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5108 Tomahawk Trail • Madison Wisconsin 53705 USA

8hh/17/2011

Prepared Remarks For Madison Urban Design Commission

The Environmental Protection Agency estimates that more than 10 trillion gallons of untreated urban and suburban storm water runoff makes its way into our surface waters each year. In many communities, polluted urban and suburban runoff is the major source of water quality impairment -degrading recreation, destroying fish habitat, and altering stream ecology and hydrology.

A hydrogeologist who sits on the Madison Water Utility Board stated at our recent neighborhood meeting on water quality “ **Your well is very susceptible to contaminants applied at the land surface and to storm water runoff**”.

According to a community environmental protection specialist who has read the various environmental reports I received via an open records request to the WDNR “**This development site has been static for many years, site disturbance like demolition and construction activities could produce new contaminants from the surface which could enter your water supply**”.

The Developer maintains that the results from 16 soil borings which came up clean indicate the site is “clean”

According to a hydrogeologist who worked for the department of commerce and oversaw clean up of sites “ **The depth of the borings was shallower than the depth of some of the underground tanks. Since the water table is 35 feet and fluctuates soil borings at 15 feet and up do not really matter...**”

I would like to conclude my remarks with 2 items.

Technical Assistance, Liability Clarification and Current Site Conditions at The Erdman Campus, University Avenue and North Whitney Way, Liability Determination: Although the Phase I and Phase II ESAs appear to be complete and address the recognized environmental conditions at the Property, **given the history of use(s) at the Property and uncertainty about actual tank locations, it is possible that contamination may be encountered during the demolition and redevelopment process.**

Email August 8, 2011 From John Snowden to Linda S. Hanefeld DNR Prior to us submitting the phase 1 and 2 for your review, **I remember that we heard of a DNR program that - in a nutshell - limited an owners liability provided an owner performed investigations or cleaned the site to a certain DNR Standard. Could you please let me know again what that program is and how we participate in that program?**

UPL 8-17-11 Handout