DEPARTMENT OF ECOLOGY
State of Washington

September 21, 2023

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ADA Accessibility

To request an ADA accommodation, contact Ecology by phone at 360-407-7170 or visit https://ecology.wa.gov/accessibility. For Relay Service or TTY call 711 or 877-833-6341.

News & notes

Updated cleanup regulations adopted

On Aug. 23 Ecology adopted amendments to Chapter 173.340 WAC, The Model Toxics Control Act Cleanup Regulations. These regulations govern the investigation and cleanup of contaminated sites in Washington state. The amended rule will go into effect on Jan. 1, 2024.

The amended rule:

- Includes provisions to help reduce environmental health disparities, so all residents can enjoy a clean, healthy Washington. Low-income populations and people of color historically are more affected by toxic releases than others. The new rule requires Ecology to consider these populations when prioritizing sites for cleanup and selecting cleanup actions.
- Assures Tribes that Ecology will consider tribal rights and interests during the cleanup process. For Ecology-conducted or supervised cleanups, Ecology will separately engage and collaborate with Tribes throughout the cleanup process.
- Improves the site hazard assessment and ranking process. The new ranking process will give us more information we can use to prioritize cleanups and allocate resources. We will also use the rankings to inform the public about the threats posed by contaminated sites.
- Clarifies the cleanup process to help people meet cleanup standards. In particular, it lays out steps and requirements for studying the site and choosing which cleanup methods to use.
- Improves initial response to regulated underground storage tank leaks and spills. The changes will help speed up investigations and cleanups to eliminate or reduce threats to our communities.

This update focused on improving the process of prioritizing, investigating, and cleaning up contaminated sites. We will update technical cleanup standards in a future rulemaking.

Learn more about the changes and the rulemaking process on <u>Updating the cleanup rule</u>¹ or the <u>173.340 WAC rulemaking webpage</u>². You can also sign up for <u>cleanup rule email notices</u>³.



Formal Cleanups

Formal cleanups are supervised by Ecology under legal agreements or orders, or performed by Ecology.

BENTON

New City Cleaners

747 Stevens Drive Richland

Facility Site ID# **327** Cleanup Site ID# **4894**

Comment online⁴

or mail comments to:

Rachel Caron Site Manager 1250 W. Alder Street Union Gap, WA 98903

For more information

- Visit Ecology's <u>New City Cleaners</u> webpage⁵
- Contact Rachel Caron
 Site Manager
 Rachel.Caron@ecy.wa.gov
 509-907-1353

Document review locations

- Richland Public Library
 955 Northgate Drive, Richland
- Ecology 1250 W. Alder Street, Union Gap

Sept. 1–Oct. 2: Draft Cleanup Action Plan available for review and comment

Ecology invites you to comment on the <u>Draft Cleanup Action Plan</u>⁶ for this site. This site has been operating as a dry cleaner continuously since the late 1940s. Over time, the release of dry cleaning chemicals has resulted in soil and groundwater contamination.

Some contaminated soil has been removed and replaced with clean fill dirt. Some soil remains because removing it would compromise the integrity of the building and two utility poles. More groundwater cleanup is needed.

The Draft Cleanup Action Plan calls for injecting compounds into the soil to feed microorganisms that break down the contaminants. The plan also includes long-term monitoring to make sure this process is working, and an environmental covenant to prevent people from using the groundwater at the site until the water is cleaned up.

After the comment period ends, Ecology will review and respond to comments received and will hold a public meeting if 10 or more people request one. After the comments are considered and no revisions are necessary, the draft Cleanup Action Plan will become final.



CHELAN COUNTY

Coleman Oil Biodiesel Spill

3 E. Chehalis Street Wenatchee

Facility Site ID# **83844381** Cleanup Site ID# **13215**

Comment online⁷

For more information

- Visit Ecology's <u>Coleman Oil</u> <u>Biodiesel Spill webpage</u>⁸
- Contact John Mefford
 Site Manager
 John.Mefford@ecy.wa.gov
 509-731-9613

Document review locations

- Wenatchee Public Library 310
 Douglas Street, Wenatchee
- Ecology 1250 W. Alder Street, union Gap

Sept. 13–Oct. 13: Feasibility Study and Work Plan available for review and comment

We invite you to comment on a <u>Focused Feasibility Study</u>⁹ and an <u>Interim Action Work Plan</u>¹⁰ for this site.

In the early 1920s, this site began operating as a bulk fuel facility. In 2017, underground pipes leaked and a sheen was observed in the Columbia River. Cleanup so far has included installing floating barriers to contain the oil on the river, excavating contaminated soil, and installing recovery wells and vaults to pump out diesel so it won't reach the river. There is no longer visible oil sheen on the river. However, more cleanup is needed at the site.

A Feasibility Study outlines options, costs, and how long it will take to clean up the contamination. An Interim Action is a partial or short-term cleanup of the contamination and is meant to reduce or eliminate exposure to harmful contaminants while a long-term cleanup plan is worked on.

The interim action work plan available for comment calls for excavating soil at part of the site and replacing a monitoring well.

After the public comment period ends, Ecology will review and respond to comments received during the comment period. Ecology will hold a public meeting if requested by 10 or more people.



KING COUNTY

Snopac

5055 E Marginal Way Seattle

Facility Site ID# **1523145** Cleanup Site ID# **12463**

Comment online 11 or mail comments to:

Sandra Matthews Department of Ecology PO Box 330316 Shoreline, WA 98133-9716

For more information

- Visit Ecology's <u>Snopac</u> webpage¹²
- Contact Augie Nuszer
 Outreach Specialist
 augie.nuszer@ecy.wa.gov
 425-533-5537

Document review locations

Seattle Public Library New Holly branch 7058 32nd Ave S Ste 104, Seattle

Aug. 28–Oct. 26: Remedial Investigation and Feasibility Study ready for public review

Ecology invites you to review and comment on several documents related to the cleanup of the Snopac cleanup site along the Lower Duwamish Waterway.

The site is next to the Duwamish River in South Seattle, where past activities such as marine equipment storage and unlawful disposal of sandblast grit resulted in the presence of contaminants in soil, groundwater, and sediment.

We would like your input on the following documents prepared by 5055 Properties LLC with Ecology oversight:

- **Remedial Investigation:** an environmental study done to find where the contamination is and what kinds of contamination are present at the site.
- **Feasibility Study:** this identifies and evaluates a range of cleanup action options and identifies a preferred way to address the cleanup.

The following classes of contaminants were found to exceed minimum allowed levels under MTCA: metals, polychlorinated biphenyls (PCBs), pentachlorophenol, tributyltin ion (TBT), total petroleum hydrocarbons (TPH), and polycyclic aromatic hydrocarbons (PAHs).



STEVENS COUNTY

Northport Waterfront

Intersection of Hwy 25 and Park Rd Northport

Facility Site ID# **96239** Cleanup Site ID# **14874**

Comment online 13 or mail comments to:

Erin Andersen Site Manager 4601 N. Monroe St. Spokane, WA 99205

For more information

- Visit Ecology's <u>Northport</u> Waterfront webpage¹⁴
- Contact Erin Andersen
 Site Manager
 <u>erin.andersen@ecy.wa.gov</u>
 509-385-6669

Document review locations

Please contact Erika Beresovoy at ecy.wa.gov or 509-385-2290 if you need printed documents.

Aug. 22–Oct. 5: Draft Engineering Design Report available for comment

Ecology is directing cleanup of smelter-related metals contamination on Northport's waterfront. You are invited to comment on the <u>draft 100%</u> <u>Engineering Design Report</u>¹⁵, which provides details about how the Cleanup Action Plan will be completed. The plan is to remove and cap contamination, and encourage recreation in cleaned up areas.

The Engineering Design Report includes specifications such as the anticipated construction window, staging/stockpiling and waste characterization, best management practices during construction, and public access design elements following cleanup.

Next steps

We will respond to all the comments we receive during the comment period and publish our responses. The next step is the bidding process for cleanup contractors. We expect bids to open this fall and ground to break in spring 2024 with cleanup completed in fall 2024.

Because bid documents, including the Engineering Design Report, will be compiled during the comment period, the successful bidder may need to update their contract if public comments result in any substantial changes to the engineering design.



WHATCOM COUNTY

I & J Waterway

Bellingham

Facility Site ID# **3145643** Cleanup Site ID# **2012**

Comment online 16

or mail comments to:

Lucy McInerney
Site Manager
Department of Ecology
PO Box 330316
Shoreline, WA 98133-9716

For more information

- Visit Ecology's <u>I & J Waterway</u> webpage¹⁷
- Contact Lucy McInerney Site Manager
 lucy.mcinerney@ecy.wa.gov
 425-410-1400

Document review locations

Bellingham Public Library 210 Central Avenue Bellingham, WA 98225

For document review assistance, please contact:

Kristen Forkeutis,
Outreach Specialist
Kristen.Forkeutis@ecy.wa.gov
425-240-4353

Aug. 28–Sept. 26: Legal agreements ready for public review

Ecology invites you to review two legal agreements for cleaning up the I & J Waterway site on the Bellingham waterfront. The agreements address each of the two Sediment Cleanup Units (SCU-1 and SCU-2) that make up the site.

- <u>Consent Decree</u>, <u>SCU-1</u>¹⁸: This agreement between Ecology, the Port of Bellingham, and Bornstein Seafoods requires the port and Bornstein to complete engineering design and construct the cleanup action for SCU-1. It includes an updated version of a cleanup action plan we finalized in 2019.
- Agreed Order, SCU-2¹⁹: This agreement between Ecology and the port requires the port to design the cleanup action for SCU-2. It includes the same updated cleanup action plan as the consent decree for SCU-1.

Contamination

Polycyclic aromatic hydrocarbons (PAHs), phthalates, phenols, and nickel are present in marine sediment. These contaminants are related to historic industrial activities, including lumber mill operations, rock crushing, and food/seafood processing. A building fire also likely contributed to the contamination.

Other contaminants such as dioxins/furans, polychlorinated biphenols (PCBs), and mercury were also found at the site. Dioxins/furans are present throughout Bellingham Bay from many possible sources, including former pulp and paper mills and wood treating operations, and on-going burning activities. Mercury is related to past discharges from the Georgia-Pacific Pulp Mill. The source of PCBs is unknown.



Independent Cleanups

GRANT COUNTY

NW Wholesale Mineral Oil Spill

SR 262 near Othello

Facility Site ID# **100000087** Cleanup Site ID# **16864**

For more information

- Visit Ecology's <u>NW Wholesale</u> Mineral Oil Spill webpage²⁰
- Contact Sara Fulton
 Site Manager
 sara.fulton@ecy.wa.gov
 509-319-0047

Determination of no further action

On April 14, 2023, 100 gallons of mineral oil spilled along the shoulder of State Route 262 at the intersection with Road C SE.

An environmental company cleaned up the spill on June 7, 2023, by removing 26 tons of contaminated soil and gravel. Soil samples taken after cleanup did not contain oil

On Sept. 6, 2023, Ecology issued a no further action later stating cleanup is complete.



Short Stop Fuel

1154 SW Basin Street, Ephrata

Facility Site ID# **94125562** Cleanup Site ID# **6902**

Comment online²¹

or mail comments to:

Ted Uecker, Site Manager 4601 N. Monroe St. Spokane, WA 99205

For more information

- Visit Ecology's <u>Short Stop Fuel</u> webpage²²
- Contact Ted Uecker <u>ted.uecker@ecy.wa.gov</u> 509-342-5564

Document review locations

Ecology's Eastern Regional Office: 4601 N. Monroe St., Spokane, WA. Please call 509-329-3415 to make an appointment.

Sept. 18–Oct. 17, 2023: Third Periodic Review Report available for review and comment

Ecology invites you to review and comment on the <u>draft periodic review</u>²³ for this site. We complete a periodic review about every five years after cleanup construction is complete at a site when institutional controls are part of the cleanup. The purpose of the review is to make sure the controls remain effective and the cleanup still protects human health and the environment.

History & cleanup

The Short Stop Fuel site is a convenience store, three underground storage tanks, and a gas pump island. Three older underground storage tanks were removed in 1990, and petroleum contamination was found in soil during the excavation. Cleanup included excavating contaminated soil, installing groundwater monitoring wells and a soil and groundwater treatment system. An environmental covenant was filed for the property to document remaining soil contamination.

We visited the site on June 14, 2023, and found the cleanup actions continue to protect people and the environment.

Next steps



KING COUNTY

C & D Wells LLC

12677 E Marginal Way S Tukwila

Facility Site ID# **99622738**Cleanup Site ID# **7001**

Comment online²⁴

For more information

- Visit Ecology's <u>C & D</u> Wells <u>LLC</u> webpage²⁵
- Contact Tamara Welty Periodic Reviewer <u>tamara.welty@ecy.wa.go</u>
 <u>V</u>
 425-256-1449

Sept. 21-Oct. 20: Comment on periodic review report

We invite your comments on the <u>periodic review report</u>²⁶ for this site. We review sites about every five years after a cleanup when institutional controls are used as part of the remedy. This review concluded that the remedy may **not** be protective of human health and the environment.

This site was a truck maintenance, fueling, and dispatch facility. There were two underground storage tank systems. Cement kiln dust, which can contain metals and other contaminants, was probably used as fill when the site was developed. Cleanup crews excavated soil in 1999 and installed a groundwater treatment system that ran between 2000 and 2002. Groundwater was monitored between 2003 and 2004. A restrictive covenant was recorded for the property in 2004. Ecology issued a No Further Action (NFA) determination letter for the site in 2005.

In this review, we found:

- The 2005 Site NFA letter and covenant only reference lead in soil and have no groundwater restrictions, but a 2019 investigation found more contaminants that exceed soil and/or groundwater cleanup levels, including:
 - gasoline, diesel, and oil-range total petroleum hydrocarbons
 - ◆ benzene
 - ◆ cPAHs
 - naphthalene
 - metals (lead, arsenic, cadmium, mercury, chromium)
- Contaminated soil and groundwater have been found throughout the property, including next to the property boundaries. The extent of contamination does not appear to have been characterized. We do not know if the contamination impacts surface water or adjacent properties. The covenant only applies to the subject property. It does not protect neighboring properties or rights-of-way that may be impacted by contamination from this site.

Since there are other affected media other than soil, more contaminants other than lead, and the site likely extends beyond the property boundary, the covenant does not appear to be protective of human health and the environment for the entire site. Ecology will rescind the 2005 Site NFA, because it does not appear to accurately reflect current site conditions or the protectiveness of the remedy. The unpaved areas of the property should be capped to prevent the release or exposure of shallow contaminated soils to the environment.

We will review comments received during the comment period. The periodic review will become final if no significant changes are made.



SPOKANE COUNTY

Cummins Northwest Inc. Spokane

3904 E. Trent Ave Spokane

Facility Site ID# **682** Cleanup Site ID# **1151**

Comment online²⁷

For more information

- Visit Ecology's <u>Cummins</u> <u>Northwest Inc. Spokane</u> webpage²⁸
- Contact Ted Uecker
 Site Manager
 ted.uecker@ecy.wa.gov
 509-342-5564

Document review locations

Ecology's Eastern Regional Office: 4601 N. Monroe St., Spokane. Please call 509-329-3415 to make an appointment.

Sept. 4—Oct. 3: Fourth Periodic Review Report available for review and comment

Ecology invites you to review and comment on the <u>draft periodic review</u>²⁹ for this site. We complete a periodic review about every five years after cleanup construction at a site when institutional controls are part of the cleanup. The purpose of the review is to make sure the controls remain effective and the cleanup still protects human health and the environment.

History & cleanup

Cummins Northwest used the site for heavy truck maintenance and repair. In 1990 and 1993, soil samples were contaminated with gasoline, diesel, and volatile organic compounds at levels requiring cleanup.

About 25 cubic yards of contaminated soil were removed along with an oilwater separator, floor vaults, drains, and sumps. Contaminated soil remained 12 feet underground because removing it would potentially damage a building foundation. An asphalt cap prevents people from being exposed to remaining contaminated soil, and a restrictive covenant prohibits activities that could disturb it. By March 1997, groundwater monitoring results showed that all contaminants were below cleanup levels.

We visited the site August 10, 2023, and found the cleanup actions continue to protect people and the environment.

Next steps



Drapery Mart

225 West Indiana Avenue Spokane

Facility Site ID# **5190** Cleanup Site ID# **11389**

Comment online 30

or mail comments to:

Ted Uecker Site Manager 4601 N. Monroe St. Spokane, WA 99205

For more information

- Visit Ecology's <u>Drapery Mart</u> webpage³¹
- Contact Ted Uecker
 Site Manager
 ted.uecker@ecy.wa.gov
 509-342-5564

Document review locations

Ecology's Eastern Regional Office 4601 N. Monroe St., Spokane. Please call 509-329-3415 to make an appointment.

Sept. 4–Oct. 3: Second Periodic Review Report available for review and comment

Ecology invites you to review and comment on the <u>draft periodic review</u>³² for this site. We complete a periodic review about every five years after cleanup construction is complete at a site when institutional controls are part of the cleanup. The purpose of the review is to make sure the controls remain effective and the cleanup still protects human health and the environment.

History & cleanup

The Drapery Mart is a two-story commercial building constructed around 1909. During investigations in 2010, two abandoned underground storage tanks were found, decommissioned, and removed. Soil samples and borings from around the former tank areas were contaminated at levels requiring cleanup.

Contaminated soil was excavated, removed, and backfilled with clean soil down to 15 feet below the ground surface. The excavated area was then capped with an asphalt parking lot, which prevents exposure of contaminated soil and keeps precipitation from infiltrating it and carrying it to groundwater.

We visited the site on July 28, 2023, and found the cleanup actions continue to protect people and the environment.

Next steps



WHITMAN COUNTY

Hico Store 648

1960 NE Terre View Drive Pullman

Facility Site ID# **46584958** Cleanup Site ID# **6136**

Comment online 33

or mail comments to:

Ted Uecker Site Manager 4601 N. Monroe St. Spokane, WA 99205

For more information

- Visit Ecology's <u>Hico Store 648</u> webpage³⁴
- Contact Ted Uecker Site Manager ted.uecker@ecy.wa.gov 509-342-5564

Document review locations

Ecology's Eastern Regional Office: 4601 N. Monroe St., Spokane Please call 509-329-3415 to make an appointment.

Sept. 18–Oct. 17: Second Periodic Review Report available for review and comment

Ecology invites you to review and comment on the <u>draft periodic review</u>³⁵ for this site. We complete a periodic review about every five years after cleanup construction is complete at a site when institutional controls are part of the cleanup. The purpose of the review is to make sure the controls remain effective and the cleanup still protects human health and the environment.

History & cleanup

Petroleum contamination was cleaned up in 2009. The 0.7-acre site is now a convenience store building and parking lot. Fuel is no longer sold, and all tanks, dispenser islands, and canopies were removed in 2002.

All contaminated soil requiring cleanup was excavated. Some groundwater contamination remains, but it is limited to the shallow aquifer and does not extend off the property. An environmental covenant was filed in 2009 restricting the use of groundwater under the property and warning any future owners of its existence.

We visited the site on August 16, 2023, and found the cleanup actions continue to protect people and the environment.

Next steps



More information

ABOUT THE SITE REGISTER

- Receive the Site Register by email 36
- Find past issues of the Site Register 37

Questions about the Site Register? Contact Sarah Kellington at 360-280-3167 or sarah.kellington@ecy.wa.gov.

ONLINE RESOURCES

- Find information on any cleanup site 38
- Look up terms in the glossary 39
- See events and comment periods ⁴⁰

ECOLOGY REGIONAL OFFICES

Central Region Office 1250 W. Alder St.

Union Gap, WA 98903-0009

Eastern Region Office

4601 N. Monroe Spokane, WA 99205-1295 Headquarters

300 Desmond Drive SE Lacey, WA 98503

Northwest Region Office

15700 Dayton Ave N. Shoreline, WA 98133

Southwest Region Office

300 Desmond Drive SE Lacey, WA 98503



¹ https://ecology.wa.gov/spillscleanup/contamination-cleanup/rulesdirecting-our-cleanup-work/modeltoxics-control-act/updating-thecleanup-rule

² https://ecology.wa.gov/Regulations-Permits/Laws-rulesrulemaking/Rulemaking/WAC-173-340

³ https://ecology.wa.gov/Email-list-MTCA-Cleanup-Rule-and-Sediment-Management-Standards

https://tcp.ecology.commentinput.com/?id=RkHrGBPQd

https://apps.ecology.wa.gov/cleanupse

arch/site/4894

https://apps.ecology.wa.gov/cleanupsearch/document/106984

https://tcp.ecology.commentinput.com/

?id=MNQjk4gaS 8

https://apps.ecology.wa.gov/cleanupse arch/site/13215

https://apps.ecology.wa.gov/cleanupse arch/document/127715

https://apps.ecology.wa.gov/cleanupse arch/document/128196

https://tcp.ecology.commentinput.com ?id=x2Za5c3Aps

https://apps.ecology.wa.gov/cleanupse

arch/site/12463

https://tcp.ecology.commentinput.com ?id=UCrPT3iHV 14

https://apps.ecology.wa.gov/cleanupse arch/site/14874

15

https://apps.ecology.wa.gov/cleanupse arch/document/128558

Тр

https://tcp.ecology.commentinput.com/?id=M3sH469KU

17

https://apps.ecology.wa.gov/cleanupse arch/site/2012

18

https://apps.ecology.wa.gov/cleanupse arch/document/128399

19

https://apps.ecology.wa.gov/cleanupse arch/document/128400

20

https://apps.ecology.wa.gov/cleanupse arch/site/16864

21

https://tcp.ecology.commentinput.com ?id=AKjBkgWS3

22

https://apps.ecology.wa.gov/cleanupse arch/site/6902

23

https://apps.ecology.wa.gov/cleanupse arch/document/129916

24

https://tcp.ecology.commentinput.com/?id=iT8W3JCAs

25

https://apps.ecology.wa.gov/cleanupse arch/site/7001

26

https://apps.ecology.wa.gov/cleanupse arch/document/128559

27

https://tcp.ecology.commentinput.com ?id=cESZhkCVm

28

https://apps.ecology.wa.gov/cleanupse arch/site/1151

29

https://apps.ecology.wa.gov/cleanupse arch/document/129418

30

https://tcp.ecology.commentinput.com ?id=f9QAsVrGN

31

https://apps.ecology.wa.gov/cleanupse arch/site/11389

32

https://apps.ecology.wa.gov/cleanupse arch/document/128851

33

https://tcp.ecology.commentinput.com ?id=bMCcPQFf5

34

https://apps.ecology.wa.gov/cleanupse arch/site/6136

35

https://apps.ecology.wa.gov/cleanupse arch/document/129986

36

https://public.govdelivery.com/account s/WAECY/subscriber/new?topic_id=WA ECY 118

37 http://tinyurl.com/EcologySiteReg

38 https://ecology.wa.gov/cleanup-sites

³⁹ https://ecology.wa.gov/Regulations-Permits/Guidance-technicalassistance/Toxic-cleanup-acronyms

40

https://ecology.wa.gov/Events/Search/Search/S