



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000
June 24, 2002

Mr. Mark Molinari
URS Corporation
2025 First Avenue, Suite 500
Seattle, WA 98121

Dear Mr. Molinari:

Re: Independent Remedial Action
Edmond Meany Hotel
4507 Brooklyn Avenue NE
Seattle, Washington

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

Ecology's Toxics Cleanup Program has reviewed the following information regarding the Edmond Meany Hotel located at 4507 Brooklyn Avenue NE, Seattle:

1. UST Closure and Site Assessment Report
Starwood Lodging Corporation
Meany Tower Hotel
4507 Brooklyn Avenue
Seattle, Washington
Dames & Moore, dated March 31, 1997
2. UST Removal and Voluntary Cleanup Action
Edmond Meany Hotel
4507 Brooklyn Avenue NE
Seattle, Washington
URS Dames & Moore, dated August 29, 2000
3. Groundwater Monitoring Plan
Edmond Meany Hotel
Seattle, Washington
URS Dames & Moore, dated October 2, 2000

The reports listed above 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 Sally Perkins at the NWRO at (425) 649-7190 or -7239.

Based upon the information in the reports listed above, Ecology has determined that, at this time, the release of petroleum hydrocarbons into soil no longer poses a threat to human health or the environment.

Therefore, Ecology is issuing this determination that no further remedial action for soil 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. Furthermore, you must conduct the



Mr. Molinari
June 24, 2002
Page 2 of 2

necessary monitoring and maintenance to assure that groundwater at this site does not pose a threat to human health or the environment. The scope of work is described in detail in the above referenced Groundwater Monitoring Plan. Failure to conduct necessary monitoring and maintenance results in the automatic withdrawal of Ecology's no further action determination. Ecology further understands that when monitoring data indicates the site groundwater is in compliance, you will submit the supporting data and request a "no further action" letter for groundwater.

In addition, the Restrictive Covenant filed on your property dated March 4, 2002, is a condition to maintain Ecology's no further action determination. The Restrictive Covenant is attached to this letter as Attachment A. Ecology's no further action determination automatically terminates and will have no force and effect if any portion of the Restrictive Covenant is violated. WAC 173-340-440(6) requires you to notify and seek comment from a city or county department with land use planning authority for real property subject to the Restrictive Covenant.

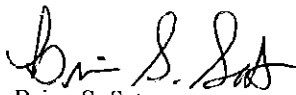
Ecology's no further action determination is made only with respect to the release identified in the reports listed above. This no further action determination applies only to the area of the property affected by the release identified in the report at the Edmond Meany Hotel located at 4507 Brooklyn Avenue NE, Seattle. It does not apply to any other release or potential release at the property, any other areas on the property, nor any other properties owned or operated by Washington Hotel, L.L.C., Starwood Hotels and Resorts Worldwide, Inc, and Best Western University Tower Hotel. This no further action determination does not apply to remedial actions determined necessary as a result of confirmational monitoring.

Ecology will update its Leaking Underground Storage Tank database to reflect this "No Further Action" determination for soil.

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.

If you have any questions, please contact me at 425.649-7265.

Sincerely,



Brian S. Sato
Toxics Cleanup Program

BSS:bs
Enclosures