



June 11, 2018

Mr. Brian Cass
OHM Holdings, Inc.
W229 N2494 County Road F
Waukesha, WI 53186

SUBJECT: Approval of DERF Variance Request # 1
OHM - Wauwatosa,
6737 Milwaukee Avenue, Wauwatosa, Wisconsin, 53213
WDNR BRRTS #: 02-41-551923, FID #: 241287640

Dear Mr. Cass:

Your variance request for the above-named site is approved. The Wisconsin Department of Natural Resources (DNR) received your request for variance from the bidding requirements for site investigation and remedial action of ch. NR 169, Wis. Adm. Code, known as the Dry Cleaners Environmental Response Fund (DERF) program on May 4, 2018. You are requesting to select Environforence as the consultant for the remaining remedial and investigation work.

This variance allows for the solicitation of only one bid for the remaining site investigation work and remedial action for this site. The specific code sections requiring the bidding process are s. 169.11(1)(c)4, 5, 10, and 11, and s. 169.23(2)(b), (c) and (d). The DNR has considered the following facts in granting the variance: (i) No claims for past work expenses were sought under the DERF program, (ii) Environforence has conducted past investigative work on this site through OHM - Wauwatosa insurance policies and remaining investigative work will be associated with the final planning and/or documentation of the proposed remedial action, (iii) Environforence has conducted pilot testing for the proposed remedial action of soil vapor extraction.

Enviroforensics will still need to provide a remedial proposal and cost estimate following the requirements of s. NR169.11(1)(c)11., and s. NR 169.23(2), (3), (6), (7) and (9). You must receive DNR approval for the proposal and cost estimate, prior to work being conducted under the proposal, to ensure eligibility for reimbursement of costs by DERF.

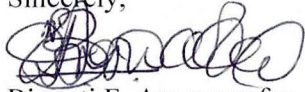
Please note that this variance does not assure that all costs submitted for reimbursement by DERF will be approved. All incurred costs are subject to the eligibility requirements listed under s. NR 169.13(2), Wis. Adm. Code, Eligible Costs, and will be reviewed for compliance. All other requirements for investigation and remediation of the release as well as DERF requirements also apply. This variance approval will be filed and reviewed with any future DERF reimbursement requests.

Your question, concerning not anticipating paying a \$ 10,000 (ten thousand dollars) deductible upon entering the DERF program would be responded to by the Department in the near future.

Any future submittal responding to, requesting information about or proposing a change to this variance should be directed to the Department and referenced "Variance Approval #1 - s. NR 169.29, Wis. Adm. Code".

If you have any questions regarding the content of this letter, please contact me at 414-263-8607 or by e-mail at Binyoti.Amungwafor@wisconsin.gov.

Sincerely,



Binyoti F. Amungwafor
Hydrogeologist
Remediation & Redevelopment Program

cc: Mr. Wayne Fassbender, Enviroforensics, LLC
Case File #: 241287640
DERF Fund Manager – CF/2, GEF 2, Madison