

CHRISTINE GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

3601 W. Washington • Yakima, Washington 98903-1164 • (509) 575-2800
August 22, 1990

CERTIFIED MAIL

Arthur Leyendekker
1741 Holiday Road
Mabton, Washington 98935

Dear Mr. Leyendekker:

The Washington Department of Ecology (WDOE) has identified the property located immediately northwest of the intersection of Midvale Road and Emerald Road, in the SE 1/4 of the SE 1/4 of Section 35, Township 10 N., Range 22 E.W.M., as a site where release of a hazardous substance (petroleum product) has occurred. It is also Ecology's determination that remedial action is necessary at the site to protect human health and the environment.

Arthur Leyendekker has been identified as a potentially liable person (PLP) as defined in the Model Toxic Control Act, RCW 70.105D.020(8) and RCW 70.105D.040. This is based on the fact that Arthur Leyendekker is the owner of the site. Therefore, you are responsible for at least some portion of the necessary remedial action work to investigate, clean up, and monitor the site.

These statements are supported by the following:

1. An underground storage tank in use at the site was unable to be pressurized, demonstrating that the tank contained one or more holes. The area is known to contain shallow groundwater.
2. Department of Ecology personnel have observed seepage of petroleum into a nearby drainage canal.

You have thirty (30) days from the date of this letter to respond and comment on this finding by Ecology. At the end of that period, WDOE will prepare a final written determination of PLP status for this site.

Please direct your comments to Robert D. Swackhamer, Department of Ecology, 801 Summitview Avenue, Suite 1, Yakima, Washington, 98902.

If you have any questions, please feel free to contact Robert D. Swackhamer at (509) 454-7296. We will be happy to discuss any

Arthur Leyendekker
August 22, 1990
Page 2

procedural or technical detail with you, and share what experience we possess on similar sites.

Sincerely,

A handwritten signature in cursive script that reads "Clar Pratt". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Clar Pratt
Section Supervisor
Toxics Cleanup Program

CP/RDS:vw

Enclosures: Chapter 70.105D RCW
Chapter 173-340 WAC