



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Southeast District

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Post Office Box 12436
Milwaukee, Wisconsin 53212
Telephone: 414-263-8500
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Carroll D. Besadny
Secretary

November 14, 1991

File Ref: Ozaukee Co.
ERRP
ER

Mr. Tom C. Baumgartner
W6250 W. Pioneer Rd.
P.O. Box 1939
Fond Du Lac, WI 54936-1939

Dear Mr. Baumgartner,

RE: Public Water Supply Contamination, Well No. 3 Cedarburg, WI

The Wisconsin Department of Natural Resources (WDNR), through a volatile organic chemical sampling program of municipal wells, discovered a problem with the City of Cedarburg public water supply in 1982. To date, water quality monitoring by the City of Cedarburg and the Department of Natural Resources has found trichloroethylene in city wells 3 and 5 at levels which range from no detection to 89 micrograms per liter. In 1989, the Department of Natural Resources authorized an Environmental Repair Funded study to investigate the source of the contamination at wells 3 and 5. This study used soil gas monitoring, soil borings, and groundwater monitoring wells. Volatile organic chemical contamination was found in two locations: the former Mercury Marine Plants 1 and 2.

A copy of all information is available at the Department's Southeast District office for your review. The purpose of this letter is to inform you of your legal responsibilities to address this situation. Because you were the owner/operator of a property where a hazardous substance was discharged or where environmental contamination exists, you are responsible for:

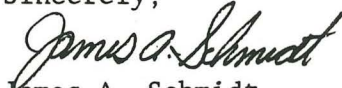
1. Determining the horizontal and vertical extent of contamination.
2. Cleaning up the contaminants.
3. Proper disposal of all contaminants.

Section 144.76(3), Wisconsin Statutes, requires that, "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 this state." The Statute also authorizes the WDNR to enforce clean up requirements.

The Department requests that within 14 days of the date of this letter you notify this office that you have hired a qualified environmental hydrogeologic or engineering consultant, and that within 30 days your consultant submit a workplan to conduct a remedial investigation. Please be aware that this site may be added to CERCLIS, the Environmental Protection Agency's (EPA's) list of sites that pose an environmental threat, sites discovered within the Federal Superfund program are contained on this list. Your response to this letter may help determine what further actions are pursued at this site within the Federal Superfund program.

Should you have any questions regarding this letter please contact me at the above address or at (414) 263-8642.

Sincerely,



James A. Schmidt

Environmental Repair Program Supervisor

c: Frank Schultz - SED
Sharon Schaver - SED
Mark Giesfeldt - SW/3
Patricia Hanz - LC/5





**MERCURY
MARINE**

DIVISION OF BRUNSWICK CORPORATION

Tom C. Baumgartner

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