

Joan Kenney, Installation Co-Chair, Badger RAB
Badger Army Ammunition Plant
2 Badger Road, U.S. Hwy 12
Baraboo, WI 53913

January 24, 2011

RE: Badger RAB Appeal of TAPP Denial Decision

Dear Joan,

The Badger Restoration Advisory Board (RAB) will soon be called upon to make, in accordance with its mission, recommendations to the regulated and regulating agencies concerning the proposed remedy at the largest contaminated site at Badger. The Army's proposed changes at the Settling Ponds Area represent one of the most significant modifications in environmental cleanup that have ever been proposed since the RAB was first organized.

Accordingly, at the June 28, 2010 meeting of the Badger RAB, **the board agreed by consensus to apply for a new independent Technical Assistance for Public Participation (TAPP) provider** to review and interpret the Army's Alternative Feasibility Study for the Settling Ponds Area, including comments from and responses to the WDNR regarding environmental and public health concerns related to the Army's proposal.

Since then, members of the TAPP Committee have had numerous discussions and face-to-face meetings with you, as the Installation Co-Chair for the RAB, to complete the application process.

On December 20, 2010, your office issued an email to the Committee denying the RAB's request for a TAPP consultant for the described project.

As justification for its denial, your office has suggested instead that the WDNR and/or Army contractors provide the requested technical support however we believe that neither the Army nor the WDNR are in a position to provide the RAB with independent technical interpretation and review of their own work and/or proposals. We believe that having an independent provider will enhance environmental cleanup at Badger and will help assure that the board and the public have a clear and comprehensive understanding of the potential environmental and human health implications of proposals by the WDNR (as the regulating agency) and the Army (as the regulated agency).

Therefore, we wish to appeal the Army's decision to deny the Badger RAB's TAPP application. The Army's RAB guidance pertaining to the TAPP program stipulates that the RAB may appeal decisions by the Installation Co-Chair. Consistent with this guidance, this letter provides written justification for our appeal and documents that the majority of the RAB members support such an appeal. Also as consistent with the Army's guidance, this letter designates Laura Olah (Chairperson of the TAPP Committee for the Badger RAB) as the spokesperson for this appeal.

If your office chooses to not support the appeal, please forward the appeal to the next level in the Army's chain of command as consistent with Army guidance. Please keep the RAB's spokesperson informed of each step in the appeal process including providing her with the name of the office and contact person for each level of appeal.

Sincerely,

Laura Olah, TAPP Committee, Chair (CSWAB)
Mary Carol Solum, TAPP Committee member (At Large Member)
Bill Wenzel, TAPP Committee member (Village of Prairie du Sac)
Bill Stehling, TAPP Committee member (At Large Member)
Ron Lins, Community Co-Chair (Town of Prairie du Sac)
Dick Anderson, At Large Member
Charlie Wilhelm, At Large Member
Lance Delaney, At Large Member
Mary Jane Koch, At Large Member
Michelle Hopp, Village of Merrimac
Judy Ashford, Sauk County Board
Paul Herr, Town of Merrimac
Ken Lins, At Large Member

CC: U.S. Senator Herb Kohl, co-author of federal TAPP legislation
U.S. Senator Ron Johnson