



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Regional Headquarters
2300 N. Dr. ML King Drive, PO Box 12436
Milwaukee, Wisconsin 53212-0436
Telephone 414-263-8500
FAX 414-263-8483
TDD 414-263-8713

July 2, 1998

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Mr. Joseph Dindorf
Hein-Werner Corporation
2120 North Pewaukee Road
Waukesha, WI 53188

CERTIFIED MAIL

Dear Mr. Dindorf:

Thank you for sending your representative, James Wilke, to meet with us to discuss the Notice of Violation that was issued to Hein-Werner Corporation on June 8, 1998. If you are not in agreement with the summary of this meeting, please contact the Department.

Meeting Date: July 1, 1998.

Location: DNR Southeast Region Annex Office.

Attendance list is attached.

Conference Agreement

The Department will issue administrative orders to both Hein-Werner and Mallory Improvements. The orders will require a site investigation to be done and also require remedial activity if soil or groundwater contamination is found.

Mr. Buffington will contact Dave Dahms with the new legal name of the Hein-Werner Corporation.

Summary of Discussion

Mr. Wilke informed the Department that Hein-Werner has been acquired by Snap-On Tools and that the acquisition is already complete, but that the move will be made official on July 17, 1998, when a vote of the shareholders takes place.

A thorough discussion of the past DNR actions relating to the Hein-Werner site took place at the conference. Issue relating the LUST activities and PCB contamination were brought up. Scott Ferguson stated that he knew little about the LUST clean-up. Ferguson stated that the PCB site has not been closed because of questions relating to groundwater monitoring. Ferguson stated the he hoped both the PCB investigation and the buried drums could be tied together in one investigation.



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Mr. Wilke questioned the goal of the Department in this case. Mr. Ferguson explained that the goal is to get the site cleaned up. Mr. Wilke stated that he thought that site clean-up was the goal in the Chrysler case but that Chrysler was fined \$500,000. Mr. Wilke wanted to know if Hein-Werner would also be fined after cleaning up their site. Mr. Ferguson responded by stating that the Chrysler situation was much different than that of Hein-Werner's situation. Dave Dahms stated the Department would not take further enforcement action against Hein-Werner if Hein-Werner followed the order and Scott Ferguson was satisfied with the site investigation and subsequent clean-up activities. Dahms also stated the Department would take further enforcement action only if Hein-Werner did not comply with the administrative order or neglected to follow through on the investigation or clean-up.

Mr. Buffington stated that he would like to have an administrative order issued to Hein-Werner rather than having Hein-Werner voluntarily perform a site investigation or remedial activities.

Mr. Wilke noted that Hein-Werner has been cooperative with DNR once problems were discovered and actions were required to be taken.

You can contact me at (414) 263-8670 or Scott Ferguson at (414) 229-0849 if you have any questions.

Sincerely,



David Dahms

Environmental Enforcement

c: Ed Lynch - BRR/3

→ Scott Ferguson - SER Annex

James Wilke - Hein-Werner

Hiram Buffington - Snap-On Tools

