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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
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August 26, 2021

Karen F. Goschen  
Director of Projects  
Port of Port Angeles  
338 W First St  
Port Angeles, WA 98362  
[kareng@portofpa.com](mailto:kareng@portofpa.com)

**Re: Final Determination of Liability for Release of Hazardous Substances at the following Contaminated Site:**

- **Site Name:** Terminals 5 6 & 7 Uplands
- **Site Address:** Marine Drive, Port Angeles, Clallam County, WA 98363
- **Cleanup Site ID:** 15440
- **Facility/Site ID:** 97700
- **County Assessor's Parcel Number(s):** 063000190090, 063099190025, 063099190035, 063000505520

Dear Karen F. Goschen:

On July 15, 2021, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Port of Port Angeles is a potentially liable person (PLP) for a release of hazardous substances at the Terminals 5 6 & 7 Uplands facility (Site). On August 2, 2021, the Port of Port Angeles acknowledged receipt of this letter by email. On July 30, 2021, Ecology received written notice accepting your status as a PLP for the Site and waiving your opportunity to comment.

Based on available information, Ecology finds that credible evidence exists that Port of Port Angeles is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Port of Port Angeles is a PLP with regard to the Site.

The purpose of the Model Toxics Control Act (MTCA) is to identify, investigate, and cleanup facilities where hazardous substances have been released. Liability for environmental contamination under MTCA is strict, joint and several (RCW 70A.305.040(2)). Ecology ensures that contaminated sites are investigated and cleaned up to the standards set forth in the MTCA statute and regulations. Ecology has determined that it is in the public interest for remedial actions to take place at this Site.

Ecology will contact you regarding the actions necessary for the Port of Port Angeles to bring about the prompt and thorough cleanup of hazardous substances at this Site. Failure to cooperate with Ecology or comply with MTCA in this matter will result in Ecology employing enforcement tools as it deems necessary and appropriate. This includes, but is not limited to, the issuance of an administrative order. Failure to comply with such an order may result in a fine of up to \$25,000 per day and liability for up to three times the costs incurred by the state (RCW 70A.305D.050(1)).

Your rights and responsibilities as a PLP are outlined in chapter 70A.305 RCW, and chapters 173-340 and 173-204 WAC.

If you have any questions regarding this notice, please contact Connie Groven at (360) 407-6254 or [connie.groven@ecy.wa.gov](mailto:connie.groven@ecy.wa.gov).

Sincerely,



Rebecca S. Lawson, P.E., LHG  
Section Manager  
Toxics Cleanup Program  
Southwest Region Office

By certified mail: 9489 0090 0027 6092 9912 84

cc: James Gibb, Owens Corning

cc by email: Jesse Waknitz, Port of Port Angeles, [jessew@portofpa.com](mailto:jessew@portofpa.com)  
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Ecology Site File