

Document Number

NOTICE OF CONTAMINATION



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Tx:4290295

1060666

RONALD A. VOIGT  
OZAUKEE COUNTY  
REGISTER OF DEEDS  
RECORDED ON  
02/07/2018 11:05 AM  
REC FEE: 30.00  
PAGES: 3  
EXEMPT #:

Legal Description of the Property:

Certified Survey Map No. 680, as recorded on October 28, 1974 in Volume 3 of the Certified survey Maps, page 22, as Document No. 267439, being a part of the Southwest ¼ of the Northwest ¼ of Section 31, in Township 9 North, Range 21 East, in the City of Mequon, County of Ozaukee, and State of Wisconsin.

Recording Area

Name and Return Address:

Nancy Ryan  
Wis. Dept. of Natural Resources  
2300 N. Dr. Martin Luther King, Jr. Dr.  
Milwaukee, WI 53212

φ30

Address: 10014 N. Wasaukee Rd., Mequon, WI

STATE OF WISCONSIN

COUNTY OF OZAUKEE

14-031-07-00100

Parcel Identification Number (PIN)

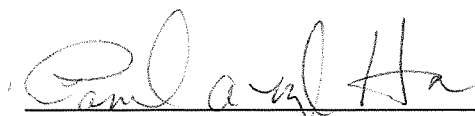
I, Pamela A. Mylotta, being first duly sworn, state that:

1. I am a Remediation and Redevelopment Program Supervisor, employed by the Wisconsin Department of Natural Resources (hereinafter "the DNR") at its regional office in Milwaukee.
2. Nancy D. Ryan, Project Manager/Hydrogeologist, employed by the Wisconsin Department of Natural Resources at its Southeast Regional Office in Milwaukee, Wisconsin, has personal knowledge of the facts herein set forth and believe the same to be true.
3. The DNR has determined that polychlorinated biphenyls (PCBs) discharged to the property located at 10014 N. Wasaukee Rd. (Property), in the City of Mequon, County of Ozaukee, having the above legal description, have contaminated soil on the premises.
4. DNR believes that removal or treatment of the PCB-contaminated soil is required on the Property under the authority of s. 292.11(3), Wisconsin Statutes.
5. Former Property owner, Peter D. Rasmussen, operated a wax recycling business on the Property whose operations resulted in large amounts of PCB-contaminated wax being spilled, discharged and buried onto and in the soils of the subject premises. Analysis of soil samples obtained from the Property identified levels of PCBs, primarily decachloro biphenyl, far in excess of the state's risk based residual contaminant levels for industrial sites. The full extent and degree of PCB contamination has not been determined. The known extent and contaminant concentrations are shown on the attached map, Exhibit A.
6. Unitech Resources, Inc. (Unitech), a Wisconsin corporation, has been the owner of the Property since July 31, 1996. The Articles of Incorporation for Unitech list V.S. Rane, 10014 Wasaukee Road, Mequon, Wisconsin 53092, as the registered agent and sole incorporator. According to the Wisconsin Department of Financial Institutions records, Unitech has been delinquent with annual report filings since July 1, 1998 and was administratively dissolved in 2008.

**AFFIDAVIT**

In Re: Property Located in the  
City of Mequon, Ozaukee County, Wisconsin  
Described above.

- 7. On January 14, 1997, February 10, 1997 and December 3, 1998, DNR sent letters to Unitech informing that Unitech was in violation of s. 144.76(3), Wis. Stats., (now, s. 292.11(3) Wis. Stats.) because, as owner of the Property, it is responsible for taking actions necessary to restore the environment. Unitech has not taken the necessary actions to investigate or remediate the PCB contamination found on the Property.
- 8. The DNR has been unable to locate a representative of Unitech Resources, Inc. in order to provide notification to the property owner, in accordance with ch. NR 728.11 Wis. Adm. Code, of the DNR's intent to record an affidavit at the county register of deeds office giving notice of the contamination on the Property if satisfactory action to restore the environment does not commence. On May 10, 2004, DNR sent a certified letter to V.S. Rane, Unitech, to the address of 10014 N. Wasaukee Rd., Mequon, WI in order to seek consent to allow the DNR to enter the premises to conduct an inspection and collect samples. The letter was returned to DNR unclaimed. Most recently, DNR attempted to contact Unitech by sending a certified letter on April 12, 2006, to V.S. Rane to the Property address notifying of DNR's intent to file a notice of contamination on the Property. The letter was returned unclaimed.
- 9. Because the Department believes that PCBs currently found in the soil and possibly groundwater on the Property will continue to discharge into the environment, subsequent purchasers of the Property could be held responsible for investigation and cleanup costs under s. 292.11(3), Wisconsin Statutes.
- 10. Other contamination is also present on the Property associated with a former solvent recycling facility that operated at this location. Residual soil and groundwater contaminated with chlorinated volatile organic compounds remains below and adjacent to the storage building on the east side of the Property. That hazardous substance discharge was investigated and remediated and met the criteria for case closure in compliance with ch. NR 726 Wis. Adm. Code. That closure did not address investigation or remediation of PCB contaminants.
- 11. The Wisconsin Department of Natural Resources maintains a public file related to the PCB contamination identified as Ecolab PRP Group, Bureau for Remediation and Redevelopment Tracking System #02-46-000340, Facility I.D. # 246046350.

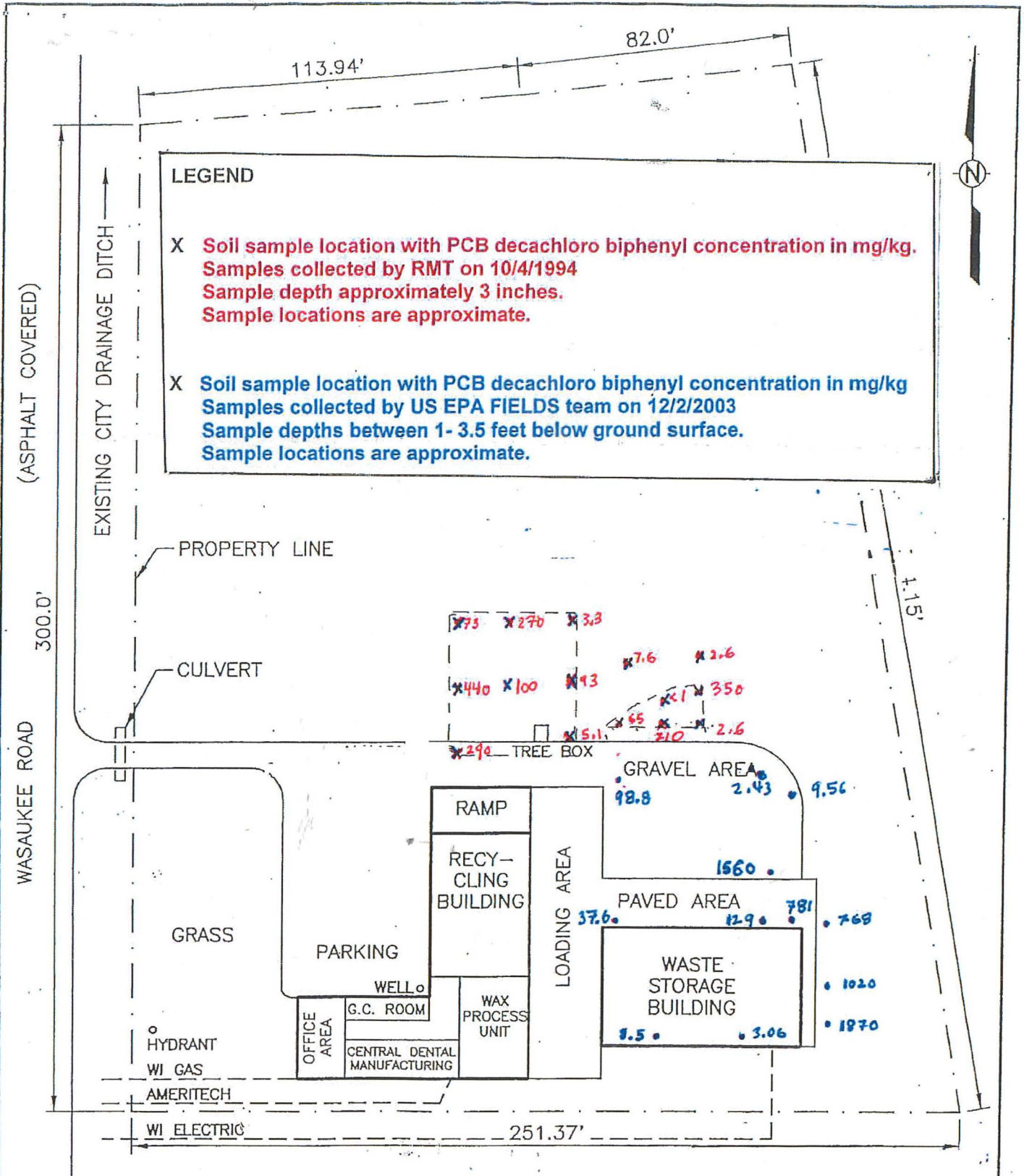
  
 \_\_\_\_\_  
 Pamela A. Mylotta

Subscribed and sworn to before me this 16<sup>th</sup> day of January, 2018.

Christine M. Gengler  
 Notary Public, State of Wisconsin CHRISTINE M. GENGLER

My commission expires on: MAY 08, 2018

EXHIBIT A



PCB Decachloro biphenyl Concentrations Soil Map



FACILITY LAYOUT DIAGRAM  
CERMATICS, INC.  
10014 NORTH WASAUKEE ROAD  
MEQUON, WISCONSIN

Base map from STS Consultants, 8/15/1994.  
Revised by WDNR 8/8/2016

DRAWN BY	W.P.N.	8/15/94
CHECKED BY	J.A.K.	8/15/94
APPROVED BY	J.M.T.	8/15/94
CADFILE	SCALE	
84475001	1" = 40'	
STS PROJECT NO.	FIGURE NO.	
84475XA	2-2	