



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Central Region Office

1250 West Alder St., Union Gap, WA 98903-0009 • 509-575-2490

May 4, 2023

Bill Preston
City of Yakima
129 N. 2nd Street
Yakima, WA 98901

RE: Letter Amendment of Agreed Order DE 15861 - Interstate 82 Exit 33A Landfill City Landfill

- **Site Name:** Interstate 82 Exit 33A Yakima City Landfill
- **Site Address:** 805 N. 7th Street, Yakima
- **Facility Site ID No.:** 1927
- **Cleanup Site ID No.:** 3853
- **Agreed Order No.:** DE 15861

Dear Bill Preston:

Pursuant to our meeting with the City of Yakima on April 11, 2023, to review the City of Yakima (City) Bravo Company Boulevard (aka East-West Corridor) work planned for 2023, Ecology identified a requirement to amend Agreed Order DE 15861¹ (AO). The amendment to the AO will be accomplished by this letter amendment.

As allowed under the AO, Section VII.E, *“The City may complete certain road construction and related improvements at the Site prior to the completion of a final cleanup action.”* An Interim Action Work Plan (IAWP)² pertaining to this work was approved and finalized on July 29, 2019. However, due to the nature of the work detailed in the IAWP, the work is being performed in stages, with the final stage of the Interim Action expected to be completed no sooner than 2025. Due to the protracted schedule for completion, the Interim Action has the potential to impact the selection of a final cleanup action at the Boise Cascade Mill Site; as well as the schedule for the completion of a final cleanup action at both the Boise Cascade Mill Site and the Interstate 82 Exit 33A Yakima City Landfill Site (Yakima City Landfill). Additionally, this amendment addresses new information that was not available at the time of the approved IAWP, such as the Remediation Investigation report for the Boise Cascade Mill Site. The AO is herein amended as presented on the following page.

¹ <https://apps.ecology.wa.gov/cleanupsearch/document/75450>

² <https://apps.ecology.wa.gov/cleanupsearch/document/87571>

Section VII. Work to be Performed, Sub-section B. Updated Conceptual Site Model shall be amended as follows:

- Ecology amends Section VII.B for consistency with changes made to Section VII.E.

Section VII.B currently reads:

“(3) Ecology’s approval of the Interim Action Report required under Section VII.E.6 of this Order,”

Section VII.B is amended to read:

“(3) Ecology’s approval of the Interim Action Progress Report required under Section VII.E.6 of this Order,”

Section VII. Work to be Performed, Sub-section E. Interim Actions, paragraph 6 shall be amended as follows:

- The AO, as currently written, specifies under Section VII.E.6, *“Within 60 days of completion of interim action activities, the City shall submit to Ecology a draft Interim Action Report.”*

The final Interim Action report is a trigger for the submittal of an Updated Conceptual Site Model under Section VII.B, which in turn is a trigger for the submittal of a draft Feasibility Study under Section VII.C, followed by the submittal of a draft Cleanup Action Plan under Section VII.D. The completion of the limited and specific Interim Action activities being conducted within the right-of-way (ROW) through the adjoining Boise Cascade Mill Site is technically unnecessary for the preparation and submittal of the Updated Conceptual Site Model for the Yakima City Landfill. The current sequencing of submittals under the AO results in an unnecessary delay to the final cleanup action at the Yakima City Landfill Site.

- In order to expedite the final cleanup action at the Yakima City Landfill Site, Ecology amends Section VII.E.6. to read as follows:
 - d. The City shall submit a draft Interim Action Progress Report subsequent to all IA activities related to the removal of Municipal Solid Waste (MSW) and wood waste from within the defined boundaries of the Interstate 82 Exit 33A Yakima City Landfill Site, and pre-and post-groundwater monitoring activities related to this stage of the larger Interim Action.
 - e. The draft Interim Action Progress Report, and subsequent review and comment process shall follow the schedule as outlined for the Interim Action Report.



- f. Once the Interim Action has been completed in full, the information presented in the Interim Action Progress Report shall be incorporated into the Interim Action Report.

Section VII. Work to be Performed, Sub-section E. Interim Actions shall be amended by adding requirements in a new paragraph 8. as follows:

- 8. The City shall submit an Amendment Memorandum to the IAWP detailing new or updated information regarding the Boise Cascade Mill Cleanup Site (FSID 450, CSID 12095) or Interstate 82 Exit 33A Yakima City Landfill, that may affect the IAWP as currently written. The new information includes but is not limited to the Boise Cascade Mill Revised Draft Remedial Investigation Report dated December 3, 2021.³ The memorandum shall elaborate in detail on how the IA, as described in the IAWP, 1.0 Introduction, “will not exacerbate existing site conditions and will not interfere with any potential cleanup alternatives at the Landfill Site (or Mill Site).” The memorandum shall add the Boise Cascade Mill Site PLP as a member of the Project Team as outlined in Appendix D, Sampling and Analysis Plan of the IAWP, discuss coordination and correspondence with the Boise Cascade Mill Site PLP, provide technical documentation from the Yakima City Landfill engineer of record that is necessary to ensure the above requirements for not adversely impacting existing site conditions and potential cleanup alternatives for the Landfill Site, and include the responsibility for the Boise Cascade Mill Site engineer of record to review and approve technical plans and specifications applicable to IA activities performed at the Boise Cascade Mill Site.
 - a. The Amendment Memorandum to the IAWP shall be submitted and approved by Ecology prior to upcoming Interim Action work planned for 2023.
 - b. Within 30 days of the date of this letter, the City shall submit to Ecology draft Amendment Memorandum to the IAWP.
 - c. Upon receipt of the draft Amendment Memorandum to the IAWP, Ecology will endeavor to provide comments for revision to the City within 30 days of receipt.
 - d. Within 30 days of receipt of Ecology’s comments on the Amendment Memorandum to the IAWP, the City shall, as necessary submit to Ecology a final Amendment Memorandum to the IAWP.

³ <https://apps.ecology.wa.gov/cleanupsearch/document/108602>



Bill Preston
City of Yakima
May 4, 2023
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If you have any questions or concerns about Ecology's amendments to the Agreed Order, please contact me by phone at 509-406-0270 or e-mail at Jennifer.Lind@ecy.wa.gov.

Sincerely,



Jennifer Lind
Cleanup Project Manager
Toxics Cleanup Program
Central Regional Office

By certified mail: 7014 3490 0001 5526 5349

