Appendix L: Hazardous Substances Certification

The Jamestown S'Klallam Tribe as the recipient of funding assistance specified in RCO Project Agreement #15-1055 titled Dungeness River Floodplain Restoration- Robinson Phase does hereby give assurance that it does not know and has no reason to know that any hazardous substance, the release or threatened release of which has resulted in or contributed to the need for remedial action, was released or disposed of, in or at the Smith Property (see Exhibit A) property or properties that are included in the above-referenced Project Agreement. The Jamestown S'Klallam Tribe *further* warrants that it has obtained representations and warranties concerning the environmental condition of the property from the seller and has inspected the property to the scope and extent described in the attached (check applicable):

X *Environmental Site Assessments per American Society for Testing and Materials (ASTM) standards*

☐ *All Appropriate Inquiries per U.S. Environmental Protection Agency standards, or*

X *RCO Property Assessment Checklist [provided in Appendix M].*

Robert L. Knapp

Signature of Project Sponsor

Habitat Program Restoration Planner

Title

4-6-2016

Date

Appendix M: Property Assessment Checklist

Property Assessment Checklist for Hazardous Substances Certification

Date: **Property Name:** , **Legal Description:** See Exhibit A Below, **Co. Parcel #:** 042902110250

Street Address: 21 Serenity Ln., Sequim WA 98382

I. Land Use - Subject Property		II. Land Use - Adjacent Properties		III. Public Records	
Use	Yes No Unk	Use	Yes No Unk	List/Agency Action	Yes No Unk
Commercial/industrial	( ) (X) ( )	Commercial/industrial	( ) (X) ( )	Federal superfund	(x) ( ) ( )
Dryland agriculture	( ) (X) ( )	Dryland agriculture	( ) (X) ( )	Ecology haz sites list	(x) ( ) ( )
Forest	( ) (X) ( )	Forest	( ) (X) ( )	Ecology leaking UST list	(x) ( ) ( )
Grazing	( ) (X) ( )	Grazing	( ) (X) ( )	Ecology UST list	(x) ( ) ( )
Irrigated agriculture	( ) (X) ( )	Irrigated agriculture	( ) (X) ( )	Ecology enforcement	(x) ( ) ( )
Residential	(X) ( ) ( )	Residential	(X) ( ) ( )	County dumps/landfills	(x) ( ) ( )
Vacant undeveloped	( ) (X) ( )	Vacant undeveloped	( ) (X) ( )	County enforcement	(x) ( ) ( )
Other	( ) (X) ( )	Other	( ) (X) ( )	Fire district response	(x) ( ) ( )
Comment:		Comment:		Comment:	

IV. Field Inspection

Risk Indicators	Yes No Unk	Risk Indicators	Yes No Unk	Risk Indicators	Yes No Unk
Abandoned equipment	(x) ( ) ( )	Chemical spills	( ) (x) ( )	Off site water discharge	( ) (x) ( )
Above ground tanks	( ) (x) ( )	Chemigation/fertigation	( ) (x) ( )	Oil used for dust control	( ) (x) ( )
Attractive nuisances/hazards	( ) (x) ( )	Discolored soils	( ) (x) ( )	Piles of "unknowns"	( ) (x) ( )
Buildings	( ) (x) ( )	Distressed vegetation	( ) (x) ( )	Pilings, docks, wharfs	( ) (x) ( )
* Asbestos	( ) (x) ( )	Electrical equipment	( ) (x) ( )	Pits, ponds, lagoons	( ) (x) ( )
* Fiberglass	( ) (x) ( )	Excavations/fills	(x) ( ) ( )	Railroads	( ) (x) ( )
* Hazardous condition	( ) (x) ( )	Flood hazard	(x) ( ) ( )	Underground tanks	( ) (x) ( )
* Lead	( ) (x) ( )	Foundations	( ) (x) ( )	Unstable soils/slopes	(x) ( ) ( )
* Urea formaldehyde	( ) (x) ( )	Garbage dumps	( ) (x) ( )	Water sheens	( ) (x) ( )
Burn piles	( ) (x) ( )	Hazmat use, storage, dumping	( ) (x) ( )	Wells	(x) ( ) ( )
Chemical filling areas	( ) (X) ( )	Manholes, fill pipes, drains	( ) (x) ( )	Other	( ) (x) ( )

Comment (Note: attach additional comments, map and photographs):

V. Conclusion and Recommendation

(x) No Apparent Risk There is no apparent liability to the department, or it presents an acceptable level of risk, as explained below.
( ) Low Level of Risk that can be Mitigated There is a risk level that can be avoided if certain actions are taken or conditions met, as explained below.
( ) Risk needs Further Investigation There is a potential or known risk that needs a Phase 1 environmental assessment completed, as explained below.
( ) High Risk There is a potential or known risk that outweighs benefit to the department, as explained below.

Rationale: I reviewed the following documents/undertook the following actions in arriving at the above conclusion: (X) Aerial photographs; ( ) Title search; (x) Public Records; (x) Personal interview (who?) Multiple- see Phase I & Phase II Reports ; (x) Site inspection; ( ) Other_____
Comment: The site has been successfully remediated subject to the limitations in the final remediation report.

Signed: Title: President ESA Associates, Inc. Date: April 6, 2016

Exhibit A

THE LAND REFERRED TO HEREIN IS SITUATED IN THE COUNTY OF CLALLAM, STATE OF WASHINGTON, AND DESCRIBED AS FOLLOWS:

THAT PORTION OF GOVERNMENT LOT 1 IN SECTION 2, TOWNSHIP 29 NORTH, RANGE 4 WEST, W.M., CLALLAM COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:
BEGINNING AT THE CONCRETE MONUMENT MARKING THE SOUTHEAST CORNER OF SAID GOVERNMENT LOT 1;
THENCE NORTH 02°54'50" WEST ALONG THE EAST LINE OF SAID GOVERNMENT LOT 1 A DISTANCE OF 690 FEET;
THENCE NORTH 89°08'05" WEST 168.70 FEET TO A CONCRETE MONUMENT SET ON THE WESTERLY RIGHT OF WAY LINE OF THE COUNTY ROAD KNOWN AS RIVERSIDE ROAD;
THENCE CONTINUING NORTH 89°08'05" WEST 88.94 FEET TO A CONCRETE MONUMENT SET AT THE INTERSECTION OF THE WESTERLY LINE OF THE ACCESS ROAD AND THE NORTH LINE OF THE RIGHT OF WAY CONVEYED TO CLALLAM COUNTY, SAID POINT BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION;
THENCE NORTH 15°06'40" WEST 175.85 FEET;
THENCE NORTH 89°08'05 WEST PARALLEL WITH THE SOUTH LINE OF SAID GOVERNMENT LOT 1 A DISTANCE OF 265.13 FEET TO A CONCRETE MONUMENT;
THENCE CONTINUING NORTH 89°08'05" WEST TO THE EASTERLY BANK OF THE DUNGENESS RIVER;
THENCE SOUTHERLY ALONG THE EASTERLY BANK OF THE DUNGENESS RIVER TO A POINT THAT BEARS NORTH 89°08'05 WEST FROM THE POINT OF BEGINNING, SAID POINT BEING ON THE NORTH LINE OF THE RIGHT OF WAY CONVEYED TO CLALLAM COUNTY;
THENCE SOUTH 89°08'05 EAST TO A CONCRETE MONUMENT;
THENCE CONTINUING SOUTH 89°08'05 EAST 194.90 FEET TO THE TRUE POINT OF BEGINNING.

SITUATE IN THE COUNTY OF CLALLAM, STATE OF WASHINGTON.