



## Remediation and Redevelopment Program

April 2017

# Recommended Format for Exemption Request Wis. Admin. Code § NR 718.12 or § NR 718.15

### Purpose

The purpose of this document is to provide a consistent format for consultants and responsible parties to demonstrate that the proposed management of solid waste material qualifies for a Wis. Admin. Code §§ NR 718.12 or NR 718.15 exemption and to request written approval of the exemption request. This document may be included as part of a Remedial Action Plan or Post Closure Modification Request, or can be submitted by itself depending on the activities conducted at the site. Using this recommended format will likely result in a faster DNR review. At a minimum, all exemption requests must satisfy the requirements of a soil management plan as outlined in Wis. Admin. Code § 718.12(2)(b).

### Introduction

Soil and other solid waste generated from a response action site as part of an interim or remedial action may be managed at a site or facility that is not an operating licensed landfill if a Wis. Admin. Code §§ NR 718.12 or NR 718.15 exemption is obtained from the Department of Natural Resources (DNR). The site or facility where material will be managed (the receiving property) would be exempted from the Waste and Materials Management Program requirements established in Wis. Stat. § 289 and Wis. Admin. Code ch. NR 500 to NR 538. The “receiving property” may be the same site or facility where the solid waste was generated from, or it may be a different site or facility. An exemption through Wis. Admin. Code § NR 718.12 can be granted when soil is being managed as part of an interim action under Wis. Admin. Code § NR 708 or a remedial action under Wis. Admin. Code § NR 722. An exemption through Wis. Admin. Code § NR 718.15 can be granted when other solid waste material is managed as part of an interim or remedial action on the site from which it was generated. Managing solid waste material with either exemption requires prior written approval from the DNR.

If this exemption request involves contaminated material impacted by a discharge that has not been reported to the DNR, a ‘Notification for Hazardous Substance Discharge (non-emergency)’ form must be completed and submitted immediately as required by Wis. Admin. Code

§ NR 706. This form is located at <http://dnr.wi.gov/files/pdf/forms/4400/4400-225.pdf>.

This form is not intended to be used for immediate actions under Wis. Admin. Code § NR 708 as prior DNR approval is typically not required. Immediate actions do not require prior DNR approval if the requirements of Wis. Admin. Code § NR 718.12(1) are met, contaminant concentrations do not exceed Wis. Admin. Code § NR 720 soil residual contaminant levels, and the quantity of material managed is less than 100 cubic yards total.

Exemptions for projects involving large-scale disposal or requiring items such as a liner system, leachate treatment and an engineered cap, or projects proposing to place the material below the groundwater table, should not be requested using this format. Check with DNR staff before submitting such a proposal.

### Document Instructions

Complete all sections of this document as instructed. Some portions of the document may be filled in directly as indicated, other responses will need to be completed separately and attached. Fully explain why any uncompleted section is not relevant. Submit one hardcopy and one electronic copy of the completed document and all required attachments and fees to the DNR project manager responsible for the site where the waste will be excavated. The request may be submitted to the regional environmental program associate (EPA) if a project manager has not been assigned to this case. A list of EPAs can be found here: <http://dnr.wi.gov/topic/Brownfields/Contact.html>.

## Section 1 – General Information and Fees

Identify the purpose of the exemption by checking each box that applies:

- Manage contaminated soil on the same response action site from which it was generated (§ NR 718.12).
- Manage contaminated soil at a site or facility that is different from the response action site from which it was generated (§ NR 718.12).
- Manage other solid waste at the same site from which it was generated (§ NR 718.15).

If none of the above boxes are checked, the proposed waste management activity cannot be exempted through Wis. Admin. Code § NR 718. Management of waste material from a site other than a response action site may be allowed after obtaining a “low hazard exemption” from the DNR Waste and Material Management Program. Guidance on a ‘low hazard exemption’ request is located: <http://dnr.wi.gov/files/PDF/pubs/wa/wa1645.pdf>.

Identify the applicable Wis. Admin. Code § NR 749 DNR review fees for this submittal by checking the applicable “On-Site Management Fee.” If material will be managed at a site or facility other than where it was generated, also select the appropriate “Off-Site Management Fee.” Record the combined fee sums in the space provided below.

NR 749 Fees for Requesting Wis. Admin. Code §§ NR 718.12 Soil or NR 718.15 Exemption			
Soil or Waste Managed on the Generating Property			
Action	Action Fee	WRRD Fee	On-Site MGMT Fee
<b>Interim Actions</b> per NR 708.11, with SMP and CO applied at other site/facility	\$700	No fee	<input type="checkbox"/> \$700
<b>Remedial Action Plan</b> approval, with SMP, without residual soil CO	\$1050	No fee	<input type="checkbox"/> \$1050
<b>Remedial Action Plan</b> approval, with SMP, with residual soil CO	\$1050	\$300	<input type="checkbox"/> \$1350
<b>SMP</b> submitted separately from a RAP or CO modification, without residual soil CO	\$700	No fee	<input type="checkbox"/> \$700
<b>SMP</b> submitted separately from a RAP or CO modification, with residual soil CO	\$700	\$300	<input type="checkbox"/> \$1000
<b>Closed Sites:</b> CO modification action, with SMP, without residual soil CO	\$1050	No fee	<input type="checkbox"/> \$1050
<b>Closed Sites:</b> CP modification action, with SMP, with residual soil CO	\$1050	\$300	<input type="checkbox"/> \$1350
Soil Managed on a Site or Facility other than the Generating Property			
Action	Action Fee	WRRD Fee	Off-Site MGMT Fee
<b>Interim Actions</b> per NR 708.11, with SMP and CO applied at other site/facility	\$700	\$350	<input type="checkbox"/> \$1050
<b>Interim Actions</b> per NR 708.11, with SMP and no CO applied at other site/facility	\$700	No fee	<input type="checkbox"/> \$700
<b>All other Actions</b> (Remedial actions, modifications to CO, etc.) with residual soil CO	\$700	\$300	<input type="checkbox"/> \$1000
<b>All other Actions</b> (Remedial actions, post closure modifications, etc.) with no residual soil CO	\$700	No fee	<input type="checkbox"/> \$700
<b>Total of On-Site Management Fee and Off-Site Management Fee</b>			<b>\$</b>

**Other:** If the request does not conform to one of the options above, summarize the request below and the fee that is being paid:

- 1) **SMP** – A Soil Management Plan submitted in accordance with NR 718.12 (1) and (2) or NR 718.15.
- 2) **“With residual soil CO”** - site will have a residual soil continuing obligation (e.g. engineering control, cap, or cover) applied at the source property at the end of the applicable action; remedial action approval, or approval by an addendum to the closure letter.
- 3) **“Without residual soil CO”** - site that will not have a residual soil continuing obligation applied at the source property at the end of the applicable action.
- 4) **WRRD** – Wisconsin Remediation and Redevelopment Database

## Section 2 –Property and Contact Information

Fill in all applicable portions of this section.

A. Information About the Site or Facility From Which Material is Proposed to be Excavated – Complete all applicable boxes						
BRRTS No.			BRRTS Activity (Site) Name			
Response Action Site Address			VPLE No.			
City			Parcel ID No.			
State			FID No.			
County			Zip Code			
<b>WTM Coordinates</b>			<b>WTM Coordinates Represent</b>			
X:		Y:		Source Area <input type="checkbox"/>		Parcel Center <input type="checkbox"/>
1/4	1/4	Sec:	T:	R:	E/W:	
Latitude:			Longitude:			
Current Zoning:			Current Land Use:			

The Wis. Admin. Code §§ NR 718.12 and/or NR 718.15 exemption(s) will be issued to the Wis. Admin. Code § NR 700 responsible party identified below and to the owner of the receiving site or facility, if different than the generating site. If there is more than one responsible party or property owner, include the information requested below for each as a separate document and attach to this document. If the responsible party is not the owner of the site or facility, provide that information below.

<b>B. Responsible Party Information</b>			
<b>Responsible Party (RP) Name(s)</b>	<b>Company Name</b>		
<b>Signature(s)</b>			<b>Date</b>
<b>Mailing Address</b>	<b>City</b>	<b>State</b>	<b>ZIP Code</b>
<b>Phone # (include area code)</b>	<b>Email</b>		

<b>C. Owner Information for Site or Facility From Which Material is Proposed to be Excavated from, if Different than Responsible Party</b>			
<b>Responsible Party (RP) Name(s)</b>	<b>Company Name</b>		
<b>Signature(s)</b>			<b>Date</b>
<b>Mailing Address</b>	<b>City</b>	<b>State</b>	<b>ZIP Code</b>
<b>Phone No. (include area code)</b>	<b>Email</b>		

Fill in this next section if someone other than the responsible party and/or facility owner is preparing this submittal.

<b>D. Requestor Information</b>			
<b>Last Name</b>	<b>First</b>	<b>Organization/Business Name</b>	
<b>Signature(s)</b>			<b>Date</b>
<b>Mailing Address</b>		<b>City</b>	<b>State</b> <b>ZIP Code</b>
<b>Phone No. (include area code)</b>		<b>Email</b>	
<p><b>Check the box that describes the requestor's relationship to the generating property:</b></p> <p><input type="checkbox"/> <b>Is the property owner's agent or consultant</b></p> <p><input type="checkbox"/> <b>Is renting or leasing the property</b></p> <p><input type="checkbox"/> <b>Is developing the property</b></p> <p><input type="checkbox"/> <b>Other, describe relationship:</b> _____</p>			

<b>E. Contact Information For Questions About this Request</b>		
<b>Last Name</b>	<b>First</b>	<b>Organization/Business Name</b>
<b>Mailing Address</b>		<b>Email</b>
<b>City</b>		<b>Phone No. (include area code)</b>
<b>State</b>	<b>Zip Code</b>	<b>Relationship to Requestor (Same, Consultant, Developer, Etc.):</b>

**F. Information About the Site or Facility Where Contaminated Soil Will Be Disposed, if at a Different Location Than The Site or Facility From Which it Was Generated**

Select if Same as Generating Property (and skip remainder of section)

<b>BRRTS No.</b>			<b>BRRTS Activity (Site) Name</b>		
<b>Receiving Site or Facility Address</b>			<b>VPLE No.</b>		
<b>City</b>			<b>Parcel ID No.</b>		
<b>State</b>			<b>FID No.</b>		
<b>County</b>			<b>Zip Code</b>		
<b>WTM Coordinates</b>			<b>WTM Coordinates Represent</b>		
<b>X:</b>		<b>Y:</b>		<b>Source Area</b> <input type="checkbox"/> <b>Parcel Center</b> <input type="checkbox"/>	
$\frac{1}{4}$	$\frac{1}{4}$	<b>Sec:</b>	<b>T:</b>	<b>R:</b>	<b>E/W:</b>
<b>Latitude:</b>			<b>Longitude:</b>		
<b>Current Zoning:</b>			<b>Current Land Use:</b>		

## G. Receiving Site or Facility (Source Property or Off-Site Property) Owner Information

*Provide the following information for the owner of the receiving site or facility. If there is more than one property owner include the information requested below for each as a separate document and attach to this form.*

<b>Property Owner Name(s)</b>	<b>Company Name</b>		
<b>Mailing Address</b>	<b>City</b>	<b>State</b>	<b>ZIP Code</b>
<b>Phone No. (include area code)</b>	<b>Email</b>		

### **Section 3 – Waste Characterization**

*Address the following items to describe the contaminated soil and/or other solid waste material that will be managed under this plan and demonstrate that it has been adequately characterized. Attach your responses to these items at the end of this document.*

- A. Describe the material proposed to be managed, including its general makeup, physical characteristics, the homogeneity of the material, the proportion of soil to other solid waste, and any other pertinent descriptors.
- B. Describe the historic and current land use of the site or facility where the contaminated soil or other solid waste originates. State how this site or facility is zoned.
- C. Total volume of contaminated soil and/or other solid waste to be managed (cubic yards):
- D. Describe identified contaminants and the source(s). Indicate whether contaminant concentrations exceed Wis. Admin. Code § NR 720 Residual Contaminant Levels. Include a summary table, map with sample locations, and relevant laboratory data.
- E. Describe the sampling activities conducted to characterize the material including where the samples were collected from, how sample locations were chosen, the sampling methods used, and when sampling activities were conducted.
- F. Explain how the sampling activities adequately characterized the contaminated soil or other solid waste proposed to be managed. Indicate whether the samples were analyzed for all contaminants previously identified at the site or facility where the material will be generated and analyzed for all contaminants potentially present at the site or facility considering current and historic land use. Discuss how samples were collected from areas most likely to be contaminated and from material that will actually be managed under this exemption.
- G. Total number of samples collected from this material and analyzed for contaminants of concern.

- H. Rate of sample collection per volume (samples/cubic yard).
- I. Wis. Admin. Code § NR 718.12(1)(e) requires that samples collected to characterize soil be collected at a rate of one sample per 100 yards (for the first 600 yards) and one sample for each additional 300 yards of material, with a minimum of 2 samples. If the DNR pre-approved an alternative sampling plan, describe how the sampling that was conducted complied with a pre-approved plan. Provide the date the sampling plan was pre-approved and the name of the DNR person who approved the plan.

**Section 4 – Project Description/Material Management Plan**

*Address the following items to describe the material management activities proposed to take place. Attach your responses to these items at the end of this document.*

- A. Describe the waste management activities that will require a Wis. Admin. Codes §§ NR 718.12 or NR 718.15 exemption. Provide details on how and where waste material will be generated, transported and placed. Describe the depth of the proposed excavation of contaminated soil or other solid waste, and the depth that it will be placed at the receiving site. Describe any response actions proposed for the receiving site or facility to address the relocated contaminated material (such as the construction of a cap). Confirm the proposed material management will comply with Wis. Admin. Code § NR 726.13(1)(b) 1 through 5. Discuss how material management activities will fit in with the overall property remediation and/or development plans.
- B. Summarize the proposed schedule for implementation of the material management plan including anticipated start and end dates.
- C. Describe any procedures that have been established, or methods that will be used, to identify previously undocumented contamination during the completion of this project (such as instrument field screening, visual inspections, etc.). Also describe any contingency procedures that have been established to address unexpected contamination. The discovery of a previously unknown contaminant release on a property must be immediately reported to the DNR using the ‘Notification for Hazardous Substance Discharge (non-emergency)’ form.
- D. Summarize how the proposed management activities will prevent or minimize adverse environmental impacts and potential threats to human health and welfare, including worker safety, by assessing how all potential exposure and migration pathways of concern, including direct contact exposure, vapor intrusion, ground water, surface water, sediment and any other relevant pathway will be addressed by the proposed management.

**Section 5 - Receiving Site or Facility Information**

*Describe the site or facility receiving the waste material by addressing the following items. Where applicable, attach your responses to these items at the end of this document.*

- A. Is the receiving site or facility the same as the generating site? \_\_\_\_\_Yes \_\_\_\_\_No
- B. Describe the historic, current and proposed land use of the site(s) or facility(s) where the contaminated soil or other solid waste will be managed. How are these site(s) or facility(s) zoned?



C. Identify current uses of all properties adjacent to the site or facility. Check all that apply.

<b>Agricultural</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Industrial</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Recreational</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Residential</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Undeveloped</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Commercial</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW
<b>Other</b>	<input type="checkbox"/> N	<input type="checkbox"/> S	<input type="checkbox"/> E	<input type="checkbox"/> W	<input type="checkbox"/> NE	<input type="checkbox"/> NW	<input type="checkbox"/> SE	<input type="checkbox"/> SW

Describe 'Other' property use below:

- D. Briefly describe any previous environmental site investigations or remedial actions conducted at the site or facility. Describe the environmental condition of the portion of the receiving site or facility where waste will be placed including what contaminants are present, the environmental sampling conducted in that area, and whether identified contaminant concentrations exceed applicable standards.
- E. Describe any environmentally sensitive areas at or near the site or facility where the contaminated soil will be managed.
- F. Describe any other features of this property not addressed above that influence its suitability for the disposal of the contaminated soil or other solid waste.
- G. Briefly discuss the geology and hydrogeology of the receiving site or facility, including information from any previous remedial investigations and well logs or well construction records from nearby wells. Also, provide the information requested below indicating whether the response is based on regional or site specific information:

Depth to Bedrock (ft. below ground surface): \_\_\_\_\_  Regional  Site Specific

Bedrock Type:  Sandstone  Limestone/Dolomite  Metamorphic/Igneous

High Groundwater Level (ft. below ground surface): \_\_\_\_\_  Regional  Site Specific

Groundwater Flow Direction: \_\_\_\_\_  Regional  Site Specific

## Section 6 – Locational Criteria

Indicate if excavated waste material will be placed in any of the following locations:

- Within a floodplain.
- Within 100 feet of any wetland or critical habitat area.
- Within 300 feet of any navigable river, stream, lake, pond, or flowage.
- Within 100 feet of any on-site water supply well or 300 feet of any off-site water supply well.
- Within 3 feet of the high groundwater level.
- At a depth greater than the depth of the original excavation from which the contaminated soil was removed.

*If any of the above boxes are checked, an exemption from the indicated criteria must be requested as described below. If none of the above boxes are checked, and the proposed placement of waste material will not otherwise pose a threat to the public health, safety, or welfare of the environment, the proposed management activities will comply with the location criteria of Wis. Admin. Code § NR 718.12(1)(c) and you may skip ahead to Section 7.*

Include an explanation of why granting an exemption to the Wis. Admin. Code § NR 718.12(1)(c) locational criteria will not cause a threat to public health, safety, welfare and the environment by assessing how all potential exposure and migration pathways of concern, including direct contact exposure, vapor intrusion, ground water, surface water, sediment and any other relevant pathway will be addressed by the proposed management. Consider the quantity and characteristics of the waste being managed, the geologic and hydrogeological characteristics of the receiving site, the unavailability of other environmentally suitable alternatives, and whether the activities will comply with other state and federal regulations including other portions of Wis. Admin. Code §§ NR 700 to NR 754. Attach your response to the end of this document.

## **Section 7 – Additional Information Required for Non-Metallic Mine Receiving Sites or Facilities**

*Complete this section if the proposed disposal facility is a non-metallic mine.*

A. Current depth to groundwater at facility (feet below ground surface): \_\_\_\_\_

B. Has the facility been dewatered to allow mining?     Yes     No

    If yes, indicate the expected natural groundwater level when dewatering is terminated (feet below ground surface): \_\_\_\_\_

C. Is waste proposed to be placed within 10 feet of the natural water table?     Yes\*     No

    \* *If yes, placement of the waste will not comply with Wis. Admin. Code §§ NR 503.08(1)(e) and NR 503.08(2)(d).*

D. Include a copy of the reclamation plan indicating the placement of low level contaminated material is acceptable.

E. Describe any design criteria established for the disposal site, include restrictions on material placement, engineered barrier requirements, etc. Attach your response to this item at the end of this document.

## **Section 8 – Continuing Obligations at Receiving Site or Facility**

*Check the applicable boxes to indicate which continuing obligations will be specifically required to address the waste material being managed on the receiving property:*

No Continuing Obligations

Residual Soil Contamination:

If contaminated soil managed under this soil management plan is excavated in the future, the property owner at the time of excavation will be responsible for the following:

- determine if contamination is present,
- determine whether the material would be considered solid or hazardous waste,
- ensure that any storage, treatment or disposal is in compliance with applicable statutes and rules.

Contaminated soil may be managed in accordance with Wis. Admin. Code § NR 718, with prior DNR approval. In addition, all current and future property owners and occupants of the property and right-of-way holders need to be aware that excavation of the contaminated soil may pose a hazard and as a result special precautions may need to be taken during excavation activities to prevent a health threat to humans. A historic fill exemption is required prior to construction of any structures over fill materials.

Depending on site-specific conditions, construction over contaminated soils or groundwater may also result in vapor migration of contaminants into enclosed structures or migration along underground utility lines. The potential for vapor intrusion and means of mitigation should be evaluated when planning any future redevelopment, and measures should be taken to ensure the continued protection of public health, safety, welfare and the environment at the site.

Maintenance of a cover:

A soil cover/engineered cover/other has been placed over remaining contamination and this cover must be maintained. Inspections will be required, and submittal of inspection reports may be required. Certain activities which would disturb the cover or barrier will be prohibited. If the cover is approved for industrial land use, notification of the DNR is required before changing to a non-industrial use, to determine if the cover will be protective for that use. A maintenance plan is attached, which describes the maintenance activities to be required. If the DNR requires changes to the maintenance plan, an updated maintenance plan must be provided at the completion of the soil disposal action. A map is attached which shows the location of the extent of contaminated materials and the extent of the cover.

Use of Industrial Land Use Soil Standards:

Industrial soil standards have been applied for the site receiving the contaminated materials. The DNR must be notified if the property land use will change from industrial use to a non-industrial land use. Additional investigation and remediation may be required prior to the change in land use to ensure the site conditions are protective for the planned land use.

Vapor: Future Actions to Address Vapor Intrusion:

While vapor intrusion does not currently exist, if a building is constructed on this property, or reconstructed, or if use of a building is changed to a non-industrial use, vapor intrusion may be a concern. The DNR must be notified before construction of a building or changing the use of an existing building to non-industrial use. The use of vapor control technologies or an assessment of the potential for vapor intrusion will be required at that time.

Site specific condition:

*Describe the site specific condition:*

## **Section 9 – Figures**

*Attach to this form figures that clearly depict the items listed below. All maps should be drawn to scale not larger than 1 inch equal to 100 feet and labeled with the site or facility name and address. The location of the property and the specific disposal area must be provided in sufficient detail to allow DNR personnel to inspect these areas in the future. Providing a ‘cut/fill’ map that clearly depicts how much material will be removed or added to different areas of the involved property(ies) and depicting how material will be moved across the site is highly recommended. Providing cross sections that depict site conditions before and after soil management activities is also recommended.*

- The boundaries of each property involved in the project as well as named and unnamed roads or access points, buildings and other surface features, underground utilities, land uses on adjacent properties, and known and potential sources of hazardous substances.
- The location of wetlands, critical habitat areas, floodplains, surface water bodies, water supply wells, or other possible receptors located near or within the area where material will be managed.

- The lateral extent and depth of planned excavation, grading, or otherwise disturbed areas.
- The lateral extent and thickness of excavated material placement locations.
- Soil sample locations at the generating and receiving sites. Depict applicable soil contaminant concentration data and sample depths. Indicate the extent of contamination exceeding a RCL.
- Depth to groundwater.
- The extent of any performance standards (such as a barrier or cap) that will be required at the completion of management activities.

## **Section 10 - Additional Attachments**

*The following documents are recommended for inclusion with a Wis. Admin. Code § NR 718.12 or a Wis. Admin. Code § 718.15 exemption request. Indicate which of these documents are applicable to this request by checking the boxes below. Submit copies of the indicated documents with this document.*

- A table summarizing the analytical results of all soil/waste samples collected at the generating site or facility that meets the requirements of Wis. Admin. Code § 716.15(4)(e). Clearly indicate which of these samples were collected from material that is proposed to be managed.
- The analytical package for all samples listed on the above table. The package should include the sample results, chain of custody, sampling methods, and QA/QC data.
- A maintenance plan for any performance standard needed to address the material proposed to be managed. The plan should follow the format found in [DNR Form 4400-202, Attachment D](#).
- A copy of the reclamation plan for the receiving site or facility if it is a nonmetallic mine. Confirm the plan allows for acceptance of contaminated soil by marking relevant plan sections.
- Power of Attorney (if applicable, see Section 12).
- Deed for the property receiving the contaminated soil and or waste. If a certified survey map or plat map is referenced by this deed then also include those documents. If a map is not referenced in the deed, provide a copy of a parcel map depicting the property boundaries.

## Section 11 - Certification Statements

All exemption requests submitted to manage contaminated soil or other solid waste as an interim action or remedial action under Wis. Admin. Code §§ NR 708 or NR 722 must be prepared by, or prepared under, the supervision of a professional engineer. The professional engineer who prepared or supervised this exemption request should complete the following section.

Environmental Consultant Information	
Firm Name	
Mailing Address	State
City	ZIP Code

Wis. Admin. Code § NR 712, entitled “Personnel Qualifications for Conducting Environmental Response Actions,” establishes minimum standards for experience and professional qualifications for persons who perform certain environmental services. This law applies to work conducted under Wis. Admin. Code § NR 718, unless specifically exempted.

**Note:** The following certification must be attached to confirm the Wis. Admin. Code § NR 718 exemption request was prepared by or under the supervision of a professional engineer under Wis. Admin. Code § NR 712.07.

Professional Engineer Information			
Last Name	First Name		
Mailing Address	City	State	ZIP Code
Phone No. (include area code)	Email		
<p><b>“I hereby certify that I am a registered professional engineer in the State of Wisconsin, registered in accordance with the requirements of ch. A–E 4, Wis. Adm. Code; that this document has been prepared in accordance with the Rules of Professional Conduct in ch. A–E 8, Wis. Adm. Code; and that, to the best of my knowledge, all information contained in this document is correct and the document was prepared in compliance with all applicable requirements in chs. NR 700 to 726, Wis. Adm. Code.</b></p> <p><b>It is my professional opinion that the proposed soil management activity will not cause environmental pollution nor cause any other significant risk to public health, safety or welfare.”</b></p>			
Signature	Date	Wisconsin Registration Number	

## Section 12 - Signatures

*Each receiving site or facility property owner's signature must be included as part of this request. Attach additional copies of the signature page, if needed. If one of the owners of the receiving site or facility is acting on behalf of other owners, a power of attorney form or statement must be signed and attached to this agreement clearly granting the agent the authority to accept the contaminated soils on behalf of all other owners of the receiving site or facility whose signatures are not included on this agreement.*

<b>Owner(s) of Property Where Material is Placed</b>		
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<p>I understand that by signing this application I certify that I will follow the conditions and limitations required by law and specified in the exemption issued to me as owner of the site or facility that will receive the contaminated soil. Further, I certify that the contaminated soil proposed to be managed under this exemption will be at a property that meets the definition of "site" or "facility" under Wis. Stats. Chapter 292 and Wis. Admin. Code Chapters §§ NR 700 – 754, and I understand that the material must be managed any time in the future as a solid waste with the department's approval. I understand that this exemption will be tracked in the Wisconsin Remediation and Redevelopment Database, and if required, will include maintenance and inspection by me of any continuing obligations, such as maintaining an engineering control or barrier over the contaminated material, and will also be subject to inspection by the department. I understand that the conditions on my site or facility may be subject to Wis. Stats. Chapter 709, Disclosures by Owners of Real Estate. I believe that the legal description for all properties where material will be managed is included with this submittal.</p>		

## RR Program Contacts

General questions regarding Wis. Admin. Code §§ NR 718.12 and 718.15 exemptions should be made to:

- Statewide: Paul Grittner, [Paul.Grittner@wisconsin.gov](mailto:Paul.Grittner@wisconsin.gov), (608) 266-0941
- Northeast Region: Kristin DuFresne, [Kristin.Dufresne@wisconsin.gov](mailto:Kristin.Dufresne@wisconsin.gov), (920) 662-5443
- Northern Region: Chris Saari, [Chris.Saari@wisconsin.gov](mailto:Chris.Saari@wisconsin.gov), (715) 685-2920
- South Central Region: Mike Schmoller, [Michael.Schmoller@wisconsin.gov](mailto:Michael.Schmoller@wisconsin.gov), (608) 275-3303
- Southeast Region:
  - Nancy Ryan, [Nancy.Ryan@wisconsin.gov](mailto:Nancy.Ryan@wisconsin.gov), (414) 263-8533
  - Linda Michalets, [Linda.Michalets@wisconsin.gov](mailto:Linda.Michalets@wisconsin.gov), (414) 263-8757
- West Central Region: Matt Thompson, [Matthew.Thompson@wisconsin.gov](mailto:Matthew.Thompson@wisconsin.gov), (715) 839-3750

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The Wisconsin Department of Natural Resources provides equal opportunity in its employment, programs, services, and functions under an Affirmative Action Plan. If you have any questions, please write to Chief, Public Civil Rights, Office of Civil Rights, U.S. Department of the Interior, 1849 C. Street, NW, Washington, D.C. 20240.

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