

CHUCK CLARKE
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Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

September 17, 1992

Mr. Ron Cleman
Ron's Automotive Repair
1320 U.S. Highway 2
Leavenworth, WA 98826

Dear Mr. Cleman:

RE: Early Notice Letter Regarding a Release of a Hazardous Substance
on Property Known As Ron's Automotive Repair located at
1320 U.S. Highway 2, Leavenworth, WA.

Under Chapter 70.105D RCW, within 90 days of receiving a report of a release or threatened release of a hazardous substance that may pose a threat to human health or the environment, the Department of Ecology (Ecology) is required to conduct an Initial Site Investigation.

A release was reported to Ecology on May 30, 1991. In response to this report, an Initial Site Investigation was conducted May 13, 1992. Based on information gained during that investigation, Ecology has made a determination that a release of a hazardous substance that may pose a threat to human health or the environment has occurred.

Under the Model Toxics Control Act (MTCA) Ecology maintains a listing of known or suspected contaminated sites. It is Ecology's decision that the above-referenced property will be added to this information system. Furthermore, Ecology has determined that a Site Hazard Assessment described in WAC 173-340-320 will be required at this site. This determination is based on petroleum contamination found in the soil of the property by Hart Crowser, in a site assessment undertaken to investigate the property for the presence of hazardous materials. Soil samples tested positive for the presence of petroleum products in concentrations exceeding Model Toxics Cleanup standards. Petroleum is defined as a hazardous substance in WAC 173-340-200. Please note that the actions described here do not mean that Ecology has determined you are a Potentially Liable Person under the Model Toxics Control Act.

It is the policy of the Department of Ecology to work cooperatively with persons to accomplish prompt and effective site cleanups. Ecology prefers to achieve site cleanup cooperatively through independent cleanup action (WAC 173-340-510). Cooperating with Ecology in planning or conducting remedial actions is not an admission of guilt or liability.

In proceeding with an independent cleanup, please be aware that there are requirements in state law which must be adhered to. In particular, I draw

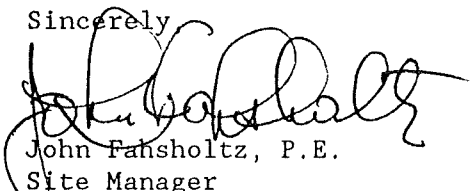
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your attention to WAC 173-340-300(2) which requires that releases of hazardous substances be reported within 90 days of discovery. To the extent known, the report shall include: The identification and location of the hazardous substance; circumstances of the release; the discovery and remedial actions planned, completed, or underway. Additional requirements of independent cleanup actions are discussed in WAC 173-340-120(8)(b) and WAC 173-340-300(4). Ecology will use the appropriate requirements contained throughout this chapter in its evaluation of the adequacy of any independent remedial actions performed. In the future Ecology may still need to conduct a more detailed inspection of this property, including testing for possible contamination. At that time we may assess the need for further action.

You are encouraged to contact Ecology for limited informal advice and assistance. For technical assistance you are advised to hire an engineering consultant with appropriate environmental expertise. A copy of Chapter 70.105D, the Model Toxics Control Act, and the implementing regulation Chapter 173-340 WAC which details the requirements of the Act are enclosed.

If you have any questions regarding this letter or the requirements under the Model Toxics Control Act, please call. I can be reached at (509) 454-7841.

Sincerely



John Fahsholtz, P.E.
Site Manager
Toxics Cleanup Program

JF:vw
g:ronsauto.enl

Enc: Chapter 173-340 WAC
Chapter 70.105D RCW