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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

April 30, 2025

Betsy Wareham
West Sound Marina, Inc.
525 Deer Harbor Rd
Orcas, WA 98280
(betsy@westsoundmarina.com)

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

- **Site Name:** West Sound Marina
- **Site Address:** 525 Deer Harbor Rd Orcas, WA, 98280
- **Cleanup Site ID:** 15333
- **Facility/Site ID:** 12312587

Dear Betsy Wareham:

On April 23, 2025, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that West Sound Marina, Inc. is a potentially liable person (PLP) for a release of hazardous substances at the West Sound Marina facility (Site). On April 24, Ecology received your written notice accepting your status as a PLP for the Site and waiving your opportunity to comment.

Based on available information, Ecology finds that credible evidence exists that West Sound Marina, Inc. is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that West Sound Marina, Inc. 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)). 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 West Sound Marina, Inc. 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)).

Betsy Wareham

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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, Anthony Wenke, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Anthony Wenke at (425) 515-5993 or anthony.wenke@ecy.wa.gov.

Sincerely,



Kim Wooten

Section Manager

Toxics Cleanup Program, NWRO

By certified mail: 9171 9690 0935 0214 2547 53

cc: Rosemary Wareham, Co-owner of West Sound Marina, Inc., (warehamrosemary@gmail.com)
Abby Barnes, Department of Natural Resources, (Abby.Barnes@dnr.wa.gov)
LeeAnne Kane, Office of the Attorney General, (Leeanne.Kane@atg.wa.gov)
Anthony Wenke, Ecology, Site Manager, (Anthony.Wenke@ecy.wa.gov)
Ecology Site File