



December 11, 2014

Chris Abele, Executive
Milwaukee County
901 N. 9th Street, Room 306
Milwaukee, WI 53233

Cudahy Sportsmen's Club
c/o Tom Ahmad, President
5350 S. Sheridan Drive
Cudahy, WI 53110

Subject: Reported Contamination at Warnimont Park – Cudahy Gun Club Area
5400 South Lake Drive, Cudahy, WI
DNR BRRTS Activity # BRRTS # 02-41-298741
DNR FID # 341053790

Dear Messrs. Abele and Ahmad:

On November 21, 2014, Steve Keith, on behalf of Milwaukee County, notified the Department of Natural Resources (DNR) that a hazardous substance discharge, including lead contamination in soil, had been documented at the site described above. Further, the Department is aware of the presence of other materials resulting from shooting activities, such as broken clay pigeons and shot shell wads that are considered to be environmental pollution, as that term is defined and used in ch. 292, Wis. Stats.

The Department believes Milwaukee County and Cudahy Sportsmen's Club are responsible for investigating and restoring the environment at the above-described site under ch. 292, Wisconsin Statutes, and the ch. NR 700 administrative rules series, based on the:

- information that has been submitted by the County to the DNR regarding this site;
- historical use of the property as a gun club; and
- visual observations made by Department staff and others concerning the hazardous substance discharges and environmental pollution (the "contamination") present on the site.

As property owner (i.e., Milwaukee County) and owner/operator of the gun club (i.e., the Cudahy Sportsman's Club), this letter describes your legal responsibilities under ch. 292, Wis. Stats., explains what you need to do to investigate and clean up the contamination, and provides you with information about cleanups, environmental consultants, possible financial assistance, and working cooperatively with the DNR.

Further, the Department wants to provide any assistance that will aid you in investigating and cleaning up the site. To that end, the Department is available to assist you in planning for and locating funding for the environmental work necessary to remedy this situation. The Department is committed to ensuring that this cleanup is done as expeditiously as possible.

Legal Responsibilities:

Your legal responsibilities are defined both in statute and in administrative codes. Wisconsin Administrative Code chapters NR 700 through NR 754 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure. Wisconsin Administrative Code chapter NR 140 establishes groundwater standards for contaminants that reach groundwater. This letter details your liability for any necessary environmental response actions at this site. You may also be subject to other local, state, and federal laws applicable to this site and its use as a shooting range.

Steps to Take:

The longer contamination is left in the environment, the farther it can spread and the more it may cost to clean up. Quick action may lessen damage to your property and neighboring properties and reduce your costs in investigating and cleaning up the contamination. To ensure that your cleanup complies with Wisconsin's laws and administrative codes, you should hire a professional environmental consultant who understands what needs to be done. The following information provides the timeframes and required steps to take. Unless otherwise approved by DNR in writing you must complete the work by the timeframes specified.

1. Within the next **45 days**, by January 25, 2015, you should submit written verification (such as a letter from the consultant) that you have hired an environmental consultant. If you do not take action within this time frame, the DNR may initiate enforcement action against you.
2. Within **90 days**, by March 11, 2015, you must submit a work plan for completing the investigation of the contamination. The work plan must comply with the requirements in the NR 700 Wis. Adm. Code rule series and should adhere to current DNR technical guidance documents.
3. You must initiate the site investigation within 90 days of submitting the site investigation work plan. You may proceed with the field investigation upon DNR notification to proceed. If the DNR has not responded within 30 days from submittal of the work plan, you are required to proceed with the field investigation. If a fee for DNR review has been submitted, the field investigation must begin within 60 days after receiving DNR approval.
4. Within 60 days after completion of the field investigation and receipt of the laboratory data, you must submit a Site Investigation Report to the DNR.
5. Within 60 days after submitting the Site Investigation Report, you must submit a remedial actions options report.

Sites where environmental contamination has been reported are entered into the Bureau for Remediation and Redevelopment Tracking System ("BRRTS"), a version of which appears on the DNR's internet site. You may view the information related to your site at any time (<http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>) and use the feedback system to alert us to any errors in the data.

All correspondence regarding this site should be sent to:

Ms. Victoria Stovall
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
2300 N. Dr. M.L. King Jr. Drive
Milwaukee, WI 53212

Unless otherwise directed, submit one paper copy and one electronic copy of plans and reports. To speed processing, correspondence should reference the BRRTS and FID numbers (if assigned) shown at the top of this letter. You may submit your electronic copies via email to Pamela.Mylotta@Wisconsin.gov.

Additional Information for Site Owners:

We encourage you to visit our website at <http://dnr.wi.gov/topic/Brownfields/>, where you can find information on selecting a consultant, financial assistance and understanding the cleanup process. You will also find information there about liability clarification letters, post-cleanup liability and more.

If you have questions, call me at (414) 263-8561 for more information or visit the RR web site at the address above.

Thank you for your cooperation.

Sincerely,



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

Enclosures:

Selecting a Consultant – RR-502
<http://dnr.wi.gov/files/PDF/pubs/rr/RR502.pdf>
Environmental Services Contractor List – RR-024
<http://dnr.wi.gov/files/PDF/pubs/rr/RR024.pdf>

