



NuStar Energy L.P.

2565 NW Harborside Drive, Vancouver

Department of Ecology welcomes your comments on the proposed Agreed Order for a Remedial Investigation, Feasibility Study and SEPA Determination

The Washington State Department of Ecology (Ecology) is asking for your comments on the proposed Agreed Order for a Remedial Investigation, Interim Actions and Feasibility Study at the NuStar Energy L.P. site (formerly Valero L.P.).

This agreement requires ST Services (the potentially liable party) to do the following:

- Complete the Remedial Investigation of the site.
- Take Interim Actions to reduce contamination and risk to human health and the environment.
- Complete a Feasibility Study to identify and evaluate cleanup remedies.



What is an AGREED ORDER?

An Agreed Order is a legal agreement between Ecology and the Potentially Liable Parties (PLPs) that ensures cleanup activities are conducted in a timely fashion and comply with the Washington Model Toxics Control Act (MTCA) and other applicable laws and regulations.

The purpose of the document is to protect human health and the environment.

Ecology has also completed a State Environmental Policy Act (SEPA) review of the site and determined that the proposed Interim Actions will not

result in significant harm to the environment (Determination of Non-Significance (DNS)). The SEPA checklist and DNS are also available for public review and comment at this time. For more information about SEPA, see the box below.



What is SEPA?

The Washington State Environmental Policy Act (SEPA) requires state and local agencies to review all projects that may have a negative impact on the environment. This includes cleanup projects. The result of a review is called a SEPA determination.

Ecology is issuing a Determination of Non-Significance (DNS) for the Interim Actions. A DNS means that the project will probably not cause significant negative effects on the environment or local community. The public is welcome to review the decision and provide comments to Ecology during this comment period.

Ecology welcomes your comments on this Agreed Order and SEPA determination from October 1 - 30, 2007. Please use the green box to the right to find information about where to find documents and submit comments. The **Public Participation Plan** can also be found at these locations.

October 2007

Ecology is Accepting Comments from October 1 - 30, 2007

Review Documents at:
WA Department of Ecology
Southwest Regional Office
 Toxics Cleanup Program
 300 Desmond Dr.
 Lacey, WA 98503
 (360) 407-6365

Vancouver Regional Library
 Reference Desk
 1007 E. Mill Plain Road
 Vancouver, WA 98663
 360-695-1566

Ecology's Toxics Cleanup Web Site
http://www.ecy.wa.gov/programs/tcp/sites/nuStar/nuStar_hp.htm

Submit Comments and Technical Questions to:
Rod Schmall
 WA Department of Ecology
 Vancouver Field Office
 2108 Grand Blvd.
 Vancouver, WA 98661
 (360) 690-4798
 E-mail: Rosca461@ecy.wa.gov

Direct All Other Questions to:
Meg Bommarito
 Public Involvement Coordinator
 WA Department of Ecology
 PO Box 47775
 Olympia, WA 98504-7775
 (360) 407-6255
 Email: Mbom461@ecy.wa.gov

Facility #1026

Site Background

The NuStar Energy L.P. site is located at the Port of Vancouver Terminal #2, 2565 NW Harborside Drive in Vancouver and is next to the Columbia River (south of site, see map on this page). Since 1998, ST Services (now operating as NuStar Energy L.P.) has operated the site as a ship terminal that receives, stores and transfers bulk chemicals and fuel. The property is owned by the Port of Vancouver and is leased by ST Services.

Various materials (including fertilizer, jet fuel, biodiesel and wood preservatives) are received and shipments occur by pipeline, railroad cars and trucks at the terminal. Other operations at the site include blending, packaging and storage of chemicals.

Prior to 1998, the terminal was owned and operated by GATX. During GATX ownership, contamination of soil and groundwater was discovered on site.

Initial investigations to determine extent of contamination found several contaminants above MTCA cleanup levels including the chlorinated solvents perchloroethylene (PCE) and trichloroethylene (TCE). Chlorinated solvents have not been handled on the site since 1994.

In 1998, ST Services (after purchasing GATX) entered into an Agreed Order with Ecology to complete a Remedial Investigation, Feasibility Study and Interim Actions.

Before these activities could be completed, Kaneb, the parent company of ST Services, was purchased by Valero L.P. who then assumed responsibility for cleanup of this site. Valero recently changed its name to NuStar Energy L.P. An Agreed Order has been drafted to continue the investigation and characterize the extent of contamination at this site.

What Happens Next?

Ecology will consider public comment on the proposed **Agreed Order** and the order will be modified if necessary. Results of the **Remedial Investigation** and **Feasibility Study** will guide the selection of the final cleanup remedy.

After the requirements of the RI/FS Agreed Order have been satisfied, Ecology will draft a **Cleanup Action Plan** which outlines the final cleanup activities. This document and the associated agreed order will be available for public comment.

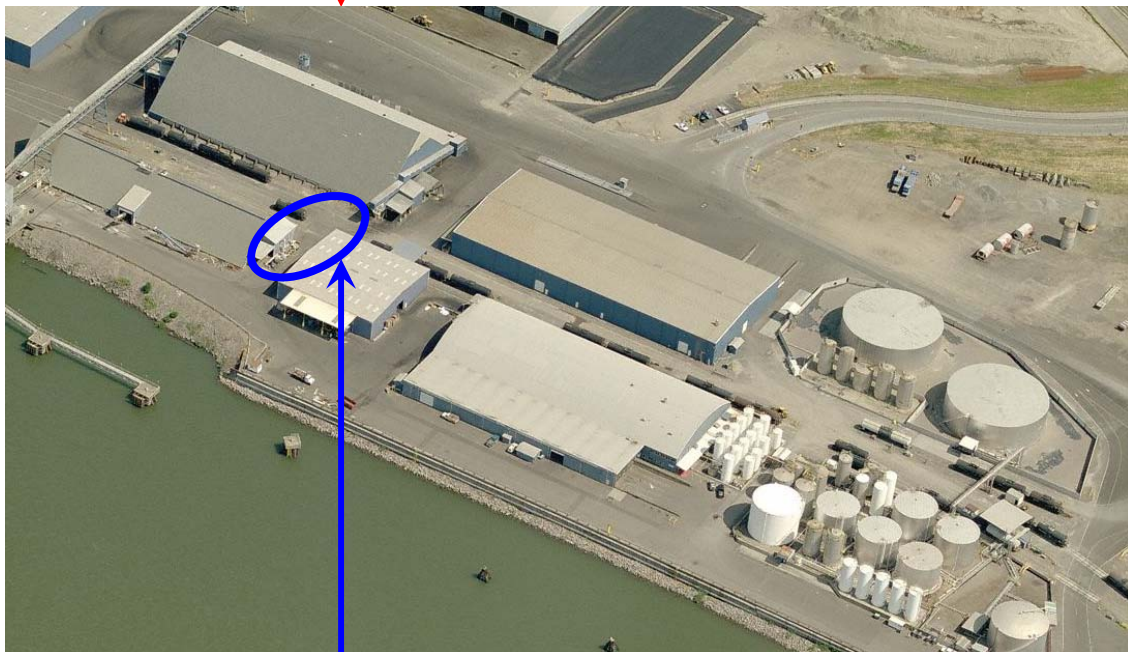
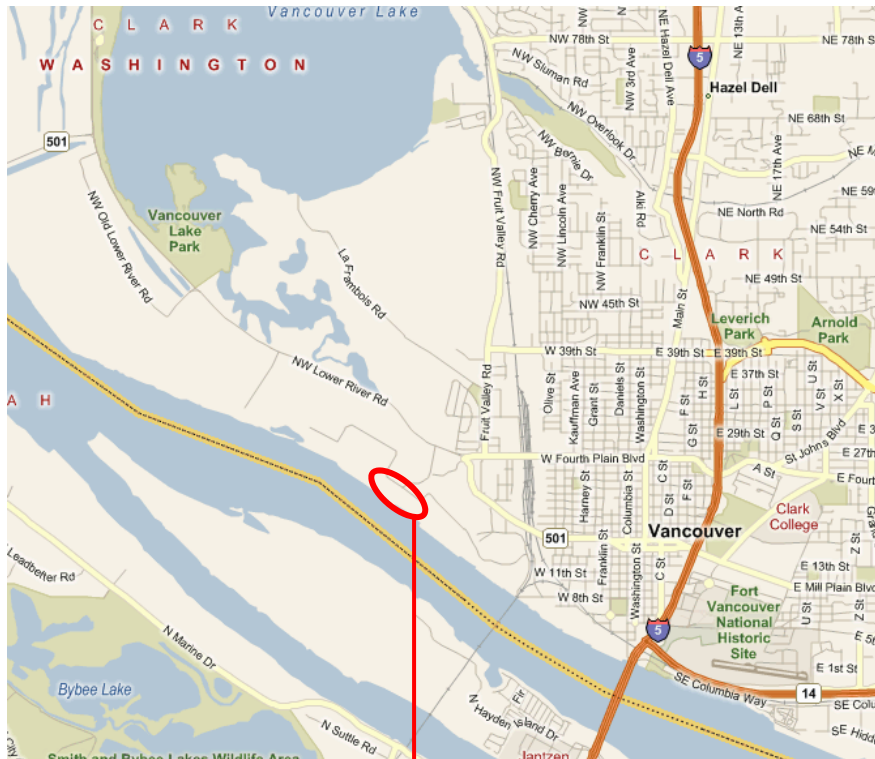
Ecology Wants Your Comments!

Ecology will be accepting comments on these documents from October 1 through October 30, 2007. Information about document location and where to submit comments can be found in the green box on page 1. Ecology will respond to your comments at the end of the comment period.



NuStar Energy Site location

Additional NuStar Energy Site Diagrams



Primary contaminant source area



**Department of Ecology
Southwest Regional Office
PO Box 47775
Olympia, WA 98504-7775**

NuStar Energy L.P.

**Agreed Order for Remedial Investigation,
Feasibility Study, Interim Actions and
SEPA Determination**

**Public Comment Period
October 1 - 30, 2007**