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March 24, 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 March 19, 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 March 19, 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 of the hydraulic containment and control system.
- Continued operation of the air sparging system.

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.

- Semi-annual site wide groundwater monitoring is scheduled to take place the week of March 22nd.
- Monthly air sparging performance monitoring scheduled to take place on Thursday, March 25th.
- Monthly protection monitoring of the Joselyn crawl space scheduled to take place on Thursday, March 25th.

Raw Data

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

Deviations

There are no schedule deviations to report at this time.

Document Preparation

- Received Ecology comments on the Draft Compliance Monitoring Plan 2010 Update on Friday, March 19th.
- Revising 2010 Engineering Design Report and Construction Plans and Specifications to exclude the work west of 6th Street since that work will be completed in 2011.
- Preparing Former Maloney Creek East Wetland Special Design Report Addendum pending Ecology approval of the revised CAP language.

Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
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	School review and comment
Draft Revised Hydraulic Containment and Control System Special Design Report Amendment 2	Electronic submittal on March 12, 2010.	Review and approval

Additional Remedial Design and Planning Activities

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

BNSF representatives submitted the biological evaluation for the Former Maloney Creek Wetlands in support of the Joint Aquatic Resources Permit Application on Thursday, March 18th. BNSF

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representatives are preparing the biological evaluation for the 5th Street Bridge and Levee Remediation along the South Fork Skykomish River.

A Design Review Board meeting was held on Wednesday, March 17th. The Design Review Board approved historic permits for the Town Maintenance Building and Theater.

Department of Archeology and Historic Preservation Excavation Permit application was submitted on Thursday, March 18th.

BNSF representatives and Ecology are scheduled to meet on Friday, March 26th to discuss the Compliance Monitoring Plan Update for 2010.

Community meeting about the 2010 construction activities is scheduled for Tuesday, March 30th.

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
Lorna Goebel and Charlotte Mackner- Skykomish Residents
Michael Moore – Skykomish Environmental Coalition
Mike Byers – Crete Consulting Inc.
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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