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February 25, 2009

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

**Subject: Progress Report for Week Ending February 20, 2009
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 February 20, 2009 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
- A list of deliverables for the upcoming reporting period if different from the schedule.

On-Site Activities

Remediation work included:

- Continuation of west, center and east gate vaults dewatering and manual operation of HCC treatment system in the remediation building. Continuation of twice weekly gauging.
- Continued equipment installation in the hydraulic containment and control system vaults and remediation building.
- Joint utility trench construction continued and is expected to be completed the week of February 23rd. Inspectors from Verizon and Puget Sound Energy were on-site to observe.

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- Installed aggregate material and granular activated carbon in hydraulic control and containment system vaults.
- Continued to commission the hydraulic containment and control water treatment system.
- Performed structural assessments of buildings to be relocated west of 5th Street (pre-move) and McEvoy House (post-move).
- Met with PSE, Verizon, and the Town of Skykomish to discuss 2009 utility bypass work.
- Monthly site-wide gauging scheduled for Tuesday, February 24th.
- Baseline air monitoring of the Joselyn property performed on Thursday, February 19th in anticipation of air sparging system start-up.
- BNSF received Ecology approval to suspend the hot water steam flushing pilot test on Friday, February 6th.

Upcoming On-Site Work

- Site restoration to be completed at a later time includes: final paving of roads, installation of curb and gutter, final sidewalks, and installation of the irrigation system in the Town park.
- Continue twice weekly gauging in the vicinity of the hydraulic containment and control system.
- Joint utility trench installation expected to be completed the week of February 23rd.
- Air-sparging system anticipated to start-up the week of March 2nd.
- Residential inspection of McEvoy House scheduled for Thursday, February 26th.

Raw Data

Data received during the reporting period have been submitted via virtual project manager.

Deviations

BNSF sent Ecology proposed amendments to the CAP to reflect an expedited remediation schedule and to include excavation as a technology for use at the School on Tuesday, February 17th.

Document Preparation

- Submitted hard copies of the Draft Construction Plans and Specifications and the 2009 Engineering Design Report on February 17, 2009 (the Consent Decree deadline, February 16, 2009 was a national holiday).
- Received comments from Ecology on the Former Maloney Creek East Wetland Special Design Report on Tuesday, February 17th.
- Preparing the Draft Compliance Monitoring Plan Update for submittal to Ecology on February 27, 2009.

- Preparing the Draft 2008 As-Built Completion Report, the Draft Bridge Coordination Report, and the Draft Former Maloney Creek West Wetland Special Design Report for submittal to Ecology on March 31, 2009.

Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
2007-2008 Levee Interim Action As-Built Completion Report	Electronic: January 28 2009 Hardcopy: February 12, 2009	Review and approval
Draft 2009 Construction Plans and Specifications	February 17, 2009	Review and comment
2009 Engineering Design Report	February 17, 2009	Review and approval

Additional Remedial Design and Planning Activities

BNSF representatives met with Ecology on Wednesday, February 18th and discussed background and remediation system pH values.

Sincerely yours,



Sarah Albano, P.E.

Project Engineer

sarah.albano@aecom.com

cc: Amy Essig Desai – Farallon Consulting
Angie Thomson, Lauren Stensland, Hillary Johnson – Enviroissues
Brad Petrovich, Ron Timm, Jeanne Tran, Dawn Hooper – 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
Henry Sladek- Cascadia Inn Owner
John Robinson – US Forest Service
Larry Johnson – Light Brigade
Michael Moore – Skykomish Environmental Coalition
Tom Bean – King County

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Joyce Sheldon, Ericka Camp, Dan Davis, Lisa Miller, File 01140-204 and 01140-144 – AECOM