



# **PUBLIC PARTICIPATION PLAN**

**Fred Meyer Stores Inc. Site**

**Port Orchard, Washington**

**March 2012**

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## **INTRODUCTION**

The Washington State Department of Ecology (Ecology) has developed this public participation plan in cooperation with Fred Meyer, pursuant to the Model Toxics Control Act (MTCA) WAC 173-340-600. The intent is to promote meaningful community involvement during the cleanup process at the Fred Meyer Stores Inc. site in Port Orchard, Washington. This plan outlines and describes the tools that Ecology uses to inform the public about site activities and identifies opportunities for the community to become involved.

## **SITE BACKGROUND**

The Site is located at 1900 SE Sedgewick Road in Port Orchard, Washington. This Site is also known as former Bethel Texaco.

From the 1930s or 1940s, various petroleum product operations existed at this location. The last operation was a Texaco service station which closed in September 1988. In that same year, underground storage tanks used by the station were removed.

In June 1990, Ecology detected elevated levels of gasoline constituents in domestic drinking water wells located downgradient of the property. A release from an underground storage tank (UST) system associated with a former Texaco service station was thought to be the source of the groundwater contamination.

A Consent Decree was filed in 1992 addressing the Bethel Former Texaco Site. It determined that the potentially liable person, B. and C.B. Enterprises was eligible for full, non-transferable, funding of remediation costs using funds from the Toxics Control Account, depending on availability of funds. In 1999, the Bethel Former Texaco Site was sold to Fred Meyer. Due to the sale and conditions of the Consent Decree, neither B. and C.B Enterprises or Ecology had any further obligations under the Decree. On April 6, 2011, both parties agreed to dismiss the Consent Decree through the Court and the Decree was closed out.

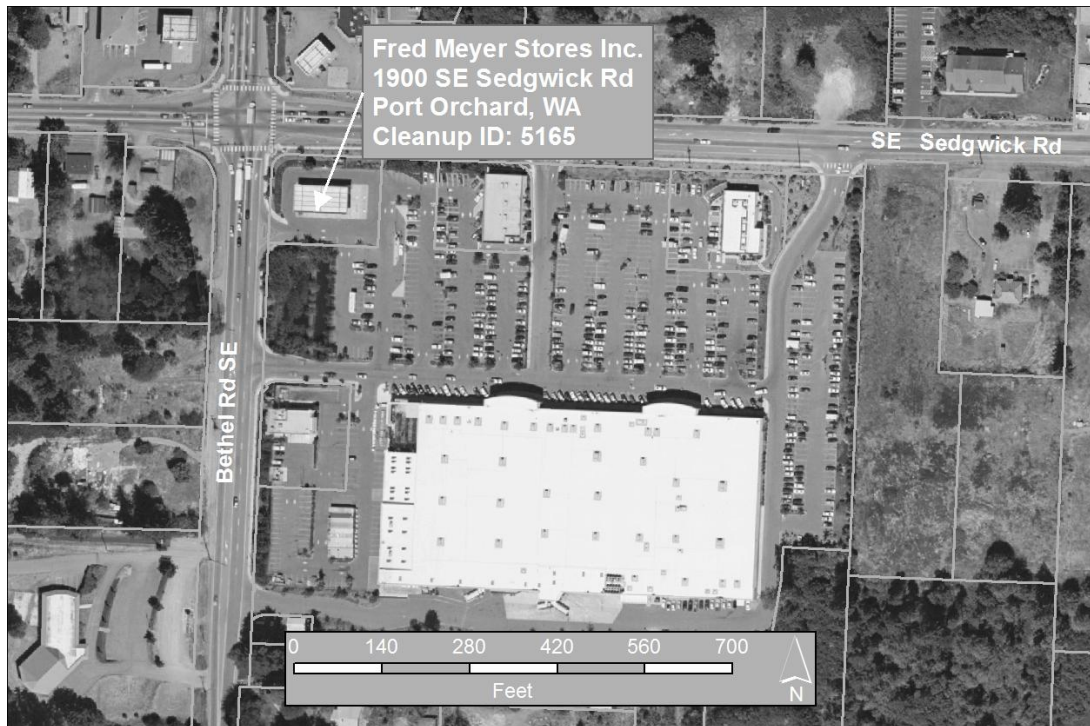
Interim remedial actions have been conducted at the site since 1995, including the operation of a free product recovery system and two separate air-sparge/soil-vapor-extraction (AS/SVE) systems. They have successfully removed free product from the Site and substantially reduced the extent and magnitude of subsurface contamination caused by the former Texaco service station release.

Starting in 1999, Fred Meyer worked to complete a remedial investigation and achieve regulatory compliance. In May 2010, a Remedial Investigation Report and Draft Cleanup Action Plan was submitted to complete the characterization of the site, evaluate current conditions and potential risks to human health and the environment, and present the approach for remediation of contaminated soil and ground water.

The contaminants at this site above state cleanup standards in soil and groundwater are:

- Gasoline-range petroleum hydrocarbons
- Benzene
- Toluene
- Ethylbenzene
- Xylenes

### FRED MEYERSTORES INC. SITE MAP



## **PUBLIC PARTICIPATION ACTIVITIES AND RESPONSIBILITIES**

The purpose of this Public Participation Plan is to promote public understanding and participation in the Model Toxics Control Act (MTCA) cleanup activities planned for this site. This section of the plan addresses how Ecology will share information and receive public comments and community input on the site activities.

Ecology and Fred Meyer urges the public to become involved in the cleanup process. Information will be provided regularly to provide many opportunities to review materials and provide comments. This plan is intended to be a flexible working document that will be updated as community concerns emerge and/or more information becomes available during the cleanup process. To arrange for a briefing with project staff, ask questions or provide comments on the plan or other aspects of the cleanup, please contact one of the persons listed below.

Russ Olsen, Site Manager  
Washington State Department of Ecology  
3190 160th Avenue SE  
Bellevue, WA 98008  
Tel: (425) 649-7038  
Email: russ.olsen@ecy.wa.gov

Nancy Lui, Community Outreach Coordinator  
Washington State Department of Ecology  
3190 160th Avenue SE  
Bellevue, WA 98008  
Tel: (425) 649-7117  
Email: nancy.lui@ecy.wa.gov

### **Public Involvement Activities**

Ecology uses a variety of activities to facilitate public participation in the investigation and cleanup of MTCA sites. Ecology will take into consideration input provided by the community.

This list details the public involvement activities that Ecology will use, their purposes, and descriptions of when and how they will be used during this site cleanup.

## **Formal Public Comment Periods**

Comment periods are the primary method Ecology uses to get feedback from the public on proposed cleanup decisions. Comment periods usually last 30 days and are required at key points during the investigation and evaluation of proposed cleanup process before final decisions are made.

During a comment period, the public can comment in writing. At the conclusion of the comment period, Ecology reviews all comments and may respond in a document called a Responsiveness Summary.

Ecology will consider the need for changes or revisions based on input from the public. If significant changes are made, then a second comment period may be held. If no significant changes are made, then the draft document(s) will be finalized.

## **Public Meetings and Hearings**

Public meetings may be held at key points during the cleanup process. Ecology may also offer public meetings for actions expected to be of particular interest to the community. Also, if ten or more people request a public meeting or hearing during the 30 day comment period, Ecology will hold a public meeting for the purpose of taking comments on draft documents.

## **Information Repositories**

Information repositories are convenient places where the public can go to read and review site information. The information repositories are often at libraries or community sites which provide public access. During the comment period, the site documents will be available for review at each repository listed below. For special accommodations or translation assistance, please contact Nancy Lui at [nancy.lui@ecy.wa.gov](mailto:nancy.lui@ecy.wa.gov) or at (425) 649-7117, please indicate you would like assistance with the "**Fred Meyer Stores Inc. Site**".

Ecology has established two repositories for the Fred Meyer Stores Inc. Site.

- **Kitsap Regional Library - Port Orchard Library** Branch- 87 Sidney Avenue, Port Orchard, WA 98366  
(360) 876-2224

- **Washington State Department of Ecology**, Northwest Regional Office – 3190 160th Avenue SE, Bellevue, WA 98008, (425) 649-7190. Please call for an appointment.

**Ecology’s web site for the Fred Meyer Stores Inc. Site:**

<https://fortress.wa.gov/ecy/gsp/Sitepage.aspx?csid=5165>

**Site Register and Public Events Calendar**

Ecology’s Toxics Cleanup Program uses the Site Register and web-based Public Involvement Calendar to announce all of its public meetings and comment periods as well as additional site activities.

To receive the Site Register in electronic or hard copy format, please call (360) 407-6000. The Site Register is available on Ecology’s website at: [http://www.ecy.wa.gov/programs/tcp/pub\\_inv/pub\\_inv2.html](http://www.ecy.wa.gov/programs/tcp/pub_inv/pub_inv2.html)

The Public Involvement Calendar is available on Ecology’s website at: <http://apps.ecy.wa.gov/pubcalendar/calendar.asp>

**Fact Sheet**

Ecology will mail fact sheets to persons and organizations interested in the Fred Meyer Stores Inc. cleanup project to inform them of public meetings and comment opportunities and important site activities. Ecology also may mail fact sheets about the progress of site activities.

**Mailing List**

Ecology has compiled and maintained a list of interested parties, organizations and residents living near the cleanup site. This mailing list will be used to provide information regarding this project. If you are not on the mailing list for this site and wish to be added, please contact Nancy Lui at [nancy.lui@ecy.wa.gov](mailto:nancy.lui@ecy.wa.gov) or at (425) 649-7117. In the subject line, please indicate “**Fred Meyer Stores Inc. Site**” mailing list.

**Newspaper Display Ads**

Ecology will place ads in the Port Orchard Newspaper to announce public comment periods, public meetings or hearings for the site.

## **PUBLIC PARTICIPATION GRANTS AND TECHNICAL ASSISTANCE**

Additionally, citizen groups living near contaminated sites may apply for public participation grants during open application periods. These grants help citizens receive technical assistance in understanding the cleanup process and create additional public participation avenues. For more information about the public participation grant, please go to Ecology's website at:  
<http://www.ecy.wa.gov/programs/swfa/grants/ppg.html>

Ecology currently does not have a citizen technical advisor for providing technical assistance to citizens on issues related to the investigation and cleanup of the Site.

## **PUBLIC PARTICIPATION PLAN AMENDMENTS**

The Plan was developed by Ecology and complies with the MTCA regulations (Chapter 173-340 WAC). It will be reviewed as cleanup progresses and may be amended if necessary. Amendments may be submitted to Ecology's site manager, Russ Olsen, for review and consideration.



## GLOSSARY

**Cleanup:** Actions taken to deal with a release, or threatened release of hazardous substances that could affect public health and/or the environment. The term "cleanup" is often used broadly to describe various response actions or phases of remedial responses such as the remedial investigation/feasibility study.

**Comment Period:** A time period during which the public can review and comment on various documents and proposed actions. For example, a comment period may be provided to allow community members to review and comment on proposed cleanup action alternatives and proposed plans.

**Information Repository:** A file containing current information, technical reports, and reference documents available for public review. The information repository is usually located in a public building that is convenient for local residents such as a public school, city hall, or library.

**Model Toxics Control Act (MTCA):** Legislation passed by the State of Washington in 1988. Its purpose is to identify, investigate, and clean up facilities where hazardous substances have been released. It defines the role of Ecology and encourages public involvement in the decision making process. MTCA regulations became effective March 1, 1989 and are administered by the Washington State Department of Ecology.

**Public Notice:** At a minimum, adequate notice mailed to all persons who have made a timely request of Ecology and to persons residing in the potentially affected vicinity of the proposed action; mailed to appropriate news media; published in the local (city and county ) newspaper of largest circulation; and the opportunity for the interested persons to comment.

**Public Participation Plan:** A plan prepared under the authority of WAC 173-340-600 to encourage coordinated and effective public involvement tailored to the public's needs at a particular site.

**Responsiveness Summary:** A summary of oral and/or written public comments received by Ecology during a comment period on key documents, and Ecology's responses to those comments.

**Site:** Any building, structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly owned treatment works), well, pit, pond, lagoon, impoundment, ditch, landfill, storage container, motor vehicle, rolling stock, vessel, or aircraft; or any site or area where a hazardous substance, other

than a consumer product in consumer use, has been deposited, stored, disposed of, or placed, or otherwise come to be located.

**Site Register:** Publication issued every two weeks of major activities conducted statewide related to the study and cleanup of hazardous waste sites under the Model Toxics Control Act. To receive this publication, please call (360) 407-7200.