



New City Cleaners
Amendment #1
FS 327

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

October 6, 1999

CERTIFIED MAIL

P 148 982 170

Paul and Bettie Haverluk
c/o James S. Crane
Copeland, Landye, Bennett, and Wolf, Llp
3500 First Interstate Tower
Portland, OR 97201

Dear Mr. Crane:

Subject: New City Cleaners – Amendment to Order No. DE 96TC-C180

This letter constitutes the first amendment to Enforcement Order No. DE 96TC-C180 and is issued pursuant to the authority of RCW 70.105D.050(1). The Order is amended to incorporate submittal/construction requirements and schedules for the implementation of the Interim Cleanup Action Plan. Except as specifically mentioned below, all other provisions of this Order continue to be in effect.

Section IV, Work to be Performed, shall be amended to incorporate the following subsections:

10. Within one hundred twenty (120) calendar days after the effective date of this amendment, New City Cleaners shall initiate cleanup actions in accordance with the *Interim Cleanup Action Plan for New City Cleaners, Richland, Washington* and the *Compliance Monitoring Plan for New City Cleaners, Richland, Washington*.
11. All existing permanent structures at adjacent properties, including but not limited to asphalt, concrete, and other improvements above or below ground level that are destroyed as a result of the cleanup action shall be replaced by New City Cleaners, at New City Cleaners' expense, to original condition or equal to previously existing condition.
12. Within ninety (90) calendar days after initiation of the cleanup action, New City Cleaners shall submit to Ecology for review and approval as-built drawings and an interim remedial action report documenting all aspects of the cleanup action in accordance with WAC 173-340-400.



Mr. James S. Crane

October 6, 1999

Page 2

13. Within sixty (60) calendar days after Ecology's approval of the interim remedial action report, New City Cleaners shall execute and record the notarized Restrictive Covenant with the Benton County Assessor, or other appropriate County entity. New City Cleaners shall provide Ecology with a certified true copy of the instrument or its recording reference.

If you have any questions regarding this Order, please call Chung Ki Yee at (509) 454-7846.

Sincerely,

A handwritten signature in cursive script, appearing to read "Donald W. Abbott". The signature is written in black ink and is positioned above the typed name.

Donald W. Abbott
Section Manager
Toxics Cleanup Program

cc: Paul and Bettie Haverluk
Rob Lindsay, GeoEngineers
Maia Bellon, AAG