

State of Wisconsin  
DEPARTMENT OF NATURAL RESOURCES  
Southeast Region Headquarters  
2300 N. Dr. Martin Luther King, Jr. Drive  
Milwaukee WI 53212-3128

Scott Walker, Governor  
Cathy Stepp, Secretary  
Telephone 414-263-8500  
FAX 414-263-8606  
TTY Access via relay - 711



November 9, 2015

CERTIFIED MAIL

7008 0150 0002 0323 6737

Mr. David Plunkett  
P.O. Box 04946  
Milwaukee, WI 53204

SUBJECT: Notice of Non-Compliance  
BRRTS # 03-41-112118 FID # 241830490  
Vacant Property, 1836 S. 3<sup>rd</sup> St., Milwaukee, WI

Dear Mr. Plunkett:

On December 21, 1995, the Wisconsin Department of Natural Resources (DNR) was notified of petroleum contamination that was discovered during the removal of a 10,000 gallon underground storage tank at the subject address. After legal discussions between possible responsible parties, you were determined to be the property owner. Therefore, you are required to investigate and perform any necessary cleanup of contamination located at the property.

On October 6, 2015, you were sent a letter from the DNR requesting your compliance in bringing this case to closure. To date, the DNR has not received any updated information. Please be aware that you are at risk of the DNR initiating enforcement action against you for failure to comply with the Hazardous Substances Spills Law, which states:

“A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state.”

Please submit evidence that you have hired an environmental consultant to conduct a site investigation as well as any information regarding this case that has not been previously submitted to the DNR by **December 14, 2015**.

**If the investigation does not proceed, the DNR will have no choice but to move this case into the enforcement process.**

If you have any questions regarding this letter, please feel free to contact me at (414) 263-8589 or by email at [riley.neumann@wisconsin.gov](mailto:riley.neumann@wisconsin.gov).

Sincerely,

  
Riley Neumann  
Hydrogeologist  
Remediation and Redevelopment Program

Enclosure: Request for Site Update, October 6, 2015, WDNR