



April 9, 2020

John Perkins
Johnson Controls, Inc.
VP – EHS
6600 Congress Avenue
Boca Raton, FL 33487

VIA EMAIL

Subject: Response to March 30, 2020 *April Community Letter*
JCI/Tyco LP Fire Technology Center (FTC), 2700 Industrial Parkway South, Marinette
DNR BRRTS #02-38-580694

Dear Mr. Perkins:

The purpose of this letter is to clarify the regulatory status of both Johnson Controls, Inc. (JCI) and Tyco Fire Products LP (Tyco LP) efforts to determine the nature and extent of the groundwater contamination associated with the Tyco Fire Technology Center (FTC) in Marinette – particularly the expansion of the groundwater investigation associated with the FTC. This Wisconsin Department of Natural Resources (DNR) letter is in response to JCI's and Tyco LP's March 30, 2020 *April Community Letter* to the citizens of Marinette and Peshigo (<https://tycomarinette.com/april-community-letter/>).

JCI and Tyco LP were directed to expand the current groundwater investigation area and to sample potentially affected potable wells south and west of the Fire Technology Center (FTC). This was the direct result of private well owners and the DNR sampling drinking water wells and finding per- and polyfluoroalkyl substances (PFAS) contamination likely associated with aqueous film-forming foams historically employed at the FTC facility.

As you are aware, responsible parties are obligated to define the source or sources of contamination under state law. As has been previously communicated to JCI and Tyco LP, the DNR is not required by law to identify all parties responsible for a discharge of a hazardous substance or environmental pollution – if there are any additional responsible parties – prior to those known responsible parties acting.

At this time, JCI and Tyco LP are considered responsible parties for the PFAS contamination that is being detected in private drinking water wells outside the original FTC groundwater study area to the south and west. On February 19, 2020, DNR directed JCI and Tyco LP to expand the groundwater study area associated with the FTC facility to the south and west. In response, JCI and Tyco LP submitted data to the DNR regarding expanding the study area on March 20, 2020.

The DNR is currently reviewing that information to determine if the responsible parties have sufficiently determined the nature and extent of contamination from the FTC facility. Once the review of the most recent data is completed, the DNR will communicate the results of that to JCI, Tyco LP and the public. The data submitted at this time may or may not be sufficient to conclude that the nature and extent of contamination has been adequately defined, or that the source of PFAS is from sources other than firefighting foam historically employed at the FTC facility.

Thank you for the opportunity to review the information submitted on March 20, 2020. If you have any questions about the review or this letter, please contact Project Manager Dave Neste by phone at (920) 424-0399 or email at david.neste@wisconsin.gov.

Sincerely,



Christine Haag
Director
Remediation & Redevelopment

cc: Roxanne Chronert, DNR
David Neste, DNR
Bill Nelson, DNR