File

STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

*Northwest Regional Office, 3190 - 160th Ave S.E. • Bellevue, Washington 98008-5452 • (425) 649-7000*

October 4, 2000

Mr. Tim Dore
Ferring Nelson
Plaza 600 Bldg.
600 Stewart St., Suite 1920
Seattle, WA 98101-1238

Dear Mr. Dore:

Re: Voluntary Cleanup Program, WHINIHAN RESIDENCE, 9050 Sand Point Way NE Seattle WA 98115. TCP ID #NW 0534.

Thank you for submitting the results of your independent remedial action(s) for review by the State of Washington Department of Ecology (Ecology). Ecology appreciates your initiative in pursuing this administrative option under the Model Toxics Control Act (MTCA).

Ecology's Toxics Cleanup Program has reviewed the following information regarding the WHINIHAN RESIDENCE, 9050 Sand Point Way NE Seattle WA 98115:

1. Independent Remedial Action Report, WHINIHAN RESIDENCE, 9050 Sand Point Way NE Seattle WA 98115 by DOFI of August 30, 2000.

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

Based upon the information in the report(s) listed above, Ecology has determined that, at this time, the release of petroleum hydrocarbon product into the soil and groundwater no longer poses a threat to human health or the environment.

Therefore, Ecology is issuing this determination that no further remedial action is necessary at this site under MTCA, chapter 70.105D RCW. However, please note that because your actions were not conducted under a consent decree with Ecology, this letter is written pursuant to RCW 70.105D.030(1)(i) and does not constitute a settlement by the state under RCW 70.105D.040(4) and is not binding on Ecology.

Ecology's no further action determination is made only with respect to the release identified in the independent remedial action report(s) dated August 30, 2000. This no further action determination applies only to the area of the property affected by the release identified in the report at the WHINIHAN RESIDENCE, 9050 Sand Point Way NE Seattle WA 98115. It does

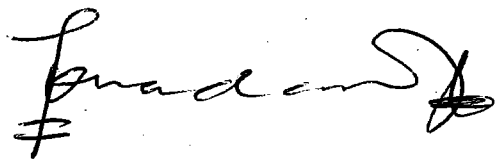
not apply to any other release or potential release at the property, any other areas on the property, nor any other properties owned or operated by the WHINIHANS'.

Ecology will update its Leaking Underground Storage Tank Contaminated Site database to reflect this "No Further Action" determination. Your site will not appear in future publications.

The state, Ecology, and its officers and employees are immune from all liability and no cause of action of any nature may arise from any act or omission in providing this determination.

If you have any questions, please contact me at (425)-649-7112.

Sincerely,



Nnamdi Madakor
Senior Hydrogeologist
Toxics Cleanup Program, NWRO

NM:nm

cc: Joe Hickey, VCP Coordinator NWRO