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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

March 1, 2023

Rick Mathews
CenterPoint South Park LLC
1808 Swift Drive
Oak Brook, IL 60523
(rmathews@centerpoint.com)

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

- **Site Name:** South Park Landfill
- **Site Address:** 8200 2nd Ave S, Seattle, WA 98108
- **Cleanup Site ID:** 1324
- **Facility/Site ID:** 2180

Dear Rick Mathews:

On February 16, 2023, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that CenterPoint South Park LLC is a potentially liable person (PLP) for a release of hazardous substances at the South Park Landfill facility (Site). On February 17, 2023, 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 CenterPoint South Park LLC is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that CenterPoint South Park LLC 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 70.105D.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 CenterPoint South Park LLC 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

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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 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, Julia Schwarz, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Julia Schwarz at 425-515-5992 or julia.schwarz@ecy.wa.gov.

Sincerely,



Bob Warren
Section Manager
Toxics Cleanup Program, Northwest Region

cc: John Houlihan, Houlihan Law (john@houlihan-law.com)
Ashley Piatek, CenterPoint South Park LLC (abiatek@centerpoint.com)
Ivy Anderson, Office of the Attorney General (ivy.anderson@atg.wa.gov)
Ecology Site File