

NOTICE OF INTENT  
TO PERFORM A NATURAL RESOURCES DAMAGE ASSESSMENT  
SHEBOYGAN RIVER AND HARBOR SUPERFUND SITE

APRIL 19, 2013

Please be advised that the Wisconsin Department of Natural Resources (WDNR), the U.S. Department of the Interior/United States Fish and Wildlife Service (USFWS) and the U.S. Department of Commerce/National Oceanic and Atmospheric Administration (NOAA) (collectively "Trustees") have concluded their preliminary investigation of potential injuries to natural resources under their trusteeship which have occurred as the result of releases of hazardous substances into the environment at and from the Sheboygan River and Harbor Superfund Site ("Site"). This investigation has focused on releases from this Site as a result of past industrial operations. Pursuant to the Natural Resource Damage Assessment Regulations, 43 C.F.R. Part 11, the Trustees have completed the enclosed preassessment screen. The findings, conclusions, and determination therein are hereby adopted and fully incorporated in this Notice.

Information gathered by the Trustees and presented in the preassessment screen forms the basis of the Trustees' conclusions that the following criteria have been met:

1. A release of hazardous substances has occurred.
2. Natural resources for which the Trustees may assert trusteeship under CERCLA have been or are likely to have been adversely affected by the release.
3. The quantity and concentration of the released hazardous substances is sufficient to potentially cause injury to natural resources for which the Trustees may assert trusteeship under CERCLA.
4. Data sufficient to pursue natural resource damage assessment are available or likely to be obtained at a reasonable cost.
5. Currently implemented and planned response actions are not expected to remedy the injury to natural resources without further action.

Based on the above, the Trustees hereby determine to proceed with a natural resource damage assessment of the Sheboygan River and Harbor Superfund Site environment.

By this Notice you are formally notified of your opportunity to participate in the development of the type and scope of the assessment plan and subsequently in the performance of the assessment. Also, you are requested to fund all phases of the damage assessment and subsequent restoration activities.

Please provide a response to this Notice within 30 days of your receipt of this letter indicating your intentions. Your response should provide a primary contact person.

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Your response should be submitted to:

CYNTHIA R. HIRSCH  
Assistant Attorney General

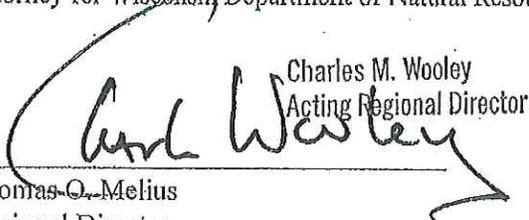
Wisconsin Department of Justice  
Post Office Box 7857  
Madison, Wisconsin 53707-7857  
(608) 266-3861  
(608) 266-2250 (Fax)  
hirschcr@doj.state.wi.us

This Notice of Intent may be executed in any number of counterparts, each of which shall be deemed an original, but all of which taken together shall constitute one and the same instrument. The date of execution shall be the date of the final trustee signature.



Cynthia R. Hirsch  
Assistant Attorney General  
Attorney for Wisconsin Department of Natural Resources

5/20/13  
Date



Charles M. Wooley  
Acting Regional Director

*for*  
Thomas O. Melius  
Regional Director  
U.S. Fish and Wildlife Service, Region 3

5/13/13  
Date



David Westerholm  
Director  
Office of Response and Restoration  
National Oceanic and Atmospheric Administration

APR 26, 2013  
Date