



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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April 2, 2018

Mr. Ramon Chavez
Da Li Development/Properties LLC
c/o Colliers International
601 Union Street, Suite 5300
Seattle, WA 98101

Re: Contained-Out Determination for the Former White River Cleaners at 4018 A Street,
#403, Auburn, Washington 98002

Reference: 1. Revised Report from E. Zuern (Environmental Associates, Inc.) to D. Yasuda,
Department of Ecology, dated January 2, 2018

Dear Mr. Ramon Chavez:

The Washington State Department of Ecology (Ecology) received a contained-out determination request from your environmental consultant, Environmental Associates, Inc. (EAI) for two fifty-five gallon drums and 15 tons of **F002 listed waste contaminated soils** to be generated during remedial investigation activities at the Former White River Cleaners located at 4018 A Street, #403, Auburn, Washington 98002

Analytical data and the supplemental information were submitted to Ecology to determine if these soils contaminated with F002 listed dangerous waste constituents may be exempt from management as dangerous wastes per the "Contained-In Policy"¹.

Ecology understands that the F002 listed waste contaminated soils in the two fifty-five gallon drums and 15 tons of **F002 listed waste contaminated soils** to be excavated do not designate under federal characteristics (WAC 173-303-090) or State-only criteria (WAC 173-303-100). Therefore, Ecology will not require disposal of the two fifty-five gallon drums and 15 tons of contaminated soils as F002 listed DW contaminated soils at a RCRA permitted dangerous waste treatment, storage and disposal (TSD) facility, provided that all of the following conditions are implemented.

You or your environmental consultant, EAI shall:

- Ensure that no standing water is present in the drums or containers of F002 contaminated soil. All water must be removed to the maximum extent possible from the contaminated soils

¹ Washington State Department of Ecology Contained-in Policy, dated February 19, 1993



and managed as F002 dangerous wastes or as otherwise required under Chapter 173-303 WAC. Adding bentonite or similar materials to absorb standing F002 listed waste contaminated water in the containers is not allowed. Mixtures of bentonite or similar materials and the listed waste contaminated water must be managed as F002 listed dangerous wastes;

- Directly deliver the soils to a solid waste landfill permitted under WAC 173-351 inside Washington State. If you plan to deliver the contaminated soils to a landfill outside Washington State, you must submit to Ecology written approval for the contaminated soil disposal from the receiving State hazardous waste program and the out of state landfill, before the soils are delivered to the out of state landfill.
- Do not consolidate these contaminated soils with other soils that do not pertain to this contained out determination. No off-loading of the contaminated soils is allowed between the cleanup site and the permitted solid waste landfill;
- Ensure that the transporter is properly trained to handle hazardous waste so that the transporter manages the contained-out soils during transport in a manner that is protective of human health and the environment;
- Dispose of the contaminated soils at the permitted solid waste landfill by June 15, 2018. This contained-out determination letter is no longer valid after June 15, 2018 and the contaminated soils must be managed as dangerous wastes after this date;
- Notify Ecology before disposal of the contaminated soil if the amount exceeds the approved amount in this letter. Ecology needs to make sure that the additional soil qualifies for this contained-out determination;
- Provide copies of all signed solid waste landfill receipts and a summary table including disposal dates, tonnages, etc. for these contaminated soils to Ecology, attention of Dean Yasuda, by June 25, 2018. This is an important verification step for you and your consultant to follow in order for this Ecology decision to be valid;
- Take measures to prevent unauthorized contact with these soils at all times;
- Plastic line the delivery truck and cover all loads if delivered by truck;
- During transport, take adequate measures to prevent spills and dispersion due to wind erosion;
- Provide instructions to the landfill operator that these soils are not to be used for daily, intermediate, or final cover;
- Provide copies of all soil analytical data to the landfill operator, upon request; and
- Do not send these contaminated soils to any incinerator, thermal desorption unit or recycling facility unless that facility is a RCRA Subtitle C permitted dangerous waste TSD facility.

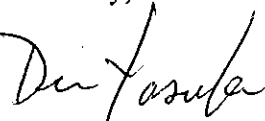
This written decision only applies to the two 55-gallon drums and 15 tons of F002 contaminated soils to be excavated from the Site and does not apply to any other area or other media. Any data used for this contained-out determination is intended for use in determining the proper disposal of the Ecology approved contained out soils, according to the Washington State Dangerous Waste Regulations (Chapter 173-30 WAC) and the Ecology Contained-in Policy.

This letter is not a No Further Action (NFA) letter and not written approval for any cleanup action plan you may have submitted. Instead, this letter only addresses the procedures for disposal of the contaminated soils according to the Washington State Dangerous Waste Regulations (Chapter 173-303 WAC). Regulatory decisions regarding the cleanup action, applicable soil and groundwater cleanup levels and any other cleanup issues must comply with the requirements under Ecology Model Toxics Control Act (Chapter 173-340 WAC). Local agencies may have the authority to impose additional requirements on this waste stream.

If you fail to comply with the terms of this letter, Ecology may issue an administrative order and/or penalty as provided by the Revised Code of Washington, Sections 70.105.080 and/or .095 (Hazardous Waste Management Act).

If you have any questions concerning this letter, please contact me at (425) 649-7264 or dyas461@ecy.wa.gov.

Sincerely,



Dean Yasuda, PE
Hazardous Waste and Toxics Reduction Program

By certified mail: 9171 9690 0935 0169 7334 40

cc: Eric Zuern, Environmental Associates, Inc.

ecc: Greg Caron, Ecology-CRO
Mindy Collins, Ecology-BFO
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