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March 12, 2008

Brian Sato
Department of Ecology
Northwest Regional Office
3190 160th Avenue SE
Bellevue, WA 98008-5452

**Subject: Progress Report for Week Ending March 7, 2008
BNSF Skykomish Cleanup - Consent Decree No. 07-2-33672-9**

Dear Brian,

This progress report is submitted on behalf of BNSF Railway Company (BNSF) pursuant to Section XI of Consent Decree No. 07-2-33672-9 (Consent Decree) for the week ending March 7, 2008 and provides:

- A list of on-site activities that have taken place during the week
- Detailed description of any deviations from tasks required by the Consent Decree not otherwise documented in project plans or amendment requests
- Description of all deviations from the Cleanup Action Plan (CAP) and schedule contained therein, during the reporting period and any planned deviations in the upcoming month
- For any deviations in the schedule, a plan for recovering lost time and maintaining compliance with the schedule
- All raw data (including laboratory analyses) received by BNSF during the reporting period and an identification of the source of the sample, unless Ecology agrees that submitting raw data is not necessary at that time, and
- A list of deliverables for the upcoming reporting period if different from the schedule.

Additionally, this report also provides a list of remedial design and planning activities as you requested in our meeting on Friday, January 11, 2008.

On-Site Levee Restoration Activities

- Levee railing installation and levee light fixture installation will take place once weather conditions allow. Currently the light fixtures are scheduled to be installed the week of April 1st.
- Due to above average snow pack, the remaining levee planting will likely take place in June or July due to the potential for higher than normal snowmelt to wash away the plants this spring. On Wednesday, March 5th Ecology approved BNSF's request for extension for the remainder of the planting of levee plants and as-built reporting. This work is to be completed by August 31, 2008.

On-Site Remedial Design and Planning Activities

- Prospective bidders took part in a pre-bid site walk on Monday, March 3rd. A second opportunity for bidders to have access to the buildings that will be moved in 2008 is scheduled for Tuesday March 11th.

Upcoming On-Site Work

- Green Earthworks will remobilize to the site weather permitting for the additional limited railyard excavation.
- SHKS will complete historic documentation and structural assessment work on the McEvoy House pending access.
- Semi-annual and bimonthly groundwater monitoring is currently scheduled for the week of March 24th depending on the amount of snow remaining on the ground and access to wells.

Raw Data

- Unvalidated analytical data from HCC organoclay carbon test columns have been reported to you via the virtual project manager.

Deviations

- The revised draft HCC design details were presented to Ecology at the February 20th meeting (instead of 30 days after the December 28th comments, or January 22, 2008). The design will be documented in the Plans and Specifications, addenda to the Plans and Specs and in the revised draft HCC Special Design Report, anticipated to be submitted to Ecology on March 14, 2008.
- Ecology approved an extension of the March 31, 2008 deadline specified in Section VI.1.a. and b of the CD for completion of levee planting and as-built reporting. The new deadline is August 31, 2008.
- Ecology has approved the postponement of the monthly gauging, the bi-monthly levee well gauging and sampling, and semi-annual site-wide gauging and sampling from February to March due to the amount of snow cover at the site. Sampling is currently scheduled for the week of March 24th depending on access to wells.

Additional Remedial Design and Planning Activities

- Submitted the Draft 2007 Remedial Design Investigation Report to Ecology on Wednesday, March 5th.
- Submitted the NPDES modification package to Ecology on Friday, March 7th.

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- Revising the HCC Special Design Report based on comments received from Ecology on Thursday December, 28th and Thursday, January 10th, groundwater modeling results, and constructability issues. We anticipate submitting the revised draft HCC Special Design Report to Ecology on March 14, 2008..
- Preparing the draft Former Maloney Creek Special Design Report for submittal to Ecology on Monday March 31st.
- Preparing two addenda for the plans and specifications. The first is to be issued on Tuesday, March 11th. The second will be issued on Friday, March 14th.
- Preparing addenda to the Master and 2008 Engineering Design Reports based on comments from and discussions with Ecology.

Sincerely yours,



Sarah Albano
Project Engineer
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cc: Amy Essig Desai- Farallon Consulting
Angie Thomson, Lauren Stensland, Hillary Johnson - Enviroissues
Brad Petrovich, Louise Bardy, Ron Timm – Ecology
Bruce Sheppard – BNSF
Chris Yates, Clint Stanovsky – Town of Skykomish
Craig Trueblood – K&L Gates
Daryl Petrarca – Adapt Engineering, Inc.
David Carson – Bell & Ingram, P.S.
Desiree Gould – Skykomish School Superintendent
Gary West – Skykomish Resident
John Robinson – US Forest Service
Larry Johnson – Light Brigade
Michael Moore – Skykomish Environmental Coalition
Tom Bean – King County
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