



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 15, 2011

Mr. Eric Weber
Landau Associates
950 Pacific Avenue, Suite 515
Tacoma, WA 98402

Re: Termination of VCP Agreement for the following Site:

- **Site Name:** City of Tacoma 35th Street Landfill
- **Site Address:** 35th Street and Pacific Avenue, Tacoma
- **Facility/Site No.:** 5774537
- **VCP Project No.:** SW0938

Dear Mr. Weber:

The Department of Ecology (Ecology) is terminating the VCP Agreement governing Project No. SW0938. The project involved the cleanup of the City of Tacoma 35th Street Landfill facility (Site). The effective date of termination is the date of this letter. We are providing this notice in accordance with the terms of the Agreement.

Reason

Ecology is terminating the Agreement because you informed us by letter on January 31, 2011 that you wanted to withdraw from the VCP. It was the City of Tacoma's intention that the cleanup of this Site occur as part of a Site development activity. However, the City of Tacoma does not have a date or a schedule when Site development and cleanup will occur.

Next Steps

Based on this decision, Ecology may take one or more of the following steps:

1. Send you an invoice for any costs remaining on your account. In accordance with the terms of the Agreement, you remain responsible for any costs incurred by us before the effective date of termination. *Presently, there are no costs pending.*
2. Conduct a site hazard assessment (SHA) and rank the Site for further action.


You may apply to reenter the VCP if you decide to conduct further action at the Site.



Contact Information

Ecology is committed to working with you to accomplish the prompt and effective cleanup of the Site. If you have any questions about this notice, please contact the Site Manager, Chuck Cline, at (360) 407-6267 or via e-mail at chuck.cline@ecy.wa.gov.

Sincerely,



Rebecca S. Lawson, P.E., LHg
Section Manager
Toxics Cleanup Program
Southwest Regional Office

RSL/CC/ksc:City of Tacoma 35th Street Landfill Project Termination by ECY

By certified mail: (7009 2820 0001 7155 3633)

cc: Mr. John O'Loughlin, City of Tacoma
Ms. Sharon Bell, Tacoma-Pierce County Health Department
Mr. Scott Rose, Ecology
Ms. Dolores Mitchell, Ecology

2/17/11

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

Official Use 500938

Postage	\$.44
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	

554

Postmark Here
 FEB 17 2011
 TACOMA, WA 98402

7009 2820 0001 7155 3633

Mr. Eric Weber
Landau Associates
950 Pacific Avenue, Suite 515
Tacoma, WA 98402

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Julianne Cobley</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Julianne Cobley</i></p> <p>C. Date of Delivery <i>2/18/11</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>Mr. Eric Weber Landau Associates 950 Pacific Avenue, Suite 515 Tacoma, WA 98402</p>	<p>Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7009 2820 0001 7155 3633 <i>500938</i></p>
<p>PS Form 3811, February 2004 Domestic Return Receipt <i>Chuck Cline</i> 102595-02-M-1540</p>	