



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Eastern Region Office

4601 North Monroe St., Spokane, WA 99205-1295 • 509-329-3400

September 7, 2023

John Parker
Central Valley School District
2218 North Molter Road
Liberty Lake, WA 99019

Re: Technical Assistance for the following contaminated Site:

Site Name: Spokane Gun Club
Site Address: 19615 E Sprague Ave #9656, Spokane Valley
Cleanup Site ID: 14851
Facility/Site ID: 50340
VCP Project ID: EA0374

Dear John Parker:

The Washington State Department of Ecology (Ecology) received your request for technical consultation pursuant to WAC 173-340-515(5) on your proposed dangerous waste assessment at the Spokane Gun Club facility (Site) under the Voluntary Cleanup Program (VCP)¹. This letter provides our advice and assistance. We are providing this opinion under the authority of the Model Toxics Control Act (MTCA), Chapter [70A.305](#)² RCW.

Issue Presented and Opinion

Ecology has determined the proposed sampling and analysis plan for soil will be sufficient to resolve data gaps and establish an appropriate dangerous waste (DW) screening level at the Site.

This opinion is based on an analysis of whether the proposed actions meet the substantive requirements of MTCA, Chapter 70A.305 RCW, and its implementing

¹ <https://ecology.wa.gov/Spills-Cleanup/Contamination-cleanup/Voluntary-Cleanup-Program>

² <https://app.leg.wa.gov/RCW/default.aspx?cite=70A.305>

regulations, Chapter 173-340 WAC (collectively “substantive requirements of MTCA”). The analysis is provided as follows.

Basis for the Opinion

This opinion is based on the information contained in the documents listed in **Enclosure A**. You can request these documents by filing a [records request](#).³ For help making a request, contact the Public Records Officer at publicrecordsofficer@ecy.wa.gov or call (360) 407-6040. Before making a request, check whether the documents are available on the [Site webpage](#).⁴

This opinion is void if any of the information contained in those documents is materially false or misleading.

Analysis of the Proposed Sampling

The following remedial actions have been proposed at the Site to further characterize the lateral extent of soil exceeding the DW toxicity characteristic for lead defined in WAC 173-303-090. Ecology concurs that the proposed actions will be sufficient to address data gaps at the Site prior to conducting the selected remedial actions. The proposed work plan includes the following components:

- Twenty-seven soil samples will be collected from 0-1 foot below ground surface (bgs) in areas with soil previously characterized as DW. The proposed sampling locations are illustrated in the Work Plan for Dangerous Waste Assessment (Haley & Aldrich, 2023) listed in **Enclosure A**. Three composite samples will also be collected from stockpiles generated during lead reclamation activities. All soil samples will be analyzed for total lead using EPA Method 6010D and leachable lead using EPA Method 1311.
- An updated DW screening level will be calculated using a regression analysis of the total lead versus leachable lead concentrations. If approved by Ecology, this screening level will be used as a threshold for treatment of soils prior to placement in the described in the May 2023 Cleanup Action Plan.
- The draft Cleanup Action Plan will be updated with the additional spatial characterization data, proposed DW screening level, and information requested in Ecology’s July 5, 2023 opinion letter including an air monitoring work plan and proposal to meet the State Environmental Policy Act (SEPA) requirements under WAC 197-11.

³ <https://ecology.wa.gov/About-us/Accountability-transparency/Public-records-requests>

⁴ <https://apps.ecology.wa.gov/cleanupsearch/site/14851>

Limitations of the Opinion

Opinion does not settle liability with the state

Liable persons are strictly liable, jointly and severally, for all remedial action costs and for all natural resource damages resulting from the release or releases of hazardous substances at the Site. This opinion does not:

- Resolve or alter a person's liability to the state
- Protect liable persons from contribution claims by third parties.

To settle liability with the state and obtain protection from contribution claims, a person must enter into a consent decree with Ecology under RCW 70A.305.040(4).

Opinion does not constitute a determination of substantial equivalence

To recover remedial action costs from other liable persons under MTCA, one must demonstrate that the action is the substantial equivalent of an Ecology-conducted or Ecology-supervised action. This opinion does not determine whether the action you proposed will be substantially equivalent. Courts make that determination. See RCW 70A.305.080 and WAC 173-340-545.

Opinion is limited to proposed cleanup

This letter does not provide an opinion on whether further remedial action will actually be necessary at the Site upon completion of your proposed cleanup. To obtain such an opinion, you must submit a report to Ecology upon completion of your cleanup and request an opinion under the Voluntary Cleanup Program (VCP).

State is immune from liability

The state, Ecology, and its officers and employees are immune from all liability, and no cause of action of any nature may arise from any act or omission in providing this opinion. See RCW 70A.305.170.

Contact Information

Thank you for choosing to clean up the Site under the VCP. As you conduct your cleanup, please do not hesitate to request additional services. We look forward to working with you.

John Parker
September 7, 2023
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For more information about the VCP and the cleanup process, please visit our webpage⁵. If you have any questions about this opinion, please contact me by phone at 509-342-5564 or e-mail at ted.uecker@ecy.wa.gov.


Sincerely,



Ted M. Uecker
ERO Toxics Cleanup Program

tmu;hg

Enclosures (1): A – List of Site Documents

cc: Jay Rowell, CVSD
 John Haney, Haley & Aldrich
 Keylin Huddleston, Haley & Aldrich
 Ward McDonald, Haley & Aldrich
 Christer Loftenius, Ecology 
 Nicholas Acklam, Ecology

⁵ <https://www.ecy.wa.gov/vcp>

Enclosure A

List of Site Documents

1. Haley & Aldrich, Work Plan for Dangerous Waste Assessment, Former Spokane Gun Club, August 3, 2023.
2. Haley & Aldrich, Inc., Cleanup Action Plan, Spokane Gun Club, May 8, 2023.
3. Hart-Crowser, Inc., Remedial Investigation/Feasibility Study, Spokane Gun Club, September 20, 2021.
4. Hart-Crowser, Inc., Results of Surface Soil Sampling, Test Pits 66, 67, and 68, February 14, 2019.
5. Hart-Crowser, Inc., Interim Action Report, Former Spokane Gun Club Property, January 4, 2019.
6. Hart-Crowser, Inc., Focused Phase II Environmental Site Assessment; North Henry Road and East Sprague Avenue, Greenacres, Washington, October 22, 2018.
7. Hart-Crowser, Inc., Phase I Environmental Site Assessment; North Henry Road and East Sprague Avenue, Greenacres, Washington, October 12, 2018.