

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
FAX 414-263-8606
Telephone 414-263-8500
TTY Access via relay - 711

June 4, 2009

Certified No.: 7007 3020 0000 6917 8549

Hillcrest Landscaping Co.
Attn: Richard Briere, Registered Agent
8655 North 43rd Street
Brown Deer, WI 53209

Subject: Responsible Party Letter and Reported Contamination at Hillcrest Landscaping Co.,
8655 North 43rd Street, Brown Deer, WI

FID: 341156860
BRRTS: 02-41-550899

Dear Mr. Briere:

On January 23, 2008, Mr. Frank Dombrowski, WE Energies, notified the Department that contamination from the Hillcrest Landscaping property was being discharged onto the WE Energies right-of-way (see enclosed photographs). The analytical results from WE Energies indicates that Aroclor 1254 and 1260 (PCBs), trimethylbenzene (TMBs), naphthalene, xylenes, benzene, and ethylbenzene had been discharge onto their property. On February 5, 2008, the Wisconsin Department of Natural Resources ("the Department") notified Hillcrest Landscaping of their responsibilities for investigating and restoring the environment on the WE Energies right-of-way per Section 292, Wisconsin Statutes, commonly known as the hazardous spills law.

Because Hillcrest Landscaping has not conducted an investigation and remediation of the WE Energies property under the Departments Chapter NR 700 through NR 750 Wisconsin Administrative Code, you will be required to submit the following documentation:

- Within 15-days on receipt of this letter, a response letter with indicating if you are going to proceed with the environmental investigation.
- Within 30-days on receipt of this letter, the submittal of a scope-of-work plan to investigate the WE Energies and Hillcrest Landscaping properties for soil and/or groundwater contamination. This will include at start date for the investigation.

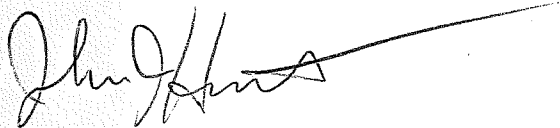
Please document any obstacles that may prevent the completion of the above tasks and what you will do to address these obstacles.

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 me at the address above.

Sincerely,

A handwritten signature in black ink, appearing to read "John J. Hnat", with a long horizontal flourish extending to the right.

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

Enclosure: Photographs of discharge

C: Frank Dombrowski, WE Energies
WDNR SER Files

8655 43rd Street, Brown Deer, WI
Encroachment Site



View to the south, looking towards the west side of 8655 N. 43rd Street lot.
Note fill material and wood debris.



View to the south, west side of 8655 43rd Street lot.
Two building corners visible on the left.

8655 43rd Street, Brown Deer, WI
Encroachment Site



Close up view of the fill material.



View to the southeast, west side of 8655 N. 43rd Street.

8655 43rd Street, Brown Deer, WI
Encroachment Site



View to the southeast, west side of 8655 N. 43rd Street.
Discharge area visible in the center of the photo.



View directly to the east, looking at the west side of 8655 43rd Street.
Discharge area in the middle of the photo.

8655 43rd Street, Brown Deer, WI
Encroachment Site



View to the east from ROW of the discharge area.
Some petroleum odor, and staining of bark and vegetation. No visible oil sheen.

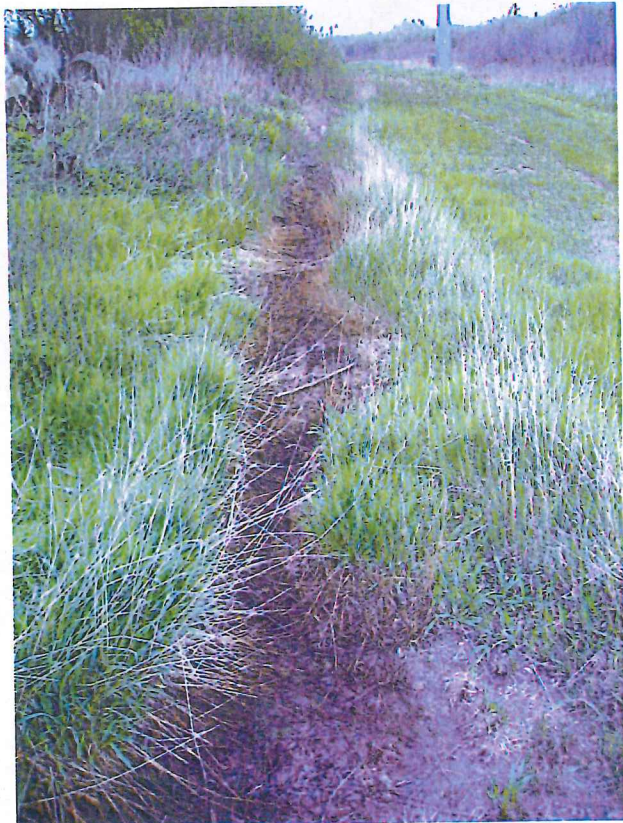


View to the east.
Water in the ditch dug away from the discharge point.

8655 43rd Street, Brown Deer, WI
Encroachment Site



View to the southeast, west side of 8655 N. 43rd Street.
Shows flow of discharge from under the bark and debris to the west, and then southward along east side of ROW.

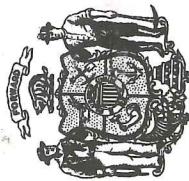


View to the south along east side of ROW.

8655 43rd Street, Brown Deer, WI
Encroachment Site



View to the north, west side of 8655 N. 43rd Street.
Discharge flows from the center of the photo towards the bottom of the photo.



State of Wisconsin
Department of Natural Resources
2300 N Dr Martin Luther King Jr Dr
Milwaukee WI 53212

What RRT6

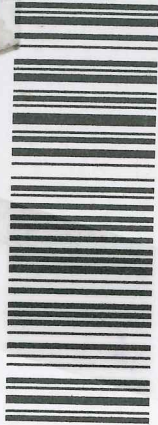
RRT6

June 4, 2009

Hillcrest Landscaping Co.
Attn: Richard Briere, Registered Agent
8655 North 43rd Street
Brown Deer, WI 53009

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CERTIFIED MAIL



7007 3020 0000 6917 8549

JUN 11 2009

*Name changed
To Belle Zender cupa*



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