



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Ave SE • Bellevue, WA 98008-5452 • 425-649-7000
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April 22, 2013

Mr. David Pollart
Provisioners Express
PO Box 896
Seattle, WA 98111

Re: Opinion Pursuant to WAC 173-340-515(5) on Proposed Remedial Action for the Following Hazardous Waste Site:

- Name: Provisioners Express Inc
- Address: 2102 West Valley Highway North, Auburn
- Facility/Site No.: 91612121
- CSID: 6847
- VCP No.: NW2532

Dear Mr. Pollart:

Thank you for submitting documents regarding your proposed remedial action for the Provisioners Express (Site) for review by the Washington State Department of Ecology (Ecology) under the Voluntary Cleanup Program (VCP). Ecology appreciates your initiative in pursuing this administrative option for cleaning up hazardous waste sites under the Model Toxics Control Act (MTCA), Chapter 70.105D RCW.

This letter constitutes an advisory opinion regarding a review of submitted documents/reports pursuant to requirements of MTCA and its implementing regulations, Chapter 70.105D RCW and Chapter 173-340 WAC, for characterizing and addressing the following release(s) at the Site:

- Diesel and heavy oil range petroleum hydrocarbons (DRPH, ORPH) in groundwater.

Ecology is providing this advisory opinion under the specific authority of RCW 70.105D.030(1)(i) and WAC 173-340-515(5).

This opinion does not resolve a person's liability to the state under MTCA or protect a person from contribution claims by third parties for matters addressed by the opinion. The state does not have the authority to settle with any person potentially liable under MTCA except in

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accordance with RCW 70.105D.040(4). The opinion is advisory only and not binding on Ecology.

Ecology's Toxics Cleanup Program has reviewed the following information regarding your proposed remedial action(s):

1. Remedial Investigation and Feasibility Study for Provisioners Express Auburn Facility, prepared by Environmental Management Resources, publication date March 1999.
2. Periodic Review: Provisioners Express, Facility ID#: 91612121, prepared by Department of Ecology, publication date August 2011.
3. Notice of Rescinding "No Further Action" (NFA) Provisioners Express, prepared by Department of Ecology, publication date March 26, 2012.
4. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date August 25, 2011.
5. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date November 28, 2011.
6. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date June 8, 2012.
7. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date September 24, 2012.
8. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date November 30, 2012.
9. Groundwater sampling Report, Estes West Express Trucking Facility, Prepared by Environmental Partners Inc, Publication date February 14, 2013.

The reports listed above will be kept in the Central Files of the Northwest Regional Office of Ecology (NWRO) for review by appointment only. Appointments can be made by calling the NWRO resource contact at (425) 649-7235.

The Site is defined by the extent of contamination caused by the following release(s):

- Diesel and heavy oil range petroleum hydrocarbon (DRPH, ORPH) in groundwater.

The Site is more particularly described in Enclosure A to this letter, which includes a detailed Site diagram. The description of the Site is based solely on the information contained in the documents listed above.

Based on a review of supporting documentation listed above, pursuant to **requirements contained in MTCA and its implementing regulations, Chapter 70.105D RCW and Chapter**

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173-340 WAC, for characterizing and addressing the following release(s) at the Site, Ecology has determined:

- The NFA for this Site was rescinded because DRPH and ORPH contamination in groundwater could not be confirmed to remain protective of human health and the environment.
- Subsequent groundwater sampling at the four monitoring wells at the Site show that total petroleum hydrocarbon contamination exceeds the MTCA Method A cleanup levels of 500 ug/L for diesel range and 500 ug/L for oil range at two wells.
- Concentration exceeded MTCA levels for both contaminants at well MW-1 and for heavy oil at MW-2.
- Groundwater flow is reported as roughly north to south at this Site.
- There is no monitoring well located directly south of MW-1 and therefore, lateral and vertical extent of a migrating plume cannot be adequately delineated.
- Figure 1 (attached) shows a time-series plot of DRPH in MW-1 and ORPH in MW-2, and water level fluctuation derived from sampling events.
- DRPH and ORPH remain above MTCA cleanup levels for groundwater at this Site and the plume may have migrated further down gradient in the direction of groundwater flow.
- Identify the source of the release, extent of contamination, and develop a cleanup action plan.

This opinion does not represent a determination by Ecology that a proposed remedial action will be sufficient to characterize and address the specified contamination at the Site or that no further remedial action will be required at the Site upon completion of the proposed remedial action. To obtain either of these opinions, you must submit appropriate documentation to Ecology and request such an opinion under the VCP. **This letter also does not provide an opinion regarding the sufficiency of any other remedial action proposed for or conducted at the Site.**

Please note that this opinion is based solely on the information contained in the documents listed above. Therefore, if any of the information contained in those documents is materially false or misleading, then this opinion will automatically be rendered null and void.

The state, Ecology, and its officers and employees make no guarantees or assurances by providing this opinion, and no cause of action against the state, Ecology, its officers or employees may arise from any act or omission in providing this opinion.

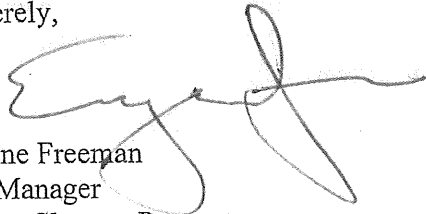
Again, Ecology appreciates your initiative in conducting independent remedial action and requesting technical consultation under the VCP. As the cleanup of the Site progresses, you may

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request additional consultative services under the VCP, including assistance in identifying applicable regulatory requirements and opinions regarding whether remedial actions proposed for or conducted at the Site meet those requirements.

If you have any questions regarding this opinion, please contact me at (425) 649-7191 or email at eufr461@ecy.wa.gov.

Sincerely,

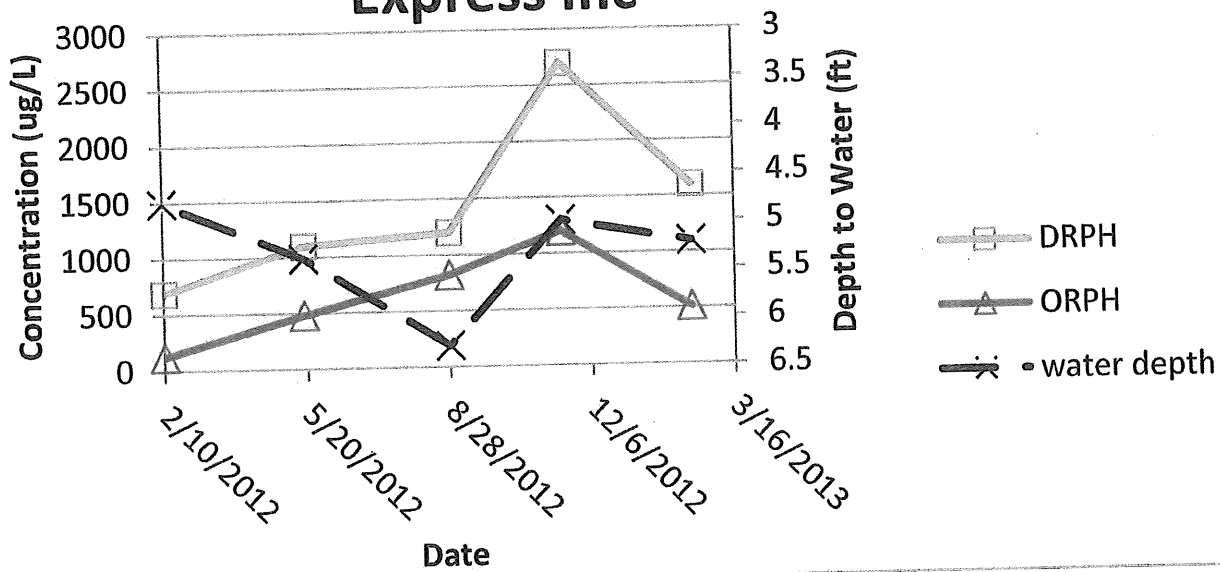
A handwritten signature in black ink, appearing to read 'Eugene Freeman', written over a circular stamp or mark.

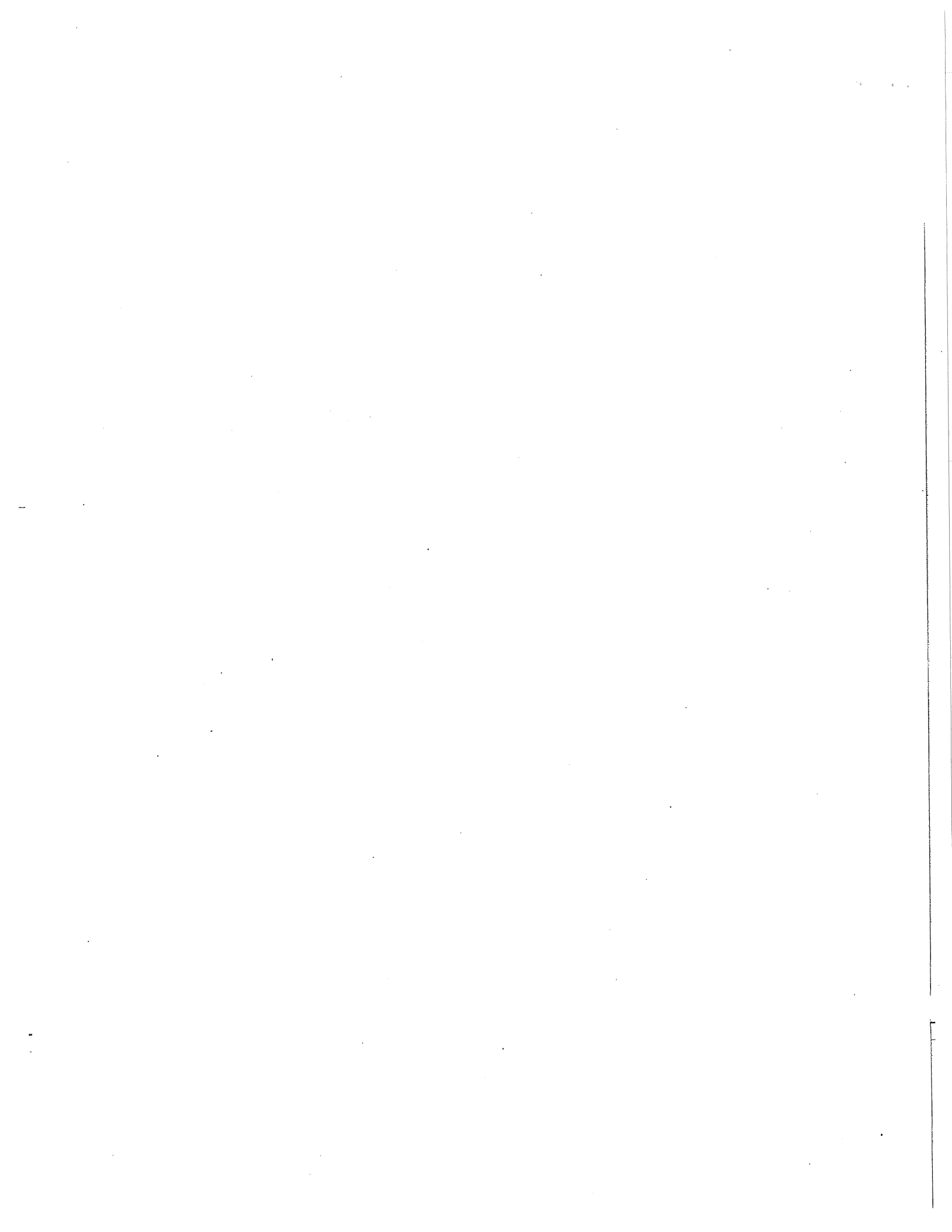
Eugene Freeman
Site Manager
Toxics Cleanup Program

Enclosures: Site Map
Time-Series Plot

cc: Greg McCormick, Environmental Partners Inc.
Carrie Petersen, Ecology

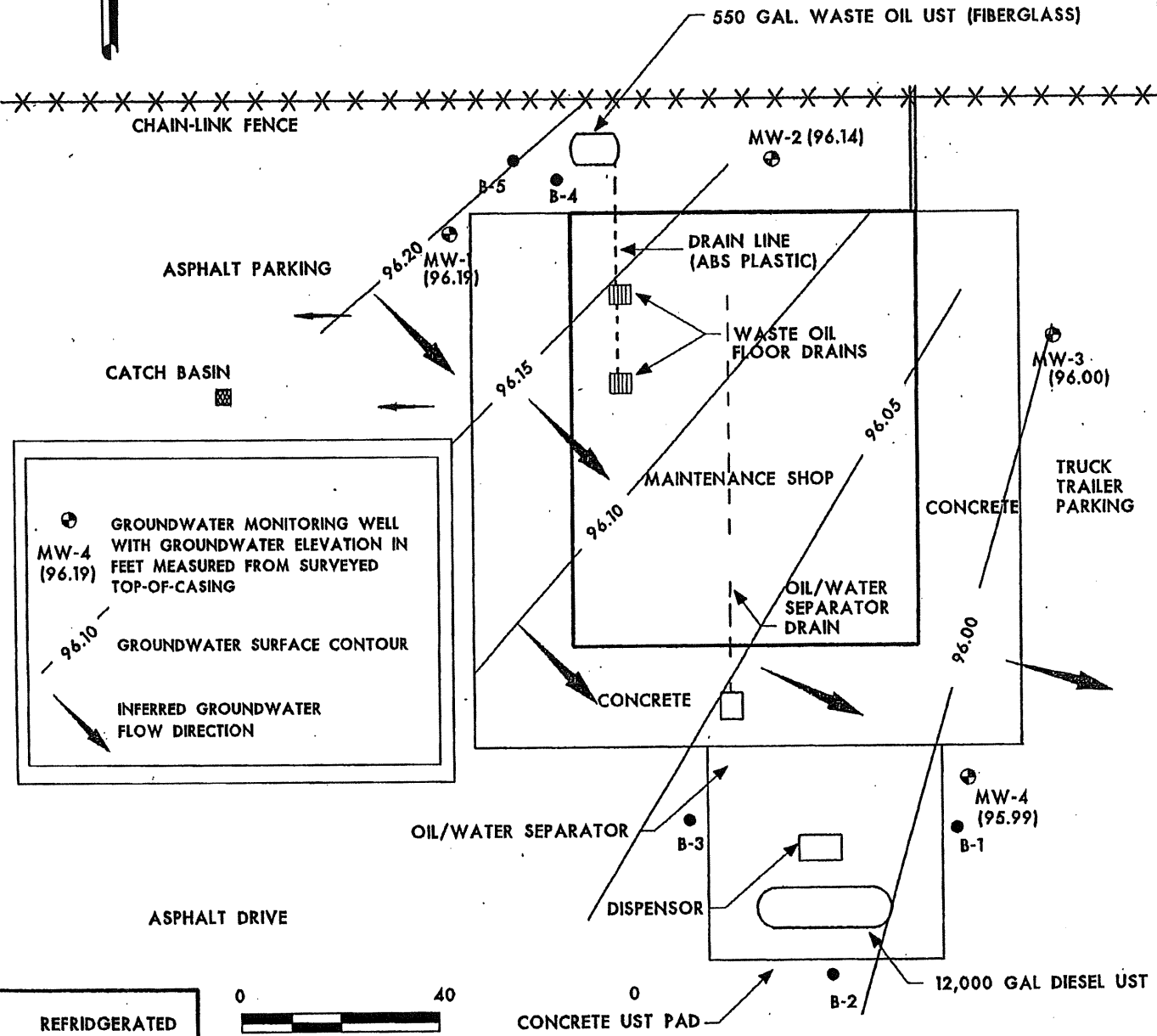
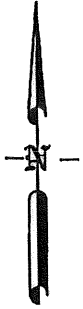
MW-1 and MW-2: Provisioners Express Inc





GROUNDWATER CONTOUR INTERVAL = 0.05 FEET
 MEASURED FROM ARBITRARY DATUM ELEVATION OF 100'

UNDEVELOPED FIELD



REFRIDGERATED
 WAREHOUSE/
 OFFICES

0 40
 SCALE IN FEET



Provisioners Express, Inc.
 Independent Remedial Action
 2102 West Valley Hwy
 Auburn, Washington
 Groundwater Gradient Map 2-2-99

Drawn By: DLW
 Checked By: GMC
 Project #: 3613-02

Date: 10/28/98
 Scale: No Scale
 File Name: 3613-02.gcd

FIGURE
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