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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

*Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000
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October 28, 2020

John Greeley
Martin Selig MSRE Management, LLC
1000 Second Avenue
Seattle, WA 98104-7600
(jgreeley@martinselig.com)

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

- **Site Name:** Barg French Cleaners
- **Site Address:** 1929 3rd Avenue, Seattle, WA 98101
- **Cleanup Site ID:** 4045
- **Facility/Site ID:** 22254391
- **King County Assessor's Parcel Numbers:** 197720-1040, 197720-1045

Dear John Greeley:

On September 18, 2020, the Department of Ecology (Ecology) sent your client a written notice of our preliminary determination that Third and Virginia LLC is a potentially liable person (PLP) for a release of hazardous substances at the Barg French Cleaners facility (Site). On October 1, 2020, Ecology received your written notice accepting Third and Virginia LLC status as a PLP for the Site and waiving your opportunity to comment.

Based on available information, Ecology finds that credible evidence exists that Third and Virginia LLC is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Third and Virginia LLC is a PLP with regard to the Site.

The purpose of the Model Toxics Control Act (MTCA) is to identify, investigate, and cleanup facilities where hazardous substances have been released. Liability for environmental contamination under MTCA is strict, joint and several (RCW 70A.305.040(2)). Ecology ensures that contaminated sites are investigated and cleaned up to the standards set forth in the MTCA statute and regulations. Ecology has determined that it is in the public interest for remedial actions to take place at this Site. Ecology will contact you regarding the actions necessary for Third and Virginia LLC to bring about the prompt and thorough cleanup of hazardous substances at this Site. Failure to cooperate with Ecology or comply with MTCA in this matter will result in

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Ecology employing enforcement tools as it deems necessary and appropriate. This includes, but is not limited to, the issuance of an administrative order. Failure to comply with such an order may result in a fine of up to \$25,000 per day and liability for up to three times the costs incurred by the state (RCW 70A.305.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70A.305 RCW, and Chapter 173-340 WAC. Ecology's cleanup project manager for the Site, Tanner Bushnell, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Tanner Bushnell by phone at (425) 691-0571 or by email at tanner.bushnell@ecy.wa.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "R. Warren", is positioned above the typed name.

Robert W. Warren
Section Manager
Toxics Cleanup Program, NWRO

cc: John A. Level, Office of the Attorney General, (john.level@atg.wa.gov)
Tanner Bushnell, Ecology TCP NWRO, (tanner.bushnell@ecy.wa.gov)
Ecology Site File