



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

April 26, 2011

Vahe S. Simitian, P.E.
Vice President, Risk Management, Alexandria Real Estate Equities, Inc.
385 East Colorado Blvd., Suite 299
Pasadena, CA 91101

Notice of Rescission of 'No Further Action' Status at the following Hazardous Waste Site:

- Name: Bristol-Myers Squibb, aka ARE Western, Graphicolor, Oncogen
- Address: 3018 Western Ave., Seattle, Washington
- Facility/Site No.: 23682319
- VCP ID No.: NW0186

Dear Mr. Simitian:

In a letter dated February 18, 2010, Ecology informed you that the Bristol-Myers Squibb, (aka ARE Western, Graphicolor, Oncogen) facility failed the Periodic Review for the following reasons:

- Soils cleanup levels have not been met at the standard point of compliance for the Site; however, the cleanup action has been determined to comply with cleanup standards for the property (not the Site) since the long-term integrity of the containment system is ensured, and the requirements for containment technologies are being met.
- The Restrictive Covenant for the property is in place and continues to be effective in protecting public health and the environment from exposure to hazardous substances and protecting the integrity of the cleanup action for the property.
- The 'No Further Action' (NFA) letter issued by Ecology on October 25, 1999 makes no distinction between the cleanup of the property and the cleanup of the Site. Since the covenant would have no effect on the public sidewalk and street (Western Avenue), and contamination remains in those locations, the NFA letter should be replaced with a 'property specific' NFA letter.

A NFA determination with a Restrictive Covenant letter for the Bristol-Myers Squibb facility was issued on 10/25/1999. Ecology has determined that the 1999 NFA determination will be rescinded for the reasons listed above. The effective date of the NFA rescission is the date of this letter.



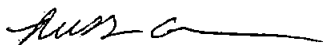
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Ecology has determined that this Site does qualify for a Property Specific letter which is enclosed.

Ecology will update its database to reflect this "Property Specific" determination and that Ecology has rescinded the previously issued NFA for Bristol-Myers Squibb. The site will be listed in future publications of the Confirmed & Suspected Contaminated Sites Report and will be submitted for hazard ranking for inclusion on the Hazardous Sites list.

Please contact me at (425) 649-7038 if you have any questions relating to this letter.

Sincerely,



Russ Olsen,
NWRO VCP Unit Supervisor
Toxics Cleanup Program

ro/kh

By certified mail 7009 2820 0001 7154 5898