

From: Saliars, Gwen N - DNR
Sent: Monday, September 28, 2020 10:16 AM
To: Paul Robin Zuege
Subject: RE: Dry Cleaners Etc: Notice of Non-Compliance Action Required by October 19, 2020

Good morning,

Thank you for reaching out about the Notice of Non-Compliance sent to you on 9/17/20, and providing information on your financial inability to continue the site investigation for the Dry Cleaners Etc. case. In order to confirm your financial viability the department needs to pursue secondary enforcement; the Notice of Non-Compliance is the first step, this will be followed up with a Notice of Violation, and an eventual referral to the Department of Justice for the financial viability determination. Due to the fact that there are vapor issues on and off site the department is pursuing state lead funding, which involves ensuring the responsible party cannot move forward with the investigation and clean-up.

I am currently working on sending information about the case to the Environmental Enforcement team, which is who will eventually send you the Notice of Violation letter. Reach out to me with any questions. Thank you,

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Gwen Saliars

gwen.saliars@wisconsin.gov

Phone: (920) 510-4343

From: Paul Robin Zuege <zigjigs@gmail.com>
Sent: Monday, September 28, 2020 5:50 AM
To: Saliars, Gwen N - DNR <gwen.saliars@wisconsin.gov>
Subject: Re: Dry Cleaners Etc: Notice of Non-Compliance Action Required by October 19, 2020

Gwen,

I am reaching out to you for assistance as directed in the September 17, 2020 letter from Roxanne Chronert regarding notice of non-compliance of responsibility to investigate the degree and extent of contamination and clean up the above-referenced site. I do not have funds available to complete this request.

I can provide the following information:

Terracon Consultants has submitted the following report as required semi-annually regarding DryCleaners, Etc. This semi-annual report has been filed for many years in my behalf.

Most recent WDNR NR 700 report (June 30, 2020)

Report ID: 2007552218223911

BRRTS No.: 02-69-552218
PECFA No: --
Activity Name: DRY CLEANERS ETC
Address: [102 E COOK ST, NEW LONDON](#)
Reporting Period: 1/1/2020 - 6/30/2020

Submitted On: 07/01/2020

Submitter Role: Consultant

Status: Site Investigation: Field Sampling/Monitoring

Comments:

Additional sub-slab vapor sampling was conducted in the library and site building. Results were forwarded to WDNR but not formally reported. Funding not available to proceed with any additional investigation.

Please note that due to funding not available, I am unable to fund the additional investigation such as the requested Site Investigation work plan.

I am including the transcript of my email that was sent to you on August 30, 2020:

"Hello Gwen,

I received your email dated August 21, 2020 detailing the interim actions and additional investigation required for the Dry Cleaners Etc site. I am replying to your request to respond via e-mail to this letter within 14 days of receipt.

I am happy that the DNR is actively participating in remediating this problem. I want this to be cared for. Those affected are my neighbors.

In your letter you requested that I indicate my intentions to move forward with the VI interim actions in a timely manner and additional VI investigation.

I am financially unable to comply with the request to proceed with these interim actions or additional investigations.

My wife and I are 70 and 67 years old respectively and are dependent on the limited income from our social security checks and limited savings which we use to cover basic living and medical expenses. We do not have available income to fund the requested actions. We feel that any additional financial burden would cause us great personal hardship.

I was always confident that the DERF fund with the stated high liability cap would cover all expenses once I applied for and paid the initial deductible of \$10,000. I remember the 2008 DERF deadline information "warned" either apply for DERF now or the property owner would be responsible for all mediation expenses. I contracted with Terracon, Inc in 2008 to provide engineering and consultation services. Terracon, Inc has provided ongoing, very professional investigation efforts until just recently. Unfortunately I was unable to continue to use Terracon, Inc services since DERF will not be

reimbursing my current paid expenses of approximately \$23000. I have no additional funds available in order to continue funding this project.”

I would like to ask how to proceed since I am not in a financial position to hire another Environment Consultant.

Thank you for any information on this matter.

Paul Zuege

On Fri, 18 Sep 2020 at 12:08 AM Saliars, Gwen N - DNR <gwen.saliars@wisconsin.gov> wrote:

Paul,

Please see the attached Notice of Non-Compliance for the Dry Cleaners Etc. case. Reach out to me with any questions you imay have. Thank you,

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Visit our survey at

<http://dnr.wi.gov/customersurvey> to evaluate how I did.

Gwen Saliars

Hydrogeologist

Remediation and Redevelopment Program

Wisconsin Department of Natural Resources

[625 E County Rd Y](#)

[Oshkosh, WI 54901](#)

gwen.saliars@wisconsin.gov

Phone: (920) 510-4343



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