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May 27, 2009

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

**Subject: Progress Report for Week Ending May 22, 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 May 22, 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**

On-site 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.
- Operation of the air sparging system. Crawl space air monitoring was also completed this week.
- Preliminary site preparation of the USFS compound was completed including paving of the parking area.
- Strider and Verizon installed an underground vault to replace an above ground pedestal that was at risk of being damaged from traffic and snow removal operations.

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- A luminaire hand hole (for a street light) was lowered to adjust for grade changes required for ATB installation.
- Asphalt treated base paving of the soil handling facility was completed.
- Temporary asphalt treated base paving for pedestrian access along Railroad Avenue was completed.
- Town Kiosk was replaced in Depot Park.

### **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.
- Placement of topsoil east of the Whistling Post Tavern, weather permitting, once owner completes painting.
- Placement of Soil Sement on the railyard is postponed pending contracting with a new vendor.
- Tentative set-up and utilities connections for temporary post office the weeks of June 1<sup>st</sup> and 8<sup>th</sup>.
- Strider initiated placement of temporary asphalt treated base along Railroad Avenue.

### **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**

- Received Ecology's comments on the Draft 2008 As-Built Completion Report on Tuesday, May 19.
- Preparing the Draft School Alternatives Evaluation Report for submittal to Ecology by June 1, 2009.
- Preparing the Draft Air Sparging Annual Report for submittal to Ecology by June 10, 2009.
- Preparing the Draft HCC Annual Report for submittal to Ecology by June 24, 2009.
- Preparing the Draft 2008 Remedial Design Investigation Report Addendum 1 for submittal to Ecology.

### Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
Draft 2007-2008 Annual Site-Wide Groundwater Monitoring Report	Electronic text and appendices, hard copy tables and figures: April 29, 2009	Review and comment

### Additional Remedial Design and Planning Activities

BNSF is preparing an informational building permit for the temporary post office facility.

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

BNSF is contracting with the selected general contractor and selected mobile laboratory. BNSF representatives and Ecology discussed coordination between the School remediation and overall project during their conference call on Tuesday, May 19<sup>th</sup>.

A pre-construction kick-off meeting was held on Wednesday, May 20<sup>th</sup> with Strider, BNSF, and AECOM.

A public meeting is scheduled for Thursday, May 28<sup>th</sup>.

A meeting between Ecology and BNSF representatives is scheduled for June 4 to discuss Ecology's comments on the Draft West Wetland Special Design Report.

Sincerely yours,



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Senior Program Manager  
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- cc: Amy Essig Desai – Farallon Consulting  
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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

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John Robinson – US Forest Service  
Larry Johnson – Light Brigade  
Lorna Goebel- Skykomish Resident  
Michael Moore – Skykomish Environmental Coalition  
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