

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
2300 N. Dr. Martin Luther King, Jr. Drive
Milwaukee WI 53212-3128

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



August 30, 2012

Certified No.: 7010 1670 0002 3141 3330

Whitefish Bay Cleaners
Attn: Charles Mathers, C&M Silver Spring, LLC
419 West Silver Spring Drive
Whitefish Bay WI 53217

Subject: Notice of Noncompliance for Whitefish Bay Cleaners 419 West Silver Spring Drive Glendale, WI

FID: 241246060
BRRTS: 02-41-550821

Dear Mr. Mathers:

NOTICE OF NONCOMPLIANCE

On July 31, 2012, the Wisconsin Department of Natural Resources ("the Department") sent you a letter reminding you of your responsibilities under Section 292.11, Wisconsin Statutes, for the chlorinated solvent contamination at the above described property location. A final work plan from Northern Environmental was to be submitted to the Department prior to the start of their proposed site investigation in 2008 as indicated in this letter. To date, you have not responded to my letter dated July 31, 2012, or submitted any documentation related to the site investigation work plan.

Therefore, within 30-days on receipt of this letter, **in writing**, please submit the work plan for the investigation of your site. If significant costs have increased since northern Environmental's last proposal, then have them resubmit the work plan with the revised costs and resubmit Form 4400-212 and Form 4400-214D.

Failure to respond to this letter will be viewed as an admission that you do not intend to pursue an investigation and remediation of the contamination associated with the site. In that situation, we will recommend further enforcement actions be initiated. Enforcement actions could include the recording of an affidavit at the Milwaukee County Register of Deeds Office indicating contamination remains, while at the same time issuing an administrative order, or making direct referral to the State Attorney General's Office to recoup our costs, and any associated fees that may have been due. Any referral to the State Attorney General's Office could result in forfeitures.

If you have any questions or comments, please feel free to contact me at the above address or at (414) 263-8644. Please refer to the FID number at the top of this letter in any future correspondence. Future correspondence should be sent directly to the Remediation and Redevelopment Program Assistant Vicky Stovall (414-263-8688) at the above address.

Sincerely,

John J. Hnat, P.G., C.P.G.
Project Manager/Hydrogeologist
Southeast Region
Remediation and Redevelopment

C: WDNR SER Files