

**From:** [Richard, Philip E - DNR](#)  
**To:** [Bruce A Boeder](#); [JAMES L Nardo](#)  
**Cc:** [bolson@sehinc.com](mailto:bolson@sehinc.com)  
**Subject:** RE: clear lake circle c  
**Date:** Wednesday, February 22, 2023 8:27:00 AM

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Bruce,

It has been several months since your email below. Please provide an update on the plans for addressing the issues at the site.

Thanks,

Phil

*Philip E. Richard*

Hydrogeologist  
Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources

**phone:** 715 661 0125

**fax:** 715 762 4348

**e-mail:** [philip.richard@wisconsin.gov](mailto:philip.richard@wisconsin.gov)

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**From:** Bruce A Boeder <[bboeder@boederlaw.com](mailto:bboeder@boederlaw.com)>  
**Sent:** Wednesday, August 03, 2022 2:16 PM  
**To:** Richard, Philip E - DNR <[Philip.Richard@wisconsin.gov](mailto:Philip.Richard@wisconsin.gov)>; JAMES L Nardo <[jameslnardo@msn.com](mailto:jameslnardo@msn.com)>  
**Cc:** [bolson@sehinc.com](mailto:bolson@sehinc.com)  
**Subject:** RE: clear lake circle c

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OK

We will get back to you.

Bruce A. Boeder  
**Bruce A. Boeder, P.A.**  
Attorney at Law  
11919 Hilloway Road  
Minnetonka, MN 55305  
Mobile: 612.839.2634

Email: [BBoeder@Boederlaw.com](mailto:BBoeder@Boederlaw.com)

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**From:** Richard, Philip E - DNR <[Philip.Richard@wisconsin.gov](mailto:Philip.Richard@wisconsin.gov)>  
**Sent:** Wednesday, August 3, 2022 1:52 PM  
**To:** Bruce A Boeder <[bboeder@boederlaw.com](mailto:bboeder@boederlaw.com)>; JAMES L Nardo <[jameslnardo@msn.com](mailto:jameslnardo@msn.com)>  
**Cc:** [bolson@sehinc.com](mailto:bolson@sehinc.com)  
**Subject:** RE: clear lake circle c

Bruce,

I do have the reports from the tank removal and soil borings, as well as the technical assistance request for a post closure modification. However, the Department asked for additional sampling(January 16, 2019 email, and July 16, 2021 letter) to be completed to confirm the vertical and horizontal definition of soil near HP-1, which was not completed as far as I know. If this sampling is/was completed, and meets the requirements of the Department then the need for a cap could be eliminated. As it stands now the cap still needs to be maintained.

Let me know if you have any questions.

Thanks,

Phil

*Philip E. Richard*

Hydrogeologist  
Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
**phone:** 715 661 0125  
**fax:** 715 762 4348  
**e-mail:** [philip.richard@wisconsin.gov](mailto:philip.richard@wisconsin.gov)

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**From:** Bruce A Boeder <[bboeder@boederlaw.com](mailto:bboeder@boederlaw.com)>  
**Sent:** Wednesday, August 03, 2022 10:02 AM  
**To:** Richard, Philip E - DNR <[Philip.Richard@wisconsin.gov](mailto:Philip.Richard@wisconsin.gov)>; JAMES L Nardo <[jameslnardo@msn.com](mailto:jameslnardo@msn.com)>  
**Cc:** [bolson@sehinc.com](mailto:bolson@sehinc.com)  
**Subject:** RE: clear lake circle c

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the content is safe.**

Phil, were you aware that Mr. Nardo took advantage of the Wisconsin DNR "Tank Yank" program back in 2015? And the tanks were removed from the Clear Lake Circle C property?

I note that you have copied Bruce Olson of SEH engineers in your email and accordingly, believe that you are.

Wouldn't the removal of the tanks and the subsequent work done remediating the contamination eliminate the need for the impermeable cap, etc?

There have been a number of soil borings done on the site, as well as analysis of soil. Are you in receipt of those reports?

Please advise at your earliest convenience.

Regards,

Bruce A. Boeder  
**Bruce A. Boeder, P.A.**  
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11919 Hilloway Road  
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Email: [BBoeder@Boederlaw.com](mailto:BBoeder@Boederlaw.com)

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**From:** Richard, Philip E - DNR <[Philip.Richard@wisconsin.gov](mailto:Philip.Richard@wisconsin.gov)>  
**Sent:** Thursday, July 28, 2022 1:22 PM  
**To:** JAMES L Nardo <[jameslnardo@msn.com](mailto:jameslnardo@msn.com)>  
**Cc:** [bolson@sehinc.com](mailto:bolson@sehinc.com); Bruce A Boeder <[bboeder@boederlaw.com](mailto:bboeder@boederlaw.com)>  
**Subject:** clear lake circle c

James,

Attached is a follow-up letter to the inspection I completed at the former Clear Lake Circle C site.

Let me know if you have any questions.

Phil

*Philip E. Richard*  
Hydrogeologist  
Remediation and Redevelopment Program  
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