



January 24, 2011

Mr. Donald Fritzke, Trustee
for Donald M. Fritzke, Sr. Revocable Trust 1200
10003 W. Carmen Avenue
Milwaukee WI 53225

SUBJECT: Conditional Approval of Change Order for Site Investigation
Former Colony Dry Cleaner Property, 10003 W. Carmen Avenue, Milwaukee, Wisconsin
WDNR BRRTS # 02-41-278106, FID#241170270

Dear Mr. Fritzke:

Your consultant, United Engineering Consultants (UEC), has submitted a request, dated November 26, 2010, for a DERF program change order approval for site investigation work to be conducted at the former Colony Dry Cleaner, at 10003 W. Carmen Avenue, Milwaukee. The request is to allow an increase in the approved DERF budget for this site to complete a site investigation report. The Department has previously denied proposed additional costs for this work, because we had already approved proposed costs by both Sigma (the former environmental consultant) and UEC for preparing a site investigation report. In the November submittal, UEC provided an explanation of how they shifted site investigation report preparation costs (approved for their original change order) into other needed field work. Based on this explanation, the Department will allow a change order to increase the budget for UEC to finish a site investigation report.

Approval of the proposed budget does not guarantee that the Department will reimburse for all claimed costs. In fact, without a site investigation report from Sigma, it is likely that not all Sigma's costs will be approved for reimbursement, unless adequate justification is provided with the reimbursement claim for the actual work done by Sigma and why their costs exceeded the approved budget. Because we do not have the claim yet, it is not possible to give a determination on what costs will be reimbursed. Therefore, we will approve the proposal by UEC, in order to allow them to complete the work they started with Department approval.

Cost approved for this change order is \$9,080.00 for consulting and \$0.00 for sub-contractors, for a total of \$9,080.00. The cost approved for this site investigation is \$63,589.00. The total cost approved to date for this site is \$63,589.00.

Please be aware that you are required to comply with all applicable statutes and administrative rules including the NR 700 series, Wisconsin Administrative Code, hazardous waste management and wastewater discharges.

This approval does not guarantee the reimbursement of costs under the Dry Cleaner Environmental Response Program. Final determination regarding the eligibility of costs for reimbursement will be made at the time of claim review.

If you have any questions regarding the content of this letter, please call me at (414) 263-8758.

Sincerely,

A handwritten signature in black ink, appearing to read 'Pamela A. Mylotta', with a long horizontal flourish extending to the right.

Pamela A. Mylotta, Hydrogeologist
Remediation & Redevelopment Program
Southeast Region, Milwaukee Service Center

cc: Tim Anderson - UEC
Cathy Burrow – CF/2, GEF 2, Madison