



**STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY**

Northwest Region Office

PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

September 16, 2024

Jaclyn Ayzenberg
F & N Investment Company LLC
PO Box 355
Port Hadlock, WA 98339
(jackieayz@gmail.com)

Re: Application acceptance – Voluntary Cleanup Program

Site name: **The Tux Shop**
Site address: **5409 15th Avenue NW, Seattle, WA 98107**
Facility/Site ID: **6819**
Cleanup Site ID: **1450**
VCP Project No.: **NW3405**

Dear Jaclyn Ayzenberg:

The Department of Ecology (Ecology) has accepted your application to the Standard process of the Voluntary Cleanup Program (VCP) for The Tux Shop facility (Site). We applaud your initiative and welcome your interest in the VCP. This letter has important information on how we'll review your VCP cleanup project (project) at the Site.

Agreement

We completed and signed your Standard VCP agreement for the project on September 12, 2024. This date is the effective date of the agreement. A copy of your signed agreement is enclosed.

Identification numbers

We have assigned a unique name and number to your Site. This information is listed on the first page of your Standard VCP agreement. When contacting us, please reference this information to identify your project.

Communications

Unless otherwise requested, we'll communicate directly with your project manager, Jaclyn Ayzenberg, as listed on your VCP application form. If you replace your project manager, or their

contact information changes, please submit a completed [change of contact form](#).¹ We have not yet assigned a site manager to your project. Until we do, please contact:

David Unruh
Department of Ecology
Toxics Cleanup Program, Northwest Region
PO Box 330316
Shoreline, WA 98133
206-459-6287
vcp-nwro@ecy.wa.gov

You may view the position of your application within the waitlist for new VCP applications here: [VCP Waitlist - New](#).² We also maintain a waitlist for existing VCP sites without site managers here: [VCP Waitlist - Existing](#).³ We assign site managers to new and existing VCP sites depending on the date an opinion was requested.

Request for written opinion

In your application, you requested a written opinion on the sufficiency of your planned in situ chemical reduction and in situ bioremediation remedial actions. We'll review your submitted document and expect to provide a written response within approximately 90 calendar days after assigning a site manager to your project.

Reporting requirements

When requesting written opinions, you must comply with the following reporting requirements to avoid unnecessary delays in the VCP process:

- **Licensing.** You must submit documents containing geologic and hydrogeologic work, and engineering work, under the seal of an appropriately licensed professional, as required in chapters [18.220](#)⁴ and [18.43](#)⁵ RCW, respectively.
- **Data submittal.** You must submit environmental data to our [Environmental Information Management](#) (EIM) system.⁶ The [Toxics Cleanup Program Policy 840](#)⁷ describes data submittal requirements. Please visit the [EIM Help Center](#)⁸ for data submittal instructions and more information.

¹ <http://www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm>

² <https://apps.ecology.wa.gov/cleanupsearch/reports/vcp/waitlist/new>

³ <https://apps.ecology.wa.gov/cleanupsearch/reports/vcp/waitlist/existing>

⁴ <https://apps.leg.wa.gov/RCW/default.aspx?cite=18.220>

⁵ <https://apps.leg.wa.gov/RCW/default.aspx?cite=18.43>

⁶ <https://ecology.wa.gov/eim>

⁷ <https://apps.ecology.wa.gov/publications/SummaryPages/1609050.html>

⁸ <https://apps.ecology.wa.gov/eim/help/>

Payment

We'll send monthly invoices to the billing contact listed in your VCP application form. Payment is due within 30 calendar days from the date of each invoice. Our invoices include a summary of costs incurred, payments received, names of staff billing to the project, and the time spent on the project during the previous month.

If you replace your billing contact, or their contact information changes, you must submit a completed [change of contact form](#).⁹

Contact information

We are committed to working with you to reach the prompt and effective Site cleanup. If you have any questions, please contact David Unruh by email at vcp-nwro@ecy.wa.gov, or by phone at 206-459-6287.

Sincerely,



David Unruh
VCP Coordinator
Toxics Cleanup Program, NWRO

Enclosure (1) 1. Copy of signed VCP Agreement

cc: Jaclyn Ayzenberg, F & N Investment Company LLC (jackieayz@gmail.com)
Delia Massey, Senior Engineer, Aspect Consulting (delia.massey@aspectconsulting.com)
Fiscal, VCP Fiscal Analyst (w/o encl)
TCP, Operating Budget Analyst (w/o encl)

⁹ <https://apps.ecology.wa.gov/publications/SummaryPages/ECY070218.html>

Enclosure

Copy of Signed Standard VCP Agreement