

CHRISTINE GREGOIRE  
Director



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

106 South 6th Ave. • Yakima, Washington 98902-3387 • (509) 575-2490

November 8, 1991

Mr. Dale Henley  
Briar Development Company  
c/o Haggens, Inc.  
401 Harris Street  
Bellingham, WA 98225

RE: Determination of Potentially Liable Person Status  
Yakima Railroad Area Cleanup Project

Dear Mr. Henley:


On September 30, 1991 the Department sent you written notice regarding Briar Development Company's proposed status as a potentially liable person (PLP) for a release of hazardous substances at the site located on the southeast corner of South First Street and East Washington Avenue. The 30-day comment period on this preliminary notice expired on November 4, 1991.

We have received and evaluated your comments. The Department is presently considering PCE in the soil as the criterion for establishing credible evidence of a release from the property. The Department has concluded that PCE found in the soil beneath the warehouse floor, and the evidence that a tractor sales and service operated in the warehouse for a number of years, link to form credible evidence that a release of PCE has occurred on the property.

Based on the information available to date, the Department finds that credible evidence exists which supports Briar Development Company's status as a potentially liable person for the release of a hazardous substance at the site located on the southeast corner of South First Street and East Washington Avenue. On the basis of this finding, the Department of Ecology has determined that Briar Development Company is a Potentially Liable Person with regard to the Yakima Railroad Area cleanup project.

Briar Development Company's rights and responsibilities as a PLP are outlined in Chapter 70.105D RCW, and WAC 173-340. Ecology's site manager for the facility, John Fahsholtz, will contact you with information about how the Department intends to proceed with the cleanup at this site.

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

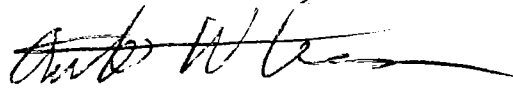
Washington State  
Department of Ecology 

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If you have any questions regarding this notice, please contact  
John Fahsholtz at (509) 454-7841.

Sincerely,



Anthony W. Grover  
Section Manager  
Toxics Cleanup Program  
Central Region

AWG/JF:vw  
g:briartwo.plp