



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

April 22, 2024

Jason Smith  
Eric Smith  
Jakers Properties LLC  
1257 Commerce Ave  
Longview, WA 98632-3026

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

- **Site Name:** Weyerhaeuser Columbia River Sawmill
- **Site Address:** 645-705 California Way, Longview, WA 98626
- **Cleanup Site ID:** 550
- **Facility/Site ID:** 42885651
- **County Assessor's Parcel Numbers:** 084620100, 084620101, 084620102, 084620103, 084620104, 084620105, 084620106, 084620107, 084620108, 084620109, 084620110, 084620111, 084620112, 084620113, 084620114, 08449, 08462

Dear Jason Smith and Eric Smith:

On January 8, 2024, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Jakers Properties LLC is a potentially liable person (PLP) for a release of hazardous substances at the Weyerhaeuser Columbia River Sawmill facility (Site). On February 9, 2024, the 30-day comment period on our preliminary determination expired. As of February 9, 2024, Ecology had not received any written comments from you.

Based on available information, Ecology finds that credible evidence exists that Jakers Properties LLC is liable as an owner of the Site where hazardous substances have been released. On the basis of this finding, Ecology has determined that Jakers Properties LLC 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 70A.305.040(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

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actions to take place at this Site. Ecology will contact you regarding the actions necessary for Jakers Properties LLC 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. 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 70A.305.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70A.305 RCW, and Chapters 173-340 and 173-204 WAC. Ecology's cleanup project manager for the Site, Sarah Penfield, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Sarah Penfield at 360-280-2325 or [sarah.penfield@ecy.wa.gov](mailto:sarah.penfield@ecy.wa.gov).

To request ADA accommodation for disabilities, or printed materials in a format for the visually impaired, contact Ecology at 360-280-4325 or [ecyadacoordinator@ecy.wa.gov](mailto:ecyadacoordinator@ecy.wa.gov). Persons with impaired hearing may call Washington Relay Service at 711. Persons with a speech disability may call TTY at 800-833-6384.

Sincerely,



James DeMay, PE  
Industrial Section Manager  
Solid Waste Management Program

By certified mail: 9489 0090 0027 6381 5752 56

cc: John Level, Office of the Attorney General  
Ecology Site File