

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Regional Headquarters
2300 N. Dr. ML King Drive, PO Box 12436
Milwaukee, Wisconsin 53212-0436
Telephone 414-263-8500
FAX 414-263-8483
TDD 414-263-8713

April 9, 1999

Mr. Spencer Hintz, Registered Agent
Key Products, Inc.
2606 W. Lake Park Court
Mequon, WI 53224

FID# 241437790

NOTICE OF VIOLATION

The Department of Natural Resources has reason to believe that you are in violation of s. 292.11(3), Wis. Stats., which requires that a person who possesses or controls a hazardous substance which is released 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.

Key Products, Inc. operated a manufacturing facility on the site located at 8627-8633 W. Lynx Street in Milwaukee from 1974-1994.

A spill was reported to the Department by Key Products, Inc. in January, 1996. This spill was reported to have come from leaking containers of waste paint and solvent which had been placed in a dumpster on site. Subsequent investigation indicated that contaminants in the groundwater at monitoring well #1 exceeded the enforcement standard for Tetrachloroethene, Trichloroethene, Vinyl Chloride and cis-2,3-dichloroethene.

A closure request by Key Products was denied in a November 17, 1998, letter from the Department because the degree and extent of groundwater and soil contamination has not been defined. No information has been provided as evidence of an off site source for this contamination.

A letter was sent to Key Products on March 3, 1999, indicating that further work to define the degree and extent of contamination must be done. A response was requested by April 2, 1999. To date, we have received no response.

In order to discuss this matter, the following enforcement conference has been scheduled:


Conference Date: April 28, 1999
Conference Time: 9:00 a.m.
Location: DNR Southeast Region Headquarters
2300 N. Dr. King Jr. Drive
Milwaukee, WI 53212

The Department is authorized to seek forfeitures of up to \$5,000 per day for each violation.

If further information indicates that the contamination was caused by the improper handling of hazardous waste we may proceed under hazardous waste authority.

If you have any questions contact me at (414) 263-8671 or Michelle McGee at (414) 263-8644.

Sincerely,



Debby Roszak
Environmental Enforcement

C: ERR/3
Michelle McGee SER