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November 18, 2009

Brian Sato, P.E.  
Department of Ecology  
Northwest Regional Office  
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Bellevue, WA 98008-5452

**Subject: Progress Report for Week Ending November 13, 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 November 13, 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.
- Completed load out of impacted materials in rail cars.
- Completed temporary asphalt treated base paving of roads and sidewalks.

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- Completed restoration work on the Martin and Sarno properties. Walk through Martin and Sarno properties with owners.
- Continued Skykomish Hotel property restoration including landscaping work and interior restoration.
- Construction water treatment system operating in stand-by mode.
- Continued construction of the snow shed for the temporary post office.
- 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.
- Decontaminate soil handling facility and demobilization of construction water treatment system once facility is inspected by Ecology. Operation of the construction water treatment system as necessary and NPDES sampling as required prior to demobilization.
- Moving Sarno and Martin residents back to their properties.
- Continued restoration of Hotel property. Anticipated to be complete the week of November 23<sup>rd</sup>.
- Pulling of electrical wire in conduit.

### **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**

- Preparing construction plans and specifications for 2010 remediation.
- Preparing final hard copies of the Former Maloney Creek West Wetland Special Design Report Addendum #1 for distribution.
- Distributed electronic version of the Ecology approved Metals Memo proposing no additional investigation or excavation of the seven potential metals hot spots north of the railroad tracks identified in the Cleanup Action Plan.

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- Revising the draft 2010 Engineering Design Report in response to Ecology's comments.

### 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

### Additional Remedial Design and Planning Activities

Preparing investigation report presenting 2009 investigation results.

Submitted a memo detailing the proposed pH System installation for the hydraulic containment and control water treatment system to Ecology on Wednesday, November 11<sup>th</sup>.

Ecology and BNSF representatives are scheduled to meet on Friday, November 20<sup>th</sup> to discuss Ecology's comments on the draft Engineering Design Report.

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.  
Jeff Long, 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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