



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

May 23, 2007

Mr. Timothy Strawn  
Exxon Mobil Corporation  
4580 Klahanie Dr. SE, PMB 507  
Issaquah, WA 98029

**Re: No Further Action Determination under WAC 173-340-515(5) for the following Hazardous Waste Site:**

- Name: Former Exxon Station 7-7063
- Address: 209 Central Way, Kirkland, WA 98033
- Facility/Site No.: 74267938
- VCP No.: NW1502

Dear Mr. Strawn:

Thank you for submitting your independent remedial action report for the Former Exxon Station 7-7063 facility (Site) for review by the State of Washington Department of Ecology (Ecology) under the Voluntary Cleanup Program (VCP). Ecology appreciates your initiative in pursuing this administrative option for cleaning up hazardous waste sites under the Model Toxics Control Act (MTCA), Chapter 70.105D RCW.

This letter constitutes an advisory opinion regarding whether further remedial action is necessary at the Site to meet the substantive requirements of MTCA and its implementing regulations, Chapter 70.105D RCW and Chapter 173-340 WAC. Ecology is providing this advisory opinion under the specific authority of RCW 70.105D.030(1)(i) and WAC 173-340-515(5).

This opinion does not resolve a person's liability to the state under MTCA or protect a person from contribution claims by third parties for matters addressed by the opinion. The state does not have the authority to settle with any person potentially liable under MTCA except in accordance with RCW 70.105D.040(4). The opinion is advisory only and not binding on Ecology.



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Ecology's Toxics Cleanup Program has reviewed the following information regarding the Site:

- October 3, 1989, *Report, Environmental Investigation Related to Real-Estate Divestment at Exxon Service Station No. 7-7063*, Enviro-Logic Inc.
- April 27, 1992, *Exxon Quarterly Project Summary*, Enviro-Logic, Inc.
- July 27, 1992, *Letter Report, Quarterly Ground-Water Monitoring at Former Exxon Service Station No. 7-7063*, Enviro-Logic, Inc.
- November 2, 1992, *Quarterly Status Report*, Enviro-Logic, Inc.
- February 24, 1993, *Addendum to Environmental Investigation Report Related to Underground Tank Removal at Former Exxon Service Station No 7-7063*, Enviro-Logic, Inc.
- March 29, 1993, *Quarterly Status Report*, Enviro-Logic, Inc.
- June 23, 1993, *Report, Limited Subsurface Environmental Investigation*, *Enviro-Logic, Inc.*
- June 28, 1993, *Quarterly Status Report*, Enviro-Logic, Inc.
- December 30, 1993, *Quarterly Status Report*, Enviro-Logic, Inc.
- July 12, 1994, *Status Report – Second Quarter 1994, Former Exxon R/S No. 7-7063*, Delta Environmental Consultants, Inc.
- September 6, 1994, *Letter from Exxon Company, U.S.A.*, to Ben Forsen, Washington State Department of Ecology
- March 13, 1995, *Status Report for Fourth Quarter 1994*, Delta Environmental Consultants, Inc.
- December 5, 1995, *Remediation System Status Report, First and Second Quarters of 1995*, Delta Environmental Consultants, Inc.

- *Exxon Operation and Maintenance Reports*, Delta Environmental Consultants, Inc.  
March 12, 1996 – Fourth Quarter of 1995  
April 4, 1996 – First Quarter of 1996  
August 29, 1996 – Second Quarter of 1996  
March 18, 1997 – Fourth Quarter of 1996  
May 16, 1997 – First Quarter of 1997  
September 9, 1997 – Second Quarter of 1997  
November 7, 1997 – Third Quarter of 1997
- *Exxon Ground Water Monitoring Reports*, Delta Environmental Consultants, Inc.  
April 3, 1996 – Fourth Quarter of 1995 and First Quarter of 1996  
April 9, 1997 – Fourth Quarter of 1996 and First Quarter of 1997  
October 21, 1997 – Second and Third Quarter of 1997  
April 16, 1998 – Fourth Quarter of 1997 and First Quarter of 1998  
February 1, 2000 – Second, Third, and Fourth Quarters of 1999
- *ExxonMobile Groundwater Monitoring Reports*, Environmental Resolutions, Inc.  
March 20, 2001 – Fourth Quarter of 2000  
June 5, 2001 – First Quarter of 2001  
September 25, 2001 – Second Quarter of 2001  
October 11, 2001 – Third Quarter of 2001  
January 25, 2002 – Fourth Quarter of 2001  
June 26, 2002 – First Quarter of 2002,  
September 9, 2002 – Second Quarter of 2002  
October 2, 2002 – Third Quarter of 2002  
February 11, 2003 – Fourth Quarter of 2002  
June 6, 2003 – First Quarter of 2003  
July 25, 2003 – Second Quarter of 2003  
October 8, 2003 – Third Quarter of 2003
- May 10, 2004, *Confirmatory Boring and Soil Sampling Report*, Environmental Resolutions, Inc.
- August 12, 2005, *Site Summary and Voluntary Cleanup Program Application*, Environmental Resolutions, Inc.

The documents listed above will be kept in the Central Files of the Northwest Regional Office of Ecology (NWRO) for review by appointment only. Appointments can be made by calling the NWRO resource contact, Sally Perkins, at 425 649-7190.

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The Site is defined by the extent of contamination caused by the following release(s):

- Gasoline-, diesel-, and oil-range petroleum hydrocarbons in Soil and Ground Water

The Site is more particularly described in Enclosure A to this letter, which includes a detailed Site diagram. The description of the Site is based solely on the information contained in the documents listed above.

Based on a review of the independent remedial action report and supporting documentation listed above, **Ecology has determined that the independent remedial action(s) conducted at the Site are sufficient to meet the substantive requirements contained in MTCA and its implementing regulations, Chapter 70.105D RCW and Chapter 173-340 WAC, for characterizing and addressing the contamination at the Site.** Therefore, pursuant to WAC 173-340-515(5), Ecology is issuing this opinion that **no further remedial action is necessary** at the Site under MTCA.

Please note that this Site is subject to periodic review under WAC 173-340-420 because institutional controls is required as part of the cleanup action. If Ecology conducts a periodic review and determines that further action is required at the Site, then this opinion will automatically be rendered null and void.

This opinion is based on the continued effectiveness of the institutional control(s) required as part of the cleanup action for the Site under WAC 173-340-440. A copy of the Restrictive Covenant(s) filed for any property as part of the cleanup action for the Site is enclosed with this letter as Enclosure B. If any portion of any Restrictive Covenant is violated, then this opinion will automatically be rendered null and void and further remedial action may be required at the Site.

Based on this no further action determination, Ecology will update the status of the Site on its site database and remove the Site from the Confirmed and Suspected Contaminated Sites List and the Leaking Underground Storage Tank (LUST) List.

This no further action determination does not apply to any other release(s) or potential release(s) of contaminant(s) that may impact any other portion of any property impacted by this Site, or any other property owned or operated by Steve Suskin.

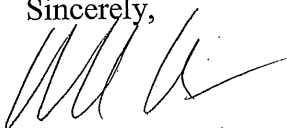
Please note that this opinion is based solely on the information contained in the documents listed above. Therefore, if any of the information contained in those documents is materially false or misleading, then this opinion will automatically be rendered null and void and further remedial action may be required at the Site.

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The state, Ecology, and its officers and employees make no guarantees or assurances by providing this opinion, and no cause of action against the state, Ecology, its officers or employees may arise from any act or omission in providing this opinion.

Again, Ecology appreciates your initiative in successfully completing cleanup under the Voluntary Cleanup Program (VCP). If you have any questions regarding this opinion, please contact me at 425-649-7107.

Sincerely,

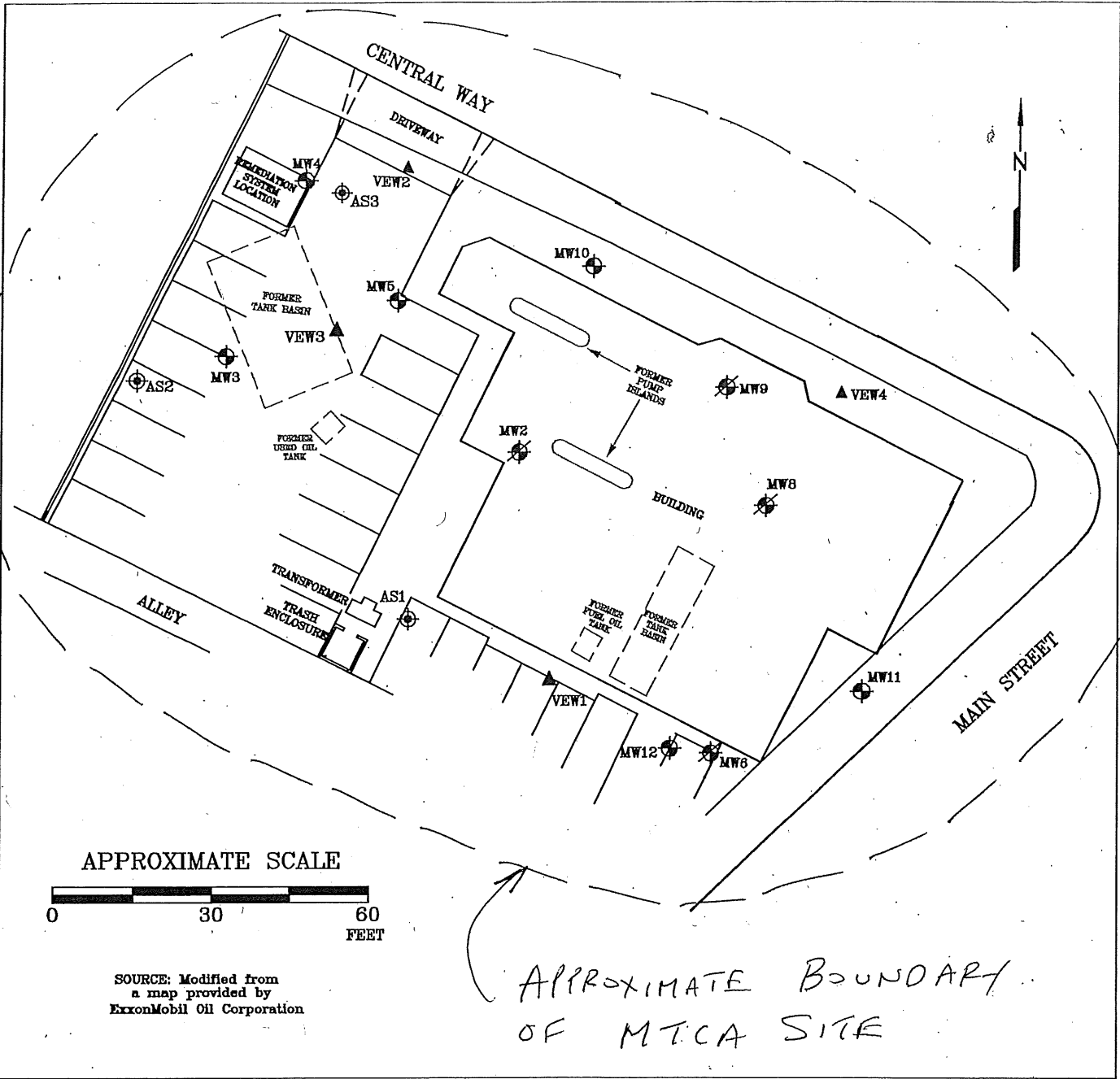


Mark Adams  
Toxics Cleanup Program

ma/nr

Enclosures:    A – Site Location Map  
                  B – Restrictive Covenant

cc:           Steve Suskin  
              John McCorkle, Environmental Resolutions, Inc.



FN 311220002

**EXPLANATION**

- ⊕ MW12 Groundwater Monitoring Well
- ⊗ MW9 Destroyed Groundwater Monitoring Well
- ▲ VEW4 Soil Vapor Extraction Well
- ⊕ AS3 Air Sparging Well



**GENERALIZED SITE PLAN**  
 FORMER EXXON STATION 7-7063  
 209 Central Way  
 Kirkland, Washington

**PROJECT NO.**

31122

**PLATE**

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JEL: 07/27/04