



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

May 1, 2019

Ed Ralston  
Phillips 66 Company  
76 Broadway  
Sacramento, CA 95818

**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:** 61834259
- **Facility/Site ID:** 6383

Dear Ed Ralston:

On July 18, 2017, the Department of Ecology (Ecology) sent written notice of our preliminary determination that the Phillips 66 Company (Phillips 66) is a potentially liable person (PLP) for a release of hazardous substances at the Unocal Bulk Plant 0046 facility (Site). Ecology did not receive a written response challenging your status as a PLP within the specified 30-day comment period.

Based on available information, Ecology finds that credible evidence exists that Phillips 66 is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Phillips 66 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 Phillips 66 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. This includes, but is not limited to, the issuance of an administrative order.



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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 9170

cc: Eric Hetrick, Chevron Environmental Management 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

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits. <i>TCP RL</i></li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> <i>[Signature]</i> <span style="float: right;"><input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</span></p> <p>B. Received By (Printed Name) <i>[Signature]</i> C. Date of Delivery <i>5/8/19</i></p>																
<p>1. Article Addressed to:</p> <p>Ed Ralston  Phillips 66 Company  76 Broadway  Sacramento, CA 95818</p>  <p>9590 9402 4580 8278 4577 38</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>																
<p>2. Article Number (Transfer from service label)</p> <p>7014 3490 0001 5526 9170</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input checked="" type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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Dept of Ecology  
Central Regional Office

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1250 West Alder Street  
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