

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES



Tommy G. Thompson, Governor

Tommy G. Thompson, Governor George E. Meyer, Secretary Ruthe E. Badger, Regional Director South Central Region Headquarters 3911 Fish Hatchery Road Fitchburg, Wisconsin 53711-5397 Telephone 608-275-3266 FAX 608-275-3338 TDD 608-275-3231

July 7, 2000

FILE REF: New

Mr. Chuck Cass One Hour Martinizing, Inc. N42 W27251 Hwy JJ Pewaukee, WI 53072

Subject: No Further Action, Former Superior Health Linen, 1509 Emil Street, Madison, WI

Dear Mr. Cass:

On June 21, 2000, your request for closure of the case described above was reviewed by the South Central Region Closure Committee. This committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of the closure request, the Closure Committee has determined that the contamination appears to have been investigated and actively remediated to the extent practicable under site conditions. Your case will be closed under s. NR 726.05, Wis. Adm. Code, if the following conditions are satisfied:

MONITORING WELL ABANDONMENT The monitoring wells MW-1, MW-2 and MW-3 at the site must be properly abandoned in compliance with ch. NR 141, Wis. Adm. Code, unless long term groundwater monitoring is going to be conducted. Documentation of well abandonment must be submitted to Dino Tsoris at WDNR South Central Region on forms provided by the Department of Natural Resources

GROUNDWATER USE RESTRICTION Section NR 726.05(2)(b), Wis. Adm. Code, provides that if groundwater contamination still exceeds NR 140 enforcement standards when a closure request is submitted, a case may only be closed if a groundwater use restriction is recorded for each property where enforcement standards are exceeded (including street or highway rights-of-way). Therefore, recording the required groundwater use restriction is an option that the Department can offer to you in order to close this case. If you choose not to accept this option, you may be required to conduct additional groundwater monitoring and may choose to perform additional investigation and cleanup of the remaining contamination in order to qualify for unconditional closure. However, you should note that additional investigation or cleanup work may not be eligible for reimbursement from the Petroleum Environmental Cleanup Fund Award (PECFA) Program. You should contact the Department of Commerce to determine if the additional work will be eligible for reimbursement.

To assist us in drafting the groundwater use restriction document, you should submit a copy of the property deed or deeds to me along with the draft document. Once the DNR has drafted the document, you should sign it if you own the property, or have the appropriate property owner sign it, and have it recorded at the Dane County Register of Deeds Office, and then submit a copy of the recorded document, with the recording information stamped on it, to me. Please be aware that if a groundwater use restriction is recorded for the wrong property because of an inaccurate legal description that you have provided, you



will be responsible for recording corrected documents at the Register of Deeds Office to correct the problem.

NOTICE OF RESIDUAL SOIL CONTAMINATION The closure committee has required that a deed notice be signed and recorded to give notice of the remaining soil contamination associated with the site. Residual soil contamination remains at GP-2 and GP-3 at locations adjacent to (<10 ft) the building along the east side, as indicated in the information submitted to the Department. If soil in this location (or these locations) is excavated in the future, the property owner at that time will be required to sample and analyze the excavated soil in order to determine whether the contamination still remains. The owner will also have to properly store, treat, or dispose of any excavated materials, based upon the results of that characterization, and take special precautions during excavation activities to prevent a direct contact threat to humans. The purpose of the notice is to notify all future owners that excavation of the contaminated soil may pose an inhalation or other direct contact hazard at the time of excavation.

When the above conditions have been satisfied, please submit a letter to let me know that applicable conditions have been met, and your case will be closed.

Please be aware that the case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment.

We appreciate your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at the telephone number shown below.

Sincerely,

Dino Tsoris, P.G. Hydrogeologist

Remediation & Redevelopment Program

Telephone (608) 275-3299

Cc: Ms. Rebecca Forbort, ARCADIS Geraghty & Miller, 126 North Jefferson Street, Suite 400,

Milwaukee, WI 53202

Mr. Thomas Shannon, Fox, O'Neill, & Shannon, 622 North Water Street, Milwaukee, WI 53202