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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
PO Box 47775 • Olympia, Washington 98504-7775 • 360-407-6300  
Call 711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

June 20, 2019

Hatem Shalabi, Managing Member  
Pyramid Gold Inc.  
5014 N Pearl St.  
Tacoma, WA 98407-3122

**Re: Notice of Undeliverable Correspondence dated March 26, 2019**

- **Site Name:** Arco 5727
- **Site Address:** 1440 Puyallup Ave, Tacoma, Pierce County, WA 98421
- **Cleanup Site ID:** 3750
- **Facility Site ID:** 98738811
- **VCP Project Number:** SW1333

Dear Hatem Shalabi:

The Washington State Department of Ecology (Ecology) sent a certified letter via United States Postal Service (USPS) to you on March 26, 2019.<sup>1</sup> The certified mail number was 9489 0090 0027 6066 5564 40. On April 29, 2019, the letter was returned to Ecology as unclaimed and unable to forward. As the March 26, 2019, letter contained an important status update regarding cleanup of your Site under Voluntary Cleanup Program (VCP) project SW1333, we have enclosed it (Enclosure A). The address used to send this letter to you is from the public-facing Washington State Secretary of State's Corporations and Charities Filing System website.

Please let us know where to send future correspondence related to SW1333 by filling out the change of contact form (Enclosure B).<sup>2</sup> Email the form to Ecology at [tmul461@ecy.wa.gov](mailto:tmul461@ecy.wa.gov) or mail it to us at:

Attn:

Tim Mullin, Voluntary Cleanup Program Site Manager  
Southwest Region – Toxics Cleanup Program  
Washington State Department of Ecology  
PO Box 47775  
Olympia, WA 98504-7775

<sup>1</sup> Re: *Required Environmental Covenant Reports Status Update*. Available at: <https://fortress.wa.gov/ecy/gsp/CleanupSiteDocuments.aspx?csid=3750>

<sup>2</sup> Also available at: <https://fortress.wa.gov/ecy/publications/SummaryPages/ECY070218.html>

Please be aware that failure to receive this letter does not waive your cleanup obligations under chapter 70.105D Revised Code of Washington, the Model Toxics Control Act (MTCA). Failure to receive this letter also does not waive any requirements from Ecology's previous correspondence.

## Contact Information

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For more information about the VCP and the cleanup process, please visit our Voluntary Cleanup Program [website](#).<sup>3</sup> If you have any questions about this transmittal, please contact me by phone at (360) 407-6265 or by email at [tmul461@ecy.wa.gov](mailto:tmul461@ecy.wa.gov).

Sincerely,

Tim Mullin, LHG  
Toxics Cleanup Program  
Southwest Regional Office

TCM: sl

Enclosures: A – Correspondence dated March 26, 2019  
B – VCP Change of Contact Form

cc: Stephen Spencer, ECI  
Nicholas Acklam, Ecology (by email)  
Panjini Balaraju, Ecology (by email)  
Ecology Site File

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<sup>3</sup> <https://ecy.wa.gov/vcp>

## **Enclosure A**

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Correspondence dated March 26, 2019

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PO Box 47775 • Olympia, Washington 98504-7775 • 360-407-6300  
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March 26, 2019

Hatem Shalabi, Managing Member  
Pyramid Gold I, LLC  
1440 Puyallup Ave  
Tacoma, WA 98421-2327

**Re: Required Environmental Covenant Reports Status Update**

- **Site Name:** Arco 5727
- **Site Address:** 1440 Puyallup Ave, Tacoma, Pierce County, WA 98421
- **Cleanup Site ID:** 3750
- **Facility Site ID:** 98738811
- **VCP Project Number:** SW1333

Dear Hatem Shalabi:

In accordance with correspondence dated December 21, 2017, and July 12, 2018,<sup>1</sup> the Washington State Department of Ecology (Ecology) required you to provide reports regarding your cleanup being conducted under Voluntary Cleanup Program (VCP) project SW1333. These documents were required under a long term compliance monitoring plan associated with an environmental covenant (EC) recorded on Pierce County tax parcel 4715010367 (Property). A Property-Specific No Further Action (NFA) with the EC was issued for SW1333 on March 7, 2016.

On February 7, 2019, Ecology received EcoCon, Inc's (ECI's) groundwater monitoring reports dated from 2014-2016.

Based on the documents submitted, the Site's cleanup status will remain unchanged at this time. According to Ecology's records, the SW1333 Property-Specific NFA is due for a periodic review<sup>2</sup> in December 2020, during which the effectiveness of the implemented cleanup remedy will be evaluated. To continue to maintain the no further action status for the Property associated with the Site, all groundwater monitoring and cap inspection events must be conducted as required by the no further action letter and EC. If reporting is not completed as required in the EC, Ecology will rescind the Property-Specific NFA.

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<sup>1</sup> Both letters are available at: <https://fortress.wa.gov/ecy/gsp/CleanupSiteDocuments.aspx?csid=3750>.

<sup>2</sup> WAC 173-340-440.

To avoid having the Property-Specific NFA rescinded at the time of the periodic review:

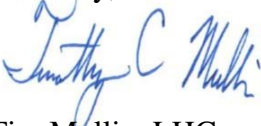
- 1) Ensure that all reports required under the EC have been submitted.
  - a. The November 2017 groundwater monitoring event report is overdue. Submit this report immediately.
  - b. Submit a report for the May 2019 groundwater monitoring event.
  - c. Submit all remaining reports documenting agreed-to cap monitoring.
- 2) Site data collected since August 1, 2005, must be uploaded to Ecology's Environmental Information Management (EIM) system, per Washington Administrative Code (WAC) 173-340-840(5) and [Ecology Policy 840](#).<sup>3</sup> Ensure all applicable Site data have been uploaded by close of business on December 17, 2020. Upload of Site data into EIM can take weeks or months, so please plan accordingly.

## Contact Information

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For more information about the VCP and the cleanup process, please visit our Voluntary Cleanup Program [website](#).<sup>4</sup> If you have any questions about this transmittal, please contact me by phone at (360) 407-6265 or by email at [tmul461@ecy.wa.gov](mailto:tmul461@ecy.wa.gov).

Sincerely,



Tim Mullin, LHG  
Toxics Cleanup Program  
Southwest Regional Office

TCM: tam

By certified mail: 9489 0090 0027 6066 5564 40

cc: Stephen Spencer, ECI  
Rob Olsen, Tacoma Pierce County Health Department  
Allyson Bazan, Office of the Attorney General (by email)  
Nicholas Acklam, Ecology (by email)  
Panjini Balaraju, Ecology (by email)  
Ecology Site File

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<sup>3</sup> Available at: <https://fortress.wa.gov/ecy/publications/SummaryPages/1609050.html>.

<sup>4</sup> <https://ecy.wa.gov/vcp>

## **Enclosure B**

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VCP Change of Contact Form

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# Voluntary Cleanup Program

## Washington State Department of Ecology Toxics Cleanup Program

### CHANGE OF CONTACT FORM

Use this form to notify the Department of Ecology (Ecology) of any changes to the designated points of contact for a project under the Voluntary Cleanup Program (VCP). Include any changes to the contact information for those persons (for example: phone number or address). Please submit only one form for each point of contact.

#### Step 1: IDENTIFY HAZARDOUS WASTE SITE

Please identify below the hazardous waste site for which you are providing new contact information. This information may be found on the VCP Agreement.

Facility/Site Name:

Facility/Site Address:

Facility/Site No:

VCP Project No.:

#### Step 2: IDENTIFY CONTACT PERSON

Please identify the role of the person for whom you are providing new contact information. Check all that apply.

Project Manager

Project Attorney

Project Billing Contact

Property Owner

Project Consultant

Other – please specify:

Please provide below the new contact information for this person:

Name:

Title:

Organization:

Mailing address:

City:

State:

Zip code:

Phone:

Fax:

E-mail:

Effective date:

### Step 3: IDENTIFY PRIOR CONTACT PERSON (IF APPLICABLE)

Is the new contact person replacing an existing point of contact?

Yes

No

***If you answered "YES" above, please identify below the person who is being replaced:***

Name:

Title:

Organization:

Mailing address:

City:

State:

Zip code:

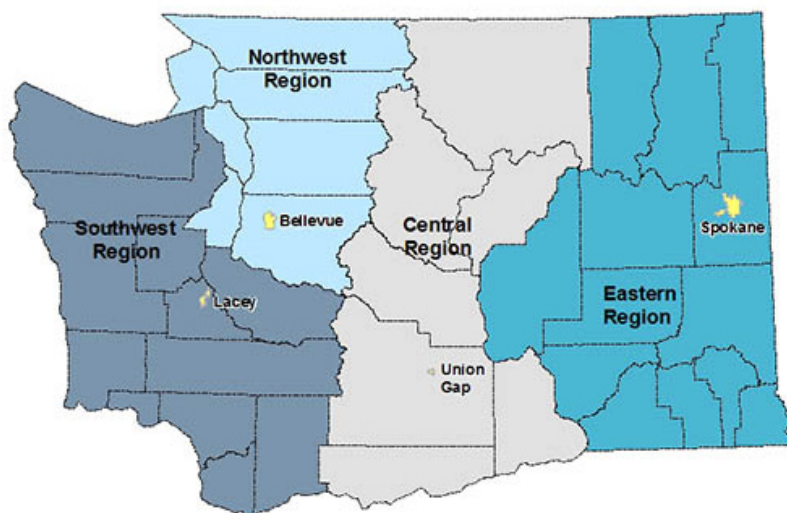
Phone:

Fax:

E-mail:

### Step 4: SUBMITTAL

Please mail your completed form to the Ecology site manager assigned to your Site. If a site manager has not yet been assigned, please mail your completed form to the Ecology regional office for the County in which your Site is located.

**Northwest Region:**

Attn: VCP Coordinator  
3190 160<sup>th</sup> Ave. SE  
Bellevue, WA 98008-5452

**Central Region:**

Attn: VCP Coordinator  
1250 West Alder St.  
Union Gap, WA 98903-0009

**Southwest Region:**

Attn: VCP Coordinator  
P.O. Box 47775  
Olympia, WA 98504-7775

**Eastern Region:**

Attn: VCP Coordinator  
N. 4601 Monroe  
Spokane WA 99205-1295

If you need this publication in an alternate format, please call the Toxics Cleanup Program at 360-407-7170. People with hearing loss can call 711 for Washington Relay Service. People with a speech disability can call 877-833-6341.