



file
NW 0381

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

October 10, 2003

Anna Schmidt
Manager, Environmental Affairs
Continental Airlines, Inc.
1600 Smith Street, HQSEN
Houston, TX 77002

Dear Ms. Schmidt:

Re: Request for Review – Soil Contamination Assessments and NFA Determination
Continental Airlines Former Hydrant Pipeline at Sea-Tac International Airport
Seattle, Washington

Thank you for submitting the results of your independent remedial actions to the State of Washington Department of Ecology (Ecology). Ecology appreciates your initiative in pursuing this administrative option under the Model Toxics Control Act (MTCA).

All of the reports regarding the site assessment of the petroleum contamination at the above referenced site have been reviewed. These documents will be kept in the Central Files of the Northwest Regional Office (NWRO) of Ecology for review by appointment only. Appointments can be made by calling Central Records at the NWRO at (425) 649-7190 or -7239.

Based on the information in the reports listed in the Ecology's previous correspondence, Ecology determines that, at this time, the releases of petroleum product into the soil no longer pose a threat to human health or the environment. This determination is also based on the document submitted by the Port of Seattle (dated September 18, 2003), in which the Port indicates that the current facility used as airport purpose will not be changed for the foreseeable future.

Therefore, Ecology is issuing this determination that no further remedial action is necessary at this site under MTCA, chapter 70.105D RCW. However, please note that because your actions were not conducted under a consent decree with Ecology, this letter is written pursuant to RCW 70.105D.030 (1) (i) and does not constitute a settlement by the state under RCW 70.105D.040 (4) and is not binding on Ecology.

Ecology's 'no further action' determination is made pursuant to the confirmation that the Port does not have a plan to change the airport property for other usages. In addition, this

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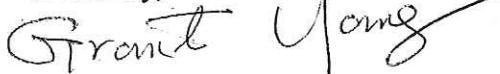
'no further action' determination applies only to the pipeline areas of the property affected by the releases identified in the reports at the Continental Airlines' Former Aircraft Fueling Hydrant System at Seattle-Tacoma International Airport. It does not apply to any other releases or potential releases at the property, any other areas on the property, nor any other properties owned or operated by Continental Airlines Inc.

Ecology will update its Leaking Underground Storage Tank database to reflect this 'no further action' determination for the pipeline area at the facility. Therefore, the future publications of the Ecology's LUST database only continue to appear the UST portion of the site until the pending final cleaning up work is completed at the (UST) area.

The state, Ecology, and its officers and employees are immune from all liability and no cause of action of any nature may arise from any act or omission in providing this determination.

Please call me at (425) 649-7126 if you have any questions regarding this letter or need further assistance.

Sincerely,



Grant Yang
Toxics Cleanup Program

Cc: Charles Blumenfeld – Perkins Coie LLP
Michael D. Felman – Port of Seattle