



FILE COPY

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

January 8, 2008

**CERTIFIED MAIL**

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Mr. Bob DeNinno  
Environmental Services Department  
7-Eleven Inc.  
10220 SW Greenburg Rd Ste 470  
Portland, OR 97223

Dear Mr. DeNinno:

RE: Early Notice Letter Regarding the Release of Hazardous Substances on 7-11 Store #25821,  
located at 1824 George Washington Way, Richland, WA, UST ID # 8598, F/SID # 77113577

Under Chapter 70.105D Revised Code of Washington (RCW), upon 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 Investigation (II). The II is based upon the following reports:

1. Fourth Quarter 2002 Groundwater Sampling Results, 7-11 Store #25821, by Shaw Environmental, Inc., dated January 27, 2003.
2. Draft Feasibility Review & Draft Cleanup Action Plan, 7-11 Store #25821, by Kleinfelder, Inc., dated October 24, 1991.
3. Phase II Soil and Groundwater Assessment, 7-11 Store #25821, by Kleinfelder, Inc., dated September 11, 1989.
4. Underground Fuel Storage Tank Closure Chronology, 7-11 Store #25821, by Kleinfelder, Inc., dated June 13, 1989.

Our records indicate the above-reference property had three 10,000-gallon gasoline underground storage tanks (UST) removed. Soil samples from UST closure showed gasoline & BTEX contamination remained under the former USTs above the Model Toxics Control Act (MTCA) Method A cleanup levels. Groundwater samples show BTEX & gasoline contamination emanating from the site as well. ORC nutrients were added to the groundwater to remediate groundwater contamination.

Under the Model Toxics Control Act (MTCA), Ecology maintains a statewide database of confirmed or suspected contaminated sites. This database is made available to the public upon request and online at <http://www.ecy.wa.gov/programs/tcp/cscs/CSCSpage.HTM>. It is Ecology's decision that the above-referenced property will be added to this database because of BTEX and gasoline contaminated soil and groundwater.



Mr. Bob DeNinno  
January 8, 2008  
Page 2

Please note that inclusion in the database does **not** mean that Ecology has made a determination regarding the identification of any potentially liable person(s) under the Model Toxics Control Act (administered under Chapter 173-340 WAC).

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 actions (WAC 173-340-510). Cooperating with Ecology in planning or conducting remedial actions is not an admission of guilt or liability. If you have any documents after January 2003 detailing independent cleanup actions at your site please send them to me for inclusion in the file.

In proceeding with an independent cleanup, please be aware that there are requirements in state law which must be adhered to. In particular, WAC 173-340-300(4) requires a report of independent actions. To the extent known, the report shall include:

1. identification and location of the hazardous substance(s)
2. circumstances of the release and discovery
3. remedial actions planned, completed, or underway

More requirements of independent cleanup actions are discussed in WAC 173-340-120(8)(b). Ecology will use the appropriate requirements contained throughout this chapter in its evaluation of the adequacy of any independent remedial actions performed.

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

If you would like Ecology to review the independent cleanup actions conducted and determine if the site warrants **no further action**, you are encouraged to participate in the Voluntary Cleanup Program (VCP). Information about the Voluntary Cleanup Program is available online at <http://www.ecy.wa.gov/programs/tcp/vcp/Vcpmain.htm>, or you may contact Mark Dunbar, CRO VCP Coordinator, at (509) 454-7836.

If you have any questions regarding this letter, please feel free to contact me at (509) 454-7290.

Sincerely,



Brian Deeken  
Site Manager  
Toxics Cleanup Program

Enclosure

cc: Maureen Sanchez, SECOR