Mgr Doug Ladwig SIC # J 5860 2 Sites · Colfax Grange 8207 Jackpot Food Mart 4122

STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

Colfax Grange 99996985 Jackpot Food Mart 21984243

In the Matter of Remedial Action at:

AGREED ORDER

North Colfax Petroleum Contamination Site No 4599

 TO: Colfax Grange Supply Company, Inc c/o Mr Scott Zuger, General Manager 105 East Harrison Street Colfax, WA 99111-2100

CHS, Inc c/o Mr. Kelly Morrow, Vice President, Transportation 5500 Cenex Drive, M S. 506 Inver Grove Heights, MN 56077

Time Oil Company c/o Mr. Mark Chandler, Environmental Manager 2737 West Commodore Way Seattle, WA 98199-1233

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I. INTRODUCTION

The mutual objective of the State of Washington Department of Ecology (Ecology) and Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. under this Agreed Order (Order) is to provide for remedial action at a facility where there has been a release or threatened release of hazardous substances This Order requires Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. to conduct a Remedial Investigation and Feasibility Study (RI/FS) for the petroleum releases at the North Colfax Petroleum Contamination Site (Site). Ecology believes the actions required by this Order are in the public interest.

II. JURISDICTION

This Agreed Order is issued pursuant to the authority of the Model Toxics Control Act (MTCA), Revised Code of Washington (RCW) 70 105D 050(1).

III. PARTIES BOUND

This Agreed Order shall apply to and be binding upon the Parties to this Order, their successors and assigns. The undersigned representative of each party hereby certifies that he or she is fully authorized to enter into this Order and to execute and legally bind such party to comply with the Order Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. agree to undertake all actions required by the terms and conditions of this Order. No change in ownership or corporate status shall alter the responsibility of Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. under this Order. Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. under this Order. Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. under this Order. Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co. shall provide a copy of this Order to all agents, contractors, and subcontractors retained to perform work required by this Order, and shall ensure that all work undertaken by such agents, contractors, and subcontractors complies with this Order.

IV. DEFINITIONS

Unless otherwise specified herein, the definitions set forth in Chapter 70 105D RCW and Chapter 173-340 Washington Administrative Code (WAC) shall control the meanings of the terms used in this Order

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A <u>Site</u>: This Site is referred to as the North Colfax Petroleum Contamination (NCPC) Site (the Site). The Site includes:

1. The Time Oil Co. Facility (Food Mart 041) located at 804 N. Main Street.

2. The Colfax Grange Supply Company, Inc. property located at 105 E. Harrison Street, including the cardtrol fueling facility located at the southeast corner of Tyler and N Main Streets which has the address of 102 E. Tyler Street.

The Site is defined by the extent of contamination caused by the release of hazardous substances at the Site Based upon factors currently known to Ecology, the Site is more particularly described in Exhibit A to this Order Should additional information be discovered through the Remedial Investigation (RI) process that other facilities and/or areas are involved the Site boundaries will be changed accordingly The Site constitutes a Facility under RCW 70 105D 020(4).

B. <u>Parties</u>: Refers to the State of Washington Department of Ecology, Colfax Grange Supply Company, Inc (Colfax Grange), CHS, Inc. (CHS), and Time Oil Co.

C. <u>PLPs</u>: Refers to Colfax Grange, CHS, and Time Oil Co.

D. <u>Agreed Order (Order)</u>: Refers to this Order and each of the exhibits to the Order All exhibits are integral and enforceable parts of this Order. The terms "Agreed Order" or "Order" shall include all exhibits to the Order.

V. FINDINGS OF FACT

Ecology makes the following findings of fact without any express or implied admissions of such facts by the PLPs:

A The North Colfax Petroleum Contamination Site is located within Whitman County, in Colfax, Washington, approximately 1,000 feet south of the Palouse River and east of the South Fork of the Palouse River. The Site includes two facilities with known petroleum releases.

B. Time Oil Co. owns the Food Mart 041 facility located at 804 N. Main Street (State Route 195) in Colfax, WA. The facility is an active gasoline convenience store.

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C. Time Oil Co. upgraded the facility in 1999 and found petroleum-impacted soils and ground water Time Oil Co. installed seven monitoring wells on their property in 2001. Additional ground water monitoring wells were installed at the facility in 2002, including up-gradient wells located in Tyler Street. Some of the wells have detected petroleum contamination in ground water beyond the boundaries of the Time Oil facility.

D Ground water flow direction is generally believed to be toward the north-northwest

E Colfax Grange owns the property located at 105 E Harrison Street in Colfax, WA. The property includes a cardtrol fueling facility located on the southeast comer of Tyler and Main Streets (State Route 195) which has the address of 102 E. Tyler

F In two letters dated July l, 2004 and August 5, 2004, Ecology requested that Colfax Grange install ground water monitoring wells and conduct a Site Check in accordance with WAC 173-360-365

G. Colfax Grange complied and installed monitoring wells at the cardtrol facility during October 2004.

H Prior to collecting ground water samples from Colfax Grange's newly installed monitoring wells, CHS overfilled the underground unleaded fuel tank with an unspecified amount of fuel during the delivery to the site on October 15, 2004

I. Ecology was notified of the release by Colfax Grange on November 8, 2004 via phone and fax from Colfax Grange.

J. The fax consisted of a handwritten note from the delivery driver to Colfax Grange documenting the release

K. The fax also included a letter addressed to CHS from Colfax Grange, dated October 19, 2004, referencing the release of the fuel at Colfax Grange's cardtrol facility.

L On November 15, 2004, Doug Ladwig, Ecology's Leaking Underground Storage Tank (LUST) Site Manager, visited the Site during an initial response to the release by the involved parties During the visit, Mr Scott Zuger with Colfax Grange and Mr Kenny Evans

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with CHS were present for their companies. Petroleum odors and discolored backfill materials were observed during the initial response being conducted by Colfax Grange.

Colfax Grange removed some of the concrete pad and vacuum removed some of the contaminated soil from around tank vaults and tops of tanks. In December of 2004, Colfax Grange installed two additional groundwater monitoring wells on the down gradient (north) side of the tank installation. Monitoring of these new down gradient wells confirmed the presence of groundwater contamination.

In the fall of 2006, Colfax Grange removed tanks, piping, and associated contaminated soil from its property. Contaminated soil was stockpiled and covered for later land farm treatment. Piping for future remediation efforts, new tanks, new piping, and new dispensers were installed and the site was backfilled. Monitoring of groundwater wells on Colfax Grange's property has continued for two quarterly sampling events since tank/soil removal in the fall of 2006.

VI. ECOLOGY DETERMINATIONS

A Colfax Grange, CHS, and Time Oil Co. are "owners or operators" as defined in RCW 70 105D 020 (12)

B. Time Oil Co owns the Food Mart 041 facility located at 804 N. Main Street (State Route 195)

C. Colfax Grange owns the property at 105 E. Harrison Street in Colfax, WA. The property includes the cardtrol fueling facility located on the southeast corner of Tyler and Main Streets (State Route 195), which has the address of 102 E. Tyler Street.

D. CHS is responsible for the October 15, 2004 release of an unspecified amount of hazardous materials at the Colfax Grange cardtrol facility.

E. Colfax Grange's cardtrol fueling facility and Time Oil Co.'s Food Mart 041 facility comprise the Site, based on current information known to Ecology.

F Based upon all factors known to Ecology, a "release" or "threatened release" of "hazardous substances" as defined in RCW 70105D020(20) and RCW 70105D020(7), respectively, has occurred at the Site.

G Based upon credible evidence, Ecology issued potentially liable person (PLP) status letters to Colfax Grange Supply Company, Inc. and Time Oil Co. dated August 25, 2006, pursuant to RCW 70.105D 040, 020(16) and WAC 173-340-500. After providing for notice and opportunity for comment, reviewing any comments submitted, and concluding that credible evidence supported a finding of potential liability, Ecology issued a determination that Colfax Grange Supply Company, Inc. is a potentially liable person under RCW 70.105D 040 and notified Colfax Grange of this determination by letter dated October 4, 2006. By letter dated September 21, 2006, Time Oil Co. voluntarily waived its rights to notice and comment and accepted Ecology's determination that Time Oil Co. is a potentially liable person under RCW 70.105D 040.

CHS was issued a potentially liable person status letter on October 3, 2006, pursuant to RCW 70.105D 040, 020(16), and WAC 173-340-500. CHS requested a 30-day extension to comment. The extension was granted on October 26, 2006. In a letter dated November 17, 2006, CHS disputed Ecology's determination that CHS was a PLP. CHS disputes Ecology's characterization of CHS as an "owner or operator." Ecology determined that credible evidence existed for the responsibility of the release of petroleum at Colfax Grange's cardtrol facility on October 15, 2004. Ecology issued a letter of Determination of Potential Liable Person status to CHS on November 30, 2006.

H Pursuant to RCW 70 105D.030(1) and 050(1), Ecology may require PLPs to investigate or conduct other remedial actions with respect to any release or threatened release of hazardous substances, whenever it believes such action to be in the public interest. Based on the foregoing facts, Ecology believes the remedial actions required by this Order are in the public interest.

VII. WORK TO BE PERFORMED

Based on the Findings of Fact and Ecology Determinations, it is hereby ordered that the PLPs take the following remedial actions at the Site, and that these actions be conducted in accordance with Chapter 173-340 WAC unless otherwise specifically provided for herein:

A. The work to be performed includes the planning, implementation, and reporting for a Remedial Investigation and Feasibility Study (RI/FS). Attached hereto as Exhibit B is the Scope of Work and Schedule for the RI/FS. Exhibit B is incorporated by reference as an integral and enforceable part of the Order.

B The PLPs shall submit all necessary items of the Scope of Work to Ecology for review and approval in accordance with Exhibit B Upon approval by Ecology, the Work Plan shall become an integral and enforceable part of this Order After approval, the PLPs will proceed with field implementation of the Work Plan in accordance with the agreed upon schedule.

C. Written progress reports shall be completed every second month and shall be submitted by the tenth day of the month beginning the month following the effective date of this Order. The reports shall address and describe the previous full two months' progress toward completion of the Order including work in progress, problem areas, key activities, deliverables submitted, field work and data generated, subcontracting, analytical services performed and key staff changes

D If, at any time after the first exchange of comments on drafts, Ecology determines that insufficient progress is being made in the preparation of any of the deliverables required by this section, Ecology may complete and issue the final deliverable

VIII. TERMS AND CONDITIONS OF THE ORDER

A. Public Notice

RCW 70.105D.030 (2)(a) requires that, at a minimum, this Order be subject to concurrent public notice. Ecology shall be responsible for providing such public notice and reserves the

right to modify or withdraw any provisions of this Order should public comment disclose facts or considerations which indicate to Ecology that the Order is inadequate or improper in any respect.

B. Remedial Action Costs

The PLPs shall pay to Ecology costs incurred by Ecology pursuant to this Order and consistent with WAC 173-340-550(2) These costs shall include work performed by Ecology or its contractors for, or on, the Site under Chapter RCW 70 105D RCW, including remedial actions and Order preparation, negotiation, oversight, and administration. These costs shall include work performed both prior to and subsequent to the issuance of the Order. Ecology's cost shall include costs of direct activities and support costs of direct activities as defined in WAC 173- 340-550(2). The PLPs shall pay the required amount within ninety (90) days of receiving from Ecology an itemized statement of costs that includes a summary of costs incurred, an identification of involved staff, and the amount of time spent by involved staff members on the project. A general description statement of work performed will be provided upon request. Itemized statements shall be prepared quarterly. Pursuant to WAC 173-340-550(4), failure to pay Ecology's costs within ninety (90) days of receipt of the itemized statement of costs will result in interest charges at the rate of twelve percent (12%) per annum, compounded monthly.

Pursuant to RCW 70.105D.055, Ecology has authority to recover unreimbursed remedial action costs by filing a lien against real property subject to the remedial actions.

C. Implementation of Remedial Action

If Ecology determines that the PLPs have failed without good cause to implement the remedial action, in whole or in part, Ecology may, after notice to the PLPs, perform any or all portions of the remedial action that remain incomplete. If Ecology performs all or portions of the remedial action because of the PLPs' failure to comply with their obligations under this Order, the PLPs shall reimburse Ecology for the costs of doing such work in accordance with Section VIII.B, provided that the PLPs are not obligated under this Section to reimburse Ecology for costs incurred for work inconsistent with or beyond the scope of this Order.

Except where necessary to abate an emergency situation, the PLPs shall not perform any remedial actions at the Site outside those remedial actions required by this Order, unless Ecology concurs, in writing, with such additional remedial actions

D. Designated Project Coordinators

The project coordinator for Ecology is:

Douglas Ladwig WA Dept. of Ecology 4601 N Monroe Spokane, WA 99205

The project coordinator for the PLPs is:

Ryan K. Bixby, L.G. Sound Environmental Strategies 2400 Airport Way South, Ste 200 Seattle, WA 98134-2020

Each project coordinator shall be responsible for overseeing the implementation of this Order Ecology's project coordinator will be Ecology's designated representative for the Site To the maximum extent possible, communications between Ecology and the PLPs, and all documents including reports, approvals, and other correspondence concerning the activities performed pursuant to the terms and conditions of this Order shall be directed through the project coordinators. The project coordinators may designate, in writing, working level staff contacts for all or portions of the implementation of the work to be performed required by this Order.

Any party may change their respective project coordinator Written notification shall be given to the other party at least ten (10) calendar days prior to the change

E. Performance

All geologic and hydrogeologic work performed pursuant to this Order shall be under the supervision and direction of a geologist licensed in the state of Washington or under the direct supervision of an engineer registered in the state of Washington, except as otherwise provided for by Chapters 18 220 and 18 43 RCW.

All engineering work performed pursuant to this Order shall be under the direct supervision of a professional engineer registered in the state of Washington, except as otherwise provided for by RCW 18 43 130

All construction work performed pursuant to this Order shall be under the direct supervision of a professional engineer or a by qualified technician under the direct supervision of a professional engineer. The professional engineer must be registered in the state of Washington, except as otherwise provided for by RCW 18 43 130.

Any documents submitted containing geologic, hydrologic or engineering work shall be under the seal of an appropriately licensed professional as required by Chapter 18 220 RCW or RCW 18 43 130

The PLPs shall notify Ecology in writing of the identity of any engineer(s) and geologist(s), contractor(s) and subcontractor(s), and others to be used in carrying out the terms of this Order, in advance of their involvement at the Site.

F. Access

Ecology or any Ecology authorized representative shall have the full authority to enter and freely move about all property at the Site that the PLPs either own, control, or have access rights to at all reasonable times for the purposes of, *inter alia*: inspecting records, operation logs, and contracts related to the work being performed pursuant to this Order; reviewing the PLPs' progress in carrying out the terms of this Order; conducting such tests or collecting such samples as Ecology may deem necessary; using a camera, sound recording, or other documentary type equipment to record work done pursuant to this Order; and verifying the data submitted to Ecology by the PLPs. The PLPs shall make all reasonable efforts to secure access rights for those properties within the Site not owned or controlled by the PLPs where remedial activities or investigations will be performed pursuant to this Order. Ecology or any Ecology authorized representative shall give reasonable notice before entering any Site property owned or controlled by the PLPs unless an emergency prevents such notice. All persons who access the Site pursuant to this paragraph shall comply with any applicable Health and Safety Plans. Ecology employees

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and their representatives shall not be required to sign any release or waiver as a condition of Site property access.

G. Sampling, Data Submittal, and Availability

With respect to the implementation of this Order, the PLPs shall make the results of all sampling, laboratory reports, and/or test results generated by it or on its behalf available to Ecology Pursuant to WAC 173-340-840(5), all sampling data shall be submitted to Ecology in both printed and electronic formats in accordance with Section VII (Work to be Performed), Ecology's Toxics Cleanup Program Policy 840 (Data Submittal Requirements), and/or any subsequent procedures specified by Ecology for data submittal

If requested by Ecology, the PLPs shall allow Ecology and/or its authorized representative to take split or duplicate samples of any samples collected by the PLPs pursuant to implementation of this Order The PLPs shall notify Ecology seven (7) days in advance of any sample collection or work activity at the Site. Ecology shall, upon request, allow the PLPs and/or their authorized representatives to take split or duplicate samples collected by Ecology pursuant to the implementation of this Order, provided it does not interfere with Ecology's sampling Without limitation on Ecology's rights under Section VIII F (Access), Ecology shall notify the PLPs prior to any sample collection activity unless an emergency prevents such notice

In accordance with WAC 173-340-830(2)(a), all hazardous substance analyses shall be conducted by a laboratory accredited under Chapter 173-50 WAC for the specific analyses to be conducted, unless otherwise approved by Ecology

H. Public Participation

A Public Participation Plan is required for this Site A Public Participation Plan has been developed for this Site, and is attached hereto as Exhibit C.

Ecology shall review any existing public participation plan to determine its continued appropriateness and whether it requires amendment, or if no plan exists, Ecology shall develop a public participation plan alone or in conjunction with the PLPs. Ecology shall maintain the responsibility for public participation at the Site However, the PLPs shall cooperate with Ecology, and shall:

I If agreed to by Ecology, develop appropriate mailing list, prepare drafts of public notices and fact sheets at important stages of the remedial action, such as the submission of work plans, remedial investigation/feasibility study reports, cleanup action plans, and engineering design reports As appropriate, Ecology will edit, finalize, and distribute such fact sheets and prepare and distribute public notices of Ecology's presentations and meetings;

2 Notify Ecology's project coordinator prior to the preparation of all press releases and fact sheets and before major meetings with the interested public and local governments. Likewise, Ecology shall notify the PLPs prior to the issuance of all press releases and fact sheets, and before major meetings with the interested public and local governments. For all press releases, fact sheets, meetings, and other outreach efforts by the PLPs that do not receive prior Ecology approval, the PLPs shall clearly indicate to its audience that the press release, fact sheet, meeting, or other outreach effort was not sponsored or endorsed by Ecology;

3. When requested by Ecology, participate in public presentations on the progress of the remedial action at the Site. Participation may be through attendance at public meetings to assist in answering questions, or as a presenter;

4 When requested by Ecology, arrange and/or continue information repositories to be located at the following locations:

- (a) Whitman County Library 102 S. Main Street Colfax, WA 99111
- (b) WA Dept of Ecology Eastern Regional Office 4601 N Monroe Spokane, WA 99205

Agreed Order North Colfax Petroleum Contamination Site At a minimum, copies of all public notices, fact sheets, and documents associated with the public comment periods relating to performance of the remedial action required by this Order shall be promptly placed in these repositories

I. Retention of Records

During the pendency of this Order and for ten (10) years from the date of completion of work performed pursuant to this Order, the PLPs shall preserve all records, reports, documents, and underlying data in their possession relevant to the implementation of this Order and shall insert a similar record retention requirement into all contracts with project contractors and subcontractors. Upon request of Ecology, the PLPs shall make all records available to Ecology and allow access for review within a reasonable time

J. Resolution of Disputes

1 In the event a dispute arises as to an approval, disapproval, proposed change, or other decision or action by Ecology's project coordinator, or an itemized billing statement under Section VIII 13 (Remedial Action Costs), the Parties shall utilize the dispute resolution procedure set forth below

(a) Upon receipt of the Ecology project coordinator's decision or the itemized billing statement, the PLPs have fourteen (14) days within which to notify Ecology's project coordinator of its objection to the decision or itemized statement.

(b) The Parties' project coordinators shall then confer in an effort to resolve the dispute If the project coordinators cannot resolve the dispute within fourteen (14) days, Ecology's project coordinator shall issue a written decision

(c) The PLPs may then request Ecology management review of the decision This request shall be submitted in writing to the Eastern Regional Office Toxics Cleanup Section Manager within seven (7) days of receipt of Ecology's project coordinator's decision

(d) The Section Manager shall conduct a review of the dispute and shall endeavor to issue a written decision regarding the dispute within sixty (60) days of the PLPs' request for review. The Section Manager's decision shall be Ecology's final decision on the disputed matter.

2. The Parties agree to only utilize the dispute resolution process in good faith and agree to expedite, to the extent possible, the dispute resolution process whenever it is used.

3 Implementation of these dispute resolution procedures shall not provide a basis for delay of any activities required in this Order, unless Ecology agrees in writing to a schedule extension.

K. Extension of Schedule

1 An extension of schedule shall be granted only when a request for an extension is submitted in a timely fashion, generally at least thirty (30) days prior to expiration of the deadline for which the extension is requested, and good cause exists for granting the extension. All extensions shall be requested in writing. The request shall specify the reason(s) the extension is needed. The request shall specify:

(a) The deadline that is sought to be extended.

(b) The length of the extension sought.

(c) The reason(s) for the extension.

(d) Any related deadline or schedule that would be affected if the extension were granted

2. The burden shall be on the PLPs to demonstrate to the satisfaction of Ecology that the request for such extension has been submitted in a timely fashion and that good cause exists for granting the extension. Good cause includes, but is not limited to:

(a) Circumstances beyond the reasonable control and despite the due diligence of the PLPs including delays caused by unrelated third parties or Ecology, such as (but not limited to) delays by Ecology in reviewing, approving, or modifying documents submitted by the PLPs.

(b) Acts of God, including fire, flood, blizzard, extreme temperatures, storm, or other unavoidable casualty

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(c) Endangerment as described in Section VIII.M. (Endangerment).

However, neither increased costs of performance of the terms of this Order nor changed economic circumstances shall be considered circumstances beyond the reasonable control of the PLPs.

3 Ecology shall act upon any written request for extension in a timely fashion. Ecology shall give the PLPs written notification in a timely fashion of any extensions granted pursuant to the Order A requested extension shall not be effective until approved by Ecology. Unless the extension is a substantial change, it shall not be necessary to amend this Order pursuant to Section VIII.L (Amendment of Order) when a schedule extension is granted.

4. An extension shall only be granted for such period of time as Ecology determines is reasonable under the circumstances. Ecology may grant schedule extensions exceeding ninety (90) days only as a result of:

(a) Delays in the issuance of a necessary permit which was applied for in a timely manner.

(b) Other circumstances deemed exceptional or extraordinary by Ecology

(c) Endangerment as described in Section VIII M (Endangerment)

L. Amendment of Order

The project coordinators may verbally agree to minor changes to the work to be performed without formally amending this Order Minor changes will be documented in writing by Ecology within seven (7) days of verbal agreement

Except as provided in Section VIII N (Reservation of Rights), substantial changes to the work to be performed shall require formal amendment of this Order. This Order may only be formally amended by the written consent of both Ecology and the PLPs. The PLPs shall submit a written request for amendment to Ecology for approval. Ecology shall indicate its approval or disapproval in writing and in a timely manner after the written request for amendment is received. If the amendment to the Order represents a substantial change, Ecology will provide additional public notice and opportunity to comment. If Ecology does not agree to a proposed

Agreed Order North Colfax Petroleum Contamination Site amendment, the disagreement may be addressed through the dispute resolution procedures described in Section VIII J (Resolution of Disputes).

M. Endangerment

In the event Ecology determines that any activity being performed at the Site is creating or has the potential to create a danger to human health or the environment on or surrounding the Site, Ecology may direct the PLPs to cease such activities for such period of time as it deems necessary to abate the danger The PLPs shall immediately comply with such direction

In the event the PLPs determine that any activity being performed at the Site is creating or has the potential to create a danger to human health or the environment, the PLPs may cease such activities. The PLPs shall notify Ecology's project coordinator as soon as possible, but no later than twenty-four (24) hours after making such determination or ceasing such activities. Upon Ecology's direction the PLPs shall provide Ecology with documentation of the basis for the determination or cessation of such activities. If Ecology disagrees with PLPs' cessation of activities, it may direct the PLPs to resume such activities.

If Ecology concurs with or orders a work stoppage pursuant to Section VIII M (Endangerment), the PLPs' obligations with respect to the ceased activities shall be suspended until Ecology determines the danger is abated, and the time for performance of such activities, as well as the time for any other work dependent upon such activities, shall be extended in accordance with Section VIII K (Extension of Schedule) for such period of time as Ecology determines is reasonable under the circumstances.

Nothing in this Order shall limit the authority of Ecology, its employees, agents, or contractors to take or require appropriate action in the event of an emergency.

N. Reservation of Rights

This Order is not a settlement under Chapter 70.105D RCW Ecology's signature on this Order in no way constitutes a covenant not to sue or a compromise of any Ecology rights or authority. Ecology will not, however, bring an action against the PLPs to recover remedial action costs paid to and received by Ecology under this Order. In addition, Ecology will not take

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additional enforcement actions against the PLPs regarding remedial actions required by this Order, provided the PLPs comply with this Order.

Ecology nevertheless reserves its rights under Chapter 70 105D RCW including the right to require additional or different remedial actions at the Site should it deem such actions necessary to protect human health and the environment, and to issue orders requiring such remedial actions. Ecology also reserves all rights regarding the injury to, destruction of, or loss of natural resources resulting from the release or threatened release of hazardous substances at the Site.

O Transfer of Interest in Property

No voluntary conveyance or relinquishment of title, easement, leasehold, or other interest in any portion of the Site shall be consummated by the PLPs without provision for continued implementation of all requirements of this Order and implementation of any remedial actions found to be necessary as a result of this Order.

Prior to any of the PLPs' transfer of any interest in all or any portion of the Site, and during the effective period of this Order, the PLPs shall provide a copy of this Order upon any prospective purchaser, lessee, transferee, assignee, or other successor in said interest; and, at least thirty (30) days prior to any transfer, the PLPs shall notify Ecology of said transfer Upon transfer of any interest, PLPs shall restrict uses and activities to those consistent with this Order and notify all transferees of the restrictions on the use of the property

P. Compliance with Applicable Laws

1. All actions carried out by the PLPs pursuant to this Order shall be done in accordance with all applicable federal, state, and local requirements, including requirements to obtain necessary permits, except as provided in RCW 70.105D.090. At this time, no federal, state, or local requirements have been identified as being applicable to the actions required by this Order

2 Pursuant to RCW 70 105D 090(1), the PLPs are exempt from the procedural requirements of Chapters 70 94, 70 95, 70 105, 77 55, 90 48, and 90 58 RCW and of any laws

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requiring or authorizing local government permits or approvals. However, the PLPs shall comply with the substantive requirements of such permits or approvals. At this time, no state or local permits or approvals have been identified as being applicable but procedurally exempt under this section.

The PLPs have a continuing obligation to determine whether additional permits or approvals addressed in RCW 70 105D 090 (1) would otherwise be required for the remedial action under this Order. In the event either Ecology or the PLPs determine that additional permits or approvals addressed in RCW 70 105D 090 (1) would otherwise be required for the remedial action under this Order, it shall promptly notify the other party of its determination. Ecology shall determine whether Ecology or the PLPs shall be responsible to contact the appropriate state and/or local agencies If Ecology so requires, the PLPs shall promptly consult with the appropriate state and/or local agencies and provide Ecology with written documentation from those agencies of the substantive requirements those agencies believe are applicable to the remedial action. Ecology shall make the final determination on the additional substantive requirements that must be met by the PLPs and on how the PLPs must meet those requirements. Ecology shall inform the PLPs in writing of these requirements Once established by Ecology, the additional requirements shall be enforceable requirements of this Order The PLPs shall not begin or continue the remedial action potentially subject to the additional requirements until Ecology makes its final determination.

3 Pursuant to RCW 70.105D 090(2) in the event Ecology determines that the exemption from complying with the procedural requirements of the laws referenced in RCW 70.105D 090(1) would result in the loss of approval from a federal agency that is necessary for the State to administer any federal law, the exemption shall not apply and the PLPs shall comply with both the procedural and substantive requirements of the laws referenced in RCW 70.105D 090(1), including any requirements to obtain permits.

Q. Indemnification

The PLPs agree to indemnify and save and hold the state of Washington, its employees, and agents harmless from any and all claims or causes of action for death or injuries to persons or for loss or damage to property arising from or on account of acts or omissions of the PLPs, its officers, employees, agents, or contractors in entering into and implementing this Order. However, the PLPs shall not indemnify the state of Washington nor save nor hold its employees and agents harmless from any claims or causes of action arising out of the negligent acts or omissions of the state of Washington, or the employees or agents of the State, in implementing the activities pursuant to this Order.

IX. SATISFACTION OF ORDER

In provisions of this Order shall be deemed satisfied upon the PLPs' receipt of written notification from Ecology that the PLPs have completed the remedial activity required by this Order, as amended by any modifications, and that the PLPs have complied with all other provisions of this Agreed Order.

X. ENFORCEMENT

Pursuant to RCW 70 105D 050, this Order may be enforced as follows:

A The Attorney General may bring an action to enforce this Order in a state or federal court

B. The Attorney General may seek, by filing an action, if necessary, to recover amounts spent by Ecology for remedial actions and orders related to the Site.

C. In the event the PLPs refuse, without sufficient cause, to comply with any term of this Order, the PLPs will be liable for:

1. Up to three (3) times the amount of any costs incurred by the State of Washington as a result of their refusal to comply; and

2. Civil penalties of up to \$25,000 per day for each day they refuse to comply.

D. This Order is not appealable to the Washington Pollution Control Hearings Board.

This Order may be reviewed only as provided under RCW 70.105D.060.

Effective date of this Order: Supet. 6, 2007

COLFAX GRANGE SUPPLY CO., INC.

STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

date

Scott Zuger, General Manager 105 East Morrison Street Colfax, WA 99111-2100 (509) 397-4324 Flora Goldstein, Section Manager Toxics Cleanup Program Eastern Regional Office (509) 329-3400

CHS, INC.

Kelly Morrow, Vice President, Transportation 5500 Cenex Drive, M.S. 506 Inver Grove Heights, MN 56077 (651) 355-6000

TIME OIL CO.

H Roger Holliday, President 2737 West Commodore Way Seattle, WA 98199-1233 (206) 285-2400

D. This Order is not appealable to the Washington Pollution Control Hearings Board.

This Order may be reviewed only as provided under RCW 70.105D.060.

Effective date of this Order:

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TIME OIL CO.

H. Roger Holliday, President 2737 West Commodore Way Seattle, WA 98199-1233 (206) 285-2400

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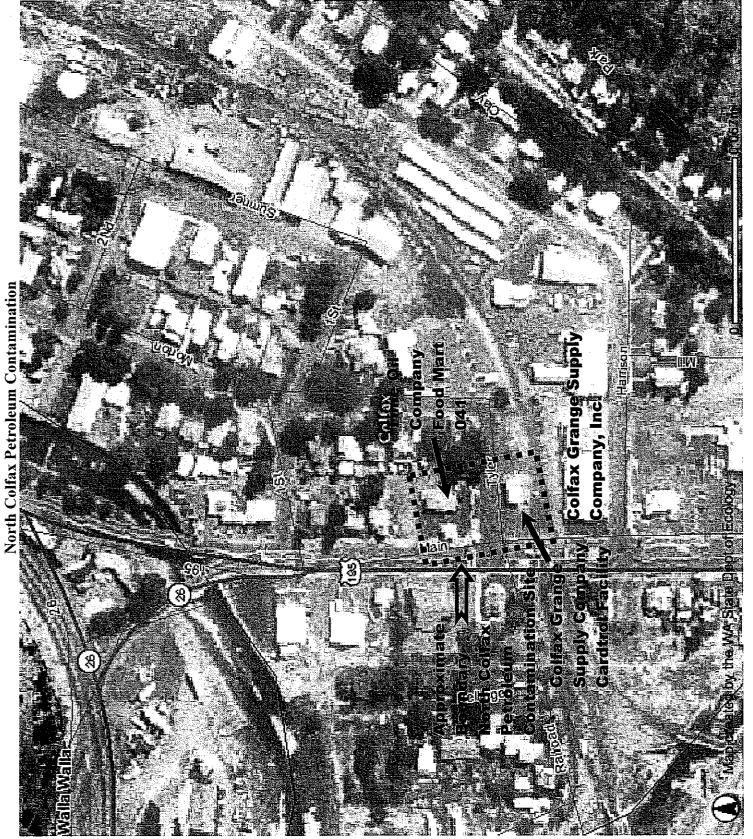


Exhibit A

EXHIBIT B

North Colfax Petroleum Contamination Site Colfax, Washington

SCOPE OF WORK & SCHEDULE

REMEDIAL INVESTIGATION/FEASIBILITY STUDY

INTRODUCTION

This Scope of Work is to be implemented by the potentially liable parties' (PLPs) consultant through the development of planning documents and reports for completion of a Remedial Investigation/Feasibility Study (RI/FS) at the North Colfax Petroleum Contamination Site

The purpose of the RI/FS is to define the extent of contamination and evaluate remedial alternatives that are protective of human health and the environment as described under WAC 173-340-350.

Plans prepared under this Order shall be submitted to Ecology for review and comment. The plans approved under this Scope of Work are enforceable elements of the Agreed Order.

BACKGROUND

The North Colfax Petroleum Contamination (NCPC) Site (the Site) includes two known contaminated facilities: the Time Oil Co Food Mart 041 located at 804 N Main Street, and the cardtrol fueling facility located on the southeast corner of Tyler and Main Streets, with an address of 102 E Tyler, owned by Colfax Grange Supply Company, Inc. (Colfax Grange) (see Exhibit A) The Site is located in Whitman County, inside the municipal boundaries of Colfax, Washington

In 1999, Time Oil Co. upgraded their facility located at 804 N. Main St. in Colfax, WA. Time Oil Co. discovered petroleum contamination associated with the soils and groundwater at the facility Soils and groundwater were above Model Toxics Control Act (MTCA) cleanup levels. According to reports submitted to Ecology, most of the petroleum-contaminated soils

were removed from the site, and 7 groundwater monitoring wells were installed in 2001. The initial 7 wells installed at the site are 4-inch monitoring wells.

In 2002, Time Oil Co installed 5 additional 2-inch soil borings which were finished as groundwater monitoring wells. The additional wells were installed to determine the extent of the petroleum contamination observed at the facility. Petroleum contamination in groundwater was discovered after the installation of 2 off-site up-gradient wells in 2002. The 2 wells in question are adjacent to the Colfax Grange cardtrol fueling facility located on the southeast corner of Tyler and Main Streets. Time Oil Co. and their consultant have submitted to Ecology their groundwater monitoring information as well as the Remedial Investigation along with what they believe to be the extent of contamination at their facility.

Colfax Grange, at Ecology's request under the Underground Storage Tank (UST) regulation WAC 173-360-365, installed 3 groundwater monitoring wells in October 2004. At or around the same time the wells were installed, CHS overfilled the unleaded underground gasoline tank at the Colfax Grange cardtrol facility. Initial response for overfilling occurred in November 2004. The response by Colfax Grange's consultant included removal of the concrete cover where the release occurred and removal of some of the impacted fill material from around the top and side of the UST system at the site. Two additional groundwater monitoring wells were also installed at the Colfax Grange facility during December 2004. Ecology has received groundwater monitoring information for the monitoring wells. Ecology does not have a Remedial Investigation report documenting the extent of the soil or groundwater is impacted with petroleum contamination above the MTCA cleanup levels.

During the fall of 2006, Colfax Grange removed the UST system and contaminated materials from its facility. In addition to the removal of the tanks and contaminated backfill materials, Colfax Grange's consultant installed the infrastructure for a remediation system. Ecology met with Colfax Grange and its consultant on October 30, 2006 regarding the installation and operation of the system. It was agreed at the meeting, Colfax Grange would not

Agreed Order

North Colfax Petroleum Contamination Site

operate their system until the RI/FS was completed The contaminated soils were transported to another facility owned by Colfax Grange. The facility is located approximately 1 mile to the west on State Route 26. The soils are scheduled to be land farmed to remediate the petroleum contamination. From information submitted to Ecology, there is sufficient evidence the releases from the 2 sites have co-mingled and pose a threat to surface waters in the area

Task 1: Remedial Investigation (RI) Work Plan

The RI work plan for the NCPC Site will include the compilation of the existing reports and groundwater information for the Time Oil facility and the Colfax Grange cardtrol facility. The compiled information will be compared to the requirements of WAC 173-340-350 for completeness. The consultant will prepare a RI work plan in accordance with WAC 173-340-350 to fully investigate the extent of the petroleum contamination.

Deliverables: Remedial Investigation (RI) Work Plan – Draft

Remedial Investigation (RI) Work Plan - Final

Task 2: Sampling & Analysis Plan (SAP)

A SAP will be prepared in accordance with WAC 173-340-820. The SAP will be used for all groundwater and soil characterization studies in the RI At a minimum, the SAP shall contain the following components:

- A map identifying the current and proposed sampling locations for soil and groundwater at the NCPC Site
- Sampling procedures
- Sampling Schedule.
- Description of the quality assurance/quality control (QA/QC) program.
- Lab analysis specifications including field and lab parameters, analytical methods, method detection limits, etc

Deliverables: Sampling and Analysis Plan (SAP) - Draft

Sampling and Analysis Plan (SAP) – Final

Agreed Order

North Colfax Petroleum Contamination Site

Task 3: Health and Safety Plan:

As part of the RI, the NCPC Site consultant will develop a Health and Safety Plan which addresses the expected hazards at the Site as well as the potential for exposure to petroleum and meets the requirements of WAC 173-360-810. The Health and Safety Plan must be consistent with Chapter 49.17 RCW and regulations adopted under the authority.

- Appropriate level of personal protection equipment (ppe).
- Contaminant characterization.
- Hazard characterization
- Site factors.
- Traffic control.
- Emergency plan

Deliverables: Health and Safety Plan (HASP)

{Note: Ecology does not approve Health and Safety Plans}.

Task 4: Implementation of RI

Field investigations, in accordance with the RI Work Plan in Task I, will be conducted. All sampling and analysis will be conducted in accordance with the SAP in Task 11.

Soil Borings & Groundwater Monitoring Wells

As part of the RI, the NCPC Site consultant shall use a licensed drilling contractor The NCPC Site consultant and contractor shall follow the requirements set forth in WAC 173-160, *Minimum Standards for Construction and Maintenance of Wells*. In particular they shall follow Part II, *General Requirements for Resource Protection Wells and Geotechnical Soil Borings*. The NCPC Site consultant shall insure that all the following requirements are met:

- All necessary permits and notifications are given before starting work.
- Underground utilities are located prior to starting.
- The NCPC Site consultant and drilling contractor shall supply traffic control if impairment of traffic flow is anticipated during the RI/FS.
- All soil borings are abandoned in accordance with the WAC 173-160.

- All groundwater monitoring well monuments are flush finished and equipped with tamper proof covers and locking well plugs.
- The PLPs shall provide Ecology with a set of keys for all the NCPC Site wells.
- The flush-finished well covers are sloped directing rain water, snow melt, and surface water runoff away from the monitoring wells
- Where impractical to construct the monument as noted above, the monument cover should be constructed and maintained so no water can enter
- Soil cuttings will be drummed and profiled for disposal.
- Soil cuttings will be stored at the Site in a protected area agreed upon by the PLPs.
- Sampling equipment and drill rods/augers are decontaminated after each boring following standard decontamination procedures.
- All decontamination waters are contained, profiled for disposal and disposed of in a proper manner and documented in the NCPC Site final RI report

<u>Sampling</u>

- All sampling will follow the requirements of the NCPC Site Sampling and Analysis Plan (SAP)
- Sampling of soils and groundwater will follow the established Quality Assurance/Quality Control (QA/QC) procedures set forth in the SAP
- Deviations from the approved SAP will be submitted to Ecology for review and approval prior to collecting any samples

Task 5: Natural Resources and Ecological Receptors

As part of the RI, the NCPC Site consultant will evaluate the natural resources and ecological receptors in accordance with WAC 173-340-7492 or 173-340-7493 or establish exclusion under WAC 173-340-7491. The draft RI report will contain the information derived from the evaluation.

Task 6: Remedial Investigation (RI) Report

Agreed Order North Colfax Petroleum Contamination Site

At the conclusion of the investigation the NCPC Site consultant will submit a RI report with the information compiled from the initial review of the existing data and the additional information gathered from the investigations. A draft report will be submitted to Ecology for review. After Ecology has reviewed the report and any necessary changes are incorporated into the final report, the reports will be submitted to Ecology according to WAC 173-340-840. **Deliverables:** Remedial Investigation Report (RI) – Draft

Remedial Investigation Report (RI) – Final

Task 7: Feasibility Study (FS)

The NCPC Site consultant will conduct a Feasibility Study to evaluate cleanup action alternatives to enable a cleanup action to be selected for the site. The Feasibility Study will meet the requirements of WAC 173-360-350 and 360. At a minimum, the FS will include the most efficient and cost effective cleanup action alternatives that are protective of human health and the environment.

Deliverables: Feasibility Study Report (FS) – Draft

Feasibility Study Report (FS) - Final

SCHEDULE OF DELIVERABLES

TASK	DELIVERABLE	DUE DATE
Task 1	Remedial Investigation (RI) Work Plan -	45 days after effective date of
	Draft	Agreed Order
	Remedial Investigation (RI) Work Plan -	30 days after receipt of
	Final	Ecology's comments on the
		Draft RI Work Plan
Task 2	Sampling and Analysis Plan (SAP) -	45 days after effective date of
	Draft	Agreed Order
	Sampling and Analysis Plan (SAP) –	30 days after receipt of
	Final	Ecology's comments on the
		Draft RI Work Plan
Task 3	Health & Safety Plan	45 days after effective date of
		Agreed Order
Task 4	Start implementation of Work Plan	30 days after final approval of
	······································	RI Work Plan and SAP
	Progress Reports due tenth day of every	60 days following the
	other month	effective date of the order and
		thereafter
Task 5	Natural Resources and Ecological	To be included in Draft RI
	Receptors Evaluation	Report
Task 6	RI Report – Draft	90 days after completion of
		the investigation
	RI Report – Final	30 days after receipt of
		Ecology's comments on the
		Draft RI Report
Task 7	Feasibility Study – Draft	60 days after Ecology's
		approval of Final RI Report
	Feasibility Study – Final	30 days after receipt of
		Ecology's comments on Draft
		Feasibility Study Report

EXHIBIT C

Public Participation Plan

for the

North Colfax Petroleum Contamination Site

Prepared by:

The Washington State Department of Ecology in partnership with Colfax Grange Supply Company, Inc., CHS, Inc., and

Time Oil Co. (Food Mart 041)

July 2007

Public Participation Plan

Introduction

This Public Participation Plan is being developed for the North Colfax Petroleum Contamination site located in the city of Colfax, Whitman County, Washington The site contains petroleum contamination in soil and groundwater that requires cleanup in order to protect human health and the environment The property is approximately 1,000 feet south of the Palouse River and east of the South Fork of the Palouse River

Two facilities are included in the site boundaries.

- One facility is the Food Mart 041, owned by Time Oil Co. This facility is located at 804 North Main Street.
- The other facility is the Colfax Grange Supply Company, Inc located at 105 East Harrison Street. The Grange property includes a cardtrol fueling station at the southeast corner of Tyler and North Main streets which has the address 102 East Tyler Street (see Appendix A for the Site map). The site boundaries shown on the site map may change over time depending upon where contamination is discovered during the remedial investigation.

Purpose of the Public Participation Plan

The purpose of the Public Participation Plan is to assist both the public and Ecology in developing the best cleanup strategy for the site. Other reasons for the Plan are to

- Inquire about public opinion that may help in planning site-related cleanup and ensure it is protective of human health and the environment.
- Inform the community of Colfax about Ecology's responsibilities, planning, and cleanup actions for petroleum in soil and groundwater at the site.
- Involve the public in the site-related decision-making process.

This Plan is part of an Agreed Order between the potentially liable persons (PLPs) and Ecology. The Agreed Order is a legal agreement between the parties that requires the PLPs to conduct a Remedial Investigation and Feasibility Study at the site. The PLPs for the site are the Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co The Remedial Investigation (RI) will determine the extent of the petroleum contamination in the soil and groundwater. The Feasibility Study (FS) proposes alternatives for cleaning up the petroleum contamination. The public may review and comment on drafts of both the Agreed Order and the Plan.

The Plan also complies with state regulations and outlines public outreach efforts beginning with the RI/FS stage of cleanup and continuing until site work is completed. Ecology maintains responsibility for the public participation at the site, and the PLPs assist as appropriate. Ecology determines final approval of the Plan as well as any amendments

To help you understand terminology used in the Plan and other technical documents, a glossary of words is included as Appendix C. As the cleanup process begins documents will be available for review and comment. These documents may be reviewed at the repositories listed on page 6 of this Plan. If you are interested in knowing more about the site or have comments regarding the Plan, please contact Doug Ladwig or Carol Bergin. Their contact information is in the following chart.

Mr. Doug Ladwig, Site Manager	Mr. Kenney R. Evans	
Washington State Department of Ecology	CHS, Inc.	
Eastern Regional Office	2525 North Rainier	
4601 North Monroe	Pasco, WA 99301	
Spokane, WA 99205	(509) 545-1808	
(509) 329-3589	Email: kenney evans@chsinc com	
Email: wfee461@ecy wa gov		
	Mr., Mark Chandler	
Mrs. Johnnie Landis, Public Disclosure	Environmental Manager	
Washington State Department of Ecology	Time Oil Co	
Eastern Regional Office	2737 West Commodore Way	
4601 North Monroe	Seattle, WA 98199-1233	
Spokane, WA 99205	(206) 285-2400 Ext 345	
(509) 329-3415	Email: mchandler@timeoil com	
Email: johh461@ecy wa gov		
	Mr. Scott Zuger	
Ms. Carol Bergin, Public Involvement	General Manager	
Washington State Department of Ecology	Colfax Grange Supply Company, Inc.	
Eastern Regional Office	105 East Harrison Street	
4601 North Monroe	Colfax, WA 99111-2100	
Spokane, WA 99205	(509) 397-4324	
509/329-3546	Email: scottz@colfaxgrange com	
Email: cabe461@ecy.wa.gov		

Public Participation and the Model Toxics Control Act (MTCA)

A citizens' initiative passed in the November 1988 general election. The initiative is called the Model Toxics Control Act, and it provides guidelines for the cleanup of contaminated sites in Washington State. This law sets strict standards to make sure site cleanup protects human health and the environment. Ecology's Toxics Cleanup Program investigates reports of contamination that may threaten human health and the environment. If an investigation confirms the presence of contaminants, a site is ranked and placed on a Hazardous Sites List. Current or former owners or operators, as well as any other potentially liable persons (PLPs) of a site, may be held responsible for cleanup of contaminants, and the process of cleanup begins with Ecology implementing and overseeing the project. The PLPs for this site are Colfax Grange Supply Company, Inc., CHS, Inc., and Time Oil Co

Public participation is an important part of the MTCA process. The public participation needs are assessed at each site according to interest expressed by the public and the degree of risk posed by contaminants. Individuals who live near a site, community groups, businesses, organizations, and other interested parties are provided an opportunity to become involved in commenting on the cleanup process. A Public Participation Plan includes requirements for public notice such as: identifying reports about a site and the repositories where reports may be read; providing public comment periods; and holding public meetings or hearings. Additional forms of participation may be personal interviews, involvement in citizen advisory groups, questionnaires, or workshops. Citizen groups living near contaminated sites may apply for public participation grants to receive technical assistance in understanding the cleanup process and to create additional public participation avenues

Site Background

The North Colfax Petroleum Contamination site is located in the city of Colfax, Whitman County, Washington. The property is approximately 1,000 feet south of the Palouse River and east of the South Fork of the Palouse River. Two facilities are included in the site boundaries.

- One facility is the Food Mart 041, owned by Time Oil Co This facility is located at 804 North Main Street.
- The other facility is the Colfax Grange Supply Company, Inc. located at 105 East Harrison Street. The Grange property includes a cardtrol fueling station at the southeast corner of Tyler and North Main streets which has the address 102 East Tyler Street (see Appendix A for the Site map). The site boundaries shown on the site map may change over time depending upon where contamination is discovered during the remedial investigation.

Two known releases of petroleum occurred at the site. The first release was discovered in 1999 when the Time Oil Co. upgraded the gasoline convenience store known as Food Mart 041. Petroleum was found in soil and groundwater during the upgrade of the facility. The second release happened in 2004 when CHS, Inc. delivered unleaded fuel to the Colfax Grange's cardtrol facility at the southwest corner of Tyler and Main streets. During the fueling CHS, Inc. overfilled the tank, releasing petroleum to the ground.

Cleanup is required at the site because the petroleum releases are a threat to human health and the environment. The PLPs have agreed to conduct a Remedial Investigation and Feasibility Study to better understand where the soil and groundwater contamination is located, how much is present and what the best methods are for cleaning up contamination.

Community Background

Community Profile

The City of Colfax is nestled among the rolling Palouse Hills of Whitman County, Washington It is situated at a cross roads between the cities of Spokane, Walla Walla, and Pullman Washington Two major universities, Washington State University and the University of Idaho are in close proximity to Colfax

The Palouse Indians who were associated with the Nez Perce tribe were the early inhabitants of the area. The town is now made up of nearly 3,000 people and is named after Vice President Schuyler Colfax who served under Ulysses S. Grant.

The city maintains a small town atmosphere, yet is home to several businesses, a medical center, retirement community, and other local attractions. The region serves as a leader in farming peas, lentils, and barley and also produces wheat.

Community Concerns

Individuals were informally questioned about the site during the development of the mailing list and establishment of the repository for documents. Some business and home owners said they were already aware that work was taking place at the site. The Colfax Grange Supply Company, Inc. sent notices to patrons to let them know the cardtrol fueling facility would be closed the last week in October 2006 for nearly 8 weeks due to cleanup work at the site. The people questioned generally said they were glad the contamination was being cleaned up, and no concerns were expressed.

One homeowner who lives west of the site expressed concern about contamination in the river, groundwater and wells. She asked to be on any mailing lists and also to be notified if Ecology holds a public meeting. Her address information was included on the mailing list.

Another woman who lives east of the site was very concerned about the contamination and whether it was in ground or drinking water. She asked if a public meeting could be held in Colfax once Ecology began the investigations and determined where the contaminants had moved. She talked about other environmental issues in the community that she felt had been poorly handled and expressed a desire that Ecology keep the community well informed about the cleanup process. She volunteered to help get the word out about any public meetings or informational fliers. Her address is also included in the mailing list and contact information is on file.

Site Cleanup Process

Agreed Order

The Agreed Order is a legal agreement between Ecology and the potentially liable persons (PLPs). It requires the PLPs to conduct a Remedial Investigation and Feasibility Study (RI/FS) to determine where and how much contamination is in groundwater and soil at the site. The public may comment on the Order and if it is substantially changed, an additional comment period is provided.

Remedial Investigation/Feasibility Study (RI/FS)

The purpose of the RI/FS is to collect, develop and evaluate information regarding contamination at the site. The RI also defines the type, extent, and degree of contamination and the impacts to the affected areas. The FS identifies, evaluates, and proposes alternative cleanup actions

Draft Cleanup Action Plan (DCAP)

A DCAP is based on information obtained from the Remedial Investigation and Feasibility Study reports. The DCAP evaluates proposed cleanup options outlined in the Feasibility Study and selects proposed cleanup actions.

State Environmental Policy Act (SEPA)

SEPA requires government agencies to consider the potential environmental impacts of a project before beginning actual cleanup. After review of a completed environmental checklist and other sitespecific information, Ecology may determine the cleanup will not have a probable adverse impact on the environment. Additionally, if it is determined the cleanup action will benefit the environment by reducing the release of toxic chemicals from the site, a Determination of Non-Significance (DNS) may be issued by Ecology.

Consent Decree

A Consent Decree is a legal agreement between Ecology and the PLPs that is filed in Superior Court and describes the responsibilities of all parties in implementing the cleanup action plan. A Public Participation Plan is part of the requirements for the Consent Decree. The Consent

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Decree assures that work is conducted in a timely manner in accordance with the MTCA and all other applicable laws and regulations.

<u>Public Participation Activities and Timeline</u>

The following public participation efforts continue until the cleanup actions are completed at the site.

☆ A mailing list exists for site-related information It includes people who live near the potentially affected area where the cleanup action is taking place. It also includes businesses, organizations and individuals who have expressed interest in the cleanup process for the Site.

People on the mailing list receive copies of fact sheets developed regarding the cleanup process via first class mail. Additionally, individuals, organizations, local, state and federal governments, and any other interested parties will be added to the mailing list upon request If you are not on the mailing list and wish to be, please contact Carol Bergin at the Department of Ecology (see page 3 of this Plan for Carol Bergin's contact information).

Public Repositories are locations where documents may be reviewed. The following offices are repositories for this site:

Washington State Department of Ecology Eastern Regional Office 4601 N. Monroe Spokane, WA 99205 Contact: Mrs. Johnnie Landis (509) 329-3415 or e-mail at johh461@ecy wa gov Hours: Monday – Thursday 8 a m. to 5 p.m

Whitman County Library 102 S. Main Street Colfax, WA 99111 Phone: (509) 397-4366 or e-mail at info@whitco lib wa us Hours: Monday – Wednesday 10 a.m. to 8 p.m. Thursday & Friday 10 a.m. to 6 p.m. Saturday & Sunday 1 p.m. to 5 p.m

- Fact sheets are generally created by Ecology, reviewed by the PLPs and distributed to individuals on the mailing list during key points of the cleanup process. The fact sheets explain the current status of the cleanup process, give a brief site background and ask for comments from the public A 30-day comment period allows people who are interested in the site to comment on documents related to specific stages of the cleanup process A brief summary of the information from the fact sheets is also published in a Site Register that is distributed to the public. If you are interested in receiving the Site Register please contact Linda Thompson of Ecology at (360) 407-6069 or e-mail ltho461@ecy wa gov.
- Display ads or legal notices are published in the Whitman County Gazette, the Colfax Daily Bulletin and The Spokesman-Review. The purpose of the ads and legal notices is to inform the general public

about the cleanup and invite public comment on documents available for review and comment. They are also used to announce public meetings, workshops, or hearings related to the site cleanup.

- Public meetings, workshops, open houses and public hearings are held based upon the level of community interest. If ten or more people submit a request for a public meeting or hearing Ecology will hold a meeting or hearing and gather comments. Public meetings, open houses or hearings will be held in the Colfax at a facility that meets ADA standards. The date, time and locations of hearings, meetings, workshops, or open houses will be announced in fact sheets, display ads or legal notices in accordance with MTCA.
- Written comments received during the 30-day comment periods may be answered in a document called a **Responsiveness Summary**. The Responsiveness Summary is sent to people who submit comments and a copy will also be available at the Repositories listed on page 6 of this Plan.

Answering Questions from the Public

Anyone interested in knowing more about the site, the cleanup process, potential decisions or how to get involved may call or e-mail Doug Ladwig or Carol Bergin Their contact information is on page 3 of this Plan.

Public Participation

Document or Activity	Date	
Agreed Order for a Remedial Investigation and Feasibility Study	July 2007	
Fact Sheet and Public Notice for Agreed Order (Remedial Investigation and Feasibility Study)	July 2007	

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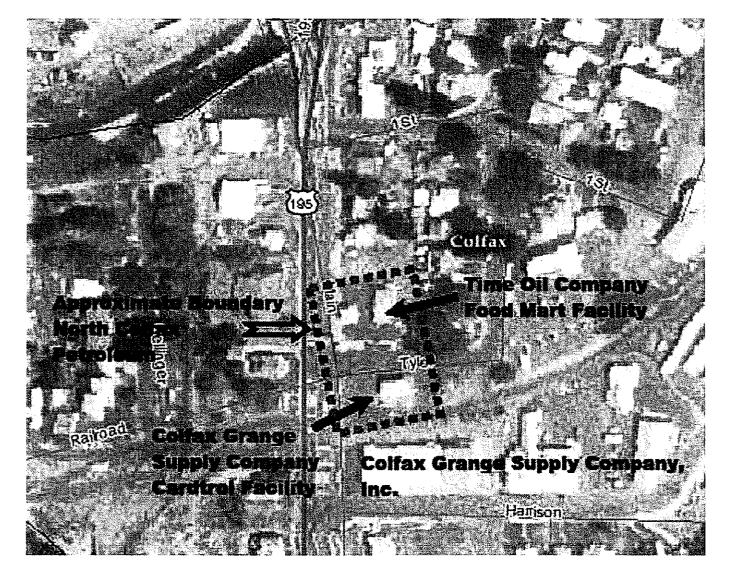
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APPENDIX A SITE MAP



APPENDIX B MAILING LIST

RESIDENI/OWNER ACKERMAN HEATING AND AIR 631 N MAIN COLFAX, WA 99111-2118

RESIDENT/OWNER J & J BUILDING SUPPLY 601 N MAIN COLFAX, WA 99111-2118

HON NORMA BECKER MAYOR, CITY OF COLFAX P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

HON SHANNON HALL COLFAX CITY COUNCIL P O BOX 229 400 N MILL SI COLFAX, WA 99111-2035

HON BOB INGALLS COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

HON DAVID NAILS COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035 RESIDENT/OWNER MITZ CABINETS 610 N MAIN COLFAX, WA 99111-2119

RESIDENT/OWNER KROLL MACHINE & SUPPLY 602 N MAIN COLFAX, WA 99111-2119

HON JOHN BRABB COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

HON DON HENDERSON COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

HON EARL LELAND COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

HON JEANNETTE SOLIMINE COLFAX CITY COUNCIL P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

MR JAMES KROUSE FIRE CHIEF CITY OF COLFAX 400 N MILL ST COLFAX, WA 99111-2035

MR ANDY ROGERS PUBLIC WORKS DIRECTOR CITY OF COLFAX 400 N MILL ST COLFAX, WA 99111-2035

FRAN MARTIN DIRECTOR OF PUBLIC HEALTH 310 N MAIN ST STE 102 COLFAX, WA 99111-1893

SHERIFF BRETT MYERS 411 N MILL ST COLFAX, WA 99111-2013

HON GREG PARICH COUNTY COMMISSIONER P O BOX 229 400 N MILL SI COLFAX, WA 99111-2035

HON MICHAEL LARGENT COUNTY COMMISSIONER P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035 MR BARNEY BUCKLEY POLICE CHIEF CITY OF COLFAX 400 N MILL ST COLFAX, WA 99111-2035

DR IIMOTHY MOODY HEALTH OFFICER 310 N MAIN ST STE 102 COLFAX, WA 99111-1893

MR MARK STOREY, PE DIRECTOR OF PUBLIC WORKS 310 N MAIN ST STE 102 COLFAX, WA 99111-1893

MR TIM MYERS PARKS & RECREATION 310 N MAIN ST COLFAX, WA 99111-1848

HON JERRY FINCH COUNTY COMMISSIONER P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

MS MARIBETH BECKER CLERK OF THE BOARD P O BOX 229 400 N MILL ST COLFAX, WA 99111-2035

RESIDENT/OWNER 1502 N CEDAR COLFAX, WA 99111-9715

RESIDENI/OWNER 1505 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1506 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1507 N CEDAR COLFAX, WA 99111-9715

RESIDENI/OWNER 1508 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1512 N CEDAR COLFAX, WA 99111-9715

RESIDENI/OWNER 1516 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1603 N CEDAR COLFAX, WA 99111-9713 RESIDENT/OWNER 1510 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1514 N CEDAR COLFAX, WA 99111-9715

RESIDENT/OWNER 1601 N CEDAR COLFAX, WA 99111-9713

RESIDENT/OWNER 1605 N CEDAR COLFAX, WA 99111-9713

RESIDENI/OWNER 1606 N CEDAR COLFAX, WA 99111-9713

RESIDENI/OWNER 1612 N CEDAR COLFAX, WA 99111-9713

RESIDENT/OWNER 204 W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENT/OWNER 21B W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENT/OWNER 208 W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENT/OWNER 206 W RAILROAD AVE COLFAX, WÁ 99111-2041

RESIDENT/OWNER 1607 N CEDAR COLFAX, WA 99111-9713

RESIDENI/OWNER 1614 N CEDAR COLFAX, WA 99111-9713

RESIDENI/OWNER 206 W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENI/OWNER 210D W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENI/OWNER 204 W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENI/OWNER 210D W RAILRAOD AVE COLFAX, WA 99111-2000

RESIDENT/OWNER 208 W RAILROAD AVE COLFAX, WA 99111-2041

RESIDENT/OWNER 306 W RAILROAD AVE COLFAX, WA 99111-2042

RESIDENT/OWNER 310 W RAILROAD AVE COLFAX, WA 99111-2042

RESIDENT/OWNER 702 N FIRST ST COLFAX, WA 99111-2002 RESIDENT/OWNER 304 W RAILROAD AVE COLFAX, WA 99111-2042

RESIDENT/OWNER 308 W RAILROAD AVE COLFAX, WA 99111-2042

RESIDENT/OWNER 207 E 1ST ST COLFAX, WA 99111-2101

RESIDENT/OWNER 703 N FIRST ST COLFAX, WA 99111-2001

RESIDENT/OWNER 704 N FIRST ST COLFAX, WA 99111-2002 RESIDENT/OWNER 706 N FIRST ST COLFAX, WA 99111-2002

RESIDENI/OWNER 708 N FIRST SI COLFAX, WA 99111-2002 RESIDENI/OWNER 805 N FIRST ST COLFAX, WA 99111-2003

RESIDENT/OWNER 807 N FIRST ST COLFAX, WA 99111-2003

RESIDENT/OWNER 905 N SUMNER ST COLFAX, WA 99111-2138

RESIDENI/OWNER 903 N SUMNER ST COLFAX, WA 99111-2138

RESIDENT/OWNER 907 N SUMNER ST COLFAX, WA 99111-2138

RESIDENT/OWNER 911 N SUMNER ST COLFAX, WA 99111-2138

RESIDENT/OWNER 1003 N SUMNER ST COLFAX, WA 99111-2140

RESIDENT/OWNER 1001 N SUMNER ST COLFAX, WA 99111-2140

RESIDENT/OWNER 1005 N SUMNER ST COLFAX, WA 99111-2140

RESIDENI/OWNER 1007 N SUMNER ST COLFAX, WA 99111-2140 RESIDENT/OWNER 1009 N SUMNER ST COLFAX, WA 99111-2140

RESIDENT/OWNER 306 E 3RD STREET COLFAX, WA 99111-2104 RESIDENT/OWNER 303 W B AVE COLFAX, WA 99111-2007

RESIDENT/OWNER 305 W B AVE COLFAX, WA 99111-2007

RESIDENT/OWNER 308 W B AVE COLFAX, WA 99111-2008

RESIDENT/OWNER 306 W B AVE COLFAX, WA 99111-2008

RESIDENT/OWNER 310 W B AVE COLFAX, WA 99111-2008

RESIDENT/OWNER 311 W B AVE COLFAX, WA 99111-2007

RESIDENT/OWNER 313 W B AVE COLFAX, WA 99111-2007

RESIDENT/OWNER 404 W A AVE COLFAX, WA 99111-2006 RESIDENI/OWNER 314 W B AVE COLFAX, WA 99111-2008

RESIDENT/OWNER 402 W A AVE COLFAX, WA 99111-2006

RESIDENT/OWNER 405 W A AVE COLFAX, WA 99111-2005

RESIDENT/OWNER 406 W A AVE COLFAX, WA 99111-2006 RESIDENT/OWNER 407 W A AVE COLFAX, WA 99111-2005

RESIDENT/OWNER 408 W A AVE COLFAX, WA 99111-2006

RESIDENT/OWNER 411 W A AVE COLFAX, WA 99111-2005

RESIDENT/OWNER 413 W A AVE COLFAX, WA 99111-2005

RESIDENT/OWNER 416 W A AVE COLFAX, WA 99111-2006

RESIDENT/OWNER 421 W A AVE COLFAX, WA 99111-2005

RESIDENI/OWNER 103 E 81H ST COLFAX, WA 99111-9774 RESIDENT/OWNER 409 W A AVE COLFAX, WA 99111-2005

RESIDENI/OWNER 412 W A AVE COLFAX, WA 99111-2006

RESIDENI/OWNER 415 W A AVE COLFAX, WA 99111-2005

RESIDENI/OWNER 417 W A AVE COLFAX, WA 99111-2005

RESIDENI/OWNER 418 W A AVE COLFAX, WA 99111-2006

RESIDENI/OWNER 109 E 8TH ST COLFAX, WA 99111-9774

RESIDENT/OWNER 803 N BELLINGER ST COLFAX, WA 99111-2009

RESIDENT/OWNER 809 N BELLINGER ST COLFAX, WA 99111-2009 RESIDENT/OWNER 807 N BELLINGER ST COLFAX, WA 99111-2009

RESIDENI/OWNER 1602 N OAK ST COLFAX, WA 99111-9703

RESIDENT/OWNER

1604 N OAK ST

RESIDENT/OWNER 1603 N OAK ST COLFAX, WA 99111-9703

RESIDENI/OWNER 1606 N OAK SI COLFAX, WA 99111-9703 RESIDENT/OWNER 1608 N OAK ST COLFAX, WA 99111-9703

COLFAX, WA 99111-9703

RESIDENT/OWNER 1609 N OAK ST COLFAX, WA 99111-9703 RESIDENI/OWNER 1610 N OAK SI COLFAX, WA 99111-9703

RESIDENI/OWNER 1611 N OAK ST COLFAX, WA 99111-9703 RESIDENT/OWNER 1612 N OAK SI COLFAX, WA 99111-9703

RESIDENI/OWNER 1613 N OAK ST COLFAX, WA 99111-9703

RESIDENT/OWNER 1615 N OAK ST COLFAX, WA 99111-9703

RESIDENT/OWNER BEN'S BODY SHOP 1617 N OAK ST COLFAX, WA 99111-9703

RESIDENT/OWNER 1708 N OAK ST COLFAX, WA 99111-9704

RESIDENI/OWNER 1711 N OAK ST COLFAX, WA 99111-9704

RESIDENT/OWNER COLFAX CAT CLINIC 1715 N OAK SI COLFAX, WA 99111-9704 RESIDENI/OWNER 1614 N OAK ST COLFAX, WA 99111-9703

RESIDENI/OWNER 1616 N OAK ST COLFAX, WA 99111-9703

RESIDENT/OWNER 1706 N OAK ST COLFAX, WA 99111-9704

RESIDENT/OWNER 1710 N OAK ST COLFAX, WA 99111-9704

RESIDENT/OWNER 1712 N OAK ST COLFAX, WA 99111-9704

RESIDENT/OWNER 1716 N OAK ST COLFAX, WA 99111-9704

RESIDENT/OWNER 1800 N OAK SI COLFAX, WA 99111-9705

RESIDENT/OWNER 1805 N OAK SI COLFAX, WA 99111-9705

RESIDENT/OWNER 1811 N OAK SI COLFAX, WA 99111-9705

RESIDENI/OWNER 1813 N OAK ST COLFAX, WA 99111-9705

RESIDENT/OWNER 1816 N OAK SI COLFAX, WA 99111-9705

RESIDENI/OWNER 105 E HARRISON SI COLFAX, WA 99111-2114

RESIDENI/OWNER 1804 N OAK ST COLFAX, WA 99111-9705

RESIDENT/OWNER 1808 N OAK ST COLFAX, WA 99111-9705

RESIDENT/OWNER 1812 N OAK ST COLFAX, WA 99111-9705

RESIDENT/OWNER 1815 N OAK SI COLFAX, WA 99111-9705

RESIDENI/OWNER MACEDONIA BAPTIST CHURCH 1904 N OAK ST P O BOX 149 COLFAX, WA 99111

RESIDENI/OWNER 202 E HARRISON SI COLFAX, WA 99111-2117

RESIDENT/OWNER 204 E HARRISON ST COLFAX, WA 99111-2117

RESIDENT/OWNER 208 E HARRISON ST COLFAX, WA 99111-2117

RESIDENT/OWNER 206 E HARRISON SI COLFAX, WA 99111-2117

RESIDENT/OWNER 803 N MORION ST COLFAX, WA 99111-2126

RESIDENT/OWNER

805 N MORTON ST

RESIDENT/OWNER 804 N MORTON ST COLFAX, WA 99111-2127

RESIDENI/OWNER 806 N MORTON SI COLFAX, WA 99111-2127

RESIDENT/OWNER

COLFAX, WA 99111-2126

807 N MORTON ST COLFAX, WA 99111-2126

RESIDENT/OWNER 809 N MORION SI COLFAX, WA 99111-2126

RESIDENT/OWNER 810 N MORION ST COLFAX, WA 99111-2127

RESIDENT/OWNER 901 N MORION ST COLFAX, WA 99111-2128 RESIDENT/OWNER 902 N MORTON ST COLFAX, WA 99111-2129

RESIDENT/OWNER 903 N MORION ST COLFAX, WA 99111-2128

RESIDENT/OWNER 905 N MORION ST COLFAX, WA 99111-2128 RESIDENT/OWNER 904 N MORION SI COLFAX, WA 99111-2129

RESIDENT/OWNER 907 N MORION SI COLFAX, WA 99111-2128

RESIDENT/OWNER 909 N MORTON SI COLFAX, WA 99111-2128

RESIDENT/OWNER 911 N MORTON ST COLFAX, WA 99111-2128 RESIDENT/OWNER 910 N MORION SI COLFAX, WA 99111-2129

RESIDENT/OWNER 1002 N MORTON ST COLFAX, WA 99111-2131

RESIDENT/OWNER 1003 N MORTON ST COLFAX, WA 99111-2130 RESIDENT/OWNER 1004 N MORION SI COLFAX, WA 99111-2131

RESIDENT/OWNER 1005 N MORTON ST COLFAX, WA 99111-2130 RESIDENT/OWNER 1006 N MORION ST COLFAX, WA 99111-2131

RESIDENT/OWNER 1007 N MORION SI COLFAX, WA 99111-2130

RESIDENT/OWNER 1011 N MORTON ST COLFAX, WA 99111-2131

RESIDENT/OWNER

1107 N MORTON ST COLFAX, WA 99111-2132

RESIDENT/OWNER 1113 N MORTON ST COLFAX, WA 99111-2132

PRINCIPAL COLFAX HIGH SCHOOL 1110 N MORION ST COLFAX, WA 99111-2131

PRINCIPAL LM JENNINGS ELEMENTARY 1207 N MORTON ST COLFAX, WA 99111

RESIDENI/OWNER 1010 N MORTON ST COLFAX, WA 99111-2131

RESIDENT/OWNER 1105 N MORION SI COLFAX, WA 99111-2132

RESIDENI/OWNER 1109 N MORION SI COLFAX, WA 99111-2132

RESIDENT/OWNER 1115 N MORION SI COLFAX, WA 99111-2132

PASTOR CHURCH OF THE NAZARENE 1103 N MORION SI COLFAX, WA 99111-2132

RESIDENT/OWNER 107 TYLER ST COLFAX, WA 99111-2144

RESIDENI/OWNER AVISTA CORP 704 N CLAY ST COLFAX, WA 99111-2106

RESIDENI/OWNER 810 N CLAY ST COLFAX, WA 99111-2108

RESIDENI/OWNER 906 N CLAY SI COLFAX, WA 99111-2110

RESIDENT/OWNER 910 N CLAY ST COLFAX, WA 99111-2110

RESIDENT/OWNER 914 N CLAY ST COLFAX, WA 99111-2110

RESIDENI/OWNER 1102 N CLAY ST COLFAX, WA 99111-2113

RESIDENT/OWNER 708 N CLAY ST COLFAX, WA 99111-2106

RESIDENT/OWNER 812 N CLAY SI COLFAX, WA 99111-2108

RESIDENT/OWNER 908 N CLAY ST COLFAX, WA 99111-2110

RESIDENI/OWNER 912 N CLAY SI COLFAX, WA 99111-2110

RESIDENI/OWNER 916 N CLAY ST COLFAX, WA 99111-2110

RESIDENT/OWNER 1108 N CLAY ST COLFAX, WA 99111-2113

RESIDENT/OWNER 1110 N CLAY ST #1 COLFAX, WA 99111-2146

RESIDENT/OWNER 1110 N CLAY ST #3 COLFAX, WA 99111-2146

RESIDENI/OWNER 1110 N CLAY ST #2 COLFAX, WA 99111-2146

RESIDENT/OWNER 1110 N CLAY SI #4 COLFAX, WA 99111-2146

RESIDENT/OWNER SPOKANE SEED CO 1204 N CLAY SI COLFAX, WA 99111

RESIDENT/OWNER SAMPSON'S PLUMBING 409 N MILL ST COLFAX, WA 99111-2034

OWNER/RESIDENT 412 N MILL ST COLFAX, WA 99111-2051

OWNER/RESIDENT 502 N MILL ST COLFAX, WA 99111-2037

RESIDENT/OWNER

CITY MANAGER CITY OF COLFAX 400 N MILL ST COLFAX, WA 99111-2035

OWNER/RESIDENT 501 N MILL ST COLFAX, WA 99111-2036

OWNER/RESIDENT 504 N MILL ST COLFAX, WA 99111-2037

OWNER/RESIDENT 507 N MILL ST COLFAX, WA 99111-2036

OWNER/RESIDENT 509 N MILL ST COLFAX, WA 99111-2037

OWNER/RESIDENT 508 N MILL SI COLFAX, WA 99111-2036

OWNER/RESIDENT 512 N MILL ST COLFAX, WA 99111-2037

OWNER/RESIDENT 514 N MILL ST COLFAX, WA 99111-2037

WA STATE PATROL 300 N MILL ST COLFAX, WA 99111

OWNER/RESIDENT

COLFAX, WA 99111-2036

OWNER/RESIDENT

614 N MILL ST

306 N MILL ST #1 COLFAX, WA 99111-1870

OWNER/RESIDENT 306 N MILL ST #2 COLFAX, WA 99111-1870 OWNER/RESIDENT 306 N MILL SI #3 COLFAX, WA 99111-1870

OWNER/RESIDENT 306 N MILL SI #4 COLFAX, WA 99111-1870 OWNER/RESIDENT 306 N MILL ST #5 COLFAX, WA 99111-1870

OWNER/RESIDENT 310 N MILL ST COLFAX, WA 99111-1855

OWNER/RESIDENI 321 N MILL ST COLFAX, WA 99111-1825

OWNER/RESIDENT 706 N PARK SI COLFAX, WA 99111-2134

OWNER/RESIDENT 712 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 312 N MILL ST COLFAX, WA 99111-9100

OWNER/RESIDENI 702 N PARK SI COLFAX, WA 99111-2134

OWNER/RESIDENT 710 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 712 1/2 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 714 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 716 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 718 N PARK ST COLFAX, WA 99111-2134 OWNER/RESIDENT 722 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENT 724 N PARK ST COLFAX, WA 99111-2134

MR MRS HATLEY 726 N PARK ST COLFAX, WA 99111-2134

OWNER/RESIDENI 806 N PARK ST COLFAX, WA 99111-2135

OWNER/RESIDENT

902 N PARK ST

OWNER/RESIDENT

COLFAX, WA 99111-2135

OWNER/RESIDENT

804 N PARK ST

812 N PARK ST COLFAX, WA 99111-2135

MR MRS ENOS 906 N PARK ST COLFAX, WA 99111-2136 OWNER/RESIDENT 910 N PARK ST COLFAX, WA 99111-2136

COLFAX, WA 99111-2136

OWNER/RESIDENT 912 N PARK ST COLFAX, WA 99111-2136 OWNER/RESIDENT 918 N PARK ST COLFAX, WA 99111-2136

OWNER/RESIDENI 1004 N PARK ST COLFAX, WA 99111-2158 OWNER/RESIDENT 1006 N PARK ST COLFAX, WA 99111-2158

OWNER/RESIDENT 1007 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1009 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1008 N PARK ST COLFAX, WA 99111-2158

OWNER/RESIDENT 1011 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1013 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1017 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1015 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 1019 N PARK ST COLFAX, WA 99111-2124

OWNER/RESIDENT 401 N WEST ST COLFAX, WA 99111-2045 OWNER/RESIDENT 406 N WEST ST COLFAX, WA 99111-2046

OWNER/RESIDENI 407 N WESI SI COLFAX, WA 99111-2045 OWNER/RESIDENT 409 N WEST ST COLFAX, WA 99111-2045

OWNER/RESIDENT 411 N WEST ST COLFAX, WA 99111-2045

OWNER/RESIDENT 502 N WEST ST COLFAX, WA 99111-2048

OWNER/RESIDENI 501 N WEST ST COLFAX, WA 99111-2047

OWNER/RESIDENT 503 N WEST ST COLFAX, WA 99111-2047

OWNER/RESIDENT 506 N WEST ST COLFAX, WA 99111-2048

OWNER/RESIDENT 507 N WEST ST COLFAX, WA 99111-2047 505 N WEST ST COLFAX, WA 99111-2047

OWNER/RESIDENT

OWNER/RESIDENI 510 N WEST ST COLFAX, WA 99111-2048

OWNER/RESIDENT 509 N WEST ST COLFAX, WA 99111-2047 OWNER/RESIDENT 512 N WEST ST COLFAX, WA 99111-2048

OWNER/RESIDENT 513 N WEST SI COLFAX, WA 99111-2047 OWNER/RESIDENT 508 N WEST ST COLFAX, WA 99111-2048

OWNER/RESIDENT 203 N LAKE ST API A1 COLFAX, WA 99111-1951

OWNER/RESIDENT 203 N LAKE ST APT A3 COLFAX, WA 99111-1951

OWNER/RESIDENT 203 N LAKE ST APT A2 COLFAX, WA 99111-1951

OWNER/RESIDENT 203 N LAKE ST APT A4 COLFAX, WA 99111-1951

OWNER/RESIDENT 203 N LAKE ST APT A5 COLFAX, WA 99111-1980

OWNER/RESIDENT 203 N LAKE ST APT A7 COLFAX, WA 99111-1980

OWNER/RESIDENT

203 N LAKE ST APT A9 COLFAX, WA 99111-1980 OWNER/RESIDENT 203 N LAKE SI APT A6 COLFAX, WA 99111-1980

OWNER/RESIDENI 203 N LAKE SI APT A8 COLFAX, WA 99111-1980

OWNER/RESIDENI 207 N LAKE SI API B1 COLFAX, WA 99111-1950

OWNER/RESIDENT 207 N LAKE ST APT B2 COLFAX, WA 99111-1950 OWNER/RESIDENT 207 N LAKE SI API B3 COLFAX, WA 99111-1950

OWNER/RESIDENT 207 N LAKE ST APT B4 COLFAX, WA 99111-1950

OWNER/RESIDENT 207 N LAKE SI API B6 COLFAX, WA 99111-1982

OWNER/RESIDENT 207 N LAKE ST APT B5 COLFAX, WA 99111-1950

OWNER/RESIDENT 207 N LAKE ST APT B7 COLFAX, WA 99111-1982

OWNER/RESIDENT 207 N LAKE ST API B8 COLFAX, WA 99111-1982

OWNER/RESIDENT 211 N LAKE ST COLFAX, WA 99111-1929

OWNER/RESIDENT 305 N LAKE ST COLFAX, WA 99111-2025

OWNER/RESIDENT PEACE LUTHERAN CHURCH 309 N LAKE ST

COLFAX, WA 99111-2025

OWNER/RESIDENT 207 N LAKE ST API B9 COLFAX, WA 99111-1982

OWNER/RESIDENT 213 N LAKE ST COLFAX, WA 99111-1929

OWNER/RESIDENT 401 N LAKE ST COLFAX, WA 99111-2026

OWNER/RESIDENT 403 N LAKE SI COLFAX, WA 99111-2026

OWNER/RESIDENI 405 N LAKE ST COLFAX, WA 99111-2026

OWNER/RESIDENT 603 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 505 N LAKE ST COLFAX, WA 99111-2028

OWNER/RESIDENT 605 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 606 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 610 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESDIENT 609 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 614 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 615 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 616 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 617 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 618 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 620 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 625 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENI 624 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 626 N PERKINS AVE COLFAX, WA 99111-2039

OWNER/RESIDENT 627 N PERKINS AVE COLFAX, WA 99111-2038

OWNER/RESIDENT 105 W ISLAND COLFAX, WA 99111-2021

104 W ISLAND COLFAX, WA 99111-2022

OWNER/RESIDENT

OWNER/RESIDENT 206 W ISLAND APT 1 COLFAX, WA 99111-2004

OWNER/RESIDENT 206 W ISLAND APT 2 COLFAX, WA 99111-2004

OWNER/RESIDENT 206 W ISLAND APT 3 COLFAX, WA 99111-2004

OWNER/RÉSIDENT 206 W ISLAND APT 4 COLFAX, WA 99111-2004 OWNER/RESIDENT 408 N DEANWAY COLFAX, WA 99111-2014

OWNER/RESIDENT 412 N DEANWAY COLFAX, WA 99111-2014

OWNER/RESIDENI 506 N DEANWAY COLFAX, WA 99111-2016

OWNER/RESIDENI 502 N DEANWAY COLFAX, WA 99111-2016

OWNER/RESIDENI 509 N DEANWAY COLFAX, WA 99111-2015

OWNER/RESIDENT 508 N DEANWAY COLFAX, WA 99111-2016

OWNER/RESIDENT 512 N DEANWAY COLFAX, WA 99111-2016

OWNER/RESIDENT 303 W CANYON SI COLFAX, WA 99111-1954

OWNER/RESIDENT 709 N MAIN COLFAX, WA 99111-2144

OWNER/RESIDENI 510 N DEANWAY COLFAX, WA 99111-2016

OWNER/RESIDENT 207 W CANYON ST COLFAX, WA 99111-1920

OWNER/RESIDENT 305 W CANYON SI COLFAX, WA 99111-1954

OWNER/RESIDENT STERLING SAVINGS 803 N MAIN P O BOX 309 COLFAX, WA 99111-2122

OWNER/RESIDENT SUBWAY SANDWICH 811 N MAIN COLFAX, WA 99111-2122

OWNER/RESIDENT BUNCHGRASS VETERINARY 701 ALMOTA RD COLFAX, WA 99111-9588

OWNER/RESIDENT 612 N MAIN ST COLFAX, WA 99111-2119

OWNER/RESIDENT BEST WESTERN WHEATLAND INN 701 N MAIN ST COLFAX, WA 99111-2120

WHIIMAN COUNTY COURTHOUSE 404 N MAIN COLFAX, WA 99111-2031

RESIDENI/OWNER NUXOLL, LIBEY, ENSLEY, ESSER 409 N MAIN COLFAX, WA 99111-2098 OWNER/RESIDENI CLYDE'S CUSTOM CYCLE 811 N MAIN COLFAX, WA 99111-2122

OWNER/RESIDENT ROSAUERS 632 N MAIN ST COLFAX, WA 99111-2119

OWNER/RESIDENT ACKERMAN HEATING & AIR 631 N MAIN SI COLFAX, WA 99111

OWNER/RESIDENT 516 N MAIN SI COLFAX, WA 99111-2033

RESIDENT/OWNER AMERICAN WEST BANK 407 N MAIN COLFAX, WA 99111-2030

RESIDENT/OWNER KUI ABOVE 409 1/2 N MAIN COLFAX, WA 99111-2098 RESIDENT/OWNER PALOUSE CHIROPRACTIC 405 N MAIN COLFAX, WA 99111-2030

RESIDENT/OWNER PLYMOUTH CONGREGATIONAL MAIN & ROCK COLFAX, WA 99111

RESIDENT/OWNER JIM'S SERVICE CENTER 322 N MAIN COLFAX, WA 99111-1800

RESIDENI/OWNER 303 N MAIN COLFAX, WA 99111-1817

RESIDENI/OWNER 300 N MAIN COLFAX, WA 99111

RESIDENI/OWNER 1615 N CEDAR COLFAX, WA 99111-9721 RESIDENI/OWNER HUNIER'S MAYIAG 411 N MAIN COLFAX, WA 99111-2030

RESIDENT/OWNER BRENI NIELSEN INSURANCE 401 N MAIN COLFAX, WA 99111-2030

RESIDENT/OWNER 304 N MAIN COLFAX, WA 99111-1800

RESIDENT/OWNER 301 N MAIN COLFAX, WA 99111-1817

RESIDENI/OWNER WHIIMAN COUNTY GROWERS 204 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER 1616 N CEDAR COLFAX, WA 99111-9713

RESIDENT/OWNER 1613 N CEDAR COLFAX, WA 99111-9713

RESIDENI/OWNER 1703 N CEDAR COLFAX, WA 99111-9712

RESIDENT/OWNER 1702 N CEDAR COLFAX, WA 99111-9712

RESIDENT/OWNER 1704 N CEDAR COLFAX, WA 99111-9719

RESIDENT/OWNER

1709 N CEDAR

RESIDENT/OWNER 1705 N CEDAR COLFAX, WA 99111-9712

RESIDENT/OWNER 1710 N CEDAR COLFAX, WA 99111-9712

RESIDENI/OWNER 1712 N CEDAR COLFAX, WA 99111-9712

COLFAX, WA 99111-9712

RESIDENI/OWNER 1714 N CEDAR COLFAX, WA 99111-9712 RESIDENT/OWNER 1715 N CEDAR COLFAX, WA 99111-9712

RESIDENT/OWNER 1716 N CEDAR COLFAX, WA 99111-9712 RESIDENI/OWNER 1717 N CEDAR COLFAX, WA 99111-9712

RESIDENT/OWNER 1800 N CEDAR COLFAX, WA 99111-9711

RESIDENT/OWNER 1805 N CEDAR COLFAX, WA 99111-9711

RESIDENI/OWNER 1808 N CEDAR COLFAX, WA 99111-9711

RESIDENI/OWNER 1810 N CEDAR COLFAX, WA 99111-9711 RESIDENT/OWNER 1801 N CEDAR COLFAX, WA 99111-9711

RESIDENT/OWNER 1806 N CEDAR COLFAX, WA 99111-9711

RESIDENI/OWNER 1809 N CEDAR COLFAX, WA 99111-9711

RESIDENI/OWNER 1812 N CEDAR COLFAX, WA 99111-9711

RESIDENT/OWNER 1813 N CEDAR COLFAX, WA 99111-9711 RESIDENT/OWNER 1814 N CEDAR COLFAX, WA 99111-9711

RESIDENT/OWNER 1900 N CEDAR COLFAX, WA 99111-9707 RESIDENT/OWNER 1902 N CEDAR COLFAX, WA 99111-9707

RESIDENT/OWNER 1904 N CEDAR COLFAX, WA 99111-9707

RESIDENI/OWNER 1906 N CEDAR COLFAX, WA 99111-9707

RESIDENT/OWNER 1911 N CEDAR COLFAX, WA 99111-9707

RESIDENT/OWNER 1914 N CEDAR COLFAX, WA 99111-9710 RESIDENT/OWNER 1905 N CEDAR COLFAX, WA 99111-9710

RESIDENI/OWNER 1909 N CEDAR COLFAX, WA 99111-9710

RESIDENI/OWNER 1912 N CEDAR COLFAX, WA 99111-9710

RESIDENT/OWNER 2001 N CEDAR COLFAX, WA 99111-9708

RESIDENI/OWNER 2002 N CEDAR COLFAX, WA 99111-9708 RESIDENT/OWNER 2004 N CEDAR COLFAX, WA 99111-9708

RESIDENT/OWNER 1408 N PARKVIEW DR COLFAX, WA 99111-9753 RESIDENT/OWNER 1410 N PARKVIEW DR COLFAX, WA 99111-9753

RESIDENI/OWNER 1412 N PARKVIEW DR COLFAX, WA 99111-9753

RESIDENI/OWNER 1416 N PARKVIEW DR COLFAX, WA 99111-9753

RESIDENI/OWNER 1414 N PARKVIEW DR COLFAX, WA 99111-9753

RESIDENT/OWNER 1418 N PARKVIEW DR COLFAX, WA 99111-9753

RESIDENT/OWNER 2005 N CEDAR COLFAX, WA 99111-9708

RESIDENT/OWNER 2007 N CEDAR COLFAX, WA 99111-9708 RESIDENI/OWNER 2006 N CEDAR COLFAX, WA 99111-9708

RESIDENI/OWNER 1611 N RIVERSIDE LN COLFAX, WA 99111-9723

RESIDENI/OWNER 1613 N RIVERSIDE LN COLFAX, WA 99111-9723 RESIDENI/OWNER 1702 N RIVERSIDE LN COLFAX, WA 99111-9755

RESIDENT/OWNER 1706 N RIVERSIDE LN COLFAX, WA 99111-9755 RESIDENI/OWNER 1710 N RIVERSIDE LN COLFAX, WA 99111-9755

RESIDENT/OWNER 1716 N RIVERSIDE LN COLFAX, WA 99111-9755

RESIDENT/OWNER 1804 N RIVERSIDE LN COLFAX, WA 99111-9757

RESIDENI/OWNER 1802 N RIVERSIDE LN COLFAX, WA 99111-9757

RESIDENI/OWNER 1810 N RIVERSIDE LN COLFAX, WA 99111-9757

RESIDENT/OWNER 1816 N RIVERSIDE LN COLFAX, WA 99111-9757

RESIDENI/OWNER WHIIMAN COUNTY PROBATION 404 N MAIN COLFAX, WA 99111-2031

RESIDENT/OWNER COMMUNITY ACTION CTR 200 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER COLVILLE COMPUTER CO 251 N MAIN SIE C COLFAX, WA 99111-1816 RESIDENI/OWNER 1920 N RIVERSIDE LN COLFAX, WA 99111-9759

RESIDENT/OWNER FISH VOLUNTEER SVC 200 N MAIN COLFAX, WA 99111-1802

RESIDENT/OWNER HIGGINSON MARKETING 220 N MAIN COLFAX, WA 99111-1802

RESIDENT/OWNER EDWARD JONES CO 122 N MAIN COLFAX, WA 99111-1801 RESIDENT/OWNER COLFAX EDUCATION & IRAINING 119 N MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER PALOUSE HILLS ACCTNG SVC 114 N MAIN COLFAX, WA 99111-1801

RESIDENT/OWNER IMPERIAL CHINESE RESTAURANT 212 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER 202 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER DEACON'S MEDICAL EQUIP 118 N MAIN COLFAX, WA 99111-1801

RESIDENT/OWNER 208 1/2 N MAIN COLFAX, WA 99111-1802 RESIDENI/OWNER SANDBAGGER TAVERN 113 N MAIN COLFAX, WA 99111-1815

RESIDENI/OWNER 205 N MAIN COLFAX, WA 99111-1816

RESIDENI/OWNER WHEATLAND LANES 206 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER DEPI OF AGRICULTURE 115 N MAIN COLFAX, WA 99111

RESIDENI/OWNER 208 N MAIN COLFAX, WA 99111-1802

RESIDENT/OWNER 116 N MAIN COLFAX, WA 99111-1801

RESIDENI/OWNER 200 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER FRATERNAL ORDER OF EAGLES 217 N MAIN COLFAX, WA 99111-1816

RESIDENI/OWNER BANK OF AMERICA 102 N MAIN P O BOX 29 COLFAX, WA 99111-1801

RESIDENT/OWNER BANK OF WHITMAN 201 S MAIN P O BOX 270 COLFAX, WA 99111-1804

RESIDENT/OWNER 103 S MAIN COLFAX, WA 99111-1803

RESIDENT/OWNER 105 S MAIN COLFAX, WA 99111-1803 RESIDENI/OWNER 220 N MAIN COLFAX, WA 99111-1802

RESIDENI/OWNER KIRKPATRICK, UTGAARD 223 N MAIN COLFAX, WA 99111-1816

RESIDENI/OWNER US BANK 101 N MAIN P O BOX 109 COLFAX, WA 99111-1815

RESIDENT/OWNER WA MUTUAL 505 S MAIN P O BOX 311 COLFAX, WA 99111-1912

RESIDENI/OWNER 103 1/2 S MAIN COLFAX, WA 99111-1803

RESIDENT/OWNER 110 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER 112 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER 114 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER WHITMAN CO TRAVEL 117 S MAIN COLFAX, WA 99111-1803

RESIDENT/OWNER RAYMOND JAMES FINANCIAL 118 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER 122 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER 202 S MAIN COLFAX, WA 99111-1820 RESIDENI/OWNER 113 S MAIN COLFAX, WA 99111-1803

RESIDENT/OWNER PEAK FITNESS 115 S MAIN COLFAX, WA 99111-1803

RESIDENI/OWNER ADDUS HEALTHCARE 116 S MAIN COLFAX, WA 99111-1819

RESIDENT/OWNER EMILY'S 120 S MAIN COLFAX, WA 99111-1819

RESIDENI/OWNER BURIS MEDICAL 119 S MAIN COLFAX, WA 99111-1803

RESIDENT/OWNER 204 S MAIN COLFAX, WA 99111-1820

RESIDENI/OWNER EXPRESS FREIGHT 214 S MAIN COLFAX, WA 99111-1820

RESIDENT/OWNER COAST TRANSPORTATION 210 S MAIN COLFAX, WA 99111-1820

RESIDENT/OWNER ADULI PROIECTIVE SVCS 300 S MAIN STE 3 COLFAX, WA 99111-1911

RESIDENT/OWNER SOCIAL & HEALIH SVCS 418 S MAIN STE 3 COLFAX, WA 99111-1769

RESIDENT/OWNER U-HAUL CO 514 S MAIN COLFAX, WA 99111-1913

HON STEVE HAILEY WA STATE REPRESENTATIVE 438 JOHN L O'BRIEN BLDG P O BOX 40600 OLYMPIA, WA 98504-0600 RESIDENI/OWNER COUNCIL ON AGING 210 S MAIN COLFAX, WA 99111-1820

RESIDENI/OWNER PALOUSE HILLS COMPUTING 214 S MAIN COLFAX, WA 99111-1820

RESIDENI/OWNER CHILDREN & FAMILY SVCS 300 S MAIN STE 2 COLFAX, WA 99111-1769

RESIDENT/OWNER COMMUNITY SVCS 418 S MAIN COLFAX, WA 99111-1769

HON MARK SCHOESLER WA STATE SENATOR 110 IRV NEWHOUSE BLDG P O BOX 40409 OLYMPIA, WA 98504-0409

HON DAVID BURI WA STATE REPRESENTATIVE 426B LEGISLATIVE BLDG P O BOX 40600 OLYMPIA, WA 98504-0600 HON CATHY MCMORRIS RODGERS US REPRESENTATIVE 29 S PALOUSE ST WALLA WALLA, WA 99362 HON MARIA CANTWELL US SENATOR US FEDERAL COURTHOUSE 920 W RIVERSIDE STE 697 SPOKANE, WA 99201

HON PATTY MURRAY US SENATOR 601 W MAIN STE 1213 SPOKANE, WA 99201

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APPENDIX C GLOSSARY

- Agreed Order: A legal document issued by Ecology which formalizes an agreement between the department and potentially liable persons (PLPs) for the actions needed at a site. An agreed order is subject to public comment. If an order is substantially changed, an additional comment period is provided.
- Applicable State and Federal Law: All legally applicable requirements and those requirements that Ecology determines are relevant and appropriate requirements
- Area Background: The concentrations of hazardous substances that are consistently present in the environment in the vicinity of a site which are the result of human activities unrelated to releases from that site
- Cardtrol or Keylock: A unique device intended to allow an authorized user access to a fuel dealer's unattended pump or dispensing unit.
- Carcinogen: Any substance or agent that produces or tends to produce cancer in humans.
- Chronic Toxicity: The ability of a hazardous substance to cause injury or death to an organism resulting from repeated or constant exposure to the hazardous substance over an extended period of time.
- Cleanup: The implementation of a cleanup action or interim action.
- **Cleanup Action:** Any remedial action, except interim actions, taken at a site to eliminate, render less toxic, stabilize, contain, immobilize, isolate, treat, destroy, or remove a hazardous substance that complies with cleanup levels; utilizes permanent solutions to the maximum extent practicable; and includes adequate monitoring to ensure the effectiveness of the cleanup action
- **Cleanup Action Plan:** A document which identifies the cleanup action and specifies cleanup standards and other requirements for a particular site. After completion of a comment period on a Draft Cleanup Action Plan, Ecology will issue a final Cleanup Action Plan.
- Cleanup Level: The concentration of a hazardous substance in soil, water, air or sediment that is determined to be protective of human health and the environment under specified exposure conditions
- Cleanup Process: The process for identifying, investigating, and cleaning up hazardous waste sites.
- Consent Decree: A legal document, approved and issued by a court which formalizes an agreement reached between the state and potentially liable persons (PLPs) on the actions needed at a site A decree is subject to public comment. If a decree is substantially changed, an additional comment period is provided.

- **Containment:** A container, vessel, barrier, or structure, whether natural or constructed, which confines a hazardous substance within a defined boundary and prevents or minimizes its release into the environment.
- **Contaminant:** Any hazardous substance that does not occur naturally or occurs at greater than natural background levels.
- Enforcement Order: A legal document, issued by Ecology, requiring remedial action. Failure to comply with an enforcement order may result in substantial liability for costs and penalties. An enforcement order is subject to public comment. If an enforcement order is substantially changed, an additional comment period is provided.
- **Environment:** Any plant, animal, natural resource, surface water (including underlying sediments), ground water, drinking water supply, land surface (including tidelands and shorelands) or subsurface strata, or ambient air within the state of Washington.
- Exposure: Subjection of an organism to the action, influence or effect of a hazardous substance (chemical agent) or physical agent.
- **Exposure Pathways:** The path a hazardous substance takes or could take from a source to an exposed organism. An exposure pathway describes the mechanism by which an individual or population is exposed or has the potential to be exposed to hazardous substances at or originating from the site. Each exposure pathway includes an actual or potential source or release from a source, an exposure point, and an exposure route. If the source exposure point differs from the source of the hazardous substance, exposure pathway also includes a transport/exposure medium.
- Facility: Any building, structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly-owned treatment works), well, pit, pond, lagoon, impoundment, ditch, landfill, storage container, motor vehicle, rolling stock, vessel, or aircraft; or any site or area where a hazardous substance, other than a consumer product in consumer use, has been deposited, stored, disposed or, placed, or otherwise come to be located.
- Feasibility Study (FS): A study to evaluate alternative cleanup actions for a site. A comment period on the draft report is required. Ecology selects the preferred alternative after reviewing those documents.
- Groundwater: Water found beneath the earth's surface that fills pores between materials such as sand, soil, or gravel. In aquifers, groundwater occurs in sufficient quantities that it can be used for drinking water, irrigation, and other purposes.
- Hazardous Sites List: A list of sites identified by Ecology that requires further remedial action. The sites are ranked from 1 to 5 to indicate their relative priority for further action.
- Hazardous Substance: Any dangerous or extremely hazardous waste as defined in RCW 70.105.010 (5) (any discarded, useless, unwanted, or abandoned substances including, but not limited to, certain pesticides, or any residues or containers of such substances which are disposed of in such quantity or concentration as to pose a substantial present or potential hazard to human health, wildlife, or the environment because such wastes or constituents or combinations of such wastes;

(a) have short-lived, toxic properties that may cause death, injury, or illness or have mutagenic, teratogenic, or carcinogenic properties; or (b) are corrosive, explosive, flammable, or may generate pressure through decomposition or other means,) and (6) (any dangerous waste which (a) will persist in a hazardous form for several years or more at a disposal site and which in its persistent form presents a significant environmental hazard and may affect the genetic makeup of man or wildlife; and is highly toxic to man or wildlife; (b) if disposed of at a disposal site in such quantities as would present an extreme hazard to man or the environment), or any dangerous or extremely dangerous waste as designated by rule under Chapter 70.105 RCW: any hazardous substance as defined in RCW 70.105.010 (14) (any liquid, solid, gas, or sludge, including any material, substance, product, commodity, or waste, regardless of quantity, that exhibits any of the characteristics or criteria of hazardous waste as described in rules adopted under this chapter,) or any hazardous substance as defined by rule under Chapter 70.105 RCW; petroleum products

- Hazardous Waste Site: Any facility where there has been a confirmation of a release or threatened release of a hazardous substance that requires remedial action.
- Independent Cleanup Action: Any remedial action conducted without Ecology oversight or approval, and not under an order or decree.
- **Initial Investigation:** An investigation to determine that a release or threatened release may have occurred that warrants further action
- Interim Action: Any remedial action that partially addresses the cleanup of a site.
- Mixed Funding: Any funding, either in the form of a loan or a contribution, provided to potentially liable persons from the state toxics control account.
- Model Toxics Control Act (MTCA): Washington State's law that governs the investigation, evaluation and cleanup of hazardous waste sites Refers to RCW 70.105D. It was approved by voters at the November 1988 general election and known is as Initiative 97 The implementing regulation is WAC 173-340
- Monitoring Wells: Special wells drilled at specific locations on or off a hazardous waste site where groundwater can be sampled at selected depths and studied to determine the direction of groundwater flow and the types and amounts of contaminants present.
- Natural Background: The concentration of hazardous substance consistently present in the environment which has not been influenced by localized human activities.
- National Priorities List (NPL): EPA's list of hazardous waste sites identified for possible long-term remedial response with funding from the federal Superfund trust fund
- Owner or Operator: Any person with any ownership interest in the facility or who exercises any control over the facility; or in the case of an abandoned facility, any person who had owned or operated or exercised control over the facility any time before its abandonment.

- Potentially Liable Person (PLP): Any person whom Ecology finds, based on credible evidence, to be liable under authority of RCW 70.105D.040
- **Public Notice:** At a minimum, adequate notice mailed to all persons who have made a timely request of Ecology and to persons residing in the potentially affected vicinity of the proposed action; mailed to appropriate news media; published in the local (city or county) newspaper of largest circulation; and opportunity for interested persons to comment.
- **Public Participation Plan:** A plan prepared under the authority of WAC 173-340-600 to encourage coordinated and effective public involvement tailored to the public's needs at a particular site.
- Release: Any intentional or unintentional entry of any hazardous substance into the environment, including, but not limited to, the abandonment or disposal of containers of hazardous substances.
- **Remedial Action:** Any action to identify, eliminate, or minimize any threat posed by hazardous substances to human health or the environment, including any investigative and monitoring activities of any release or threatened release of a hazardous substance and any health assessments or health effects studies
- **Remedial Investigation:** A study to define the extent of problems at a site. When combined with a study to evaluate alternative cleanup actions it is referred to as a Remedial Investigation/Feasibility Study (RI/FS). In both cases, a comment period on the draft report is required.
- **Responsiveness Summary:** A compilation of all questions and comments to a document that is open for public comment and the respective answers/replies by Ecology. The Responsiveness Summary is mailed, at a minimum, to those who provided comments and its availability is published in the Site Register.
- **Risk Assessment:** The determination of the probability that a hazardous substance, when released into the environment, will cause an adverse effect in exposed humans or other living organisms
- Sensitive Environment: An area of particular environmental value, where a release could pose a greater threat than in other areas including: wetlands; critical habitat for endangered or threatened species; national or state wildlife refuge; critical habitat, breeding or feeding area for fish or shellfish; wild or scenic river; rookery; riparian area; big game winter range

Site: See Facility.

- Site Characterization Report: A written report describing the site and nature of a release from an underground storage tank, as described in WAC 173-340-450 (4) (b).
- Site Hazard Assessment (SHA): An assessment to gather information about a site to confirm whether a release has occurred and to enable Ecology to evaluate the relative potential hazard posed by the release. If further action is needed, an RI/FS is undertaken

- Site Register: An Ecology publication issued every two weeks of major activities conducted statewide related to the study and cleanup of hazardous waste sites under the Model Toxics Control Act. To receive this publication, please call 360/407-6069
- Surface Water: Lakes, rivers, ponds, streams, inland waters, salt waters, and all other surface waters and water courses within the state of Washington or under the jurisdiction of the state of Washington
- TCP: Toxics Cleanup Program at Ecology
- **Toxicity:** The degree to which a substance at a particular concentration is capable of causing harm to living organisms, including people, plants and animals
- Washington Ranking Method (WARM): Method used to rank sites placed on the hazardous sites list. A report describing this method is available from Ecology.