



FILE COPY

STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

3601 W. Washington, • Yakima, Washington 98903-1444 • (509) 575-2800
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
15 West Yakima Avenue, Suite 200, Yakima, Washington 98902-3401

January 29, 1996

CERTIFIED MAIL

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This document was part of the official
Administrative Record for the Yakima
Railroad Area on October 31, 1996.
Washington State
Department of Ecology.

Mr. Robert Banks
16575 North Park Avenue
Richmond Beach, WA 98133

Dear Mr. Banks:

RE: Final Determination of Potentially Person Status - Former J.C. Penney Company
Automotive Parts and Service (Firestone) Yakima, WA

On April 28, 1995, the Department of Ecology sent you written notice regarding your proposed status as a potentially liable person for a release of hazardous substances at the former J.C. Penney Automotive Parts and Service (Firestone) site, 102 N. Naches Avenue, Yakima, Washington. The 30-day comment period on this preliminary notice, and any subsequent extension granted by Ecology, has expired.

We received and have reviewed your comment letter dated May 23, 1995. Based on this review and the information available to date, Ecology finds that credible evidence exists which supports your status as a potentially liable person for a release at the subject facility. On the basis of this finding, the Department of Ecology has determined that you are a Potentially Liable Person (PLP) with regard to this site. Additionally, based on the confirmed presence of PCE in the soil at the former J. C. Penney Automotive Parts and Service (Firestone) site, the Department of Ecology has determined that you are a PLP with regard to the Yakima Railroad Area.

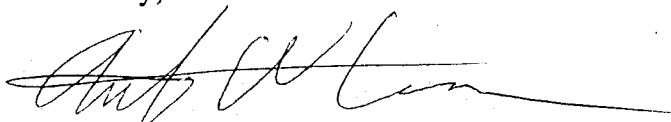
Your rights and responsibilities as a PLP are outlined in Chapter 70.105D RCW and WAC 173-340. Antonio Valero, Ecology's site manager for the facility, will contact you with information about how Ecology intends to proceed with site cleanup.



Mr. Robert Banks
January 29, 1996
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If you have any questions regarding this notice, please contact Antonio Valero at (509) 454-7833.

Sincerely,



Anthony W. Grover
Section Manager
Toxics Cleanup Program
Central Regional Office

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cc: Steve Thiele, AAG
Antonio Valero, Ecology

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