



March 2, 2023

-sent by email-

Mr. Jeff Miesen  
Mound City Bank  
25 E. Pine St.  
Platteville, WI 53818

**Subject:** Approval of Variance Request to Case Closure Notification Requirements  
Former Highway Cleaners (aka Mound City Bank)– Boscobel, Wisconsin  
DNR BRRTS #02-22-543001

Dear Mr. Miesen:

The Department received SCS Engineers' (SCS) "Variance Request for Case Closure Notification Requirements" letter (Request) on January 13, 2023. The project is enrolled in the Dry Cleaner Environmental Response Fund Program (DERP), so no review fee was submitted. The Request was made at this time to help budget the final project costs eligible through DERP.

The Request is for:

- A. Not obtaining and submitting the large number of property records required under Wis. Adm. Code ss. NR 726.11(4) (a) and (b). SCS states the burden and cost of obtaining the property records would be excessive given the large number of affected properties.
- B. Using an alternative simpler letter rather than of the notification form required under Wis. Adm. Code s. NR 725.07(1). SCS indicates the simple letter will meet the regulatory intent and will also be pre-approved by the Department before use.

The Department is exercising enforcement discretion with respect to the standard closure requirements on a one-time basis. The Request is approved as follows:

1. The request for a variance for supplying the deed and parcel information [per s. NR726.11(4), Wisc. Adm. Code] is approved, but solely for residential properties where contaminated groundwater is the only concern. Your justification that this requirement would be burdensome and costly and provide little additional information is reasonable in this situation.
2. You are not required to follow the standard notification process [of s. NR725, Wisc. Adm. Code] for residential properties where contaminated groundwater water is the only concern. As an alternative, you will send a letter notifying these property owners of the information outlined in the request, including:
  - a. The case status, with a link to the case on DNR's database, and the anticipated case closure.
  - b. The existence of the groundwater plume beneath their property.
  - c. The current prohibition on water supply wells by the City of Boscobel.
  - d. Contact information for you and Jeff Ackerman.
  - e. The need to keep the letter with the property records.
  - f. Affected property owners have 30 days to comment on the proposed closure before the Department reviews the closure request.

The final notification letter must be approved by the Department prior to being mailed. The notification letters may not be mailed until the Department agrees no further response actions are needed. If you have questions or concerns, please contact the DNR project manager, Jeff Ackerman at 608-219-2302.

Sincerely,

A handwritten signature in black ink, appearing to read 'Issac A. Ross', with a decorative flourish extending to the right.

Issac A. Ross  
South Central Region Team Supervisor  
Remediation & Redevelopment Program  
Fitchburg DNR Service Center – Fitchburg, WI

Cc: Rob Langdon, SCS  
Jeff Ackerman, DNR