

**Technical Focus Group Meeting Minutes
Remediation and Redevelopment Program
January 13, 2009**

Introduction

A second joint meeting of the Technical Focus Group/Brownfield's Study Group was held to continue discussions on WDNR's proposed revisions to the NR 700 rule series. Below is a brief summary of the discussion associated with each rule.

NR 706 – Hazardous Substance Discharge Notification

The only comment on ch. NR 706 was regarding the revised definition of "petroleum products". One member stated that SPCC requirements have a broader definition and could include some petroleum products that may not fall under the proposed definition (i.e. hydraulic oils). The SPCC information will be forwarded to the Department for further evaluation.

NR 714 – Public Participation and Notification

The Department stated that the major revisions to NR 714 were either to the organizational structure of the rule or to make the language consistent with current procedures. No one present raised concerns with the proposed changes.

NR 724 – Remedial and Interim Action Design, Implementation, Operation, Maintenance and Monitoring Requirements

The biggest changes with this rule were removing language associated with the simple site process and clarifying the section dealing with Progress Reports. The Department indicated that we intended to develop a "fillable" form so Progress Reports could be completed on-line and submitted electronically. Members expressed support for pursuing this type of approach. There was one question on whether the Department was retaining the flexibility to allow Progress Reports to be submitted at a frequency other than semi-annually and the Department indicated that such language was being retained.

NR 728 – Enforcement and Compliance Authorities

The major proposed change to this rule was removing the provisions regarding filing of deed affidavits and replacing them with listing on the GIS Registry. There was significant discussion on this topic with members recommending that, in addition to the Registry listing, the Department should retain the ability to file deed affidavits. Members felt that a notice associated with the deed would provide more incentive for responsible parties to complete the investigation and cleanup. In addition, members felt that the process proposed for putting a site on the Registry should be simplified and seemed

comfortable with a single notification to the Responsible Parties being sufficient before the site is placed on the Registry.

Summary

At the end of the meeting, the Department summarized the discussions and identified those items that required follow-up. There was also a general discussion on whether the Department had given further thought to revising several sections in NR 718 related to management of contaminated soil. The Department indicated that this question was being taken up by the RR Management Team shortly and if no concerns were raised, we would proceed to evaluate potential revisions to that rule.

It was agreed that the next meeting would be held in early to mid March.