

~~FRONTIER HARDCHROME~~  
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**STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY**

**In the Matter of Remedial Action by:**

**Port of Grays Harbor  
Post Office Box 660  
Aberdeen, Washington 98520**

**AMENDMENT TO  
AGREED ORDER**

**No. DE 3812**

TO:  
Port of Grays Harbor  
c/o Gary Nelson, Executive Director  
PO Box 660  
Aberdeen, WA 98520

**I. INTRODUCTION**

Agreed Order No. DE 3812 (Order) entered into by the State of Washington, Department of Ecology (Ecology) and the Port of Grays Harbor on September 21, 2006 provides for remedial action at the Site, including completing a remedial investigation/feasibility study, and drafting of a draft cleanup action plan.

By this Amendment to Agreed Order No. DE 3812 (Amendment), Ecology is approving the adjustment of the schedule to develop the draft Cleanup Action Plan to begin in November of 2018. Ecology believes the actions required by this Amendment are in the public interest.

This Amendment does not attempt to recite all of the provisions of the Order. Provisions of the Order not specifically changed in this Amendment remain in full force and effect.

**II. JURISDICTION**

This Amendment is issued pursuant to the authority of RCW 70.105D.050(1).

**III. AMENDMENTS**

**Ecology Determinations, Section VI. Of the Order is Amended:**

The Order, Section VI. (Ecology Determinations) is hereby amended to add the following:

6. The Port of Grays Harbor is currently leasing the site to Berkley and Kathy Barker, the current owner/operator of Hungry Whale Service Station. The lease expires on

November 30, 2020. Implementation of a cleanup action is not feasible until the current lease expires and the Port of Grays Harbor has no provision permitting early termination of the current lease.

7. Ecology is approving the extension of the schedule for preparation of the draft Cleanup Action Plan to commence November 1, 2018.

8. The expiration of the current lease with Berkley Barker on November 30, 2020 will provide an opportunity for the Port of Grays Harbor to incorporate the cleanup action(s) into future plans for the Hungry Whale Service Station.

9. Following lease expiration, the Port of Grays Harbor agrees to implement the selected cleanup action or actions presented in the final Cleanup Action Plan.

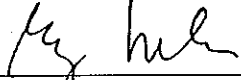
**Work to be Performed, Section VII. of the Order is Amended:**

The Order, Section VII. (Work to be Performed), is hereby amended with the following requirement:

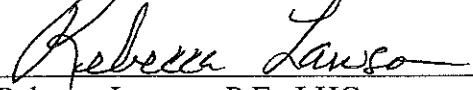
4. The preparation of the draft Cleanup Action Plan will begin November 1, 2018 and be submitted to Ecology within 60 days of that date.

Effective date: 2-24-16

**PORT OF GRAYS HARBOR**

  
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Gary Nelson, Executive Director  
Port of Grays Harbor

**STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY**

  
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Rebecca Lawson, P.E., LHG  
Regional Section Manager  
Toxics Cleanup Program  
Southwest Regional Office