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March 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 March 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 March 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.
- Asphalt placed on the joint utility trench along Railroad Avenue.
- Puget Sound Energy completed pulling their wires in the main joint utility trench. Verizon continued pulling their wires in the main joint utility trench.

- Continued to commission the hydraulic containment and control water treatment system as necessary. A camera has been installed above the discharge equalization tank to allow for visual observation of the presence of sheen.
- The air sparging system was successfully started up on Thursday, March 19th. Air monitoring was completed during start-up.
- Continued installation of groundwater monitoring wells within the footprint of the 2008 excavation per the 2008 Groundwater Monitoring Plan. Some monitoring wells within the 2009/2010 excavation footprint have been abandoned.
- Ongoing restoration of McEvoy House.
- Bidders site-walk was completed on Monday, March 16th. A second site-walk is scheduled for Wednesday, March 25th.

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 HCC operations in manual mode including twice weekly gauging in the vicinity of the hydraulic containment and control system and NPDES sampling of the manually operated hydraulic containment and control system.
- Continue restoration of McEvoy House.
- Continue installation of groundwater monitoring wells within the 2008 excavation footprint, develop newly installed wells, and continue abandonment of wells within the 2009 excavation foot print.

Raw Data

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

Deviations

There are no deviations from the consent decree schedule to report at this time.

Document Preparation

- Finalized Appendix B to the 2009 EDR and received Ecology approval of the appendix on Tuesday, March 17th.
- 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.
- 1st Addendum to the Construction Plans and Specifications distributed to bidders on Friday, March 20th. The 2nd Addendum is anticipated to be distributed on Friday, March 27th.
- Revising Draft Work Plan for Supplemental Soil and Groundwater Investigation for Skykomish School based on Ecology's comments.

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; Revised App. B finalized on March 17, 2009	Review and approval
Draft 2009 Compliance Monitoring Plan	March 2, 2009	Review and comment

Additional Remedial Design and Planning Activities

BNSF representative presented approach to historic permitting and archaeological monitoring for 2009 to the Town Design Review Board on Wednesday, March 18th.

BNSF is working with property owners on outstanding access agreements and preparation for temporary relocation.

Public meeting scheduled for 6 – 8 pm at Maloney's General Store on Wednesday, March 25th.

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, Kimberly McCullough – Skykomish School District
Gary West – Skykomish Resident
Henry Sladek- Cascadia Inn Owner
John Robinson – US Forest Service
Larry Johnson – Light Brigade

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Brian Sato, P.E.
Page 4

Michael Moore – Skykomish Environmental Coalition
Tom Bean – King County
Halah Voges, Mike Byers, Steve Howard, John Guenther, Mark Havighorst, Winston Chen,
Joyce Sheldon, Ericka Camp, Dan Davis, Lisa Miller, File 01140-204 and 01140-222 – AECOM