



September 11, 2017

Richard Klinke
Klinke Clothing Care Corporation
4518 Monona Drive
Madison WI 53716

Subject: No Action Required Determination at
Klinke Clothing Care Corporation, 1726 Thierer Road, Madison, Wisconsin
BRRTs: 02-13-551968, 07-13-580088

Dear Mr. Klinke:

Purpose

The purpose of this letter is to provide you with clarifications as to environmental liabilities and current environmental conditions at 1726 Thierer Road, Madison, Wisconsin ("the Property"). The Property consists of approximately 1 acre of land located in Dane County, identified by tax parcel number 081028406123.

Summary Determination

Hazardous substance discharges have occurred on the Property. However, the Wisconsin Department of Natural Resources ("the Department") has determined that no response actions are required. The Department has made this determination based on the data made available to the Department and the criteria in s. NR 716.05, Wis. Admin. Code.

Request

On August 30, 2017, you requested that the Department issue a liability clarification letter under s. 292.55, Wis. Stats. The letter contains a determination as to whether response actions are needed under the ch. NR 700 Wisconsin Administrative code rule series based on the discharge of one or more hazardous substances at the Property. The Department received the fee for providing assistance, in accordance with s. NR 749.04(1), Wis. Adm. Code.

In order for the Department to make this determination, you have requested a review of the following document:
Recent Soil Sampling Results, Seymour Environmental Services, August 11, 2017

The Department has examined the report listed above and provides the following summary of the case and opinions concerning environmental conditions at the Property.

Background and Summary of Environmental Conditions

The property is a dry-cleaning facility that historically used tetrachloroethene in the cleaning process. A 2008 investigation found petroleum related soil contamination in a single boring. Followup work in 2017 confirmed the petroleum contamination is limited in extent and not from the dry-cleaning operations.

Liability Determination

The Wisconsin Hazardous Substance Spill Law, s. 292.11, Wis. Stats., commonly called the Spills Law, requires those who cause, possess or control a hazardous substance discharge to "take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands or waters of this state." Section 292.55, Wis. Stats., authorizes the Department to issue clarification letters concerning liability for environmental pollution.

The data summarized above indicates that one or more hazardous substance discharges have occurred on the Property. However, based on the criteria in s. NR 716.05(2)(a), Wis. Adm. Code, and the criteria in ss. NR 708.09 (1) and (2), Wis. Adm. Code, the Department has determined that no response action, including further site investigation activities, is required under the NR 700, Wis. Adm. Code rule series to respond to these identified discharges.

The number and location of monitoring points, the types of media sampled, the number of samples collected, and the laboratory analysis performed are a matter of professional opinion. All areas of the Property were not assessed, the numbers of samples collected were limited based on professional judgment and financial considerations, and samples were not analyzed for all parameters. Therefore, the Department can only respond to the information and data as presented in the reports and cannot predict what might be discovered in the future and the consequences of those discoveries.

This letter relates and refers only to those conditions described above and to information and data you submitted to the Department in your request for this letter. The Department makes no determination concerning the presence or absence of hazardous substances, other than those identified in the documents and reports listed above, which you submitted to us. In the future, if the Department becomes aware of new information concerning the contaminants referenced above, or the presence of other contaminants on the Property, the Department will evaluate that data at that time to determine if any response actions are required. Whenever possible, the Department requires the person who caused the discharge to take the appropriate response actions.

The Bureau for Remediation and Redevelopment Tracking System (BRRTS) identification number for this activity is shown at the top of this letter. The Department tracks information on all case determinations such as this letter in a Department database that is available on the Internet at: <http://dnr.wi.gov/topic/Brownfields/botw.html> Since there is no action required for this case, the Department will identify this site activity as a "No Action Required" determination.

If you have any questions, please contact me at 608-275-3303.

Sincerely,



R. Michael Schmoller
Hydrogeologist