



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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November 3, 2009

Kyle Christie
Environmental Business Manager
Atlantic Richfield Company
4 Centerpointe Drive
La Palma, CA 90623

Caryl Weekley
Project Manager
Chevron Environmental Management Company
6111 Bollinger Canyon Road
San Ramon, CA 94583

RE: Notice of Completion of Agreed Order No. DE 02-TCPCR-3932 at the Bee Jay Scales site in Sunnyside, Washington, F/S ID # 504

Dear Mr. Christie and Ms. Weekley:

The Washington State Department of Ecology (Ecology) Toxics Cleanup Program has reviewed the file for this site, which includes the Final Remedial Investigation and Feasibility Study (RI/FS) reports, to determine if the substantive requirements of Agreed Order No. DE 02-TCPCR-3932 have been met.

The following list summarizes the requirements of the Agreed Order:

1. Development of a Scope of Work and Work Plan for a RI/FS. The Work Plan consists of a Site History Report, Sampling and Analysis Plan, Site Safety and Health Plan, and Risk Assessment.
2. Implement the Work Plan and prepare a Draft RI/FS.
3. Submit electronic sampling data.
4. Submit monthly progress reports.
5. Delivery of three copies of the Final RI/FS to Ecology, following approval of the Draft RI/FS and incorporation of public comment.

Ecology has determined that the substantive requirements of Agreed Order No. DE 02-TCPCR-3932 have been completed at the Bee Jay Scales site. It is Ecology's understanding that the potentially liable parties want to conduct future work under a Consent Decree. A request has been submitted to the Washington State Attorney General's office to begin negotiations on a Consent Decree.

Please note that because the previous remedial actions were not conducted under a consent decree with Department of Ecology this letter does not constitute a settlement by the State of Washington under RCW 70.105D.040(4).

Sincerely,

Brianne Plath
Site Manager
Toxics Cleanup Program

cc: Marisa Patterson, Stantec Consulting Corporation
Katherine Scott, TCP-HQ

