State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
1027 W. Saint Paul Avenue
Milwaukee WI 53233

Tony Evers, Governor
Adam N. Payne, Secretary
Telephone 608-266-2621
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August 2, 2023

Mr. Carl Gergits
333 N Water Street Owner LLC
444 W Lake Street
Chicago, IL, 60606
Email only to: carl.gergits@hines.com

SUBJECT: No Further Action
333 N Water ST LLC – Fuel Oil UST
333 N Water Street, Milwaukee, WI
BRRTS #: 03-41-590813, FID #: 341351340

Dear Mr. Gergits:

On October 20, 2022, the Wisconsin Department of Natural Resources (DNR) received a *Tank System Site Assessment* report requesting that 'no further action' be required to address a hazardous substance discharge associated with an underground storage tank. The report was submitted with the applicable fee to obtain a written review of the request.

A leaking underground storage tank, approximately 1000-gallon in capacity, was unexpectedly discovered near the west side of the property and Milwaukee River in September 2022. The tank was removed and the tank cavity over-excavated to remove stained and contaminated soil. Soil samples collected from sidewalls of the excavation contained naphthalene at concentrations below residual contaminant levels. The excavation extended below the water table but was limited by the sheet pile wall tiebacks running through the area. Staining and petroleum odors were observed at the base of the excavation. Groundwater samples collected as close to the excavation as allowed by the tiebacks where not found to be contaminated with volatile organic compounds.

The DNR has reviewed the information provided and concurs that the environment has been restored to the extent practicable as provided in ch. NR 708.09, Wis. Adm. Code. The immediate action in response to a discharge has been completed and the DNR is requiring no further action at this time.

We appreciate your efforts to protect and restore the environment at this site. If you have any questions regarding this No Further Action determination, please contact the Project Manager, Paul Grittner at (414) 405-0764 or paul.grittner@wisconsin.gov.

Sincerely,

Pamela A. Mylotta
Southeast Region Team Supervisor
Remediation & Redevelopment Program

cc. Michelle Peed, Giles Engineering Associates – mpeed@gilesengr.com