



ORDER FOR CLOSURE AND EVACUATION OF 2748 N 32nd St, Milwaukee, WI 53210

TO: Residents and occupants of 2748 N 32nd St, Milwaukee, WI 53210

As the Public Health Officer for Milwaukee, Wisconsin, I have been informed by the Wisconsin Department of Natural Resources, the Wisconsin Department of Health Services and Milwaukee Health Department staff regarding exceptionally high Trichloroethylene (TCE) vapor intrusion levels—measured at $400 \mu\text{g}/\text{m}^3$ when the Vapor Action Level (VAL) is $2.1 \mu\text{g}/\text{m}^3$ —in the Community Within the Corridor East Block development.

According to published guidance, DHS has concurred with DNR's position that immediate action is justified when TCE is present at the VAL ($2.1 \mu\text{g}/\text{m}^3$) when women of child bearing age (ages 15 – 44) are present and when TCE is present at 3x the VAL ($6.3 \mu\text{g}/\text{m}^3$) for the general public.

According to the same published guidance depending upon how far above the VAL the concentration is, more urgent actions may be needed, and the local health officer should be consulted for potential abatement orders, placarding, and temporary relocation of occupants per Section 254 Wis. Admin. Code. Here, the measured concentration is almost 200 times above the VAL.

Upon this guidance and upon information and belief that these conditions exist at 2748 N 32nd St, Milwaukee, WI 53210, which present an imminent and substantial danger to the public health I find that the closing and evacuation of the premises located at 2748 N 32nd St, Milwaukee, WI 53210, is necessary to preserve the public health of the community and its citizens.

Wisconsin Statutes Chapter 254 and Milwaukee City Charter ch. 17 provide authority to the Public Health Officer of the City of Milwaukee to act in the public health. Therefore, as authorized by the Statutes and Charter noted above including but not limited to Wis. Admin. Code Chapters DHS and NR:



I declare as follows:

- That an acute health risk exists.
- That “immediate action” is necessary, as defined by Wis. Admin. Code NR § 700.03(28), because levels of TCE are 3x VAL or greater for the general public; and levels of TCE are above the VAL for women aged 15-44.
- That the specific action of limiting public access to the site or facility is warranted. Wis. Admin. Code NR § 708.05(4)(a).

I am ordering as follows:

- That 2748 N 32nd St, Milwaukee, WI 53210 shall be evacuated of all occupants and residents by 6:00 PM on March 25th, 2023.
- That 2748 N 32nd St, Milwaukee, WI 53210 shall be placarded as closed to the public due to public health risk.

This Order is effective as of this date, March 25, 2023, and is to stay in effect until I withdraw this Order or unless otherwise directed by a court of competent jurisdiction. A violation of this Order will result in a request to the courts for appropriate orders to protect the public health and may result in possible civil and criminal violations of the Wisconsin Statutes and Wisconsin Administrative Code.

A handwritten signature in black ink, appearing to read 'Tyler Weber', written over a horizontal line.

TYLER WEBER, or his designee
Commissioner of Health
City of Milwaukee
Date: March 25th, 2023