

Boyce  
Waukesha



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Matthew J. Frank, Secretary  
Gloria L. McCutcheon, Regional Director

Southeast Region Headquarters  
2300 N. Dr. Martin Luther King, Jr. Drive  
Milwaukee, Wisconsin 53212-3128  
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April 9, 2008

Richard Klinke, Registered Agent  
Klinke's Clothing Care, Corp.  
4518 Monona Drive  
Madison, WI 53716

FID# 268188910  
Casetrack ID 2008-SEEE-027

NOTICE OF VIOLATION

The Department of Natural Resources has reason to believe that you are in violation of hazardous substance release requirements on the property you own at 2346 W. St. Paul Avenue in the City of Waukesha.

S. 292.11(3), Wis. Stats., states "**Hazardous substance spills. (3)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 this state."

The analytical results of groundwater monitoring were submitted by RSV Engineering on behalf of Klinke Cleaners on March 21, 2006. These results indicate concentrations of tetrachloroethene above the NR 140 enforcement standards in wells 3, 5 and 8. The enforcement standard for tetrachloroethene is 5 parts per billion (ppb). Well #3 had a concentration of 64,000 ppb in March, 2005. High levels of tetrachloroethene have also been found in soil samples on the property.

To assist in determining the degree and extent of contamination, it is necessary for you to install off site wells. To the best of our knowledge, you have not secured the necessary permission from Cooper Power Systems, Inc. to install groundwater monitoring wells and to conduct quarterly monitoring.

Brenda Boyce, DNR-Hydrogeologist, has been attempting to facilitate an agreement between Cooper and Klinke since October, 2006 but has not met with success. There is a high degree of risk associated with tetrachloroethene because of the presence of a public water supply well within 500 feet of the contaminant plume.


In order to discuss this matter, the following enforcement conference has been scheduled:

Conference Date:	April 24, 2008
Conference Time:	9:00 a.m.
Location:	DNR Southeast Region Headquarters 2300 N. Dr. Martin Luther King Jr. Drive Milwaukee, WI 53212

Under s. 292.99, Wis. Stats., the Department is authorized to seek forfeitures of up to \$5,000 for each day of violation.

If you have any questions, contact me at (414) 263-8671 or Brenda Boyce at (414) 263-8366.

Sincerely,



Debby Roszak  
Environmental Enforcement

c: Brenda Boyce SER  
James Klinke  
Attorney Don Gallo