**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**
**REGION 7**
11201 Renner Boulevard
Lenexa, Kansas 66219

MAR 0 6 2019

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
Article Number: 7014 1200 0000 6121 4627

Mr. Andy Kreiger
Operations Manager
Alliant Energy
905 Otley Avenue
Perry, Iowa 50220

RE: Request for Information Pursuant to Section 104 of CERCLA and Section 3007 of RCRA for the Alliant Energy facility in Jefferson, Iowa (EPA ID # IAD984620682)

Dear Mr. Kreiger:

Pursuant to Section 104(e)(2) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 9604(e)(2), and Section 3007 of the Resources Conservation and Recovery Act (RCRA), 42 U.S.C. § 6927, the U.S. Environmental Protection Agency Region 7 seeks the cooperation of Alliant Energy in providing information and documents related to its facility located at 205 South Vine Street, Jefferson, Iowa 50129 (the Facility). Under CERCLA and RCRA, the EPA has broad information gathering authority which allows the EPA to require persons to furnish information or documents regarding the identification, nature, and quantity of waste materials which have been or are generated, treated, stored, or disposed of or transported to a site, as well as the nature or extent of the release or threatened release of hazardous wastes at a site.

Cis 1,2-dichloroethylene, trans 1,2-dichloroethylene, trichloroethylene, and tetrachloroethylene have been found in and around four municipal water supply wells located in downtown Jefferson, Iowa. The EPA is currently conducting a site assessment of the area surrounding the wells and is investigating the source, extent, and nature of this release. This investigation requires inquiry into the identification, nature and quantity of materials that have been or are generated, treated, stored, or disposed in the area surrounding the four contaminated Jefferson municipal water supply wells. The Facility is located in very close proximity to the wells. Thus, the EPA is seeking information about Alliant Energy's ownership of and operations at the Facility.

We encourage Alliant Energy to give this matter its immediate attention and request that Alliant Energy provide a complete and truthful response to this Information Request and enclosed questions (Attachment B) within 30 days of receipt of this letter. Instructions and definitions (Attachment A) are provided. Note that false, fictitious, or fraudulent statements or representations may subject Alliant

RCRA 3/6/2019

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Energy to civil or criminal penalties under federal law. Alliant Energy's response to this Information Request should be mailed or transmitted to:

Ms. Catherine Chiccine
Attorney, Office of Regional Counsel
U.S. Environmental Protection Agency Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219
chiccine.catherine@epa.gov

Some of the information the EPA is requesting may be considered by Alliant Energy to be confidential. Please be aware that Alliant Energy may not withhold the information upon that basis. If Alliant Energy wishes the EPA to treat the information as confidential, it must advise the EPA of that fact by following the procedures outlined in Attachment A (Instructions), including the requirement for supporting the claim of confidentiality.

If Alliant Energy has information about other persons or entities who may have information which may assist the EPA in its investigation of this matter or who may be responsible for the contamination, that information should be submitted within the time-frame noted above.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

If you have any questions about this Information Request, please contact Catherine Chiccine at (913) 551-7917 or by email at chiccine.catherine@epa.gov. We appreciate and look forward to your prompt response to this Information Request.

Sincerely,

Don Lininger, CHMM
Chief
Waste Remediation and Permitting Branch
Air and Waste Management Division

Kenneth S. Buchholz
Chief
Assessment Emergency Response and Removal Branch
Superfund Division

Attachments

## Attachment A
## Instructions for Information Request

1. **Answer Every Question Completely**. A separate response must be made to each of the questions set forth in this Information Request. For each question contained herein, if information responsive to this Information Request is not in your possession, custody, or control, please identify the person(s) from whom such information may be obtained.

2. **Number Each Answer**. Precede each answer with the corresponding number of the question and the subpart to which it responds.

3. **Provide the Best Information Available**. Provide responses to the best of your ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available will be considered non-compliance with this Information Request.

4. **Continuing Obligation to Provide/Correct Information**. If additional information or documents responsive to this Information Request become known or available to Alliant Energy after it has responded to this Information Request, the EPA hereby requests, pursuant to CERCLA Section 104(e), that Alliant Energy supplement its response to the EPA.

5. **Confidential Information**. The information requested herein must be provided even though Alliant Energy may contend that it includes confidential information or trade secrets. Alliant Energy may assert a confidentiality claim covering part or all of the information requested, pursuant to Section 104(e)(7) of CERCLA, 42 U.S.C. § 9604(e)(7), Section 3007(b)(3) of RCRA, 42 U.S.C. §6927(b)(3), and 40 CFR § 2.203(b).

   If Alliant Energy makes a claim of confidentiality for any of the information that it submits to the EPA, it must prove that claim. For each document or response that Alliant Energy claims should be provided confidential treatment, it must separately address the following:

   a. The portions of the information alleged to be entitled to confidential treatment;
   b. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);
   c. measures taken to guard against the undesired disclosure of the information to others; the extent to which the information has been disclosed to others, and the precautions taken in connection therewith;
   d. pertinent confidentiality determinations, if any, by the EPA or other federal agencies, and a copy of any such determinations or reference to them, if available; and
   e. whether Alliant Energy asserts that disclosure of the information would likely result in substantial harmful effects on its business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.

   To make a confidentiality claim, please stamp or type "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise non-

confidential documents should be clearly identified. Please indicate a date, if any, after which the information needs no longer be treated as confidential. Please submit your response so that all non-confidential information, including any redacted versions of documents are in one envelope and all materials for which you desire confidential treatment are in another envelope.

All confidentiality claims are subject to the EPA verification. It is important that Alliant Energy satisfactorily demonstrate that it has taken reasonable measures to protect the confidentiality of the information and that it intends to continue to do so and that it is not and has not been obtainable by legitimate means without its consent. Information covered by such claim will be disclosed by the EPA only to the extent permitted by CERCLA Section 104(e) and RCRA Section 3007(b). If no such claim accompanies the information when it is received by the EPA, then it may be made available to the public by the EPA without further notice to Alliant Energy.

6. **Disclosure to EPA Contractor**. Information submitted in response to this Information Request may be disclosed by the EPA to authorized representatives of the United States, pursuant to 40 CFR § 2.310(h), even if it is asserted that all or part of it is confidential business information. Please be advised that the EPA may disclose all responses to this Information Request to one or more of its private contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If Alliant Energy is submitting information which it asserts is entitled to treatment as confidential business information, it may comment on this intended disclosure in its response to this Information Request.

7. **Personal Privacy Information**. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy should be segregated from Alliant Energy's responses, included on separate sheet(s), and marked as "Personal Privacy Information."

8. **Objections to Questions**. If Alliant Energy has objections to some or all the questions within the Information Request, it is still required to respond to each of the questions.

## Definitions

All terms not identified herein shall have their ordinary meaning, unless such terms are defined in CERCLA or the Resource Conservation and Recovery Act, 42 U.S.C. §§ 6901 – 6992k, or 40 CFR Parts 260-280, in which case the statutory or regulatory definitions shall apply. The following definitions shall apply to the following words as they appear in this Information Request.

1. The terms "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside its scope.

2. Words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside its scope.

3. The term "any," as in "any documents" for example, shall mean "any and all."

4. The term "disposal" means the discharge, deposit, injection, dumping, spilling, leaking, or placing of any hazardous waste into or on any land or water so that such hazardous waste or any constituent thereof may enter the environment or be emitted into the air or discharged into any waters, including ground waters.

5. The terms "document(s)" and "documentation" shall mean any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, and every copy of each document that is not an exact duplicate of a document which is produced, every copy which has any writing, figure or notation, annotation or the like on it, drafts, attachments to or enclosures with any document and every document referred to in any other document.

6. The term "Facility" or "Site" means the property located at 205 South Vine Street, Jefferson, Iowa, 50129.

7. With respect to a natural person, the term "identify" means to set forth: a. the person's full name; b. present or last known business and home addresses and telephone numbers; and c. present or last known employer (include full name and address) with title, position or business.

8. With respect to a corporation, partnership, business trust, or other association or business entity (including, without limitation, a sole proprietorship), the term "identify" means to provide its full name, address, affiliation with the individual and/or company to whom/which this request is addressed, legal form (e.g. corporation, including state of incorporation, partnership, etc.), a brief description of its business, and to indicate whether or not it is still in existence and, if it is no longer in existence, to explain how its existence was terminated and to indicate the date on which it ceased to exist.

9. The term "material" or "materials" means any and all objects, goods, substances, or matter of any kind, including but not limited to wastes.

10. The term "release" has the same definition as that contained in Section 101(22) of CERCLA, 42 U.S.C. § 9601(22), and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.

11. The term "waste" or "wastes" shall mean and include hazardous waste and hazardous substances, whether solid, liquid, or sludge.

12. The term "you" or "Respondent" means Alliant Energy. The term "you" also includes any officers, managers, employees, contractors, trustees, predecessors, successors, assigns, and agents of Alliant Energy.

**Attachment B**
**Questions**

1. Identify whether the following substances were ever generated, stored, treated, disposed and/or otherwise handled at the Facility:

   a. cis 1,2-dichloroethylene
   b. trans 1,2-dichloroethylene
   c. trichloroethylene
   d. tetrachloroethylene

2. For each substance to which you replied "yes" in Question 1, please answer the following questions:

   a. Please state the quantity of each substance was purchased, generated, stored, treated, used, managed, and/or otherwise handled each year since beginning operations and provide copies of purchase records;
   b. Please state when each substance was purchased, generated, stored, treated, used, managed, and/or otherwise handled;
   c. Provide a description of how each substance was generated, stored, treated, used, managed, and/or otherwise handled. If more than one use, describe each use and when each was used;
   d. Provide a map identifying the area in which each substance was generated, stored, treated, used, managed, and/or otherwise handled at the Facility;
   e. Provide a second map identifying any areas where releases of any of these substances occurred either at the Facility or offsite, when such releases occurred, and in what amount; and
   f. Provide copies of all hazardous waste manifests or other documents documenting the proper disposal of each substance or its resulting waste.

3. Provide copies of all Phase I environmental property assessments for the Facility.

4. Provide copies of all Phase II environmental property assessments for the Facility.

5. Has any soil or groundwater sampling been conducted at the Facility, including off-site sampling pertaining to the Facility? If so, please provide copies of all reports and/or summaries pertaining to any sampling event, including without limitation sample results, and supporting analytical data, such as laboratory bench sheets. If there is knowledge of such documents, but the documents cannot be located, please describe in detail such knowledge including without limitation the name and contact information of the contractor who conducted such work.

6. Do you have any other information or data regarding the existence of contamination at the Facility in soil, groundwater, soil gas, or building materials, other than information provided in response to Questions 2 through 5? If your answer is not an unqualified no, provide: a narrative response detailing the nature and extent of the contamination, all documents regarding that contamination, and the name and contract information of all persons with knowledge of the contamination.

7. Identify the current owner and/or operator of the Facility. State the dates during which the current owner and/or operator owned, operated or leased any portion of the Facility and provide copies of

all documents evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.

8. Identify all Facility owners and operators back to 1900 and provide the dates of such ownership/operation.

9. If Alliant Energy has any other facilities in Jefferson, Iowa, identify the facility location and answer all of the above questions for such facility.

10. Provide the name, title, address and telephone number of the individual who will act as Alliant Energy's primary contact regarding this matter.