



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

July 8, 2024

Kelly Allison
Guemes Channel Holdings, LLC
2629 NW 54th, Suite 201
Seattle, WA 98107-4157

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

- Name: Lovrics Sea Craft Inc
- Address: 3022 Oakes Avenue, Anacortes, WA 98221
- Cleanup Site ID: 14900
- Facility/Site ID: 21847524
- County Assessor's Parcel Numbers: P31702, P31735, P31738, P31739, P31740, P31741, P58398, P58466, P58467, P58476

Dear Kelly Allison:

On September 5, 2023, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Guemes Channel Holdings, LLC is a potentially liable person (PLP) for a release of hazardous substances at the Lovrics Sea Craft Inc facility (Site). On October 5, 2023, the 30-day comment period on our preliminary determination expired. As of October 5, 2023, Ecology had not received any written comments from you.

Based on available information, Ecology finds that credible evidence exists that Guemes Channel Holdings, LLC is liable for a release of hazardous substances at the Site. Based on this finding, Ecology has determined that Guemes Channel Holdings, 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 70.105D.040(2)).

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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 Guemes Channel Holdings, 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 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, David Horne, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact David Horne at 360-742-1091 or david.horne@ecy.wa.gov.

Sincerely,



Erik Snyder
Section Manager
Toxics Cleanup Program, Headquarters

By certified mail:

cc: Ken Lederman, McCullough Hill PLLC
John Level, ATG
LeeAnne Kane, ATG