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Wisconsin
Department of Commerce

ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
2129 Jackson Street
Oshkosh, Wisconsin 54901-1805
TDD #: (608) 264-8777
Fax #: (920) 424-0217
Jim Doyle, Governor
Cory L. Nettles, Secretary

September 1, 2004

Mr. Jackson Kinney
City of Oshkosh
215 Church Avenue
PO Box 1130
Oshkosh, WI 54902-1130

RE: **Final Closure**

Commerce # 54901-4713-61 WDNR BRRTS # 03-71-194787
Hildebrant Property (Former), 161 Jackson Street, Oshkosh

Dear Mr Kinney:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure, prepared by STS Consultants Ltd , for the site referenced above. Commerce has determined that this site does not pose a significant threat to the environment and human health. No further investigation or remedial action is necessary.

During the August 27, 2002 groundwater sampling event, the preventive action limit (PAL) for 1,2-dichloroethane was exceeded at monitoring well MW-H3 at 1.80 parts per billion. Commerce is issuing a PAL exemption, per NR 140.28(2), Wis. Adm. Code, for 1,2-dichloroethane at the referenced property.

This site is now listed as "closed" on the Commerce database. This letter serves as your written notice of "no further action." Timely filing of your final PECFA claim is encouraged. If your PECFA claim is not received within 120 days of the date of this letter, interest costs incurred after 60 days of the date of this letter will not be eligible for PECFA reimbursement.

It is in your best interest to keep all documentation related to the environmental activities at your site. If residual contamination is encountered in the future, it must be managed in accordance with all applicable state and federal regulations. If it is determined that any remaining contamination poses a threat, the case may be reopened and further investigation or remediation may be required.

Thank you for your efforts to protect Wisconsin's environment. If you have any questions, please contact me in writing at the letterhead address or by telephone at (920) 424-0046.

Sincerely,

Robert H. Klauk
Hydrogeologist
Site Review Section

cc: Andrew G. Mott - STS Consultants, Ltd.
Kathleen M. Sylvester – WDNR (electronic)
Case File