



August 5, 2019

CERTIFIED MAIL

Gook B. & Yuan H. Han
Capitol Cleaners
2101 East Capitol Drive
Shorewood, WI 53211

Subject: Notice of Non-Compliance: Action Required by August 30, 2019
Capitol Cleaners, 2101 East Capitol Drive, Shorewood, WI
BRRTS #: 02-41-282945, FID #: 241081610

Dear Mr. & Mrs. Han:

This letter is to notify you that you are out of compliance with Wisconsin Statutes (Wis. Stat.) chapter 292 and Wisconsin Administrative Code (Wis. Admin. Code) chapters NR 700 through NR 754. On November 7, 2001, the Wisconsin Department of Natural Resources ("Department") notified you of your responsibilities to investigate the degree and extent of contamination and clean up the above-referenced site.

Additional letters regarding your responsibility to investigate the degree and extent of contamination at the property were sent to you on September 3, 2008, September 30, 2011, May 16, 2014, and May 10, 2015.

Please be aware that the Department may initiate enforcement action against you for failure to comply with Wis. Stat. chapter 292. Your legal responsibilities are defined both in Wis. Stat. chapter 292 and Wis. Admin. Code chapters NR 700 through 754 and are also described in the September 3, 2008, letter. In particular, Wis. Stat. § 292.11(3), states:

RESPONSIBILITY. A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall 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.

Our information indicates that you have not responded to these requests for action.

There is an immediate concern and need to identify risks for vapor intrusion at your property and neighboring properties.

Wis. Admin. Code chapters NR 700 through NR 754 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure. Chapter NR 708 includes provisions for immediate actions in response to limited contamination. Wis. Admin. Code chapter NR 140 establishes groundwater quality standards for contaminants that reach groundwater.

The Department is requesting that within 30 days from the date of this letter, by September 4, 2019, you hire an environmental consultant to help you perform the necessary work and indicate your intent to investigate the contamination at your property. Vapor intrusion testing should take priority in actions taken, and should be conducted immediately.

Please understand that you are in noncompliance and will remain in noncompliance until you fulfill all requirements of the statute. Failure to take the actions required by Wis. Stat. § 292.11 to address this contamination will cause the Department to review this case for enforcement actions. Additionally, please be advised that the Department is authorized under Wis. Stat. § 292.94 to assess non-reimbursable fees for any reports you are required to submit as part of additional enforcement actions.

If you are experiencing problems selecting an environmental consultant or if you have other questions concerning the cleanup process, please do not hesitate to write or call me, Department Hydrogeologist Riley Neumann, at (414) 263-8699 or via email at riley.neumann@wisconsin.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Riley B. Neumann", with a long horizontal flourish extending to the right.

Riley B. Neumann
Hydrogeologist / Project Manager
Remediation & Redevelopment Program

Enclosure:

- September 3, 2008 Letter