



August 16, 2019

Mr. Joshua Ivey  
Milwaukee Holdings, LLC  
P.O. Box 8460  
Des Moines, IA 50301

Subject: Request for Response/Status Report  
Comedy Club Café (Fmr), 615 E. Brady St., Milwaukee, WI  
**WDNR BRRTS # 02-41-553001, # 03-41-581665 FID # 341170170**

Dear Mr. Ivey:

On July 3, 2018 the Wisconsin Department of Natural Resources (DNR) issued a *Site Investigation/Remedial Action Plan Not Approved – Request for Additional Information* letter. This letter was issued in response to the *Site Investigation Report (SIR)* and *Revised Remedial Action Plan (RAP)*, both dated May 23, 2018, that were submitted on your behalf by Timothy Anderson of United Engineering Consultants, Inc. (UEC). In the July 3, 2018 letter the DNR requested additional information regarding the site investigation, the RAP, and the vapor intrusion mitigation status.

The DNR understands from the NR700.11 Status Reports submitted on February 15 and July 30, 2019, that additional remedial measures and sampling have occurred at the Site since the DNR's July 3, 2018 letter. The DNR has not received any documentation of the additionally requested information, the remedial measures implemented, or sample results from the analytical testing that has occurred since the July 3, 2018 letter. The DNR is requesting that you submit documentation of the following:

1. Provide the analytical results for any testing that has occurred at the Site since July 3, 2018 as required by Wis. Adm. Code § NR716.14(2).
2. Provide documentation of the installation and commissioning of the sub-slab depressurization systems (SSDS) in the commercial building and the duplex as required by Wis. Adm. Code § NR 726.05(8).
3. Provide the Operations and Maintenance Plans for the SSDS as required by Wis. Adm. Code § NR 724.13(2).

It is understood that both the commercial property and the duplex construction is complete, and the buildings are occupied. Please provide the required documentation from items 1-3 above to the DNR within 30 days of the date of this letter, by September 15, 2019.

Additionally, the DNR requests responses to the additionally requested information stated in the July 3, 2018 letter (attached) be provided within 30 days from the date of this letter, by September 15, 2019.

On June 19, 2018 the DNR was notified that additional soil contamination has been identified on the Site during an underground storage tank (UST) removal. The *Notification For Hazardous Substance Discharge* was submitted by Timothy Anderson of UEC. In a letter dated June 25, 2018, you were notified of your responsibility to investigate and, as needed, remediate the contamination in accordance with Section 292.11(3), Wisconsin Stats., also known as the hazardous substances spills law.

Our files indicate that we have not received any written correspondence or reporting for the case since we were notified of the contamination. The DNR requests that you provide information through the NR700.11 reporting process as well as submittal of the Tank Systems Site Assessment (TSSA) report from the UST removal. This information should be submitted to the DNR within 30 days from the date of this letter, by September 15, 2019.

Upload the requested information to the Web Access Management System (WAMS) as described in RR-690 and submit one hard copy of the materials and any other correspondence to:

WDNR – Remediation and Redevelopment Program  
Attn: Environmental Program Associate  
2300 N. Dr. Martin Luther King Jr., Dr.  
Milwaukee, WI 53212

The Department requests that you submit all the above-mentioned materials within 30 days from the date of this letter, by September 15, 2019. If you have any questions regarding your responsibilities or what is being requested in this letter, please contact me at (414) 263-8563 or at [timothy.alessi@wisconsin.gov](mailto:timothy.alessi@wisconsin.gov).

A lack of response to this letter may result in the initiation of formal enforcement actions against you.

Sincerely,



Timothy G. Alessi, Hydrogeologist  
Remediation and Redevelopment Program

Cc: Timothy Anderson, UEC – electronic  
SER Case file

Attachment: Site Investigation/Remedial Action Plan Not Approved – Request for Additional Information,  
DNR letter dated July 3, 2018.