



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
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July 29, 2005

Mr. Tom Springer
Watertown Tire Recyclers, LLC
W7932 Provimi Road
Watertown, WI 53094

File Ref: FID # 999753590

Dear Mr. Springer:

Thank you for meeting with Department staff and EPA on Wednesday, July 27th to discuss the clean up of the Watertown Tire Recyclers (WTR) facility. The purpose of this letter is to confirm our discussions and to notify you of several important issues related to the Watertown Tire Recyclers (WTR) facility that were not discussed:

1. EPA has agreed to treat the contaminated fire suppression water that is currently impounded at the facility and behind the Highway 19 culvert. They will begin with setting up their mobile treatment unit at the Highway 19 culvert and then remobilize to the facility when that is completed. EPA has estimated that the water treatment process may take up to 2 months.
2. In order to begin the clean up of the fire debris, the ash and underlying soil must be tested to determine its chemical characteristics and the volumes that must be taken to a landfill for disposal. You have agreed to meet with an environmental consultant by Monday, August 1st to arrange for sampling at the facility. Sampling and testing will take place the week of August 1st, and based on the results a removal and disposal plan will be developed, including a remediation schedule and cost estimate. This information is expected to be available by August 8th, subject to receiving the test results. The overall goal is to complete removal of the fire debris before EPA completes its water treatment efforts.
3. Along with obtaining estimates for the removal of the fire debris, you agreed to obtain estimates for removal and disposal of the chip pile. This material may be landfilled. DNR staff agreed to work with you and your bank to use a portion of your financial responsibility line of credit for this purpose. In addition, you have estimated that there are approximately 30,000 whole tires remaining on-site, generally in trailers. You stated that you have removed several trailer loads of tires and sent them to Auburndale Recycling. A schedule for removal of the remaining tires must be developed.
4. Condition 9 of our April 20, 1992 plan of operation approval for your tire storage facility, located at W7932 Provimi Road, Watertown, Dodge County, requires that no additional stockpiling of waste tires occur if the tire processing operation is discontinued. Insofar as the recent fire destroyed the tire processing portions of your WTR facility, the Department finds this portion of your operation to be discontinued. Therefore, you must stop accepting waste tires for stockpiling immediately. You agreed that stockpiling of new waste tires will not take place at this facility.

5. You should be aware that recent changes to Chapter NR 502, Wis. Adm. Code, effective June 2005 (formerly s. NR 502.08(2)(f), Wis. Adm. Code - now pars. (f), (fg) and (fr)), now require facilities such as yours that process tires to be licensed as solid waste processing facilities. The Department has further determined that your current plan of operation is no longer adequate due to the loss of your building and equipment in the fire. If you should decide to pursue rebuilding the facility in the future as a tire processing facility, you will need to receive approval of a new plan of operation and obtain a processing license.

6. The Department understands that WTR continues to receive waste tires at transfer sites, at or near the facility. We further understand these tires are being placed into semi-trailers and are being transported to another tire recycler located in Auburndale for processing as provided for under Condition 9 of your 1992 Plan of Operation. As long as no additional tires are being stockpiled at the WTR facility, this activity is acceptable so long as it is limited to the transfer of waste tires from smaller vehicles into semi-trailers and immediately transported off-site to a licensed facility for processing or disposal.

7. The Department reminds you that the status and future operation of the current WTR facility will largely be influenced by decisions on zoning made at the local level. You should continue to work with Dodge County to resolve these issues.

Should you have any questions regarding this letter please contact me at (608) 275-3466.

Sincerely,



Gene Mitchell, PE
Waste Team Supervisor
South Central Region

cc: Scott Hassett - AD/5
Al Shea - AD/5
Senator Fitzgerald
Representative Kleefisch
Amber Meyer-Smith - AD/5
Suzanne Bangert - WA/3
Steve Sisbach - EE/5