

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor  
George E. Meyer, Secretary  
Ruth E. Badger, District Director

Horicon Area Headquarters  
N7725 Highway 28d  
Horicon, WI 53032  
TELEPHONE 414-387-7860  
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June 28, 1996

*Certified Mail*  
*Return Receipt Requested*

Dana Evans  
P.O. Box 200  
Markesan, WI 53946

**RECEIVED**  
**JUL 21 2000**  
**ERS DIVISION**

**SUBJECT: NOTICE OF VIOLATION D'Evans Printing**  
Outlet 1 Adjacent to the Rural Insurance Building at the  
corner Main & Water Streets, City of Markesan, ID# 2748

Dear Mr. Evans:

On October 27, 1995, the Department sent you a letter explaining your responsibilities under the hazardous substance spill law, s.144.76(3), Wisconsin Statutes. The letter was sent to you because you are the owner of a property where a leaking petroleum tank discharged contaminants to the environment.

On May 23, 1996, the Department sent you a letter reminding you of the responsibilities detailed in the October 27, 1995, letter. The May 23, 1996, letter established two deadlines both of which it appears you have failed to meet.

Section 144.76 of the Wisconsin Statutes requires that, "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 this state." The Statute also authorizes the Department of Natural Resources to enforce clean-up requirements.

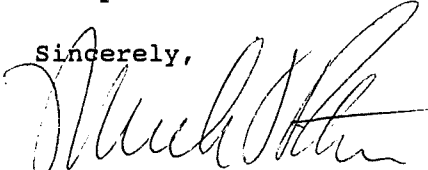
Releases from underground storage tanks regulated under Subtitle I of the Resource Conservation and Recovery Act require compliance with the provisions of 40 CFR Parts 280 and 281. This is federal law administered by the Environmental Protection Agency (EPA). EPA has the authority to take enforcement action at any time, but will generally not take action against parties cooperating with the state. Because you are the owner of the property where a hazardous substance has been discharged, you are responsible for:

1. Determining the horizontal and vertical extent of contamination.
2. Cleaning up the contamination.
3. Proper disposal of all petroleum contaminants.

Within thirty (30) days you must inform the Department in writing regarding the consulting firm hired to perform the required work.

Failure to comply will result in an immediate request for the commencement of an enforcement action by the District Environmental Enforcement Specialist. Such an enforcement action may include an Administrative Order or a request for prosecution under Section 144.76 of the Wisconsin Statutes.

Sincerely,



Mark F. Putra  
Hydrogeologist  
Telephone: (414) 387-7867

cc: Attorney C. G. Sitzman, 103 West College Avenue, Suite 713, Appleton, WI  
54911  
Mayor Joan Ballweg, 77 John St., Markesan, WI 53946