



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

March 14, 2019

Eric Hetrick
Chevron Environmental Management Company
6001 Bollinger Canyon Road
San Ramon, CA 94583

Re: Final Determination of Liability for Release of Hazardous Substances at the following Contaminated Site:

- **Site Name:** Unocal Bulk Plant 0046
- **Site Address:** 217 East Steuben Street, Bingen
- **Cleanup Site ID:** 6383
- **Facility/Site ID:** 61834259

Dear Eric Hetrick:

On July 18, 2017, the Department of Ecology (Ecology) sent written notice of our preliminary determination that Union Oil Co. of California (UNOCAL) c/o Chevron Environmental Management Company (CEMC) is a potentially liable person (PLP) for a release of hazardous substances at the Unocal Bulk Plant 0046 facility (Site). On August 17, 2017, Ecology received written notice from CEMC on behalf of UNOCAL accepting your status as a PLP for the Site and waiving your opportunity to comment.

Based on available information, Ecology finds that credible evidence exists that UNOCAL is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that UNOCAL is a PLP with regard to the Site.

The purpose of the Model Toxics Control Act (MTCA) is to identify, investigate, and cleanup facilities where hazardous substances have been released. Liability for environmental contamination under MTCA is strict, joint and several (RCW 70.105D.040(2)). Ecology ensures that contaminated sites are investigated and cleaned up to the standards set forth in the MTCA statute and regulations.

Ecology has determined that it is in the public interest for remedial actions to take place at this Site. Ecology will contact you regarding the actions necessary for UNOCAL to bring about the prompt and thorough cleanup of hazardous substances at this Site. Failure to cooperate with Ecology or comply with MTCA in this matter will result in Ecology employing enforcement tools as it deems necessary and appropriate.




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This includes, but is not limited to, the issuance of an administrative order. Failure to comply with such an order may result in a fine of up to \$25,000 per day and liability for up to three times the costs incurred by the state (RCW 70.105D.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70.105D RCW, and Chapters 173-340 and 173-204 WAC. Ecology's cleanup project manager for the Site, Jennifer Lind, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Jennifer Lind at (509) 454-7839 or Jennifer.Lind@ecy.wa.gov.

Sincerely,



Valerie Bound
Section Manager
Toxics Cleanup Program
Central Regional Office

By certified mail: 7014 3490 0001 5526 9132

cc: Ed Ralston, Phillips 66 Company
Aaron Wilcox, Wilson Oil, Inc.
Howard F. Jensen, Veris Law Group
David Garwood, RK Garwood Co. Inc.
Andy Fitz, Office of the Attorney General