



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000

711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

October 7, 2019

Florence Lovric, Governor
Lovric's Landing, LLC
3022 Oakes Avenue
Anacortes, WA 98221

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

- **Site Name:** Lovric's Sea-Craft Inc.
- **Site Address:** 3022 Oakes Avenue, Anacortes, WA 98221
- **Cleanup Site ID:** 14900
- **Facility/Site ID:** 21847524
- **County Assessor's Parcel Number(s):** P31735, P31738, P31740, P31741

Dear Florence Lovric:

On July 10, 2019, the Department of Ecology (Ecology) sent you written notice (registered receipt on July 20, 2019) of our preliminary determination that Lovric's Sea-Craft, Inc. is a potentially liable person (PLP) for a release of hazardous substances at the Lovric's Sea-Craft Inc. facility (Site). On September 2, 2019, the 30-day comment period on our preliminary determination expired. As of September 27, 2019, Ecology has not received any written comments from you.

Based on available information, Ecology finds that credible evidence exists that Lovric's Landing, LLC is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Lovric's Landing, LLC 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.


Florence Lovric
October 7, 2019
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Ecology will contact you regarding the actions necessary for Lovric's Landing, LLC 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. 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, Arthur Kapell, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Arthur Kapell, at (360) 407-7242 or arthur.kapell@ecy.wa.gov.

Sincerely,


Barry Rogowski
Section Manager
Toxics Cleanup Program, Headquarters

By certified mail: 9489 0090 0027 6066 5509 12

cc: Edward Ehler, Property Manager
John Level, ATG
Ross Zimmerman, DNR
Mindy Collins, Ecology
Arthur Kapell, Ecology
Robert Nolan, Ecology
Ecology Site File



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Florence Lovric
John Lovric
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