State of Wisconsin
Department of Natural Resources
PO Box 7921, Madison WI 53707-7921

Voluntary Party Exemption Application

Form 4400-178 (R 7/00)

Notice: Use this application to apply for the voluntary party liability exemption under s. 292.15, Wis. Stats. Refer to the attached instructions when completing this form. This form is authorized by ss. 227.11(2)(b) and 292.15, Wis. Stats. Participation in the voluntary party liability exemption process is voluntary. However, this form is required by ch. NR 750, Wis. Adm. Code, for persons requesting approval to participate in the program. Personally identifiable information that is submitted to the DNR will become a public record and may be used by the DNR in the administration and enforcement of the hazardous substance spill program in addition to the liability exemption program. If additional information is required, DNR staff may contact the applicant or return incomplete applications.

Property Information (1)

Property Name	Address			
Cudahy Business Park (formerly Figgie Properties Inc.)	4740 S. Nicholson Avenue			
City	**State**	**ZIP Code**	**County**	**Property Size (in acres)**
Cudahy	WI	53110	Milwaukee	34

Public Land Survey Coordinates

Township	Range	E/W	Section	¼ NE SE NW SW	¼ NE SE NW SW
6	22	E	26	NW	

Applicant Information (2) Voluntary Party

Organization / Firm / Person			Title
Cudahy's Gateway Real Estate, LLC			Member
Last Name	**First**	**MI**	**Telephone Number (including Area Code)**
Keil	Michael		608-788-3355
Street Address			**Fax Number (including Area Code)**
N2039 Wedgewood Drive East			608-788-9949
City	**State**	**ZIP Code**	**E-Mail Address**
La Crosse	WI	54601	mikeil@fflax.net

Ownership Information (3)

Applicant Relationship to Property (check one)

[X] Current Owner [ ] Potential / Future Purchase [ ] Previous Owner [ ] Other: _____

Regulatory Identification (4) Include ID Numbers (if known)

[X]	DNR FID 241468370	02-41-001067 LUST	[X]	USEPA ID
[X]	Environmental Repair (ERP	02-41-245930 LUST	[ ]	Hazardous Substance Spil
[X]	Leaking Underground Storage Tank (LUST	03-41-152304 ERP	[ ]	Brownfield Env'l. Asmt. Pilo
[ ]	Solid Waste	03-41-184557 ERP	[ ]	Municipal Negotiation & Cost Recover
[ ]	Hazardous Waste	03-41-184564 ERP	[ ]	Superfund Remedial (NPL
[ ]	Wastewater-surface water (WPDES	03-41-004192 ERP	[ ]	Abandoned Containers
[ ]	Wastewater-groundwater (WPDES	WID988617528 (Parcel 1)	[ ]	Superfund Site Evaluation (CERCLA
[ ]	DCOM PECFA Claim Number	WI0000469338 (Parcel 3)	[ ]	Municipal Grants Program
[ ]	DATCP Agricultural Contamination		[ ]	Contaminated Sediments
[ ]	Other:			

For Office Use

Date Received	Application Fee Received	Deposit Received		
03-12-02	[X]	[ ]	[ ] Approval to Proceed	PMN REED
BRRTs Activity Number	**BRRTs Activity Name**		[ ] Denied (explain) (603)	
06-41-304720	Cudahy Business Park		[ ] Withdrawn (explain) (610)	
FID	**Region**			
241468370	SER			
Comments			**Reviewed By** Victoria Stroud	**Date** 03-12-02
			Project Manager	

Environmental Consultant Representing Applicant (5)

Organization / Firm			Title
BT^2, Inc.			Principal/Senior Engineer
Last Name	**First**	**MI**	**Telephone Number (including Area Code)**
Huber	Mark	R	608-224-2830
Street Address			**Fax Number (including Area Code)**
2830 Dairy Drive			608-224-2839
City	**State**	**ZIP Code**	**E-Mail Address**
Madison	WI	53718	mhuber@bt2inc.com

Attorney Representing Applicant (If Applicable) (6)

Organization / Firm			Title
Last Name	**First**	**MI**	**Telephone Number (including Area Code)**
Street Address			**Fax Number (including Area Code)**
City	**State**	**ZIP Code**	**E-Mail Address**

Past Land Uses (7)

- [ ] Service station
- [ ] Agricultural co-op
- [ ] Salvage yard
- [ ] Pipeline
- [X] Coal gas manufacture
- [ ] Electroplater
- [X] Other: Drum Cleaning/Reconditioning
- [X] Manufacturing
- [ ] Dry cleaner
- [ ] Bulk plant
- [ ] Tannery
- [ ] Unknown
- [X] Landfill

Known or Suspected Sources / Wastes (8)

- [X] Foundry sand
- [X] Surface spills
- [X] Routine industrial operations
- [ ] Pipeline
- [X] Coal gas manufacture
- [ ] Electroplater
- [ ] Other:
- [X] Underground pipeline or tank
- [X] Above ground pipeline or tank
- [X] Contaminated building
- [ ] Industrial accident
- [X] Lagoons
- [ ] Fly ash

Regulatory Criteria (9)

Has contamination been detected at the property?	[X] Yes	[ ] No	
If contamination was detected, has it been reported to the state?	[X] Yes	[ ] No	Agency notified: WDNR Date: 6/19/91
Does it include petroleum from a leaking underground storage tank (LUST)?	[X] Yes	[ ] No	
Are you using the Petroleum Environmental Cleanup Fund (PECFA) to pay for any portion of the remedial actions?	[ ] Yes	[X] No	[ ] Undecided
Does it include non-LUST petroleum or non-petroleum contamination?	[X] Yes	[ ] No	
Is there an enforcement order currently in effect at this property?	[X] Yes	[ ] No	Issuing agency: WDNR Date: 11/9/94

Attachments and Certification (10)

I have attached: 1) [X] a list of past environmental work;

2) [X] a check or money order for $250 application fee made payable to the Wisconsin DNR;

3) [X] a public survey map showing location of property;

4) [X] a detailed map that clearly indicates the property boundaries; and

5) [X] a copy of the property deed.

I certify that I have read and am familiar with the information on this form and that the information is true, accurate and complete to the best of my knowledge.

I hereby request assistance from DNR in reviewing the environmental response actions that have been or will be taken to obtain protection of limited liability, as provided in s. 292.15, Wis. Stats.

I recognize that to obtain this limited liability exemption that the environmental response actions taken will need to comply with the applicable provisions of the NR 700 rule series, and will require a Phase I and II environmental assessment to be conducted for the property.

I recognize that I will be responsible for paying fees to DNR for assistance provided to me as provided under ch. NR 750, Wis. Adm. Code.

[ ] Withhold personal identifiers collected on this form from disclosure on any list of 10 or more individuals that the DNR is requested to provide to another person. [s. 23.45(2) and (3), Wis. Stats.]. Effective date: November 1, 2000.

Applicant's Name (Type or Print)	Title
Mike Keil	Member
Signature	**Date Signed**
Mike Keil	3/5/02

Line-by-Line VPLE Application Instructions

Section 1: Property Information - Fill in the information requested for the property for which you are seeking a Liability Exemption. Property name usually refers to the name of the last business that operated at the property. Provide the size of the property or estimate it as accurately as possible. The public land survey coordinates of the property should be provided.

Section 2: Applicant Information- Voluntary Party - Provide contact information about the applicant. The applicant is the person or organization seeking Department review and approval of the response actions that will be taken to receive the liability exemption under s.292.15, Stats. Once the application has been processed by the DNR, the applicant will be considered the Voluntary Party for this property. The Voluntary Party is responsible for payment of any fees to the DNR. Unless the DNR is notified to the contrary, all bills and correspondence as part of the VPLE process will be sent to the Voluntary Party. If more than one party is applying for the VPLE for the same property, each party must submit a separate application form and $250 fee.

Section 3: Ownership Information - Answer the question regarding the relationship of the Applicant to the property.

Section 4: Regulatory Identification - Provide readily available regulatory identification. Check any regulatory program(s) involved with the property in the past and provide the corresponding ID number, if known. For superfund property evaluation (CERCLIS), superfund remedial (NPL), and hazardous waste properties, write the USEPA ID in the corresponding space (only one USEPA ID should apply). For hazardous waste properties and solid waste properties, write the license number for the facility in the space next to the program, and provide additional license number if applicable, under "Other" or on a separate sheet.

Section 5: Environmental Consultant - Please provide contact information about the applicant's environmental consultant.

Section 6: Legal Counsel - Provide contact information about the Voluntary Party's attorney, if applicable.

Section 7: Past Land Uses - Indicate any activities or operations that took place on the property in the past, if known (check as many as apply). Include additional land uses not listed in the space provided, if relevant.

Section 8: Known or Suspected Sources - Indicate any known or suspected sources of contamination at the property if known (check as many as apply). Include sources not listed in the space provided.