



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

**Southwest Region Office**  
PO Box 47775 • Olympia, WA 98504-7775 • (360) 407-6300

October 23, 2023

Matt McGraner  
Highland Capital  
300 Crescent Ct Ste 700  
Dallas, TX 75201

[mmcgraner@highlandcapital.com](mailto:mmcgraner@highlandcapital.com)

**Re: Notice of Termination of VCP Agreement for the following Site:**

- **Site Name:** Double Tree Olympia (Formerly Phoenix Inn)
- **Site Address:** 415 Capitol Way N, Olympia, Thurston County, WA 98501
- **Facility/Site No.:** 1571525
- **Cleanup Site ID.:** 5257
- **VCP Project No.:** SW1661

Dear Matt McGraner:

The Department of Ecology (Ecology) is terminating the Voluntary Cleanup Program (VCP) Agreement (Agreement) governing Project No. SW1661. The project involved the cleanup of the Double Tree Olympia (Formerly Phoenix Inn) 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, dated October 15, 2018.

### **Reason**

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Ecology is terminating the Agreement because we understand that you are not actively cleaning up the Site. On August 16, 2023, we sent you a letter requesting an update on the status of your cleanup and your plan for completing the cleanup. Since we have not heard from you, we have decided to terminate the Agreement. It is also Ecology's understanding that the property, Thurston County parcel 78500100300, has been sold.

## Next Steps

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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.
2. Conduct a site hazard assessment (SHA) and rank the Site for further action.
3. Identify those persons we find potentially liable for cleanup of the Site.

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

## Questions

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If you have any questions about this notice, please contact me at (360) 407-6241.

Sincerely,



Rebecca Lawson, P.E. LHG  
Section Manager  
Toxics Cleanup Program  
Southwest Region Office

TCM:at

By certified mail: 9489 0090 0027 6383 2220 73

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Fiscal, VCP Fiscal Analyst  
TCP, Operating Budget Analyst  
Ecology Site File