**State of Wisconsin**
**DEPARTMENT OF NATURAL RESOURCES**
**2300 N. Dr. Martin Luther King, Jr. Drive**
**Milwaukee WI 53212-3128**

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**Cathy Stepp, Secretary**
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WISCONSIN DEPT. OF NATURAL RESOURCES

June 18, 2012

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BRRTS#: 06-67-558906

RECEIVED
JUN 20 2012
Remediation & Redevelopment

RJN Holdings, LLC
Reno Novak, President
826 Roosevelt Rd
Rockford, IL 61109

SUBJECT: Approval to Proceed in the Voluntary Party Liability Exemption (VPLE) Process , Cambridge Major Laboratories, N115 W 19392 Edison Dr., Germantown, WI

Dear Mr. Novak,

*This letter provides information for VPLE program applicants, property owners, and individuals who are potential responsible parties (RPs) for remedial action at the site described above. Please note the legal responsibilities that may apply to you, based upon your relationship with this property.*

## APPLICANTS TO THE VPLE PROCESS

Thank you for submitting your application to the Department of Natural Resources (DNR) for approval to proceed with an environmental investigation and cleanup associated with the Property referenced above. As you are aware, the VPLE process provides specific liability exemptions for voluntary parties after the completion of an environmental investigation and cleanup that are conducted in accordance with ss. 292.11, and 292.15, Wis. Stats.

## APPLICATION APPROVAL

We have approved your application to participate in this process. Your property has or has had a discharge of a hazardous substance and you meet the definition of "voluntary party." Also, s. 292.15(7), Wis. Stats., describes facilities that are not eligible for the VPLE. Licensed solid waste facilities and certain types of hazardous waste treatment, storage and disposal facilities are not eligible to receive the liability projection. Based on information submitted in your application and a review of DNR records, the DNR has determined that your Property *does not include* one of the ineligible facilities and the Property is eligible to begin the VPLE process. The approval of your VPLE application is based upon information available to the DNR at the time the application was reviewed. If in the future, additional information shall become available which indicates that the site is not eligible for the VPLE, the DNR may remove the site from the VPLE process.

## REQUIREMENTS FOR ENVIRONMENTAL WORK

In order to obtain the Voluntary Party Liability Exemption, all necessary environmental response actions will be reviewed by DNR to determine their compliance with ss. 292.11 and 292.15, Wis. Stats., and the ch. NR 700 administrative rule series. The first step in the process is to conduct an environmental investigation of the entire property, not just an investigation of the known or suspected areas of contamination. The environmental investigation includes a Phase I and II environmental assessment, as well as a site investigation conducted in accordance with ch. NR 716, Wis. Adm. Code. Where environmental work has been previously conducted on the property, that work may satisfy some or all of the requirements of an environmental investigation. The scope of the environmental investigation must assess all discharges of any hazardous substances on the Property or that has migrated from the Property, and solid or hazardous waste disposed of on the Property. DNR will review the reports you will or have submitted and inform you whether additional work is necessary to complete the environmental investigation requirement. The DNR Project Manager assigned to your VPLE project is Mark Drews and can be reached at (262) 574-2146.

## FEES

Thank you for your application fee of $250.00 and an advance deposit fee of $3,000.00 that was received on June 8, 2012. As a participant in this process, the applicant is responsible for paying fees to the DNR to off set the cost of DNR's activities associated with assisting you as you proceed through the VPLE process.

From this advance deposit, DNR will deduct fees at the *currently* established hourly rate of $100 to offset the costs of DNR providing assistance on your project. Fees will be deducted until the project is completed or until the deposit is spent, whichever **comes** first. In the former case, any remaining balance will be refunded. If DNR review costs more than the deposit amount, DNR will send quarterly invoices for costs associated with your project during that time period. You will be required to reimburse the DNR for its costs within 30 days of receiving the invoice. You should be aware that the costs associated with DNR assisting you on this property will vary depending on the complexity and size of the property, as well as the completeness of the information that you submit to us. DNR assistance costs generally can average from $2,000 to $10,000, with some properties costing greater or less than that range based on the factors referenced previously.

## ADDITIONAL OBLIGATIONS OF APPLICANTS, POTENTIALLY RESPONSIBLE PARTIES, AND PROPERTY OWNERS

The DNR looks forward to working with you, as you address the contamination on or migrating from this property. We would also like to clarify your responsibilities, as well as the responsibilities of any other potentially responsible parties and property owners who may have a relationship to this property.

Wisconsin's hazardous substance spill law assigns responsibilities for cleanup in s 292.11(3) WI. Stats., as follows: "a person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state."

If you should choose to withdraw from the VPLE process or discontinue clean-up efforts, you should be aware that you may have continuing legal responsibilities. If you own the property or caused the hazardous substance discharge, state law requires you to complete the necessary environmental work

to restore the environment and minimize effects of discharges on the property and/or migrating off of the property. If you do not own the property, have not caused the discharge, and you elect to discontinue clean-up activities at the site, the DNR will work with those persons who caused the discharge or those that own the property to address the remaining environmental concerns.

Thank you for entering the Voluntary Party Liability Exemption process. The Bureau for Remediation and Redevelopment Tracking System (BRRTS) identification number for the Property is included at the top of this letter. Please be aware that information on contamination sites is tracked in a Department database that is available on the Internet at http://dnr.wi.gov/org/aw/rr/. See "BRRTS on the web" under "Contaminated Land Databases".

Further correspondence concerning technical issues at this site can be sent to the SER located at 2300 N. Martin Luther King Dr., Attention ,Victoria Stovall, Milwaukee , WI. We look forward to working with you as you proceed through this process.

Sincerely,

Victoria Stovall

Victoria Stovall,
Environmental Program Associate
Remediation and Redevelopment Program

cc: Maurice Daubs, Daubs Env. Services, Inc.
Michael Prager – RR/3
WI DNR Case File