



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

June 9, 2022

T.J. Lehman
14th & E. Union, LLC c/o Euclid Real Estate, LLC
5607 Keystone Place North, Studio B
Seattle, WA 98103

Re: Application acceptance – Voluntary Cleanup Program

Site name: Pasciuto Property
Site address: 1314 E Union St Seattle, WA, 98122
Facility/Site ID: 5067972
Cleanup Site ID: 1355
VCP Project No.: XS0023

Dear T.J. Lehman:

The Department of Ecology (Ecology) accepted your application to the Expedited process of the Voluntary Cleanup Program (VCP) for the Pasciuto Property facility (Site). We applaud your initiative and welcome your interest in the VCP. This letter provides important information on how we will review your VCP cleanup project (project) at the Site.

Agreement

We completed and signed your Expedited VCP agreement for the project on June 9, 2022. This date is the effective date of the agreement. A copy of your signed agreement is [enclosed](#).

Identification numbers

We have assigned a unique name and number to your Site. This information is listed on the first page of your Expedited VCP agreement ([enclosed](#)). When contacting us, please reference this information to identify your project.

Communications

Unless otherwise requested, we will communicate directly with your project manager, Jami Stevenson, as listed on your VCP application form. If you replace your project manager, or their contact information changes, please submit a completed [change of contact form](#).¹

The following site manager is our point of contact for your project:

Frank Winslow, LG, Expedited VCP Cleanup Project Manager
Toxics Cleanup Program, Central Regional Office
Department of Ecology
1250 W Alder Street
Union Gap, WA 98903-0009
(509) 454-7835
frank.winslow@ecy.wa.gov

Request for written opinion

In your application, you requested a written opinion on the sufficiency of your completed Remedial Investigation and Feasibility Study Report. We will review your submitted document and expect to provide a written response within approximately 90 calendar days.

Reporting requirements

When requesting written opinions, you must comply with the following reporting requirements to avoid unnecessary delays in the VCP process:

- **Licensing.** You must submit documents containing geologic and hydrogeologic work and engineering work under the seal of an appropriately licensed professional, as required in chapters [18.220](#)² and [18.43](#)³ RCW, respectively.
- **Data submittal.** You must submit environmental data to our [Environmental Information Management](#) (EIM) system.⁴ The [Toxics Cleanup Program Policy 840](#)⁵ describes data submittal requirements. Please visit the EIM Submit Data webpage for data submittal instructions.

¹ <http://www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm>

² <https://apps.leg.wa.gov/RCW/default.aspx?cite=18.220>

³ <https://apps.leg.wa.gov/RCW/default.aspx?cite=18.43>

⁴ <https://ecology.wa.gov/eim>

⁵ <https://fortress.wa.gov/ecy/publications/SummaryPages/1609050.html>

Initial prepayment

We will send you a prepayment invoice within 10 calendar days after your acceptance into the Expedited VCP process. Under your Expedited VCP agreement, you must submit the initial prepayment of \$20,000 within 30 calendar days of the invoice date.

If we do not receive the initial prepayment within 30 calendar days, we will terminate your Expedited VCP agreement, and immediately stop work on your project. Further, you must still pay for both of the following:

- Any costs we incur to review your submitted report and other materials before agreement termination
- The \$1,500 agreement close out fee.

We will invoice you for our costs. If we do not receive payment within 60 calendar days after the invoice date, we may assign the debt to a collection agency under chapter [19.16](#) RCW.⁶ You are responsible for paying all collection fees. Please refer to the [Voluntary Cleanup Program \(VCP\): Guidance for the Expedited VCP Process](#)⁷ for the fee schedule and billing information.

Payment

We will send monthly invoices to the billing contact listed in your VCP application form. Our invoices include a summary of costs incurred, payments received, names of staff billing to the project, and the time spent on the project during the previous month. We will cost recover against the prepayment balance and ask for subsequent prepayments as needed. If the prepayment balance approaches or crosses the prepayment threshold, we will invoice you for the subsequent prepayment. Customers will have 30 calendar days from the invoice date to provide the subsequent prepayment.

If you replace your billing contact, or their contact information changes, you must submit a completed [change of contact form](#).

⁶ <https://apps.leg.wa.gov/RCW/default.aspx?Cite=19.16>

⁷ <https://fortress.wa.gov/ecy/publications/summarypages/2009053.html>

Contact Information

We are committed to working with you to achieve the prompt and effective cleanup of your Site. If you have any questions, please contact Frank Winslow at frank.winslow@ecy.wa.gov or call (509)-424-0543.

Sincerely,

A handwritten signature in blue ink that reads "Nicholas M. Acklam". The signature is fluid and cursive, with the first name "Nicholas" being more prominent.

Nick Acklam
Acting Section Manager
Toxics Cleanup Program

Enclosure: Copy of signed Expedited VCP Agreement

cc: Pete Kingston, Farallon Consulting LLC
Kimberly & Ciro Pasciuto
Ecology Fiscal Office, TCP Cost Recovery Coordinator

Enclosure

Copy of Signed Expedited VCP Agreement