chilling system valve malfunction. 50/50 solution of ethylene glycol leaked into storm sewer and into Little Lake Butte des Morts. When chillers went down knew they were losing fluid. Took until midnite to find. Water continuously added to solution. Anywhere from 5% – 50% ethylene glycol went into River. no discoloration observed on Lake

## DEG DUTY OFFICER CONTACTS

| Agency | Telephone Number | Contact Name |
|---|---|---|
| [X] DNR (days) | (608) 266-2141 | Jared |
| [ ] DNR (Duty Officer pager) | | |
| [ ] DOT/State Patrol | (608) 246-3228 | |
| [ ] DH&SS | (608) 266-2830 | |
| [ ] DILHR | | |
| [ ] DATCP | | |
| [ ] NRC | 1-800-424-8802 | |
| [ ] Area Director | | |
| [ ] DEG, Dir. Bureau of Field Services and Disaster Resources | | |

## INCIDENT FOLLOW-UP (to include date and time)

6/15 1:40 Called Dave Opsteen – he did not know he was to report to us. He did call Local DNR & NRC yesterday. Lock in closed position. May repipe to prevent future accidents.

## AGENCY DEFINITIONS

| | | | |
|---|---|---|---|
| DEG | Div. of Emerg Government | NRC | Nat'l Response Center (Federal Reporting Environmental Protection Agency US Coast Guard) |
| CHEMTREC | Chemical Transportation Emerg. Center | | |
| DNR | Department of Natural Resources | DILHR | Dept. of Industry, Labor and Human Relations |
| DOT/State Patrol | Dept. of Transportation | DATCP | Dept. of Agriculture, Trade and Consumer Protection |
| DH&SS | Dept. of Health & Social Services | | |

Reminder: If the release is of an EHS or CERCLA chemical at or above the reportable quantity, the responsible party must also submit a follow-up written report per Fed. Statutes, as soon as practicable, to the State Emergency Response Board, Box 7865, Madison, WI 53707-7865, the Local Emergency Planning Committee and the NRC.

Karen Peterson _____

Signature of DEG Duty Officer Signature of Preparer

Department of Natural Resources

**FACILITY CONTACT FORM**
Form 3400-51 Rev. 7-89

ATT'N. _____

☐ ENV. ENF. EE/5

☐ PRIV. WATER SECTION WS/2

☐ PUBL. WATER SECTION WS/2

☐ PRETREATMENT WW/2

☐ MUNIC. WASTEWATER SECTION WW/2

☒ IND. WASTEWATER SECTION WW/2

☐ _____ DISTRICT

Date: 06/16/93 (M M / D D / Y Y)

Time (24-Hour Clock): 09:30

Contact Method: ☒ In Person ☐ Telephone

| Facility Name | Location (Address or 1/4-1/4) | County |
|---|---|---|
| Kimberly Clark Corp - Dev. Fac. South | Neenah | Winnebago |

| Facility I.D. Or Wis. Unique Well Number | WPDES Permit Number | District No. | DNR Person Making Contact |
|---|---|---|---|
| 471009880 | 0045136.3 | 4 | Michael Lutz |

| Facility Representative Contacted | Title or Position of Representative |
|---|---|
| Dave Opstein | Environmental Coordinator |
| **Activity Codes** | **Representative's Telephone Number (including area code)** |
| SP. CE. | 721-6454 |

I conducted an investigation of a 1200 gallon Ethylene Glycol spill reported by the facility (See attached spill form). Dave Opstein called in the spill (which he said occurred between 5:30-12:00 Monday (6-14-93) evening) at 9:30 on 6-15-93. The facility has added significantly to their plants processes and a new system to cool a Thermoformer using a 50/50 mix of Ethylene glycol and water was added (See attached schematic). The Thermoformer was added to heat dyes in their processes. According to Dave Opstein and Nick French, Engineering Manager (721-6400) Valves 3 and 4 were left open during the clean out and left open over night. They said the employee was not aware that this would cause a discharge to the sewer. Closing valve 4 open drains the system to the storm sewer which discharges with their permitted cooling water to the Neenah Slough at the SW corner of the golf course). They knew how

☒ Check if Additional Sheets Attached

# ACTIVITY CODES

## Wastewater

### Assistance

AL Laboratory Assistance
AO O & M Assistance
SA Sludge Assistance
PT Pretreatment Assistance
PA Planning Assistance
PR Confer with Officials on Permit Req.
CM Compliance Maintenance

### Enforcement

VI Violation Identified by Inspector
VM Minor Violation follow-up
VS Significant Violation Follow-up
CP Compliance Schedule Progress Check

### Wastewater - General

OW Other Wastewater

### Evaluation

LE Laboratory Evaluation
AG Agricultural Waste Investigation
SD Sludge Disposal Site Inspection
OE Operator Evaluation
CI Facility Complaint Investigation
SP Spills/Plant Upsets

### Compliance Monitoring

CC Compliance Check
CE Compliance Evaluation Inspection
CS Compliance Sampling Inspection
PI Performance Audit Inspection
GW Groundwater Monitoring System Inspection
PC Pretreatment Compliance Monitoring
LD Land Disposal System Inspection
CG Construction Grant Inspection

## Water Supply

GC G.W. Contamination Investigation Follow-up
WO Waterworks Operator Evaluation
WC WD/PI Contact
CT Compliance Contact including Noncompliance/ Violation Follow-up
RC Plan Review Contact
CI Complaint Investigation
SS Sanitary Survey

AI Annual Inspection - Municipal
PP Public Presentation
OT O & M Technical Assistance
EC Enforcement Conferences/Contact
EE Environmental Emergencies/Spill
OR Other

## District Number Codes

1 Southern
2 Southeast
4 Lake Michigan
6 Western
7 North Central
8 Northwest

## Special Instructions

Time - when unknown code: 00:00
Facility Contact - when facility representative not available code: NONE (i.e., during site visit no one at facility)

Department of Natural Resources

**FACILITY CONTACT FORM**
Form 3400-51 Rev. 7-89

Page 2

ATT'N. _____

☐ ENV. ENF. EE/5

☐ PRIV. WATER SECTION WS/2

☐ PUBL. WATER SECTION WS/2

☐ PRETREATMENT WW/2

☐ MUNIC. WASTEWATER SECTION WW/2

☒ IND. WASTEWATER SECTION WW/2

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| Facility I.D. Or Wis. Unique Well Number | WPDES Permit Number | District No. | DNR Person Making Contact |
|---|---|---|---|
| — — — — — — — — — — | — — — — — — — — — — | 4 | Michael Fort |

| Facility Representative Contacted | Title or Position of Representative |
|---|---|
| | |

| Activity Codes | Representative's Telephone Number (including area code) |
|---|---|
| — — - — — - — — - — — - — — - — — | |

much Ethylene Glycol was lost since they knew how much was in the system and all but a few gallons of a solution was lost to the Slough. According to Nick French the system holds 2500 gallons of a 50/50 Ethylene Glycol/city water mix. The Ethylene Glycol is bright green (I saw some of the collected material in a barrel) and appears like that put in a car radiator. The company has put padlocks on valves 3 and 4 as at least a temporary solution to future spills. I requested a written reply from them about what happened, how it was investigated, and what they are doing or will do to correct the problem and eliminate future spills. The cooling system is normally meant to be closed loop. We checked the storm sewer outfall at the Slough and found no residual Coolant or visually observable related Environmental problem. They still have a permitted Cooling water discharge which

☒ Check if Additional Sheets Attached

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SS Sanitary Survey

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PP Public Presentation
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OR Other

### District Number Codes

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### Special Instructions

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Department of Natural Resources

**FACILITY CONTACT FORM**
Form 3400-51 Rev. 7-89

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| — — — — — — — — — — | — — — — — — — — — — | 4 | Michael Fet |

| Facility Representative Contacted | Title or Position of Representative |
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| | |
| **Activity Codes** | **Representative's Telephone Number (including area code)** |
| — — - — — - — — - — — - — — - — — | |

Consists of discharge from vacuum pumps, condensate, and cooling water from air conditioners and compressors. They plan to divert the Ethylene glycol coolant drainage to the city so they can clean/check the system out periodically. Dave Opstein said they exceeded their zinc effluent limit last month (the limit is 0.12 mg/l and they had 0.15 mg/l). He said the problem may be from: 1) dust blown onto their roof from Neenah Foundry Plant 2 and 3 (which they claim is significant) and gets into the cooling units which is part of the cooling water discharge; or 2) galvinized pipes in the system. I recommended that they try and segregate and analyze to identify the source. I also suggested they leave the galvanized piping full and closed for a period of time to, after analysis, see if they can eliminate it as a source.

☐ Check if Additional Sheets Attached

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EC Enforcement Conferences/Contact
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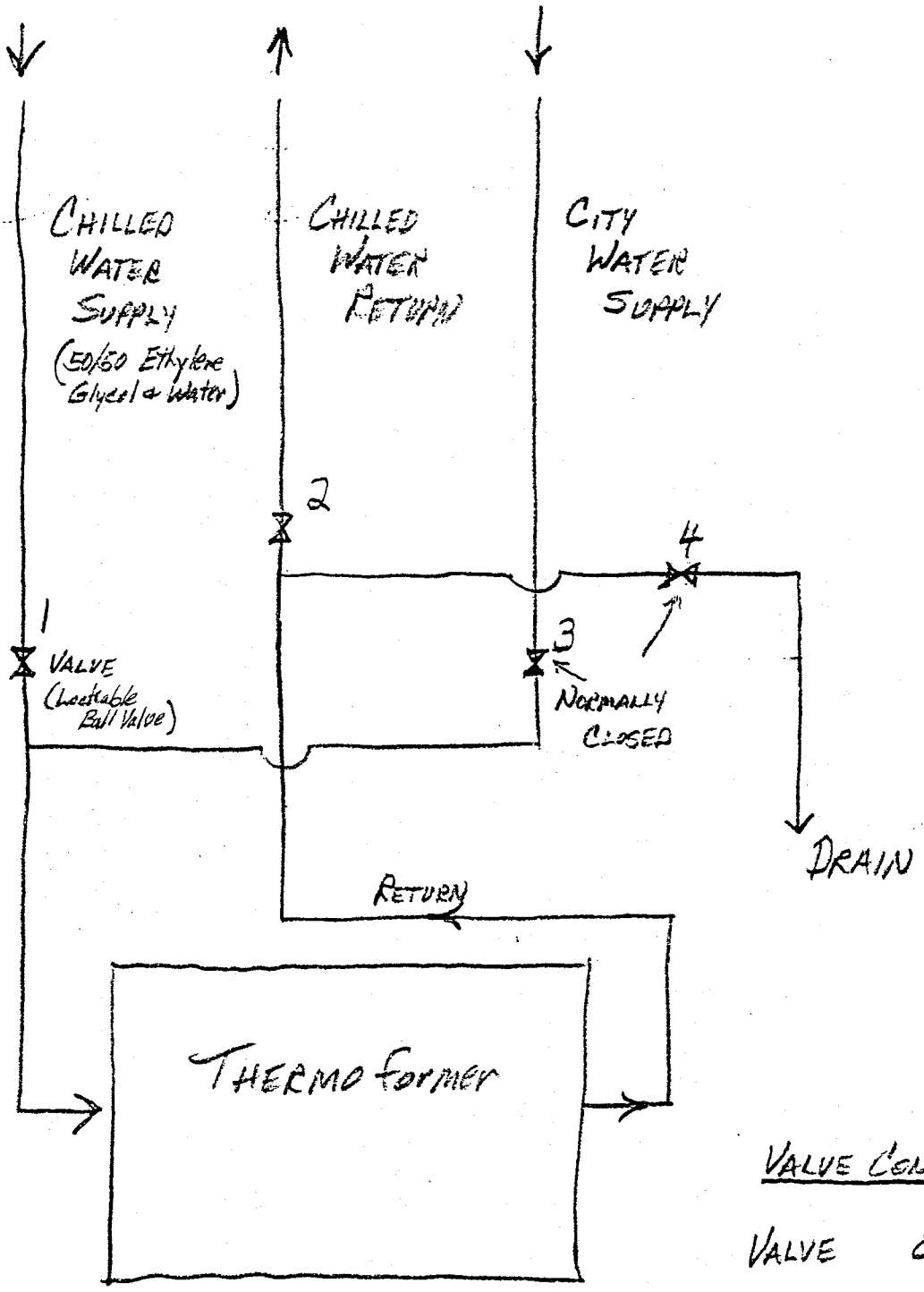
# ENGINEERING DEPARTMENT—NOTES

Job No. _____

Sheet No. _____

Designer N. Ferenc Drwg. Ref. _____ Date 6/15/93

Job Name Thermo-former Chill Water Piping




VALVE CONDITIONS

| VALVE | OPEN | CLOSED |
|---|---|---|
| 1 | ✓ | |
| 2 | ✓ | |
| 3 | | ✓ |
| 4 | | ✓ |

Locked closed

VALVE 3 & 4 were open when 1 & 2 were opened allowing chilled water to flow into the drain. 3 & 4 are opened only when chilled water sys. is down.

KC06668 A

NATURAL RESOURCES CITATION
Section 23.54, Wis. Stats.

Department of Natural Resources

STATE OF WISCONSIN
The undersigned, being duly sworn and under oath, complains for and on behalf of the State of Wisconsin upon information and belief that on or about,

Deposit Permitted: $ 345.00
Deposit Envelope No.:
M 20250

~~Circuit~~ TRAFFIC Court of WINNEBAGO County

| Day of Week | Date of Violation (#: M-D-Y) | Time | County | Code | TWP-Village-City | Code |
|---|---|---|---|---|---|---|
| 1 (2) 3 4 5 6 7 S (M) T W T F S | 6-14-93 | ☐ AM ☒ PM 5:30 | WINNEBAGO | 71 | NEENAH | |

Name: Last: KIMBERLY-CLARK NEENAH - SOUTH PLANT First: MI:
Date of Birth (Mo., Day, Year): N/A / /

Street or Route: 355 BYRD AVE
City, State, Zip Code: NEENAH, WI 54956
Sex ☐ M N/A ☐ F
☐ Whi ☐ Blk ☐ Nat Am ☐ Asn
___ Eyes ___ Hair ___ Wgt ___ Hgt

Violation: DEPOSIT DELETERIOUS SUBSTANCE INTO WATERS OF THE STATE

On the Above Stated Time and Date, The Defendant,
THE KIMBERLY-CLARK SOUTH PLANT, DID DEPOSIT APPROX. 1,200 GALLONS OF ETHYLENE GLYCOL, (ANTI-FREEZE) INTO THE NEENAH SLOUGH WHICH FEEDS LITTLE LAKE BUTTE DESMORTS. THE DISCHARGE STARTED AT 5:30PM AND WAS STOPPED AROUND MIDNIGHT. THE CAUSE OF THE DISCHARGE WAS TRACED TO THE ACCIDENTAL OPENING OF 2 VALVES WHICH ALLOWED THE ANTI-FREEZE TO DRAIN FROM A CLOSED SYSTEM INTO THE STORM SEWER & INTO THE NEENAH SLOUGH.

in violation of section(s) 29.29(3) of the ☒ Wis. Stats. ☐ Wis. Adm. Code ☐ Local Ordinance Code: W-3

and requests that he/she may be held to answer therefor.

Signature of Officer: Mark D Shephard

SUBSCRIBED AND SWORN TO Before me this date _____ 19___

Title: WARDEN Badge No.: 75

Name _____ Title _____

Department or Agency: Department of Natural Resources

You are Hereby Notified to Appear in the Above Named Court
on JULY 7 1993 at 11:00 ☒ AM ☐ PM
Located At: PUBLIC SAFETY BLDG.
City OSHKOSH, WI 54901

The maximum penalty for this violation is $ 423.00

**The court may also revoke all approvals, confiscate all evidence, and require restoration or restitution of any environmental damage.**

Form 4100-70 Rev. 8-91

Yellow Copy — Court Copy
White Copy — Arrest Record
Blue Copy — Defendant
Pink Copy — Defendant — Officer
Hard Copy — Court Officer