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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
PO Box 47775 • Olympia, Washington 98504-7775 • 360-407-6300  
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March 13, 2020

Arthur Mell  
Olympia Fuel Inc.  
PO Box 27  
Olympia, WA 98507-0027

**Re: Extension of VCP Status Update Request for the following Site:**

- **Site Name:** Olympia Fuel & Asphalt Inc.
- **Site Address:** 3231 Mottman Rd SW Tumwater, Thurston County, WA 98512-8219
- **Facility/Site ID:** 86612346
- **Cleanup Site ID:** 11989
- **VCP Project No.:** SW1279

Dear Arthur Mell:

The Washington State Department of Ecology (Ecology) received your response to our December 20, 2019, *Request for Information on Status of VCP Project for the following Site* update request letter for the independent cleanup of the Olympia Fuel & Asphalt Inc. facility (Site). Your response included (1) a draft remedial investigation listing actions conducted at the Site until January 2019, and (2) an undocumented spreadsheet reportedly documenting ongoing free product removal from Site monitoring wells.

Ecology has reviewed your response and provides the following comments:

1. It is not clear to Ecology how the required actions for continued Voluntary Cleanup Program (VCP) enrollment provided in Ecology's June 19, 2017, *Required Actions for Continued VCP Enrollment* letter (enclosed) have been included in the ongoing cleanup.
2. It is not clear how you have addressed the requirements of Washington Administrative Code (WAC) chapter 173-340-450 (4)(a), removal of free product to the maximum extent practicable. In our December 20, 2019, Site status update request letter, Ecology provided our continued concern that free phase petroleum products are currently migrating to adjoining properties and aquifers. Ecology does not understand what you are doing to stop off-Property migration from occurring.
3. Ecology does not understand your plan and schedule for completing the cleanup.

**Ecology is therefore extending the status update request response period until May 15, 2020, for you to provide:**

1. Evaluation of how the project has removed free product to the maximum extent practicable, based on the requirements of WAC chapter 173-340-450 (4)(a).
2. Reporting of the total volume of product removed. Provide documentation showing how removed free product is handled and disposed.
3. Evaluation of how Ecology's June 2017 required actions for continued VCP enrollment have been completed for the cleanup.
4. A written work plan detailing the plan and schedule for completing the cleanup.

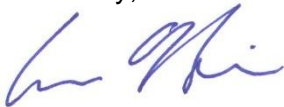
## **Next Steps**

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Based on your response to this letter, Ecology will decide whether to continue providing you services under the VCP. We will notify you of our decision in writing. We will terminate the Agreement governing this Project if you do not respond to this request.

We appreciate your continued commitment to cleanup and interest in the VCP. If you have any questions about our next steps, please contact me at (360) 407-6528 or at [adam.harris@ecy.wa.gov](mailto:adam.harris@ecy.wa.gov).

Sincerely,



Adam Harris, LHG  
Cleanup Site Manager/ Hydrogeologist  
Toxics Cleanup Program  
Southwest Regional Office

Enclosure: Ecology's June 19, 2017, *Required Actions for Continued VCP Enrollment* letter

cc: Paul Stemen, Stemen Environmental Inc.  
Nick Acklam, Ecology (by email)  
Ecology Site File

## **Enclosure A**

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Ecology's June 19, 2017, Required Actions for Continued VCP Enrollment, letter

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for double-sided copying.*



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June 19, 2017

Arthur Mell, Jr.  
Olympia Oil & Wood Products, Co.  
PO Box 27  
Tumwater, WA 98512

**Re: Required Actions for Continued VCP Enrollment**

- **Site Name:** Olympia Fuel & Asphalt Inc., Tumwater
- **Site Address:** 3231 Mottman Road SW, Tumwater, WA
- **Facility/Site No.:** 86612346
- **Cleanup Site ID No.:** 11989
- **VCP Project No.:** SW1279

Dear Mr. Mell:

The Washington State Department of Ecology (Ecology) issued an opinion letter, dated March 2, 2017, on proposed environmental activities at the above-referenced site.

Because over 90 days have passed without receipt of a formal response to Ecology's comments or indication as to the status of ongoing or planned activities, Ecology is contacting you to request the actions and information below under authority of **WAC 173-340-450**. Additionally, due to the large volume of work occurring within the VCP, sites must also demonstrate ongoing progress towards site cleanup in order to remain enrolled in this program.

The items requested herein are done so in accordance with **WAC 173-340-360 (2) (c) (ii) (A)**, which requires the treatment or removal of release sources, including the removal of "free product consisting of petroleum or other light non aqueous phase liquid (LNAPL) from the groundwater" and **WAC 173-340-450 (4) (a)**, which requires the removal of free product "to the maximum extent possible, and in a matter that minimizes the spread of hazardous substances, by using recovery and disposal techniques appropriate to the hydrogeologic conditions at the site."

Additionally, according to **WAC 173-340-450 (6) (a) (ii)**, "UST owners and operators shall conduct a remedial investigation and feasibility study for sites where free product is found." Though Ecology is not requesting submittal of a remedial investigation and feasibility study (RI/FS) for the Site at this time, submission of those items requested in Ecology's March 2, 2017 Opinion Letter will sufficiently fulfill the substantive requirement of the Model Toxics Control Act (MTCA) until the need for an RI/FS can be determined.

### **Request for Work Plan to Address Free-Phase Petroleum Products**

As previously requested, please submit the following documents and information (listed as items 1 through 5 in Ecology's March 2, 2017 Opinion Letter) within **60 days** from issuance of this letter:

- Geologic cross-sections, plots of groundwater elevations and LNAPL thickness through time, isoconcentration contour and groundwater elevation maps, boring and well-construction logs, and tabulated water-quality and well data;
- A monitoring plan to perform groundwater sampling activities at the Site;
- A contingency plan to address NAPL at the Site; and
- Information regarding the handling, management, and disposal of recovered product from the Site.

Alternatively, Ecology will accept an RI/FS, consistent with the procedures and elements described in **WAC 173-340-350 (Remedial investigation and feasibility study)**, in lieu of the previously requested items. If the RI/FS option is selected, please submit that document to Ecology within **60 days** from issuance of this letter.

### **Required Actions for Continued Enrollment in the VCP**

To demonstrate ongoing progress towards site cleanup and to maintain enrollment within the VCP, Ecology is requiring a response, due to Ecology within **30 days** from issuance of this letter, regarding your intent to perform the aforementioned actions.

### **Closing**

Please submit two hard copies, along with an electronic version of all requested transmittals to the signatory below.

Failure to comply with the above requirements will result in your termination from the VCP and consideration for formal regulatory actions by Ecology.

Mr. Arthur Mell  
June 19, 2017  
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**Contact Information**

For more information about the VCP and the cleanup process, please visit our web site: [www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm](http://www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm). If you have any questions about this transmittal, please contact me by phone at (360) 407-0276 or e-mail at [Jeremy.Hughes@ecy.wa.gov](mailto:Jeremy.Hughes@ecy.wa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Hughes', with a long horizontal flourish extending to the right.

Jeremy Hughes, L.G.  
SWRO Toxics Cleanup Program

By certified mail: [91 7199 9991 7037 0287 2455]

cc: Paul Stemen, Stemen, Inc.  
Nicholas M. Acklam, Ecology  
Mazzeo, LLC  
2649 RW Johnson LLC