

## Musa, Donna K. (ECY)

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**From:** Mike Young <myoung@snohd.org>  
**Sent:** Thursday, February 13, 2020 3:18 PM  
**To:** Musa, Donna K. (ECY)  
**Cc:** Collins, Mindy (ECY)  
**Subject:** RE: ERTS 676453

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Donna,

Below is our log for this last complaint. However, I think this site has long history. As I recall we took the previous owner to court back in the 90's. I would have to research it. The best way to get the whole file is to do a request for public information. We have people that will pull and copy or scan files.

[https://snohd.govqa.us/WEBAPP/rs/\(S\(utcjsznd012mmv4hy2xci3py\)\)/SupportHome.aspx](https://snohd.govqa.us/WEBAPP/rs/(S(utcjsznd012mmv4hy2xci3py))/SupportHome.aspx)

**Mike Young R.S.** | Environmental Health Specialist  
3020 Rucker Avenue, Ste 300 | Everett, WA 98201-3900 | 425.339.5250 [myoung@snohd.org](mailto:myoung@snohd.org)



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10/11/17 AA - see attached ERTS

"TRAVIS WITH SNOCO HAZMAT REQUESTED ECOLOGY ASSISTANCE AT DESCRIBED LOCATION FOR HAZMAT RELEASE. NUMEROUS CONTAINERS OF OIL, PAINT, GREASE, ACID, ETC., WERE SCATTERED AROUND THE PROPERTY. IT APPEARED AS THOUGH THE PROPERTY WAS BEING USED AS A DUMP."

###

10/13/17 AGP - Site visit. Large amount of hazardous waste - oil, paints, chemicals. Photos taken. Send NOV to owner. CB 30.

###

10/17/2017 JG - NOV sent, CB 11-17.

###

10/25/17 AGP - Received message from owner on 10/24/17. Owner was adamant that we do not enter his property and we do not have permission to enter.

###

11/10/17 AGP - Received phone call from property owner (425) 931-8470. He is working on fixing the issues.

###

11/22/17 AGP - Site visit with Don Hallwhich. Property owner was actively cleaning the property during inspection. CB 30.

###

1/4/18 AGP - Telephone call with property owner. He is still working on cleaning the property.

###

1/5/18 AGP - Site visit. Significant improvement has been made in removing the hazardous waste. Some hazardous waste (paints, chemicals) remaining. CB 30.

###

2/28/18 AGP - Site visit with Cathy Le. Chemicals and hazardous waste has been removed. NFA.

###

11/6/2019 MY

Visited site with Office of Neighborhood and Tori Vouk. Noted many container of Hazardous waste and car batteries.

###

11/12/2019 MY

Send\_NOCV\_letter attached. CB 30

cc:

Donna Musa

Initial Investigations Coordinator

Northwest Region Toxics Cleanup Program

Washington State Department of Ecology

3190 160th Ave SE, Bellevue WA 98008

(425) 649-7136 | donna.musa@ecy.wa.gov

###

11/15/2019 jm SWNOCV sent, CB 12/16.

###

11/18/2019 MY

Sent invitation to GM and DC for hand deliver our NOCV letter giving the property owner (Scott) ans free hazardous waste spill kit.

###

11/21/2019 MY

GM and DC visited site, I hand deliver our NOCV letter and GM gave property owner (Scott) ans free HW secondary containment kit.

###

1/2/2020 ME: Site visit with Anders (Code) and Dave Chitwood (Sheriff). Met with property owner and his friend, who are in the process of cleaning the property. Several containers of hazardous waste (gasoline, solvents, oil, etc.) on the ground. Secondary containment that was delivered in November is kept outside and full of rain water. Reminded Scott to keep hazardous waste and secondary containment under cover. No mailing address, Chitwood is going to stop at the property on 1/8/20 to get a mailing address. Final NOCV requested. 30 day checkback.

###

1/27/2020 ME: Final NOCV created. Will be hand delivered by Chitwood, no mailing address found. 30 day checkback.

###

1/28/20 jm FNOCV sent, plus 1 copy for hand delivery. CB 2/28.

###

1/29/2020 MY

Sent email invite for site visit to DOE.

###

2/3/2020 MY

TC from Roy Scott. Sent the following email to Office of Neighborhood and DOE, texted copy below to Roy Scott: I had a conversation with Roy Scott (425.931.8470) this morning. He was still upset and said he thought we were working with him. I told him that he has to make visible progress, if he wants more time from the Health District. I asked for the following in the next 60 days:

1. Buy a trash can, he said he can't afford a dumpster.
2. Pick up all gas cans, paint cans, buckets of lead and other hazardous waste for recycle or proper storage.
3. Stop people from working on his property, until they get a porta-potty. Referred him to Labor and Industry for labor sanitation rules.
4. He needs to contact Savvy Septic about a grant for repairing septic system, and start the permit process.
5. I assume he will contact Department of Ecology about contaminated soil. He said he has no money for cleanup.
6. I told him I could not help him with the existing building, needs to talk to building department.

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**From:** Musa, Donna K. (ECY) [mailto:DMUS461@ECY.WA.GOV]

**Sent:** Thursday, February 6, 2020 11:38 AM

**To:** Mike Young

**Cc:** Collins, Mindy (ECY)

**Subject:** RE: ERTS 676453

Hi Mike,

Thanks for being persistent with TCP on this one. I got Mindy's photo log for the site visit last week and am writing up a recommendation to list on the CSCSL.

Could you send me a very broad overview of when the issue first came to Snohomish County's (either or both SHD/Code) and some milestones – like site visits? Your email in November 2019 stated the property was “bad again” implying it was bad for a while and may have improved, etc.

Mindy – has HWTR made multiple visits? If so, could you give me the dates?

I don't need a lot of detail since the photos pretty much tell the story of why it should be listed. I just want to include a bit of history in my write-up.

Thanks!!

Donna Musa  
Initial Investigations Coordinator  
Northwest Region Toxics Cleanup Program  
Washington State Department of Ecology  
3190 160th Ave SE, Bellevue WA 98008  
(425) 649-7136 | [donna.musa@ecy.wa.gov](mailto:donna.musa@ecy.wa.gov)

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**From:** Mike Young <[myoung@snohd.org](mailto:myoung@snohd.org)>

**Sent:** Wednesday, January 29, 2020 11:23 AM

**To:** Musa, Donna K. (ECY) <[DMUS461@ECY.WA.GOV](mailto:DMUS461@ECY.WA.GOV)>

**Cc:** Collins, Mindy (ECY) <[MINC461@ECY.WA.GOV](mailto:MINC461@ECY.WA.GOV)>

**Subject:** RE: ERTS 676453

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Donna,

Mail is not an option for these guys, Below is most recent timeline:

###

11/15/2019 jm SWNOCV sent, CB 12/16.

###

11/18/2019 MY

Sent invitation to GM and DC for hand deliver our NOCV letter giving the property owner (Scott) and free hazardous waste spill kit.

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11/21/2019 MY

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1/2/2020 ME: Site visit with Anders (Code) and Dave Chitwood (Sheriff). Met with property owner and his friend, who are in the process of cleaning the property. Several containers of hazardous waste (gasoline, solvents, oil, etc.) on the ground. Secondary containment that was delivered in November is kept outside and full of rain water. Reminded Scott to keep hazardous waste and secondary containment under cover. No mailing address, Chitwood is going to stop at the property on 1/8/20 to get a mailing address. Final NOCV requested. 30 day checkback.

###

1/27/2020 ME: Final NOCV created. Will be hand delivered by Chitwood, no mailing address found. 30 day checkback.

###

1/28/20 jm FNOCV sent, plus 1 copy for hand delivery. CB 2/28.

I emailed Mindy Collins about potential meeting spot, thanks for setting that up.

**Mike Young R.S.** | Environmental Health Specialist

3020 Rucker Avenue, Ste 300 | Everett, WA 98201-3900 | 425.339.8765 [myoung@snohd.org](mailto:myoung@snohd.org)



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**From:** Musa, Donna K. (ECY) [<mailto:DMUS461@ECY.WA.GOV>]

**Sent:** Wednesday, January 29, 2020 10:39 AM

**To:** Mike Young <[myoung@snohd.org](mailto:myoung@snohd.org)>

**Subject:** RE: ERTS 676453

The letter below wasn't dated – could you tell me what day it was sent AND send me a scan of the original letter?

Thanks

Donna Musa

Initial Investigations Coordinator

Northwest Region Toxics Cleanup Program

Washington State Department of Ecology

3190 160th Ave SE, Bellevue WA 98008

(425) 649-7136 | [donna.musa@ecy.wa.gov](mailto:donna.musa@ecy.wa.gov)

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**From:** Mike Young <[myoung@snohd.org](mailto:myoung@snohd.org)>  
**Sent:** Wednesday, January 29, 2020 10:04 AM  
**To:** Musa, Donna K. (ECY) <[DMUS461@ECY.WA.GOV](mailto:DMUS461@ECY.WA.GOV)>  
**Subject:** RE: ERTS 676453

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Donna,

I'm going out to this site with the Sheriff (office of Neighborhoods) tomorrow at 10 AM. Is there anyone from your department that would want to take a look at this then?

**Mike Young R.S.** | Environmental Health Specialist  
3020 Rucker Avenue, Ste 300 | Everett, WA 98201-3900 | 425.339.8765 [myoung@snohd.org](mailto:myoung@snohd.org)



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**From:** Mike Young  
**Sent:** Tuesday, November 12, 2019 3:50 PM  
**To:** Musa, Donna K. (ECY) <[DMUS461@ECY.WA.GOV](mailto:DMUS461@ECY.WA.GOV)>  
**Subject:** RE: ERTS 676453

I'm not sure why, but I would say it has lots of potential.

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**From:** Musa, Donna K. (ECY) [<mailto:DMUS461@ECY.WA.GOV>]  
**Sent:** Tuesday, November 12, 2019 3:02 PM  
**To:** Mike Young <[myoung@snohd.org](mailto:myoung@snohd.org)>  
**Subject:** RE: ERTS 676453

Hi Mike,

Thanks for letting me know. However, this ERTS was not ever referred to TCP as a potential MTCA issue.

I'll have to look it over and figure out how to proceed.

Donna Musa  
Initial Investigations Coordinator  
Northwest Region Toxics Cleanup Program  
Washington State Department of Ecology  
3190 160th Ave SE, Bellevue WA 98008  
(425) 649-7136 | [donna.musa@ecy.wa.gov](mailto:donna.musa@ecy.wa.gov)

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**From:** Mike Young <[myoung@snohd.org](mailto:myoung@snohd.org)>  
**Sent:** Tuesday, November 12, 2019 12:05 PM

**To:** Musa, Donna K. (ECY) <[DMUS461@ECY.WA.GOV](mailto:DMUS461@ECY.WA.GOV)>

**Subject:** ERTS 676453

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Donna,

I went back to this property with the Sheriff Office, which we had an ERTS complaint from 2017. It is bad again, below is draft letter I'm sending and attached are a couple photos. If this site was not listed before it should be, it is a mess.

**Mike Young RS, MS, LHG** | Environmental Health Specialist

3020 Rucker Avenue, Ste 300 | Everett, WA 98201-3900 | 425.339.5250 [myoung@snohd.org](mailto:myoung@snohd.org)



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## **Notice and Order to Correct Violation Improper Solid and Hazardous Waste Handling**

XXXXXX Complaint Number: COQ1B6SDP

Property Tax Account Number(s): 30050100201800

ERTS# 676453

Roy Daniel Scott

2104 116<sup>th</sup> St NE

Marysville, WA 98271

Subject: Improper Storage and Handling of Solid and Hazardous Waste

Site Address: 13531 State Route 9, Arlington, WA 98223

Dear Sir/Madam:

An investigation was made by this department concerning uncontained garbage and hazardous waste (paint, used oils, lead, other chemicals, etc.), at property owned or rented by you, located at the above-named address. A previous Notice dated October 17, 2017 was sent to you regarding these violations. A recent inspection of the site has been conducted, it was noted that your property is being used to work on automobiles without the facilities for storage of hazardous waste and other sanitary facilities for workers sewage and garbage. Therefore, these violations are still valid.

Please be advised that these condition constitutes a violation of Snohomish Health District Code, Title 2 Health and Safety, Division II Solid Waste, Chapter 2.15 Solid Waste Handling Regulations, Section 2.15.160., *General Onsite Storage, Collection, Transportation and Disposal Standards for Solid Waste*; Section 2.15.200., *Garbage Handling*; Section 2.15.210 *Moderate Risk Waste Handling for Conditionally Exempt Small Quantity Generators*. In addition, there are violations of Washington State Code, WAC 173-425 Puget Sound Clean Air Agency regulations, WAC 173-350-300, *Onsite Storage, Collection and Transportation Standards* and WAC 173-340 Model Toxics Control Act (MTCA).

To correct these violation, all garbage must be stored in a container that meet the requirements of the regulations referenced above. In addition, solid waste shall be removed from the premises to a permitted solid waste handling facility at a frequency that does not create a public health nuisance, or at a frequency otherwise approved by the Health Officer.

Burning of any substance other than natural vegetative material is prohibited by the Puget Sound Clean Air Agency regulations, Section 8.04, WAC 173-425-050(1) which states: "Prohibited materials. The following materials may not be burned in any outdoor fire: Garbage, dead animals, asphalt, petroleum products, paints, rubber products, plastics, paper (other than what is necessary to start a fire), cardboard, treated wood, construction/demolition debris, metal, or any substance (other than natural vegetation) that normally releases toxic emissions, dense smoke, or obnoxious odors when burned."

Hazardous waste must be clearly labeled and stored properly. This is accomplished by either returning wastes to their original containers or by labeling each container stating what type of waste it contains. Hazardous waste must also be stored with some means of cover over the waste to prevent deterioration and stored in a manner that prevents direct contact with the ground. Hazardous waste shall not be deposited in the regular garbage. Several types of Hazardous waste can be accepted for disposal at Snohomish County facility located at 3434 McDougall Ave, Everett, WA 98201.

Contaminated soil must be removed. Any spilled hazardous waste including stained soils shall be removed from the premises to a permitted waste handling facility. Soil cleanup must be done under review of Washington State Department of Ecology Voluntary Cleanup Program, call 425.649.7000 for information.

These violations must be corrected within **thirty (30) days** of the date of this Notice. A reinspection will be conducted to determine compliance. Proof of proper disposal must be available upon request. Failure to comply with this Notice will be interpreted as your intent to disregard this matter, and may result in the initiation of legal action against you.

If you have any questions, please contact me at 425.339.8784.

Sincerely,

Mike Young, RS  
Environmental Health Specialist

MY:xx

Cc: Department of Ecology

DELIVERY:

- 1) Regular Mail, above addressee
- 2) Certified Mail, above addressee
- 3) Copy for Hand Delivery