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Brian Sato, P.E.
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**Subject: Progress Report for Week Ending August 6, 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 August 6, 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 this time
- A list of deliverables for the upcoming reporting period if different from the schedule.

On-Site Activities

- Continued operation and maintenance of the hydraulic containment and control (HCC) system. Operation of the air sparging system.
- Construction waste water treatment system was operational in recirculation mode.
- Continued foundation work and restoration of the General Store, Town Community Center, Cascadia Restaurant, Town Maintenance Building, Opera House, Wheatley House, and the General Store buildings and properties.
- Began hot spot excavation in the Former Maloney Creek East Wetland.

- Began clearing and grubbing and installation of the coffer dam in the Former Maloney Creek West Wetland.
- Restoration work continues on the Mackner House and Cottage.
- Continued shallow metals excavation on the railyard.
- Continued installation of electrical components in RW-09 (new recovery well at the east end of the Hydraulic Containment and Control System).
- Completed additional excavation along Railroad Avenue to remove impacts extending west of 6th Street.
- AECOM completed the following monitoring activities, as described in the 2010 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.
- Hydraulic control and containment and air sparging systems operation and maintenance.
- Continue restoration of Opera House, Wheatley House, General Store, Community Center, Town Maintenance Building, Mackner buildings, and Cascadia Inn Restaurant.
- Continue installation of RW-09 components and update computer program as required.
- Continue hot spot excavation in Former Maloney Creek East Wetland.
- Finish installation of Former Maloney Creek West Wetland coffer dam, clearing and grubbing, and start excavation in Former Maloney Creek West Wetland.

Raw Data

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

Schedule Deviations

US Army Corps of Engineers (USACE) has indicated that the Endangered Species Act consultation with National Marine Fisheries Service (NMFS) and United States Fish and Wildlife Service (USFWS) as part of the Joint Aquatic Resources Permit Applications (JARPA) for in-water work in the South Fork Skykomish River will likely take until early September.

BNSF has requested that USACE extend the in-water work window from August 31st to September 15th for the Former Maloney Creek Wetlands and to October 30th for the river work.

Document Preparation

- Producing hard copies of the Former Maloney Creek East Wetland Special Design Report Amendment 1 for distribution.

Documents Pending Agency Review

There are no documents pending Ecology review at this time.

Additional Remedial Design and Planning Activities

Possible modifications to the stormwater basin east of the Former Maloney Creek East Wetlands are being considered. Design changes would be described in a Former Maloney Creek East Wetland Special Design Report Amendment.

Sincerely yours,



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Clint Stanovsky, Fred Black, Kevin Wiederstrom – Town of Skykomish
Craig Trueblood – K&L Gates
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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 and Charlotte Mackner- Skykomish Residents
Michael Moore – Skykomish Environmental Coalition

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