



FILE COPY

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima, Suite 200 • Yakima, Washington 98902-3401 • (509) 575-2490

May 13, 1998

Mr. Bob Steinberg, Bankruptcy Trustee
Steinberg & Associates
PO Box 3832
Bellevue, WA 98009

Dear Mr. Steinberg:

RE: **Pederson Fryer Farms**, 1404 Birchfield Road, Yakima, Washington

Thank you for submitting the results of your independent remedial actions for Ecology's review. Ecology appreciates your initiative in pursuing this administrative option under the Model Toxics Control Act.

The Washington State Department of Ecology's Toxics Cleanup Program has reviewed the following information regarding the Pederson Fryer Farms facility located at Yakima, Washington:

1. *Report on Underground Gasoline Contamination Removal for Pederson Fryer Farms*, prepared by PLSA Engineering & Surveying, submitted on May 25, 1990
2. *Engineering Report on Petroleum Contaminated Soil Removal and Site Closure for Pederson Fryer Farms*, prepared by PLSA Engineering & Surveying, submitted on April 3, 1991
3. *Draft Site Hazard Assessment (SHA) Report, Pederson Fryer Farm*, prepared by DPRA Incorporated, dated May 1991.

Based upon the above listed information Ecology has determined that, at this time, the site does not pose a threat to human health or the environment as a result of the release addressed in the above reports.

Therefore, Ecology is issuing this determination that no further action is necessary at this site under the Model Toxics Control Act (MTCA), Ch. 70.105D RCW. However, please note that because your actions were not conducted under a consent decree with Ecology, this letter is not a settlement by the state under RCW 70.105D.040(4).

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This determination is made only with respect to the release identified in the independent remedial action report dated March 1991. This no further action determination applies only to the area of the property affected by the release identified in the report at 1404 Birchfield Road. It does not apply to any other release or potential release at the property, any other areas on the property, nor any other properties owned or operated by Pederson Fryer Farms.

Ecology does not assume any liability for any release, threatened release or other conditions at the site, or for any actions taken or omitted by any person or his/her agents or employees with regard to the release, threatened release, or other conditions at the site.

Ecology will update its database to reflect this "No Further Action" determination. Your site will not appear in future publications of the Confirmed & Suspected Contaminated Sites Report (previously know as the Affected Media And Contaminants Report). Ecology will also initiate the process to remove your site from the Hazardous Sites List. This process includes a 30-day public comment period, after which Ecology must evaluate the public's comments before making a final decision.

If you have any questions, please call me at (509) 454-7846.

Sincerely,



Chung Ki Yee, P.E.
Toxics Cleanup Program

cc: Shawn R.T. Severn, Ph.D., Exponent
Mark Peterschmidt, Ecology