



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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August 20, 2020

Julianna Marler, Chief Executive Officer
Port of Vancouver
3103 NW Lower River Rd
Vancouver, Washington 98660

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

- Name: Alcoa Vancouver
- Address: 5701 Northwest Lower River Road, Vancouver, WA
- Cleanup Site ID: 2867
- Facility Site ID: 21
- Parcel Numbers: 152166000, 152798000, 152800000, 152903000, 152905000, 152907000, 153104000, 152799000

Dear Julianna Marler:

On July 9, 2020, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Port of Vancouver is a potentially liable person (PLP) for a release of hazardous substances at the Alcoa Vancouver facility (Site). On August 7, 2020, Ecology received your written response.

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

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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, Garin Schrieve, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Garin at (360) 338-2638 or garin.schrieve@ecy.wa.gov.

Sincerely,



James DeMay
Industrial Section Manager

By certified mail: 9489-0090-0027-6086-6097-13

cc: John Level, Office of the Attorney General