State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
2984 Shawano Avenue
Green Bay WI 54313-6727

Tony Evers, Governor
Preston D. Cole, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711

February 24, 2022

CERTIFIED MAIL

CITY OF FOND DU LAC
ATTN: PAUL DEVRIES
160 SOUTH MACY ST.
FOND DU LAC WI 54936-0150

Subject: Notice of Potential Deed Affidavit per Wis. Admin. Code § NR 728.11
WI DOT French Advertising Site # 1, (Former) 235 West Johnson Street, City of Fond du Lac, WI
BRRTS # 03-20-219760

Dear Mr. DeVries:

This letter is to notify you that a property owned by the City of Fond du Lac (City) remains out of compliance with Wisconsin Statutes (Wis. Stat.) chapter 292 and Wisconsin Administrative Code (Wis. Admin. Code) chapters NR 700 through NR 799. On May 13, 1999, the Wisconsin Department of Natural Resources (department) notified the Responsible Party at that time, French Advertising, of its responsibilities to investigate the degree and extent of contamination and clean up the site formerly known as, 235 West Johnson Street, in the City of Fond du Lac, Wisconsin (Property). French Advertising is no longer a viable entity. The Property is currently part of the West Johnson Street right-of-way (ROW).

Notice of Potential Deed Affidavit
If no action is taken to move the site forward with the necessary response actions at the site, the department intends to file a deed affidavit on the Property, per Wis. Admin. Code § NR 728.11(2), which states:

> "Where the department has information to demonstrate that the source of contamination is on the property and the property owner or other responsible party has failed to take adequate response action, the department may record an affidavit at the office of the register of deeds for the county in which the property is located…"

This affidavit would provide notice to the public, and any prospective purchaser or ROW holder of the existing contamination and the environmental liability associated with the Property.

Response Requested
If the City as the Property owner, wishes to avoid the filing of an affidavit, the department is requesting a response by March 28, 2022. The response should show that the contamination has been remediated in compliance with applicable statutes and code, or a Site Investigation Work Plan from an environmental consultant should be submitted in order to address the

release to the environment and comply with Wis. Stats. ch. 292 and Wis. Admin. Code chs. NR 700 through NR 799.

Your prompt attention to this request is appreciated. If you have any questions regarding this notice or how to move this site forward, please contact Andy James in writing at the letterhead address, by phone at (715) 527-0114, or by email at Andrew.James@wisconsin.gov. Thank you for your attention to this matter.

Sincerely,

Roxanne N. Chronert
Team Supervisor, Northeast Region
Remediation & Redevelopment Program

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: City of Fond du Lac
Attn: Paul DeVries
160 South Macy St.
Fon du Lac, Wi 54936

9590 9402 5897 0049 1513 44

2. Article Number *(Transfer from service label)*
7020 0090 0001 0565 9956

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Arlene Mant
☒ Agent
☐ Addressee

B. Received by *(Printed Name)*
B050 20 C-19

C. Date of Delivery
3-3-22

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

7020 0090 0001 0565 9956

U.S. Postal Service™ DNR NO2RR AD22
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Domestic Mail Only

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☐ Return Receipt (electronic) $
☐ Certified Mail Restricted Delivery $
☐ Adult Signature Required $
☐ Adult Signature Restricted Delivery $

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Total Postage and Fees
$ 7.33

GREEN BAY WI BMEU 54303
FEB 25 2022
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DNR-RR-James

Sent To
City of Fond du Lac - Paul DeVries
Street and Apt. No., or PO Box No.
160 S. Macy St.
City, State, ZIP+4®
Fond du Lac, Wi 54936

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions