



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Central Region Office

1250 West Alder St., Union Gap, WA 98903-0009 • 509-575-2490

February 10, 2023

Karma Suchan
Yakima County Public Services
7151 Roza Hill Drive
Yakima, WA 98901

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

- **Site Name:** Snipes Mountain Landfill
- **Site Address:** 1150 Luther Road, Sunnyside
- **Facility/Site No.:** 501
- **Cleanup Site No.:** 3402
- **County Assessor's Parcel Numbers:** 22103031001, 22103032003

Dear Karma Suchan:

On April 7, 2021, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Yakima County Public Services (YCPS) is a potentially liable person (PLP) for a release of hazardous substances at the closed Snipes Mountain Landfill (Site). On May 7, 2021, the 30-day comment period on our preliminary determination expired. On May 12, 2021, Ecology received your written notice accepting your status as a PLP for the Site and your request for further discussions related to the next steps for the Site.

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

The purpose of the Model Toxics Control Act (MTCA) is to identify, investigate, and clean up facilities where hazardous substances have been released. Liability for environmental contamination under MTCS is strict, Joint, and several (RCW 70.105D.040(2)). Ecology ensures that contaminated sites are investigated and cleaned up to the standards set forth in MTCA statute and regulations. Ecology has determined that it is in the public interest for remedial actions to take place at this Site. You have already engaged with Ecology regarding the actions necessary for YCPS to bring about the prompt and thorough cleanup of hazardous substances at the Site. Failure to cooperate with Ecology or comply with MTCA in this matter could result in Ecology employing enforcement tools as it deems necessary and appropriate.

Karma Suchan
Yakima County Public Services
Snipes Mountain Landfill Final Notice of Release
February 10, 2023
Page 2 of 2

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 70.105D.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70.105D RCW, and Chapters 173-340 and 173-204 WAC. Ecology's cleanup project manager for the Site, Luke LeMond, will continue to work with you on determining actions necessary for the cleanup.

If you have any questions regarding this letter, or if you would like additional information regarding the cleanup of contaminated sites, please contact Luke LeMond at (509) 379-3961 or Luke.Lemond@ecy.wa.gov. Thank you for your cooperation.

Sincerely,

James Rivard (Signed Electronically)

James Rivard
Regional Section Manager
Solid Waste Management Program
Central Regional Office

Enclosure: Focus Sheet: Model Toxics Control Act Cleanup Regulation: Process for Cleanup of Hazardous Waste Sites¹

By certified mail: 7014 3490 0001 5526 5318

cc: Shawn Magee, Yakima Health District
Ivy Anderson, Office of the Attorney General, Ecology Division
Ecology site file

¹ <https://apps.ecology.wa.gov/publications/documents/ftc94129.pdf>

