

AECOM Environment

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October 28, 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 23, 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 23, 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, Whistling Post and Skykomish Hotel properties including interior and exterior painting of residential structures; hook-up of water to residential structures; Whistling Post shed drywall installation; Whistling Post stair construction; restoration of fire system water supply line to Hotel; and termination and capping of utilities that used to run to the Hotel annex.
- Construction water treatment system treated and discharged stormwater on Monday, October 19th and Friday, October 23rd.

- Installed joint utility trench vaults and conduits on 4th and 5th Streets. Wire still needs to be pulled in the trench.
- 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.

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, Whistling Post, and Hotel properties.
- Grading and preparation of 4th and 5th Streets for asphalt treated base placement.
- Continued loadout of impacted materials.
- Monthly groundwater gauging and air sparging system performance monitoring.

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

- Submitted hard copies of the Final Annual Hydraulic Control and Containment Systems Operations Report.
- Submitted Draft Former Maloney Creek West Wetland Amendment 1 to Ecology on Tuesday, October 20th.
- Submitted Metals Hot Spot Investigation/Excavation Status Memo to Ecology on Friday, October 23rd.
- Preparing construction plans and specifications for 2010 remediation.

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
Draft 2010 Engineering Design Report	Electronic and hard copy submittal on October 5, 2009	Review and comment

Document Title	Submittal Date	Awaiting Agency Action
Draft Former Maloney Creek West Wetland Amendment 1	Electronic submittal on October 20, 2009	Review and comment
Metals Hot Spot Investigation/Excavation Status Memo	Electronic submittal on October 23, 2009	Review and comment

Additional Remedial Design and Planning Activities

Preparing investigation report presenting 2009 investigation results.

BNSF representatives and Ecology met on Tuesday, October 20th to discuss options for addressing the pH discharge limit specified in BNSF's NPDES permit.

BNSF representatives and Ecology had a conference call on Thursday, October 22nd to discuss the Draft 2010 Engineering Design Report.

BNSF representatives and Ecology are scheduled to have a conference call on Monday, October 26th to prepare for the public meeting.

Public meeting is scheduled for Thursday, October 29th from 6 – 8 pm in the Masonic hall.

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
Mike Byers, Halah Voges, Steve Howard, John Guenther, Mark Havighorst, Winston Chen,
Joyce Sheldon, Ericka Camp, Dan Davis, Lisa Miller, File 01140-284 – AECOM