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**STATE OF WASHINGTON**  
**DEPARTMENT OF ECOLOGY**  
**Southwest Region Office**

PO Box 47775 • Olympia, Washington 98504-7775 • 360-407-6300

July 5, 2023

Gary Singh  
Shamsher Singh  
Exit 59 Food and Fuel LLC  
101 Mulford Rd  
Toledo, WA 98591  
[exit59chevron@gmail.com](mailto:exit59chevron@gmail.com)  
[hmahal@msn.com](mailto:hmahal@msn.com)

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

- **Site Name:** Cowlitz Food & Fuel (also known as Exit 59 Food and Fuel and Former Texaco Service No. 211556)
- **Site Address:** 101 Mulford Rd, Toledo, Lewis County, WA 98591
- **Cleanup Site ID:** 7025
- **Facility/Site ID:** 1166
- **County Assessor's Parcel Number(s):** 012429003001, 012429004000, and 012429005001

Dear Gary Singh and Shamsher Singh:

On May 15, 2023, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Exit 59 Food and Fuel LLC is a potentially liable person (PLP) for a release of hazardous substances at the Cowlitz Food & Fuel (also known as Exit 59 Food and Fuel and Former Texaco Service No. 211556) facility (Site). On June 14, 2023, the 30-day comment period on our preliminary determination expired. As of June 23, 2023, Ecology had not received any written comments from you.

Based on available information, Ecology finds that credible evidence exists that Exit 59 Food and Fuel LLC is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Exit 59 Food and Fuel 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 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 Exit 59 Food and Fuel 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 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, Steve Teel, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Steve Teel at 360-890-0059 or [steve.teel@ecy.wa.gov](mailto:steve.teel@ecy.wa.gov).

Sincerely,



Rebecca S. Lawson, P.E., L.G., L.HG.  
Section Manager  
Toxics Cleanup Program,  
Southwest Region Office

By certified mail: 9489 0090 0027 6339 2999 68

cc by email: James P. Kiernan, P.E., Chevron, [jkiernan@chevron.com](mailto:jkiernan@chevron.com)  
Eric Hetrick, Chevron, [ehetrick@chevron.com](mailto:ehetrick@chevron.com)  
Ada Hamilton, Arcadis, [ada.hamilton@arcadis.com](mailto:ada.hamilton@arcadis.com)  
Amanda Bowring, Arcadis, [amanda.bowring@arcadis.com](mailto:amanda.bowring@arcadis.com)  
Charlie Vineyard, [cvineyard@ymail.com](mailto:cvineyard@ymail.com)  
Kathryn Wyatt, Office of the Attorney General, [kathryn.wyatt@atg.wa.gov](mailto:kathryn.wyatt@atg.wa.gov)  
Rebecca Lawson, Ecology, [rebecca.lawson@ecy.wa.gov](mailto:rebecca.lawson@ecy.wa.gov)  
Jerome Lambiotte, Ecology, [jerome.lambiotte@ecy.wa.gov](mailto:jerome.lambiotte@ecy.wa.gov)  
Matt Fuller, Ecology, [matt.fuller@ecy.wa.gov](mailto:matt.fuller@ecy.wa.gov)  
Julianna Stratton, Ecology, [julianna.stratton@ecy.wa.gov](mailto:julianna.stratton@ecy.wa.gov)  
Ecology Site File