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May 19, 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 May 14, 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 May 14, 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.
- Operation of the air sparging system.
- Set-up of construction waste water treatment system was completed on Monday, May 10th.
- Mobilization of oil recovery equipment was completed on Wednesday, May 12th.
- Video camera inspection of 5th Street culvert between FMC East and West Wetlands completed on Friday, May 14th.

- Communications and power connections to the Cascadia Inn were removed on Wednesday, May 12th.
- Test America mobile laboratory mobilized and set-up on Monday, May 10th.
- Asphalt grinding and removal on 6th Street on Monday, May 10th.
- Abandoned monitoring well 5-W-4 (in 6th Street ROW) on Monday, May 10th.
- Overburden sampling in 6th Street on Tuesday, May 11th. Overburden excavation was also completed. Routine air and noise monitoring has started.
- EMR performed a hazardous materials survey for asbestos and lead at the Cascadia on Wednesday, May 12th.
- Below vertical delineation line (VDL) excavation started on Friday, May 14th.
- Archeological monitoring of overburden sampling activities.

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. HCC system carbon change out scheduled for Thursday, May 27th.
- BNSF flaggers are scheduled to be available on May 24th; rail car deliveries anticipated to start May 24th.
- Relocation/temporary removal of Verizon and PSE power poles located within excavation prism.
- Due to School District testing on Wednesday and Thursday, May 12th and 13th, Strider Construction obtained Town approval to work Saturday and Sunday May 15th and 16th.

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

- Submitted revised East Wetlands Hydrology on Wednesday, May 12th.
- Submitted the final hard copies of the Annual Hydraulic Containment and Control System Operations Report- 2009.
- Received Ecology approval of 2009 As-Built Report.

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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 April 14, 2010	Public comment was initiated May 12 th and will run through June 11 th .
Former Maloney Creek Special Design Report Amendment #1 and Hydrology Report	Electronic submittal on April 9, 2010; submitted revised Hydrology Report on May 12, 2010	Review and comment

Additional Remedial Design and Planning Activities

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

Received King County Special Use Permit and Town shoreline and grading permits indicating that BNSF has satisfied the associated substantive requirements.

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.

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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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