



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Eastern Region Office

4601 North Monroe St., Spokane, WA 99205-1295 • 509-329-3400

May 14, 2026

Kara Riebold
Executive Director
Port of Whitman County
302 North Mill Street
Colfax, WA 99111

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

- **Site Name: Roger Brothers Seed**
- **Site Address: 308 E 3rd St, Colfax WA 99111**
- **Cleanup Site ID: 17434**
- **Facility/Site ID: 59563493**
- **County Assessor's Parcel Number(s): 25310.9021**

Dear Kara Riebold:

On April 23, 2026, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that the Port of Whitman County (Port) is a potentially liable person (PLP) for a release of hazardous substances at the Roger Brothers Seed Site (Site). On May 23, 2026, the 30-day comment period on our preliminary determination expired. On May 14, 2026, 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 the Port is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that the Port 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

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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 Port 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, Sandra Treccani, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Sandra Treccani at 509-724-1205 or Sandra.Treccani@ecy.wa.gov.

Sincerely,



Nicholas Acklam
Section Manager
Toxics Cleanup Program, Eastern Region Office

By certified mail: 9214 8901 9403 8376 4330 84

cc: Kathryn Wyatt, Office of the Attorney General
Ecology Site File