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February 3, 2010

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

**Subject: Progress Report for Week Ending January 29, 2010
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 January 29, 2010 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 hydraulic containment and control system. Restarted injection system following receipt of samples in compliance with NPDES permit requirements.
- Installed skimmers in RW-3, RW-4, RW-5, RW-7, and RW-8. Skimmers in RW-4, RW-7, and RW-8 were started to collect product.
- Continued operation of the air sparging system.

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- Monthly groundwater gauging and sampling performed Tuesday, January 26th.
- 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 in the Joselyn House crawl space.
 - 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 in the vapor and groundwater wells.

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.
- Installation of the permanent pH system is scheduled for early February.

Raw Data

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

Deviations

BNSF requested an extension to the consent decree deadline for the annual schedule meeting on Monday, January 25th. The annual schedule meeting is currently scheduled for Thursday, February 11th.

Document Preparation

- Revising Hydraulic Containment and Control System Special Design Report Amendment 2 in response to Ecology comments.
- Producing the final 2009 Remedial Design Investigation Report.
- Submitted the final Air Sparging and Hydraulic Containment and Control System Operations and Maintenance Manuals.
- Preparing Former Maloney Creek East Wetland Special Design Report Addendum.
- Preparing Hydraulic Containment and Control System and Air Sparging annual performance reports.
- Preparing the 2010 Compliance Monitoring Plan Update.

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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
Dioxin Data for FMC Areas Memo	Electronic submittal on November 20, 2009	Review and comment
Consent Decree and Cleanup Action Plan amendments for the Former Maloney Creek East Wetlands	Electronic submittal on January 13, 2010	Review and comment
Draft Construction Plans and Specifications	Electronic submittal on January 15, 2010. Hard copy submittal on January 19, 2010	Review and comment
Draft Groundwater Monitoring Report	Electronic submittal on January 22, 2010	Review and comment

Additional Remedial Design and Planning Activities

BNSF representatives contacting property owners regarding access for the 2010 remediation activities.

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
Clint Stanovsky, Fred Black, Kevin Wiederstrom – 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

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Lorna Goebel and Charlotte Mackner- Skykomish Residents
Michael Moore – Skykomish Environmental Coalition
Mike Byers – Crete Consulting Inc.
Tom Bean – King County
Rich Truax, Halah Voges, Steve Howard, John Guenther, Mark Havighorst, Winston Chen,
Joyce Sheldon, Ericka Camp, Dan Davis, Lisa Miller, File 60136319 – AECOM

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