

WILLIAM J. FAUBION
DANIEL H. BIGELOW
ATTORNEYS AT LAW

RECEIVED
STATE OF WASHINGTON
DEPT. OF ECOLOGY

P.O. BOX 153

CATHLAMET, WA 98612

SEP 26 9 05

PHONE 795-3367

September 16, 2005

Bob Warren
Washington State Department of Ecology
P.O. Box 47775
Olympia, WA 98504-7775

Re: Soil Contamination - Butler Street

Dear Mr. Warren:

This memorandum identifies specific actions the Town of Cathlamet has undertaken related to the presence of residual petroleum hydrocarbon contamination beneath Butler Street. These actions include:

- * Providing all Town of Cathlamet Public Works employees with a copy of the Contamination Notice and map included in Attachment 1.
- * Posting the Contamination Notice in a conspicuous area of the Public Works Office; and;
- * Filing copies of the Contamination Notice for future distribution to potential Town contractors bidding on work in the Butler Street area.

Additionally, all relevant maps and plans for Butler Street in the Town files have been annotated with a Notice Label providing information on the presence of contamination beneath Butler Street. A copy of an example plan with the Notice Label affixed is included as Attachment 2.

Bob Warren
September 16, 2005
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The Town has also entered into a legal agreement with the Bank of the Pacific that identifies the Bank's specific responsibilities regarding any required future remediation of petroleum contamination beneath Butler Street that originated from the Bank of the Pacific's 20 Butler Street property. A copy of the executed agreement is included as Attachment 3.

Yours very truly,

A handwritten signature in black ink, appearing to read "William J. Faubion", with a long horizontal flourish extending to the right.

William J. Faubion

WJF/sr

ENCLS: 1) Contamination Notice (Notification and Map)
2) Example Plan with Notification Label
3) Legal Agreement between the Town of Cathlamet and
the Bank of the Pacific

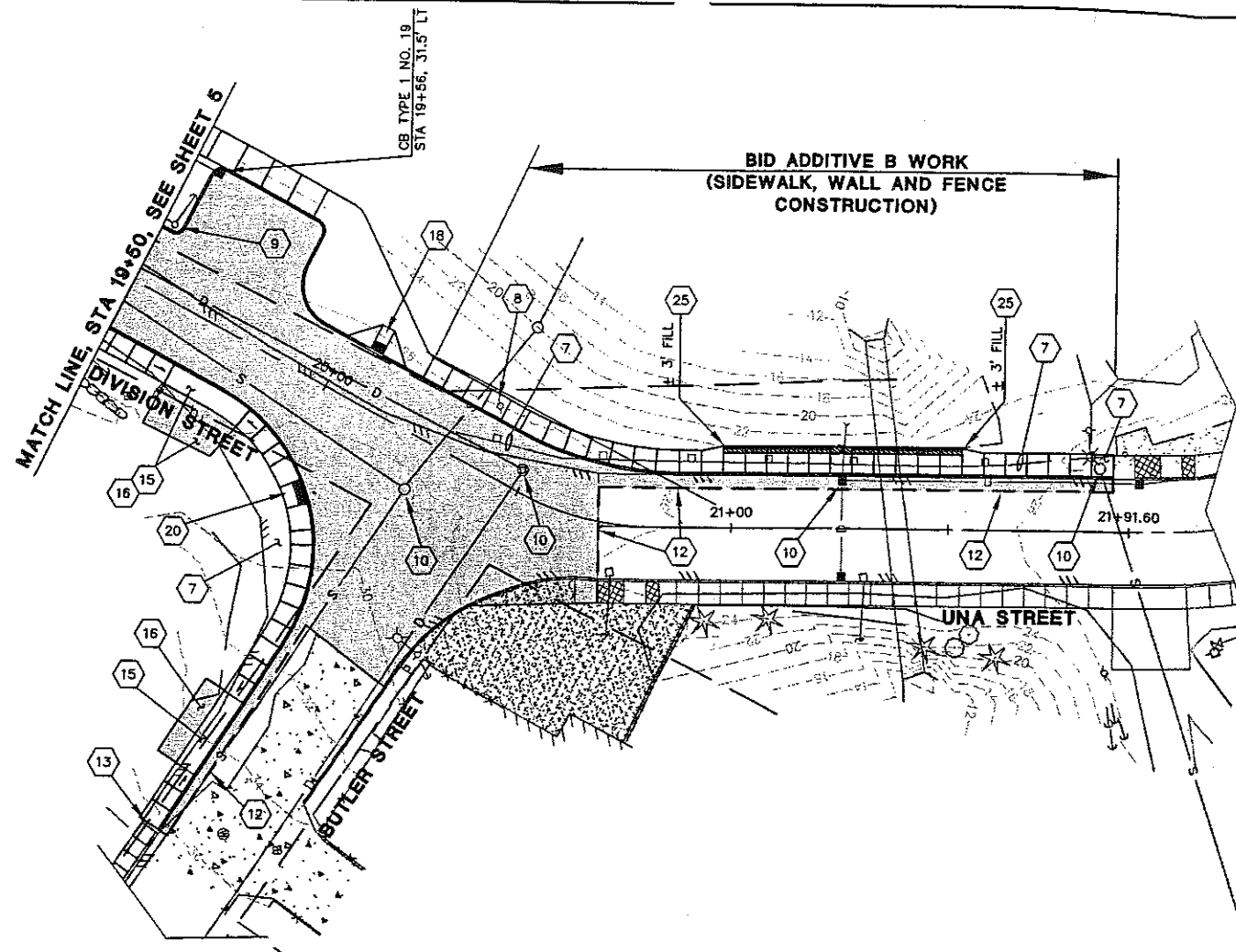
cc: Mayor and Councilmembers
Town Clerk

Notice to Town of Cathlamet
Public Works Employees and Contractors

Butler Street Soil Contamination

Subsurface soil contaminated by petroleum hydrocarbons is present beneath Butler Street adjacent to #60 and #80 Butler Street. The contamination resulted from a historic leaking underground tank on the Bank of the Pacific property at #20 Butler Street. The affected area is believed to be confined to the eastern side of Butler Street, extending northward from #40 Butler Street no further than the intersection with Una Avenue. Contamination may be preferentially located in utility corridors. A map showing the estimated extent of subsurface contamination is provided on the reverse side of this Notice.

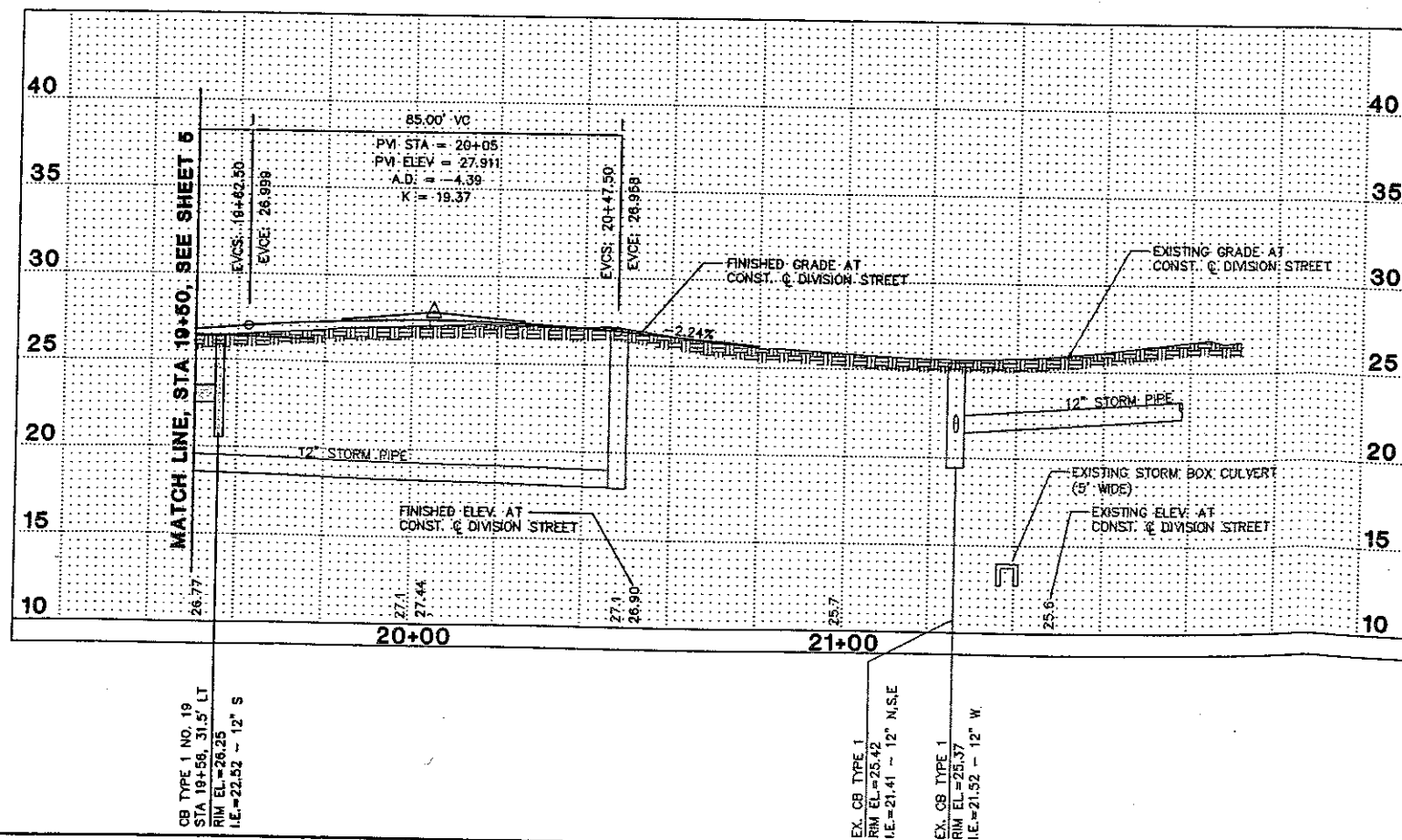
Public Works employees and Town contractors ***should not undertake any excavation or utility repair in the potentially affected areas beneath Butler Street*** without first contacting the Washington State Department of Ecology at (360) 407-6000, and Aspect Consulting, the Bank's environmental consultant, at (206) 780-9370.



Notice of Butler Street Soil Contamination

Subsurface soil contaminated by petroleum hydrocarbons is present beneath Butler Street adjacent to #60 and #80 Butler Street. Contamination may be preferentially located in utility corridors. *Before undertaking any excavation or utility repair in this area, contact Ecology (360-407-6000) and Aspect Consulting (206-780-9370).*

To be affixed to relevant plans and maps.



WAHIAKUM COUNTY
TIB PROJECT No.: 6-W-979(004)-1
SECTION 2, T-8N, R-6W

20' 10' 0 20' 40'

ROADWAY AND STORM DRAINAGE NOTES

- 1 CAUTION: POTENTIAL UTILITY CONFLICT. CONTRACTOR SHALL FIELD VERIFY (POTHOLE) EXACT LOCATION AND DEPTH OF EXISTING UTILITY. SEE ORDER OF WORK IN THE SPECIFICATIONS.
- 2 CONTRACTOR SHALL CLEAR AND GRUB EXISTING TREES, BRUSH, SHRUBS, DUFF, AND/OR VEGETATION.
- 3 CONTRACTOR SHALL PROTECT EXISTING TREE, FENCE, ROCKERY, AND PRIVATE LANDSCAPING DURING CONSTRUCTION.
- 4 CONTRACTOR SHALL REMOVE, PROTECT AND REINSTALL EXISTING LANDSCAPING AND DECORATIVE ROCKS. CONTRACTOR SHALL COORDINATE WITH PROPERTY OWNER(S).
- 5 CONTRACTOR SHALL REMOVE AND WASTEHAUL EXISTING STORM DRAINAGE STRUCTURE OR PIPE. THIS WORK SHALL BE INCLUDED IN REMOVAL OF STRUCTURES AND OBSTRUCTIONS.
- 6 CONTRACTOR SHALL ABANDON EXISTING UTILITY IN PLACE. PROVIDE CONCRETE PLUG PER THE SPECIFICATIONS.
- 7 CONTRACTOR SHALL REMOVE AND WASTEHAUL EXISTING GUARD RAIL, SIDEWALK, CONCRETE, BOLLARDS, CONCRETE STAIRS, ASPHALT PAVEMENT, AND/OR CURB.
- 8 EXISTING UTILITY TO BE RELOCATED "BY OTHERS". CONTRACTOR SHALL COORDINATE THIS WORK WITH THE PRIVATE UTILITY COMPANY. SEE SPECIFICATIONS.
- 9 CONTRACTOR SHALL COORDINATE WITH THE PRIVATE UTILITY COMPANY TO HOLD THE EXISTING UTILITY POLE DURING CONSTRUCTION, AS REQUIRED.
- 10 CONTRACTOR SHALL ADJUST EXISTING MANHOLE, VALVE BOX, METER BOX, CLEANOUT, MONUMENT CASE AND/OR CATCH BASIN FRAME TO GRADE. UTILITY COMPANY TO ADJUST TELEPHONE RISER AND MANHOLE. CONTRACTOR SHALL COORDINATE. SEE SPECIFICATIONS.
- 11 CONTRACTOR SHALL RELOCATE EXISTING SIGN. SEE CHANNELIZATION PLAN, SHEET 20.
- 12 CONTRACTOR SHALL SAWCUT EXISTING ASPHALT PAVEMENT. SEE BUTT JOINT DETAIL SHEET 13.
- 13 CONTRACTOR SHALL SAWCUT OR EXCAVATE THE EXISTING SIDEWALK AT NEAREST JOINT (AS DIRECTED IN THE FIELD BY OWNER). PROVIDE A CLEAN EDGE.
- 14 CONTRACTOR SHALL CONSTRUCT NEW STORM PIPE BELOW EXISTING UTILITY. SEE TYPICAL UTILITY CROSSING DETAIL SHEET 17.
- 15 CONTRACTOR SHALL FURNISH AND INSTALL CEMENT CONCRETE DRIVEWAY ENTRANCE. SEE DETAIL SHEET 13.
- 16 CONTRACTOR SHALL FURNISH AND INSTALL ASPHALT CONCRETE DRIVEWAY REPAIR. SEE DETAIL SHEET 13.
- 17 CONTRACTOR SHALL FURNISH AND INSTALL CONCRETE CURB END SECTION. SEE DETAIL SHEET 13.
- 18 CONTRACTOR SHALL FURNISH AND INSTALL SIDEWALK RAMP TYPE A. SEE DETAIL SHEET 14.
- 19 CONTRACTOR SHALL FURNISH AND INSTALL SIDEWALK RAMP TYPE B. SEE DETAIL SHEET 14.
- 20 CONTRACTOR SHALL FURNISH AND INSTALL SIDEWALK RAMP TYPE C. SEE DETAIL SHEET 14.
- 21 CONTRACTOR SHALL RELOCATE EXISTING FIRE HYDRANT. SEE DETAIL SHEET 21.
- 22 CONTRACTOR SHALL REMOVE EXISTING FRAME AND GRATE. FURNISH AND INSTALL FRAME AND SOLID LID. RAISE TO FINISHED GRADE WITH CONCRETE COLLAR.
- 23 CONTRACTOR SHALL FURNISH AND INSTALL MODULAR BLOCK WALL. SEE DETAIL SHEET 15.
- 24 CONTRACTOR SHALL FURNISH AND INSTALL ROCK WALL. SEE DETAIL SHEET 15.
- 25 CONTRACTOR SHALL FURNISH AND INSTALL GEOTEXTILE WALL. SEE DETAIL SHEET 15.
- 26 CONTRACTOR SHALL RELOCATE EXISTING WATER METER AND BOX. SEE DETAIL SHEET 21.
- 27 CONTRACTOR SHALL CONNECT NEW STORM PIPE TO EXISTING CATCH BASIN (ROTO-HAMMER IS KNOCKOUT IS NOT PRESENT).

Gray & Osborne, Inc.
CONSULTING ENGINEERS
701 DEVER AVENUE NORTH SUITE 200
SEATTLE, WASHINGTON 98109 • (206) 284-0860

DATE: JUNE 2005
SCALE: NOTED
DRAWN: E.A.S.
CHECKED: K.W.B.
APPROVED: T.J.O.

DATE	APPROVED
REVISION	No.



TOWN OF CATHLAMET
WAHIAKUM COUNTY
RIVER/DIVISION STREET
ROADWAY IMPROVEMENTS
PLAN AND PROFILE
STA 19+50 TO STA 21+01

SHEET: 6
OF: 21
JOB NO.: 04639
DWG: PLAN4.DWG



Aspect consulting
IN-DEPTH PERSPECTIVE

179 Medtronic Lane North
Rainier, WA 98110
(206) 790-9370

611 First Avenue #400
Seattle, WA 98104
(206) 328-7443

Approximate Extent of Residual Contaminated Soil beneath Butler Street

Town of Cathlamet

Butler Street, Cathlamet, Washington

Legend



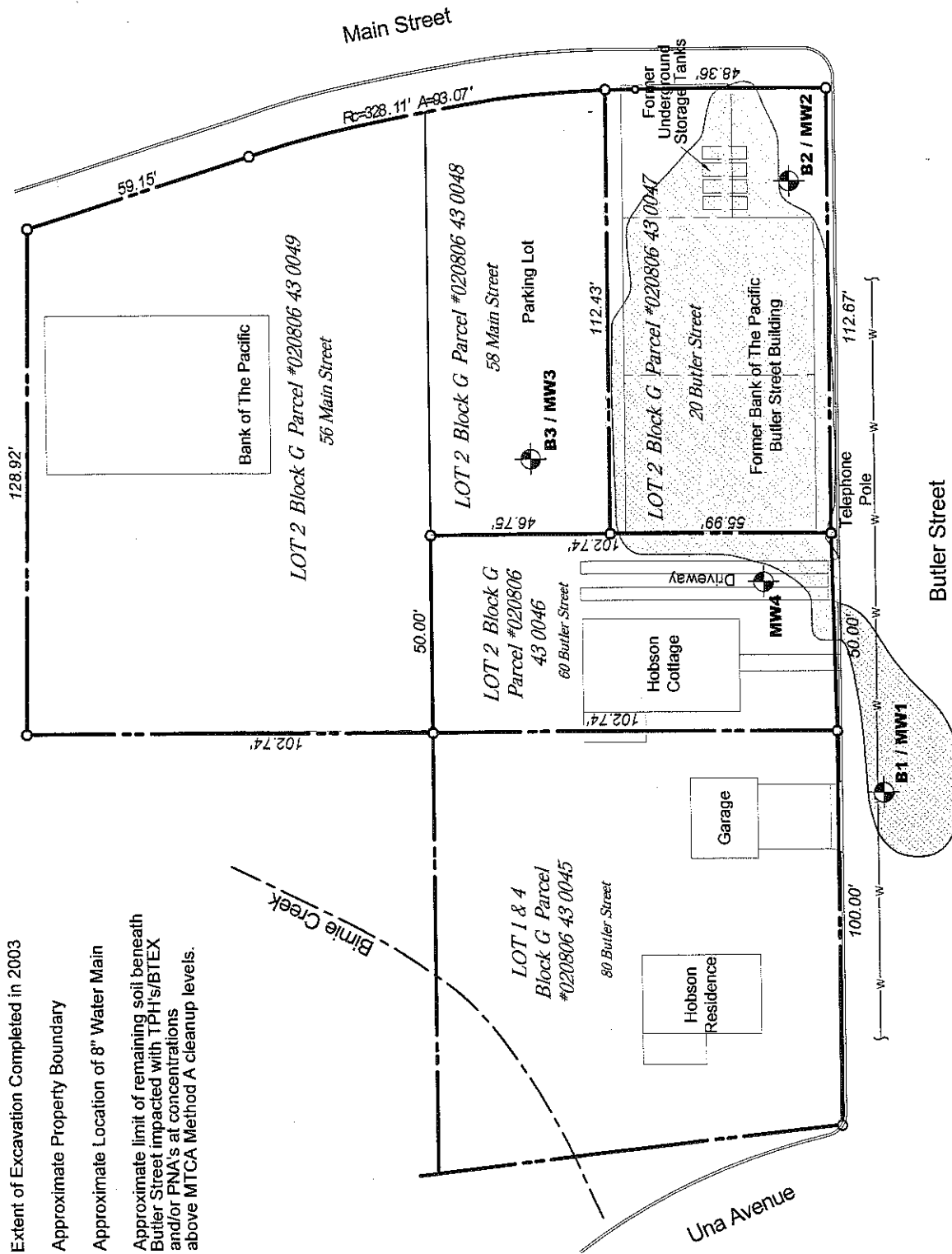
Monitoring Well Location

Extent of Excavation Completed in 2003

Approximate Property Boundary

Approximate Location of 8" Water Main

Approximate limit of remaining soil beneath Butler Street impacted with TPH's/BTEX and/or PNA's at concentrations above MTCA Method A cleanup levels.



Reference:

Base map provided by Robert D. Miller Consulting, Inc.
Lot lines and descriptions provided by the Wankarem
County Assessor's Office, Cathlamet, Washington.
All locations and site features are approximate.

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To be affixed to relevant plans and maps.

AGREEMENT

THIS AGREEMENT is made this 21 day of March, 2005, by and between the Bank of the Pacific ("Bank") and the Town of Cathlamet ("Town").

RECITALS

A. The Bank owns a parcel of property at 20 Butler Street in the Town of Cathlamet;

B. This parcel was historically used as a service station and had underground petroleum storage tanks, which leaked and contaminated surrounding soils;

C. The Bank remediated the contamination with the approval of the Department of Ecology;

D. The Bank is now applying for final approval of the remediation process from the Department of Ecology and for a declaration of "No Further Action" status.

NOW, THEREFORE, the parties agree as follows:

1. If the Department of Ecology, or other governmental agency with jurisdiction, requires the Bank to remediate the soil beneath Butler Street, (in proximity to the Bank's parcel of property), as a result of the petroleum contamination originating upon the Bank's parcel, the Bank agrees to be responsible for performing and completing all necessary remediation.

2. The duty of the Bank to perform and complete remediation shall not be relieved by any act of the Town that may prompt a governmental order for remediation. For example, if the Town deems it necessary to expose the subsurface of Butler Street for municipal purposes, the Bank shall be responsible for any remediation of contamination ordered by a governmental agency as a result of the Town's action.

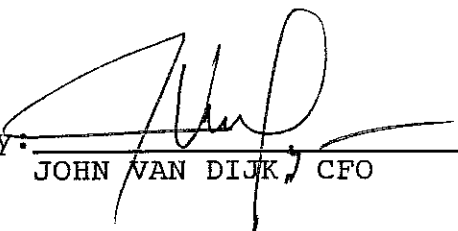
3. If such mandated future remediation is in close proximity to the water main beneath Butler Street, the Town agrees to provide reasonable assistance in locating the water lines during the remediation process.

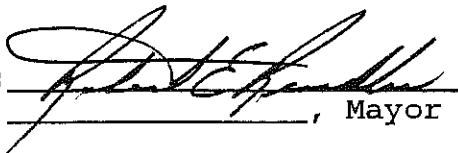
4. If the water main is damaged during the remediation process by the Bank, or any contractor or agent of the Bank, the responsibility for repairing the damaged section of the water main shall rest with the Bank.

5. This agreement constitutes the entire agreement between the parties regarding soil remediation and related issues in the area of the Bank's parcel of property at 20 Butler Street.

THE BANK OF THE PACIFIC

TOWN OF CATHLAMET

By: 
JOHN VAN DIJK, CFO

By: 
_____, Mayor