

AECOM Environment

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October 14, 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 October 9, 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 October 9, 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

- Continued operation of the automated HCC system.
- Continued operation of the air sparging system.
- Continued load out of impacted materials in rail cars. Load out is anticipated to continue through mid-November.
- Continued restoration work on the Sarno, Martin, and Skykomish Hotel properties including lowering of the Hotel onto its foundation, pouring of the Sarno flatwork, and exterior work on the Martin structures.
- Construction water treatment system was in stand-by mode.
- Installation of storm drain system in 5th Street.
- AECOM completed the following monitoring activities, as described in the 2009 CMP:

- Protection monitoring required by MTCA regulations to confirm that human health and the environment are adequately protected during remediation activities.
- Performance monitoring required by MTCA regulations to demonstrate that cleanup action has attained the designated Cleanup Levels (CULs), Remediation Levels (RLs), and other performance standards.
- Mitigation monitoring to demonstrate that the mitigation requirements defined in the CAP and Environmental Impact Statement are being met.

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.
- Operation of the construction water treatment system as necessary and NPDES sampling as required.
- Continued restoration of Martin, Sarno, and Hotel properties.
- Installation of the joint utility trench.
- Continued loadout of impacted materials.

Raw Data

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

Deviations

There are no new deviations to report at this time.

Document Preparation

- Submittal of the Draft 2010 Engineering Design Report to Ecology on Monday, October 5th.
- Submitted letter and hot water steam flushing case studies to Ecology and the School on Wednesday, October 7th.

Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
Final School Alternatives Evaluation Report	Electronic submittal on September 18, 2009; Response to comments submitted September 22, 2009	Review and approval
Final Annual Hydraulic Control and Containment System Operations Report	Electronic submittal on September 30, 2009	Review and approval
Draft 2010 Engineering Design Report	Electronic and hard copy submittal on October 5, 2009	Review and comment

Brian Sato, P.E.

Page 3

Additional Remedial Design and Planning Activities

Preparing investigation report presenting 2009 investigation results.

Preparing Former Maloney Creek West Wetland Special Design Report Amendment based on the August 2009 investigation results.

BNSF met with the Washington State Department of Transportation to discuss remediation in the vicinity of the 5th Street Bridge abutment on Wednesday, October 7th.

BNSF, Ecology, and the U.S. Army Corps of Engineers are scheduled to meet on Wednesday, October 14th to discuss Joint Aquatic Resource Permit Application submittals and mitigation components for 2010 in-water projects.

Sincerely yours,



Sarah E. Albano, P.E.

Project Engineer

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cc: Amy Essig Desai – Farallon Consulting
Angie Thomson, Lauren Stensland, Hillary Johnson – Enviroissues
Brad Petrovich, Ron Timm, Jeanne Tran – 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
Lorna Goebel- Skykomish Resident
Michael Moore – Skykomish Environmental Coalition
Tom Bean – King County
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