NORTH SHORE HEALTH DEPARTMENT

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STATE OF WISCONSIN CITY OF GLENDALE MILWAUKEE COUNTY

TO: Mr. John Ausburn
Cypress Acquisitions, LLC
8144 Walnut Hill Late Suite 1200
Dallas, TX 72531

NOTICE OF HUMAN HEALTH HAZARD

Subject: DESIGNATION OF HUMAN HEALTH HARZARD: 5805 N. Lydell Avenue, Glendale, WI 53217

The undersigned health department officer has determined that the condition of the property exists in violation of City of Glendale ordinances. The violation is a result of contamination, specifically, trichloroethylene (TCE). TCE is of special concern to human health due to its potential for acute (short-term) health risks, even at relatively low concentrations in air. TCE has been identified consistently in indoor air at concentrations exceeding the vapor action level (VAL) within the building.

In accordance with authority granted by the City of Glendale Code of Ordinances 8.1.9 on July 15th, 2023 the North Shore Health Department Health Officer hereby declares the aforementioned location as a human health hazard, as outlined by City of Glendale Municipal Code Chapter 8.1.9: Human health hazard/public health nuisance.

Chapter 8.1.9 Human health hazard/public health nuisance
8.1.9 (a) Responsibility of property owner. It shall be the responsibility of the property owner to maintain such owner's property in a hazard-free manner and also to be responsible for the abatement and/or correction of any human health hazard/public nuisance that has been determined to exist on their property.

8.1.9 (c) Human health hazard enumerated. Specifically, but not limited by enumeration, the following are human health hazards if determined to meet the human health hazard definition.

> (c) (7) *Toxic and hazardous material*. Any chemical and/or biological material that is stored, used, or disposed of in such quantity or manner that it is, or has, the potential to create a human health hazard.
> (c) (16) *Other.* Any other situation deemed by the health officer to meet the definition of a human health hazard.

Therefore, I hereby order the following actions be taken by Cypress Acquisitions, LCC, to address the abatement of the human health hazard.

1. Any dwelling unit with TCE indoor air results equal to or exceeding 10 times the VAL of 2.1ug/m^3 (or 21ug/m^3) must undergo daily re-testing while occupied.
2. If a dwelling unit registers 2 readings that together average 21 ug/m^3 or higher, the tenant must be relocated from the unit within 24 hours, until further notice.

3. Any dwelling unit that tests indoor air TCE results from 3 to 10 times the VAL (6.3 ug/m^3 to 20.9 ug/m^3) requires follow-up testing twice a week on nonconsecutive days.
4. Weekly testing is required for all other dwelling units until the human health hazard is resolved and confirmed by the North Shore Health Department (NSHD), Wisconsin Department of Health Services (DHS), and the Wisconsin Department of Natural Resources (DNR).
5. Until the human health hazard has been resolved and confirmed, no individual shall move into the building located at 5805 N. Lydell Ave.
6. Daily reports, including completed work, the action plan for the following day, and all indoor air sample results, must be submitted to the NSHD, DHS, and DNR.
7. A real-time system housing all TCE testing results within the building shall be established, and the data should be made available to NSHD, DHS, and DNR in real-time system. A template will be provided for your reference.
8. It is strongly recommended that individuals residing in the building who work from home are provided with alternative workspace options outside the affected structure.

By issuing this order, I hereby notify and certify that on July 15, 2023 in the City of Glendale, State of Wisconsin, I served the order described above in reference to the structure located at 5805 N. Lydell Ave, Glendale, WI 53217. A copy has also been mailed to the owner of said property.

If you have any questions, please contact the North Shore Health Department at 414-371-2980.

Signed:_____Date____7/18/2023_____

Rebecca Rowland, MPH, MBA
Public Health Officer
North Shore Health Department