



## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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

Southeast Region Headquarters  
2300 N. Dr. ML King, Jr. Drive, Box 12436  
Milwaukee, Wisconsin 53212-0436  
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November 25, 1998

FID: 267004430

BRRT: 06-67-199921

Mr. Gordon Praefke, President  
Spahis, Inc.  
8075 N. 76<sup>th</sup> Street  
Milwaukee, WI 53223

SUBJECT: Final Eligibility Determination for the *Spahis, Inc. property, located at 133 Oak Street, West Bend, Washington County, under the Voluntary Party Liability Exemption Program, [Site #P53] Facility Id. No. 267004430*

Dear Mr. Praefke:

I have completed the evaluation of your application with regard to your eligibility to enter the Voluntary Party Liability Exemption Program. I believe that you do meet the definition of a "Voluntary Party" under 292.15 (1)(f) Wis. Stats. Therefore, we are granting you approval to proceed in this program. If additional information in the future indicates that you do not qualify as a "voluntary party" you will be notified.

In order to obtain the voluntary party liability exemption, you will still be required to conduct all necessary environmental work in compliance with ss. 292.11 and 292.15, Wis. Stats., and the ch. NR 700 administrative rule series. Much environmental work has already been conducted on the above property. This work may satisfy part of the requirements for an environmental investigation. I will review the information and inform you whether additional assessment and investigation is necessary to complete the environmental investigation requirement.

Fees will be deducted from your deposit until the project is completed or until the deposit is spent, whichever comes first. In the former case, any remaining balance needed to cover department costs will be refunded to you. If department review costs more than the deposit amount, we will send you quarterly invoices reflecting our costs for that time period.

Thank you for your interest in pursuing the Voluntary Party Liability Exemption Program. Please direct any questions to me at (414) 263-8581, and all future correspondence & reports to the R & R program assistant at the following address :

Mr. Michael Farley  
2300 N. Dr. Martin Luther King Jr. Drive  
P. O. Box 12436, Milwaukee, WI 53212

Sincerely,

A handwritten signature in black ink that reads "Michael W. Zillmer". The signature is fluid and cursive, with the first name "Michael" and last name "Zillmer" being more prominent than the middle initial "W.".

Michael W. Zillmer, P.G. Hydrogeologist  
Southeast Region, WDNR

cc: Darsi Foss - RR/3

Laurie J. Parsons, NRT

Jennifer Buzecky

Pat Chung, SER