

SEPA DETERMINATION OF NON-SIGNIFICANCE (DNS) OF PROPOSED ACTION

Terminal 91 – Tank Farm Site Draft Cleanup Action Plan

The Port of Seattle has completed an environmental analysis, including review of pertinent and available environmental information and preparation of a State Environmental Policy Act (SEPA) Checklist for the “Terminal 91 – Tank Farm Site Draft Cleanup Action Plan”.

Description of the Proposed Action: The Port of Seattle and the Washington State Department of Ecology (Ecology) entered into an Agreed Order to develop a draft cleanup plan for the Port of Seattle Terminal 91 Tank Farm Site. The Port of Seattle Terminal 91 Site was formerly operated by Philip Services Corp. as a permitted dangerous waste treatment and storage facility and by other previous tenants as a fuel storage and distribution tank farm. The tank farm was demolished by the Port in 2005. The chemicals of concern at this Site include gasoline, diesel, and heavy oil; metals; polychlorinated biphenyls; semivolatile organic compounds including polycyclic aromatic hydrocarbons; and volatile organic compounds in subsurface soil and groundwater.

The two agencies in collaboration are proposing the following actions in the Draft Cleanup Action Plan (DCAP) in order to meet state cleanup standards:

- Excavation and off-site disposal of contaminated soil near a historic underground fuel pipeline release.
- Containment, subsurface structure removal, and enhanced fuel product recovery from the water table in the former tank farm lease parcel.
- Cleaning and decommissioning underground fuel pipelines remaining at the Site.
- Implementing a groundwater sampling program to ensure that chemicals continue to degrade from groundwater.
- Establishing institutional controls and long-term engineering controls to address potential exposure pathways.

Determination: The Port of Seattle completed an environmental evaluation including review of pertinent environmental information, following the provisions of the Washington State Environmental Policy Act (SEPA) under Chapter 43.21C, Revised Code of Washington (RCW), Chapter 197-11, Washington Administrative Code (WAC), and Port Commission Resolutions 3028, 3211, and 3539, Port of Seattle SEPA Policies and Procedures. On March 18, 2010, as lead agency, the Port determined the proposal would not have a probable significant adverse impact on the environment. Therefore, an Environmental Impact Statement (EIS) is not required under RCW 43.21C.030(2)(c). Any action to set aside, enjoin, review, or otherwise challenge such action on the grounds of noncompliance with the provisions of Chapter 43.21C RCW (State Environmental Policy Act) shall be commenced within 21 days from the date of last newspaper publication of the notice or be barred. Port Commission Resolutions 3028, 3211 and 3539 contain the procedures for appealing a SEPA decision of the Port of Seattle.

Agency: Port of Seattle (SEPA 10-06)

Supporting Information: Information used to reach this determination, and applicable State laws and Port of Seattle policies, regulations, and procedures are available for public review at the Port of Seattle

office, at the Second Floor Bid Counter, Pier 69, 2711 Alaskan Way, Seattle. The document is also available for review online at <http://www.portseattle.org/community/environment/>.

Public and Agency Comment: Ecology and the Port decided to combine the comment periods for the Cleanup Action Plan and SEPA Notification. You are invited to review and comment on Ecology's Draft Cleanup Action Plan (DCAP) for T91 and the Port of Seattle SEPA Determination of Non-significance for the T91 Cleanup. No action will be taken on this proposal until after the public comment period expires at 4:00 PM on November 8, 2010, after which the Port will (1) formally adopt this Determination of Non-Significance; (2) clarify or review the proposal; or (3) complete additional environmental analyses, as appropriate. The Port will accept public and agency comments until 4:00 PM on November 8, 2010, 2009. Please refer any questions relating to this determination or to the proposed actions to Paul Meyer, Port of Seattle, Seaport Environmental Programs, 2711 Alaskan Way, Seattle, WA 98111. Tel: 206-787-3127, meyer.p@portseattle.org or the Port of Seattle e-mail address at SEPA.p@portseattle.org. Include your mailing address when submitting comments to the e-mail address.

Appeals: This SEPA DNS determination may be appealed by filing a writ of review in King County Superior Court within twenty-one (21) days of the date the Port formally adopts this determination pursuant to Port of Seattle Resolution No. 3211 and RCW 43.21C.080.



Linda Styrk
Managing Director Seaport
September 15, 2010