

WISCONSIN DEPARTMENT OF NATURAL RESOURCES NOTICE OF PROPOSED GUIDANCE DOCUMENTS

Pursuant to s. 227.112 (1) (a), Wis. Stats., the Wisconsin Department of Natural Resources (DNR) hereby submits to the Legislative Reference Bureau (LRB) the following proposed guidance documents for publication in the **August 26, 2019**, Administrative Register.

LOCATION OF PROPOSED GUIDANCE

Proposed DNR guidance documents may be reviewed on the DNR's website at:

<https://dnr.wi.gov/news/input/Guidance.html>

SUBMITTING PUBLIC COMMENTS

Public comments on proposed DNR guidance documents may be submitted by accessing links on the DNR's website at:

<https://dnr.wi.gov/news/input/Guidance.html>

DEADLINE FOR SUBMITTING PUBLIC COMMENTS

The period for public comment for the following proposed guidance documents shall end on **September 16, 2019**, unless otherwise indicated in the lists below.

Where the public comment end dates are different than September 16, the Governor approved the DNR's request for a shortened comment period, pursuant to s. 227.112, Wis. Stats.

The final versions of these guidance documents will be posted at

<https://dnr.wi.gov/news/input/GuidanceFinal.html> to allow for ongoing comment.

LIST OF PROPOSED GUIDANCE DOCUMENTS

Comment period end date: August 27, 2019

1. Implementation of NR 749 and NR 750 Fees
2. Model Letter: PRP Letter
3. Model Letter: RP Letter - New Case
4. No Action Required/General Liability Clarification Template Letter
5. RCL Calculator & Spreadsheet Updates (Dec. 2018)
6. Template Letter - Closure Not Recommended
7. Template Letter: Clean Closure
8. Template: Notification to Affected Owners of Closure Not Recommended
9. U & C Task Reference Guide and Standardized Invoice #25

Comment period end date: September 2, 2019

1. Access Agreement Template
2. Addressing Vapor Intrusion at Remediation and Redevelopment Sites in Wisconsin
3. Change Order Template - over \$60,000
4. Change Order Template - under \$60,000
5. Contingency Use Approval Template

6. Continuing Obligations for Environmental Protection: Responsibilities of Wisconsin Property Owners
7. DERP - RR Project Manager Reimbursement Application Checklist
8. Development At Historic Fill Sites And Licensed Landfills: Considerations and Potential Problems
9. Development At Historic Fill Sites And Licensed Landfills: Guidance For Investigation
10. Development At Historic Fill Sites And Licensed Landfills: What You Need to Know
11. Dry Cleaner Environmental Response Fund (DERF) - Bid Requirements
12. Dry Cleaner Environmental Response Fund (DERF) - QBS for Consultant Selection
13. Dry Cleaner Environmental Response Fund (DERF) - Reimbursement Application Instructions & Checklist
14. Dry Cleaner Environmental Response Fund (DERF) - Remedial Action Bid Checklist
15. Dry Cleaner Environmental Response Fund (DERF) - Site Investigation Bid Cover Sheet Instructions
16. Exempt Soil Management: A Self-Implementing Option for Soil Excavated During a Response Action under Wis. Admin. Code chs. NR 700 through NR 750
17. General Liability Clarification Letters
18. Guidance for Determining Soil Contaminant Background Levels at Remediation Sites
19. Guidance for Electronic Submittals for the Remediation and Redevelopment Program
20. Guidance for Hazardous Waste Remediation
21. Immediate Reporting Required for Hazardous Substance Spills
22. Infiltration/Injection Approval Template
23. Instructions for Completing the Continuing Obligations Audit Form
24. Liability Clarification Letter for a Prospective Purchaser of Property with Off-site Contamination
25. Maintenance plans for vapor mitigation systems/vapor intrusion/vapor intrusion response actions/vapor barriers
26. Management of Contaminated Soil and Other Solid Wastes Wis. Admin. Code §§ NR 718.12 and NR 718.15
27. Model Certificate of Completion (COC) for Voluntary Party Liability Exemption (VPLE) Program - Natural Attenuation with Insurance Template
28. Model Certificate of Completion (COC) for Voluntary Party Liability Exemption (VPLE) Program - Off-Site Contamination Template
29. Model Certificate of Completion (COC) for Voluntary Party Liability Exemption (VPLE) Program - Partial Cleanup Template
30. Model Certificate of Completion (COC) for Voluntary Party Liability Exemption (VPLE) Program - Standard Template
31. Model Letter: Request for Missing Fees
32. Model Letter: RP Letter - Reopener
33. Model Letter: RP Letter to Request Additional Information
34. Model Letter: RP Rescind Letter
35. Model Letter: Administrative Withdrawal of Case Closure Request
36. Model Letter: Final Closure by Committee with NR 140 Exemption Language and all Continuing Obligations
37. Model Letter: Final Closure for Soil, Groundwater and/or Monitoring Wells Only
38. Model Letter: Missing Information Template

39. Model Letter: No Further Action
40. Model Letter: Notification of Closure Approval (with Continuing Obligations)
41. Negotiated Agreement Template
42. Notice of Noncompliance (NON) Template Letter
43. NR 728.11 Model Notice of Contamination
44. NR 728.11 Template Deed Affidavit for PECFA Stalled Sites
45. PECFA Stalled Site First Notice Template Letter
46. PECFA Stalled Site Second Notice Template Letter
47. Post-Closure Liability Clarification - Conditions for Reopening (Sample GLC Letter)
48. Records Management and Digitizing Guidance
49. Risk Assessment Approach for Calculating cPAH Non-Industrial Direct Contact RCLs - Wis. Admin. § NR 722.11 (1)
50. RP Letter - Possessor Template Letter
51. Soil Residual Contaminant Level Determinations Using the U.S. EPA Regional Screening Level Web Calculator
52. Sub-Slab Vapor Sampling Procedures - Vapor Intrusion
53. Template Letter: Closure Lien Offer and Agreement Letter
54. Template Letter: Closure Lien Second Notice
55. Template Letter: Notification of Closure Approval for GW only, private well, not affected by contamination
56. Template Letter: Notification of Closure Approval for Non-WI DOT ROWs
57. Template Letter: Notification of Closure Approval; GW only, municipal service
58. Template Letter: NR 718.12 exemption for management off-site
59. Template Letter: NR 718.12/NR 718.15 Exemption for Management On-site
60. Template Letter: Remaining Actions Needed
61. Template Letter: Wisconsin DNR Spill Electronic Reporting and Tracking System (SERTS) Responsible Party Notification
62. Temporary Emergency Water Agreement Template
63. U & C Task Reference Guide and Standardized Invoice #24
64. UCCS Task Reference Guide #23 (January 2018 - June 2018)
65. Understanding Chlorinated Hydrocarbon Behavior in Groundwater: Investigation Assessment and Limitations of Monitored Natural Attenuation
66. Vapor Intrusion Continuing Obligations Applied in DNR Closure Approvals
67. Voluntary party Liability Exemption (VPLE) Program PFAS Manufacturing and Use Information
68. Wis. Admin. Code ch. NR 712 Qualifications and Certifications
69. Wis. Admin. Code ch. NR 726 Case Closure Reconsideration Process
70. Wis. Stat. § 75.106 Agreement Template

Comment period end date: September 16, 2019

1. Process to Extinguish and Environmental Deed Restriction
2. RR Sites Map User's Guide
3. Template - Written Determination on Actions Taken to Satisfy a Deed Restriction
4. UCCS Task Reference Guide and Standardized Invoice #26
5. Wisconsin Inland Trout Management Plan
6. Winnebago Walleye Management Plan

7. Registration Permit Application Guide: Guide for Assisting Facilities in Applying for Type A Registration Permits
8. Registration Permit Application Guide: Guide for Assisting Facilities in Applying for Type B Registration Permits
9. Registration Permit Application Guide: Guide for Assisting Facilities in Applying for Type G Registration Permits
10. Angler Recruitment, Retention and Reactivation (R3) Grant Program
11. Health Lakes Program Guidance
12. Hunter Recruitment Retention and Reactivation (R3) Grant Program
13. Municipal Flood Control Program Guidance
14. Stewardship Friends Grant Program
15. Summer Tribal Youth Grant Program
16. Surface Water Grants Program Guidance
17. Wisconsin Habitat Partnership Fund Program
18. Artificial Wetland Exemptions
19. CAFO Nutrient Management Plans - Public Notice of Modifications to an NMP (3800-2014-01)
20. Construction Site Definition-Common Plan of Development, Section NR 216.002(2), Wis. Adm. Code (3800-2014-02)
21. Erosion Control Notes (3800-2015-03)
22. Guidance for the Establishment of Protective Areas for Wetlands in Runoff Management Rules, Wi. Adm. Code NR 151 (3800-2015-02)
23. Implementation of 2013 Wisconsin Act 20 for Construction Site Erosion Control and Storm Water Management (3800-2014-03)
24. Meeting Infiltration Performance Standard of ch. NR151, Wis. Adm. Code (3800-2013-005)
25. Natural Cinder Use for Dam Inspection and Maintenance Activities
26. Non Federal Wetland Exemptions
27. Requests for Confidentiality
28. TMDL Guidance for MS4 Permits Planning, Implementation, and Modeling Guidance (3800-2014-04)
29. TMDL Guidance for MS4 Permits Planning, Implementation, and Modeling Guidance, Addendum A (Percent Reduction) (3800-2015-13)
30. TMDL Guidance for MS4 Permits: Planning, Implementation, and Modeling Guidance, Addendum B (Internally Drained Areas) (3800-2016-04)
31. Zip Line Crossings Over Navigable Waters