State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
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October 6, 2014

Gregory Keil
City of Menasha
140 Main St
Menasha, WI 54952-3190

Subject: Conditional Closure Decision with Requirements to Achieve Final Closure
Barth Property, 87 Racine St, Menasha, Wisconsin
DNR BRRTS # 03-71-001607 PECFA # 54952-3156-87-A

Dear Mr. Keil:

On September 25, 2014, the Northeast Region Closure Committee (NERCC) reviewed your request for closure of the case described above. The NERCC reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of the closure request, the NERCC has determined that the petroleum contamination on the site from the former gas station appears to have been investigated and remediated to the extent practicable under site conditions. Your case has been remediated to Department standards in accordance with ch. NR 726, Wis. Adm. Code and will be closed if the following conditions are satisfied.

CONDITIONS

Monitoring Well Abandonment

The monitoring wells at the site must be properly abandoned in accordance with ch. NR 141, Wis. Adm. Code. Documentation of well abandonment must be submitted to Tom Verstegen on Form 3300-005, found at http://dnr.wi.gov/topic/groundwater/forms.html.

Purge Water, Waste and Soil Pile Removal

Any remaining purge water, waste and/or soil piles generated as part of site investigation or remediation activities must be removed from the site and disposed of or treated in accordance with the applicable rules. Once that work is completed, please send appropriate documentation regarding the treatment or disposal of the remaining purge water, waste and/or soil piles.

Documentation: When the above conditions have been satisfied, please submit the appropriate documentation (for example, well abandonment forms, disposal receipts, copies of correspondence, etc.) to verify that applicable conditions have been met, and your case will be closed. Your site will be listed on the DNR Remediation and Redevelopment Program's GIS Registry. Information that was submitted with your closure request application will be included on the Bureau for Remediation and Redevelopment Tracking System (BRRTS on the Web). The site may be viewed on the Remediation and Redevelopment Sites Map (RRSM), on the GIS Registry layer. To review the site on BRRTS on the Web, or to view the GIS Registry web page, see http://dnr.wi.gov/topic/Brownfields/rrsm.html.

CONTINUING OBLIGATIONS

As part of the approval of the closure of this case, you will be responsible for maintaining the following

continuing obligations. Because there is residual soil and groundwater contamination both on and off site, there is the potential for vapor migration. In the event that the site is redeveloped, a notification must be provided to this Department to ensure that vapor migration consideration is part of the redevelopment process.

IN CLOSING

Please be aware that the case may be reopened pursuant to s. NR 727.13, Wis. Adm. Code, for any of the following situations:

- if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment,
- if the property owner does not comply with the conditions of closure, with any deed restrictions applied to the property, or with a certificate of completion issued under s. 292.15, Wis. Stats, or
- a property owner fails to maintain or comply with a continuing obligation (imposed under this closure approval letter).

We appreciate your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at (920) 424-0025, or by email at thomas.verstegen@wisconsin.gov.

Sincerely,

Thomas Verstegen

Tom Verstegen
Hydrogeologist
Remediation and Redevelopment Program

cc: Greg Konicek - Konicek Environmental Consulting, Llc