



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

Northwest Region Office  
PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

May 11, 2022

Betty Buhler  
Silver Bay Logging Inc.  
5350 Mt. Brynion Rd.  
Kelso, WA 98626

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

- **Site Name:** Independent Metals Plant 2 (a.k.a. Silver Bay Logging)
- **Site Address:** 816 S. Kenyon St and 7814 8th Ave S., Seattle, WA 98108 (This letter covers four parcels of the five total parcels of the Site)
- **Cleanup Site ID:** 12300
- **Facility/Site ID:** 16139
- **King County Assessor's Parcel Number:** **7327902480; 7327902490; 7327902500; 7327902520;** and **7327903645** (This letter covers those four parcels that are bolded)

Dear Betty Buhler:

On April 12, 2022, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Silver Bay Logging Inc. is a potentially liable person (PLP) for a release of hazardous substances at the Independent Metals Plant 2 (a.k.a. Silver Bay Logging) facility (Site). On May 2, 2022, Ecology received your 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 Silver Bay Logging Inc. is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Silver Bay Logging Inc. 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 Silver Bay Logging Inc. to bring about the

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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.305.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70A.305 RCW, and Chapters 173-340 and 173-204 WAC. Ecology's cleanup project manager for the Site, Sam Wang, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Sam Wang by phone at (206) 594-0127 or by email at [sam.wang@ecy.wa.gov](mailto:sam.wang@ecy.wa.gov).

Sincerely,



Robert W. Warren  
Section Manager  
Toxics Cleanup Program, NWRO

By Certified Mail: 9171 9690 0935 0192 9821 05

cc: Laura Maffei, Cable Huston LLP  
John Level, AAG, Office of the Attorney General  
Ecology Site File