



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

Electronic Copy

May 6, 2014

Robert Brown CLMG Corp.
7195 Dallas Pkwy
Plano, TX 75024

Dear Robert Brown CLMG Corp.:

RE: Early Notice Letter Regarding the Release of Hazardous Substances at the Union 76 Property Located at 13 E Main Street, Battle Ground, WA 98604-4522.
Ecology Facility Site Identification Number: 1051.

On May 2, 2014 the Department of Ecology (Ecology) was notified of a confirmed release of hazardous substances (petroleum) from an underground storage tank (UST) at the following:

- Union 76
- 13 E Main Street
- Battle Ground, Washington 98604-4522

Ecology reviewed the October 4, 2011 Limited Site Investigation from Terracon Consultants, Inc., received by Ecology on May 2, 2014, and confirmed that soil and groundwater are contaminated. Ecology has determined that further remedial action is needed. Ecology had previously issued a No Further Action for this Site on February 27, 2001. Based on the new information received by Ecology on May 2, 2014, the Site was re-opened as an active LUST site on May 6, 2014.

Ecology maintains a list of sites where further testing and possible cleanup is needed. This list is called the Confirmed and Suspected Contaminated Sites List. The petroleum release at Union 76 will be added to the list as a state cleanup site. Please note that inclusion on this list does not mean Ecology has determined you are liable for cleanup of the site since that is a separate determination under the law.

Ecology also maintains a list of Leaking Underground Storage Tank sites. These lists are available at: <http://www.ecy.wa.gov/programs/tcp/sites/SiteLists.htm>

In the future, Ecology may conduct an environmental inspection of this property. This inspection is called a Site Hazard Assessment. It may include testing the site soil, groundwater, and air for contaminants. After the inspection has been completed, Ecology will determine if more environmental action is needed and, if necessary, establish a priority for the work.

Rules governing cleanup of contaminated sites are:

- Chapter 70.105D RCW, Model Toxics Control Act (MTCA)
- Chapter 173-340 WAC, MTCA Cleanup Regulation



These rules may be found at Ecology's web site at:
http://www.ecy.wa.gov/programs/tcp/regs/current_laws_and_rules.html.

For your convenience, copies of specific requirements for Leaking Underground Storage Tanks, which must be complied with, are enclosed. Ecology has a strong commitment to working cooperatively with owners/operators to accomplish prompt and effective cleanups. Your cooperation in planning or conducting remedial action is not an admission of guilt or liability.

If you proceed with cleanup work on your own, the rules listed above must be followed.

If you want a formal review of the release information and/or technical assistance with the cleanup of this release, Ecology has a fee-based service called the Voluntary Cleanup Program (VCP). Upon entering the VCP, Ecology will assign a site manager to review information available on the site and to provide technical assistance. The final goal of this VCP review and assistance is a "No Further Action" letter that is issued when the site meets applicable cleanup requirements.

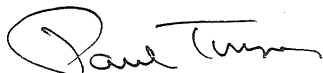
Information on the VCP and forms for applying are located at:
<http://www.ecy.wa.gov/programs/tcp/vcp/Vcpmain.htm>

If the website is not accessible, please call (360) 407-6240 and forms will be sent through the US Postal Service.

The file for this site is kept in the Central Files at Ecology's Southwest Regional Office (SWRO). Appointments to review or obtain copies of the file may be made by calling the SWRO Public Disclosure contact at (360)407-6365.

If you have any questions, please contact me at (360) 407-6179 or at ptur461@ecy.wa.gov.

Sincerely,



Paul Turner, L.HG
Toxics Cleanup Program
Southwest Regional Office

PT/ksc:Union 76 FS 1051 ENL

Enclosures: Releases from Underground Storage Tanks
WAC 173-340-450
Model Toxics Control Act Chapter 70.105D RCW
Table 830-1 Required Testing for Petroleum Releases
MTCA Cleanup Regulation 173-340-900

By certified mail: (7012 2210 0002 6581 3691

cc: Ms. Marit Ernst, P.E., City of Battle Ground, Public Works – Engineering