



September 8, 2023

Christer Loftenius
Washington State Department of Ecology
PO Box 47600
Olympia, Washington 98604

**Re: Progress Report No. 25, District on the River Redevelopment
August 2023**

Sagamore Spokane, LLC; PPCD No. 21200059-32
Facility/Site ID #1523145 and Cleanup Site ID #3509
Project No. 190210

Dear Christer:

This Progress Report has been prepared by Aspect Consulting, LLC (Aspect) for the District on the River Redevelopment at the Hamilton Street Bridge site (Site) as a requirement of Prospective Purchaser Consent Decree (PPCD) No. 21200059-32 between Sagamore Spokane, LLC (Sagamore) and the Washington State Department of Ecology (Ecology). The PPCD was signed and executed on January 15, 2021. Section XII of the PPCD requires Sagamore to submit to Ecology a written monthly Progress Report that describes the PPCD required actions completed during the reporting period. This Progress Report No. 25 covers the reporting period of August 1 through August 31, 2023.

1) Progress During Reporting Period

Progress and actions taken at the Site during this period include:

- All stockpiles present at the Site were covered and secured by a Sagamore contractor on August 30 and 31, 2023. Photos of covered stockpiles were transmitted to Ecology on September 5, 2023 and are included as Attachment 1 of this progress report.
- No in-field construction activities occurred during this reporting period; however, selection of a new pile Subcontractor has occurred and pilot testing of the next test pile type is being scheduled pending drill equipment availability, discussed below.

2) Sampling and/or Testing Reports Received

- No soil or groundwater samples were obtained for testing during this reporting period.

3) Summary of Deviations

- No deviations occurred during this reporting period.

4) Schedule

- On August 16, 2023, Ecology emailed Aspect confirming that an 'alternate plan to manage and divert stormwater' (Option 2) response to the Corrective Action Notice (dated July 11, 2023) would be due to Ecology by September 15, 2023, with an implementation timeline.



- On August 29, 2023, Ecology emailed Aspect inquiring how the alternate plan for management and diversion of stormwater (Option 2) was coming along. Aspect replied on August 30, 2023, stating that the Sagamore team is working through construction planning and scheduling of test pile installation. Aspect also offered to have a coordination call with Ecology in early September.
- On August 29, 2023, Ecology emailed Aspect noting that the stockpiles needed re-covering and requested that it be completed. On August 30, Aspect replied that Sagamore had contracted a local contractor to cover the piles. On September 5, Aspect replied to Ecology with photos of the piles after covering was complete, taken on August 31, 2023. The photos are attached to this progress report.
- On August 30, 2023, Ecology replied to an Aspect email dated August 7, 2023. Aspect's August 7, 2023 email was requesting a monthly collaboration / check-in call with Ecology. In Ecology's August 30, 2023, email they declined the coordination meetings and indicated they would be willing to have a meeting once the alternative stormwater plan (Option 2) was received. A summary of emails detailing these late August actions was provided to Ecology in a September 5, 2023 email (included as Attachment 2 of this progress report).

There was no contact with other parties during this reporting period.

5) List of Deliverables and Key Activities Planned for Next Month

- The alternative stormwater management plan (Option 2) response to the Corrective Action Notice (dated July 11, 2023) is due to Ecology on September 15, 2023.
- An updated construction schedule dated August 30, 2023 is included as Attachment 3. The proposed construction schedule includes test pile installation beginning on October 2, 2023, depending on contracting negotiations and materials availability. It is important to note that full construction start is dependent on the outcome of the pile testing program.
- Aspect will continue environmental oversight during the Contractor's stockpile management and pile testing programs.

Please let us know if you have any questions.

Sincerely,

Aspect consulting, LLC



Breeyn Greer, PE
Project Engineer
bgreer@aspectconsulting.com



Dave Cook, LG, CPG
Principal Geologist
dcook@aspectconsulting.com

Washington State Department of Ecology
September 8, 2023

Project No. 190210

Attachments: Attachment 1 – Covered Stockpile Photos, September 5, 2023 Email
Attachment 2 – Stormwater Plan and Construction Schedule Communications,
September 5, 2023 Email
Attachment 3 – Construction Schedule

cc: Chuck Dubroff, Sagamore Spokane LLC (email only)
Kevin Schafer, Garco Construction (email only)
Mike Ingram (email only)

V:\190210 Sagamore Spokane\Project Management\Progress Reports\No 25_09082023\Monthly Progress Report No 25_090823.docx

ATTACHMENT 1

**Covered Stockpile Photos,
September 5 Email**

Breeyn Greer

From: Breeyn Greer
Sent: Tuesday, September 5, 2023 10:17 AM
To: Loftenius, Christer (ECY)
Cc: Dave Cook; Acklam, Nicholas (ECY)
Subject: RE: Hamilton Street Bridge Site, CSID 3509, Riverbend Development, Soil Stockpiles
Attachments: 20230831_113557.jpg; 20230831_115217.jpg; 20230831_115333.jpg; IMG_7860.JPG

Hi Christer,

Please find attached photos of the covered stockpiles taken on 8/31/23.

Thanks, ~Breeyn

Breeyn Greer, PE | Aspect Consulting LLC | Project Engineer | Direct: 206.812.4739 | Cell: 612.232.7343

This email is intended solely for the addressee(s) and may contain confidential or legally privileged information. If you are not the intended recipient, please immediately alert the sender by reply email and delete this message and any attachments without storing, copying, distributing, or using the contents.

From: Breeyn Greer
Sent: Wednesday, August 30, 2023 4:20 PM
To: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Cc: Dave Cook <dcook@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Subject: RE: Hamilton Street Bridge Site, CSID 3509, Riverbend Development, Soil Stockpiles

Hello Christer,

Sagamore has contracted with a local contractor to cover the piles, which is planned for today. I will personally make a Site Visit tomorrow morning to confirm they are covered and send you some photos.

Thanks, ~Breeyn

Breeyn Greer, PE | Aspect Consulting LLC | Project Engineer | Direct: 206.812.4739 | Cell: 612.232.7343

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From: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Sent: Tuesday, August 29, 2023 3:59 PM
To: Breeyn Greer <bgreer@aspectconsulting.com>
Cc: Dave Cook <dcook@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Subject: Hamilton Street Bridge Site, CSID 3509, Riverbend Development, Soil Stockpiles

Breeyn:

I went by the Site today and noticed that the soil stockpile covers are coming off the piles. Please send somebody to the Site and secure the covers.

Best regards,

Chris Loftenius LG, LHG (he/him)
Site Manager
Department of Ecology

Toxics Cleanup Program
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

tel. 1-509-385 8380

e-mail: clof461@ecy.wa.gov



Photograph 1: Photo of covered stockpiles in the northeast section of the Site, west of the northeast infiltration gallery (view to the east).



Photograph 2: Photo of covered stockpile beneath the Hamilton Street Bridge (view to the south).



Photograph 3: Photo of covered stockpile beneath the Hamilton Street Bridge (view to the north).



Photograph 4: Photo of stockpile being covered in the northeast portion of the Site (view to the west).

ATTACHMENT 2

**Stormwater Plan and
Construction Schedule
Communications,
September 5 Email**

Breeyn Greer

From: Dave Cook
Sent: Tuesday, September 5, 2023 1:19 PM
To: Loftenius, Christer (ECY)
Cc: Tebeau, Kara J. (ATG); cdubroff@gmail.com; Dunning, Michael L. (SEA); Breeyn Greer; Nick Szot; Acklam, Nicholas (ECY); Mike Ingram; rhayes@bridgestonecap.com; Dave Cook
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response

Hi Chris. There are a couple email strings going related to Correction Notice correspondence, so I've consolidated them here. In an August 30 email you indicated that you would not meet with Sagamore until submittal of a "stormwater control plan." Because of this, I sent a calendar invite for Monday September 18 at 230pm. Here's Sagamore's plan until that call:

Sept 5 to 8 – Talk with Sagamore team members (Aspect and DCI, environmental and civil) about supplement (aka "Plan") to the SWPP (already provided to Ecology in the EDR).

By Sept 10 – Provide Ecology with Monthly Status Report #25. In this plan documentation of stockpile covering, security, current construction schedule will be presented.

By Sept 15 – Provide Ecology with a Supplement to the SWPP that outlines stormwater management during planned pile testing and production pile installation/construction along with an implementation schedule.

Sept 18, 2:30-3:30pm – Have a team call with Ecology to summarize the contents of the Supplement to the SWPP (aka "Plan").

By Oct 15 – Implement supplementary stormwater management procedures.

If you'd like to have a call before Sept 18, we'd be happy to do that too. We just can't make it on Sept 7 at 2pm. We are available at 9am or 4pm on Sept 7 or at 10am or 1pm on Sept 11, 12, 13, 14, 15. Sincerely, Dave

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637
Aspect Consulting LLC | 710 2nd Ave, Suite 550, Seattle, WA 98104 | www.aspectconsulting.com

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From: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Sent: Tuesday, September 5, 2023 12:04 PM
To: Dave Cook <dcook@aspectconsulting.com>
Cc: Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>; Mike Ingram <mike@arttcon.com>; rhayes@bridgestonecap.com
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response

Hi Dave,

I am available on Thur. after 2PM. Nick may be available at this time as well.


Best regards,


Chris Loftenius LG, LHG (he/him)
Site manager

Department of Ecology
Toxics Cleanup Program
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

tel. 1-509-385 8380
e-mail: clof461@ecy.wa.gov

Screenshot of Calendar Invite Sent Sept 1, 2023

 Attendee responses: 3 accepted, 1 tentatively accepted, 0 declined.

 Send Update

Title Sagamore Spokane District on the River Construction Update and Stormwater Call w/Ecology

Required [Christer Loftenius \(ECY\)](#); [Acklam, Nicholas \(ECY\) <nack461@ECY.WA.GOV>](#); [Breeyn Greer](#); [Mike Ingram](#)

Optional [Nick Szot](#); [Mari Otto](#); [Chuck Dubroff](#); [Bob Hayes](#); [Matt Gibb](#)

Start time All day Time zones

End time [Make Recurring](#)

Location [Microsoft Teams Meeting](#)

Hi Chris and Nick. Based on Chris' August 30 email, we are moving the Sept 6 suggested call to Sept 18. By Sept 15, the Sagamore team intends to provide a supplement that has been provided as part of the Engineering Design Report. The supplement will include the currently known construction schedule and additional stormwater management and production pile implementation can proceed this fall. Please let us know if Shannon Adams of Ecology's stormwater group should be invited as she worked with the SWPP. Thanks. Dave

The purpose of this call is to provide a status update on the Sagamore Spokane District on the River Project. This call supplements the typical monthly reports that we've been providing on the project. Topics to discuss include:

- 1) Intros (Ecology, Chris and Nick; Aspect, Dave and Breeyn; Sagamore Development Rep, Mike Ingram). I've also invited as "optional" Chuck Dubroff and Bob Hayes, engineers, Nick and Mari.
- 2) Construction Schedule Oct thru Dec 2023 (pile tests, production piles for buildings 2A and 2B).
- 3) Sept 15 Plan supplement. Let's discuss options and goals in the context of the construction schedule.
- 4) Other issues and concerns.

Thanks. Dave

Microsoft Teams meeting

From: Loftenius, Christer (ECY) clof461@ECY.WA.GOV

Sent: Wednesday, August 30, 2023 3:23 PM

To: Dave Cook dcook@aspectconsulting.com

Cc: Charles Dubroff cdubroff@gmail.com; Kevin Schafer kevins@garco.com; Nick Szot nszot@aspectconsulting.com; Mike Ingram mike@arttcon.com; rhayes@bridgestonecap.com; Breeyn Greer bgreer@aspectconsulting.com; Acklam, Nicholas (ECY) nack461@ECY.WA.GOV; Tebeau, Kara J. (ATG) Kara.Tebeau@atg.wa.gov

Subject: RE: Hamilton Street Bridge Site, CSID 3509 District on the River, Progress Report #24 (July)

Importance: High

David,

Thank you for including us in your future construction plans. However, Ecology's focus at the Site is stormwater control. Ecology is interested in setting up a meeting upon submittal of the stormwater control plan. There was substantial rainfall in Spokane last night. Consequently, stormwater control at the Site is becoming critical with the upcoming wet season. If you have an update to the construction schedule, we can discuss that at the same time we will discuss the stormwater control plan.

Best regards,

Chris Loftenius LG, LHG (he/him)
Site manager
Department of Ecology
Toxics Cleanup Program
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

tel. 1-509-385 8380
e-mail: clof461@ecy.wa.gov

August 30, 2023, 3:00pm Response to schedule a time to talk after Ecology Declined a Sept 6 2:30pm call.

RE: Sagamore Spokane District on the River Construction Update Call w/Ecology



Dave Cook
To: Loftenius, Christer (ECY)

Hi Christer. Do you have another time when you are available to discuss this project? Dave

-----Original Appointment-----

From: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Sent: Wednesday, August 30, 2023 2:59 PM
To: Dave Cook
Subject: Declined: Sagamore Spokane District on the River Construction Update Call w/Ecology
When: Wednesday, September 6, 2023 2:30 PM-3:30 PM (UTC-08:00) Pacific Time (US & Canada).
Where: Microsoft Teams Meeting

From: Dave Cook <dcook@aspectconsulting.com>
Sent: Wednesday, August 30, 2023 9:05 AM
To: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Cc: Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>; Mike Ingram <mike@arttcon.com>; rhayes@bridgestonecap.com
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response

Hi Chris. Sagamore and the Contractors have been discussing the next actions related to construction planning and scheduling of field actions. I'm hopeful that we can convey to you in the next few days what will be happening with the new pile contractor and pile testing schedule. I've offered having a phone call a few times to update you. Do you have

availability on Sept 5, 6 or 7 to talk about next steps? We also think a meeting at Ecology's office and/or at the Site would be helpful as this next phase comes together. Thanks. Dave
p.s. we also received your note about covering the soil piles and Sagamore is aware of it and notifying their contractor to take action.

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637
Aspect Consulting LLC | 710 2nd Ave, Suite 550, Seattle, WA 98104 | www.aspectconsulting.com

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From: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Sent: Tuesday, August 29, 2023 4:13 PM
To: Dave Cook <dcook@aspectconsulting.com>
Cc: Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response
Importance: High

Hi Dave,

How is the preparation of stormwater control plan under Option 2 coming along? If you have any questions or comments, please let me know.

Best regards,

Chris Loftenius LG, LHG (he/him)
Site manager
Department of Ecology
Toxics Cleanup Program
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

tel. 1-509-385 8380
e-mail: clof461@ecy.wa.gov

From: Dave Cook
Sent: Wednesday, August 16, 2023 5:19 PM
To: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Cc: Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response

Hi Chris. Acknowledging receipt. Thank you for the Option 2 flexibility on stormwater management. I'm not sure what you mean by your Question. Can you clarify? Would Ecology like to have some regularly scheduled calls as we suggested in our email response? That could provide an additional mechanism for communication, but we don't want to be redundant or waste time if that suggestion isn't useful. Thanks. Dave

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637

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From: Loftenius, Christer (ECY)
Sent: Wednesday, August 16, 2023 3:27 PM
To: 'Dave Cook' <dcook@aspectconsulting.com>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Cc: Tebeau, Kara J. (ATG) <kara.tebeau@atg.wa.gov>; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response
Importance: High

Dave,

Please provide the alternative plan under Option 2 by September 15, 2023, with a timeframe when the plan can be implemented. Ecology would like to see measures implemented to minimize stormwater infiltration into contaminated soil by October 15, 2023 when the Spokane wet season commonly begins.

Question: do you have an approval letter from Ecology for the EDR Amendment dated April 22, 2022?

Best regards,

Chris Loftenius LG, LHG (he/him)
Site manager
Department of Ecology
Toxics Cleanup Program
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

tel. 1-509-385 8380

e-mail: clof461@ecy.wa.gov

From: Dave Cook <dcook@aspectconsulting.com>
Sent: Monday, August 7, 2023 3:05 PM
To: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>; Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Cc: Charles Dubroff <cdubroff@gmail.com>; Kevin Schafer <kevins@garco.com>; Nick Szot <nszot@aspectconsulting.com>; Mike Ingram <mike@arttcon.com>; rhayes@bridgestonecap.com; Breeyn Greer <bgreer@aspectconsulting.com>
Subject: RE: Hamilton Street Bridge Site, CSID 3509 District on the River, Progress Report #24 (July)

Hi Christer and Nick. As you will read in the monthly report that we sent you last week, we are requesting that we establish a short regularly scheduled status call. Things are starting to move again on the development side of the project and we are trying our best to keep you informed on the current site condition and also the construction elements of this large complex project.

To kick this off, I'd suggest that we try to do a phone call around the middle of each month. Say the second or third Wednesday of each month? That would make either Aug 9 (this Wednesday), or Aug 16 (next Wednesday) our first check in call with you. Does Wed Aug 9 at 230-3pm work for you? Sincerely, Dave

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637
Aspect Consulting LLC | 710 2nd Ave, Suite 550, Seattle, WA 98104 | www.aspectconsulting.com

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From: Dave Cook <dcook@aspectconsulting.com>
Sent: Friday, July 21, 2023 2:51 PM
To: Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>; Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>
Cc: Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; bryce.robber@avistacorp.com; Scott.Macdonald@BNSF.com; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Mike Ingram <mike@arttcon.com>; Breeyn Greer <bgreer@aspectconsulting.com>; Dave Cook <dcook@aspectconsulting.com>; Nick Szot <nszot@aspectconsulting.com>
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice - and Sagamore Response

Hi Christer and Nick. On July 18 via certified mail I received the attached PPCD Corrective Action Notice on behalf of Sagamore Spokane LLC. On July 19, I received the letter via email from Nick. I am responding to the Correction Notice via this email on behalf of Sagamore Spokane. A few clarifications and responses:

- 1) Use of the term "campers" is incorrect. No individuals are allowed to legally "camp" or trespass on the property. Evidence of debris was noted along the river historically, but there is no direct evidence that trespassers are living along the river. Nevertheless, to address the potential for trespassing and related issues on the property, Sagamore Spokane fixed fences and hired a security guard to monitor the property.
- 2) The statement that Sagamore has not provided information related to construction schedule is incorrect. Sagamore acknowledged the January 23, 2023 Correction Notice's request for a construction schedule and has communicated with Ecology multiple times related to the schedule. For example, Aspect on behalf of Sagamore has submitted regular schedule updates to Ecology:
 - a. Aspect's Corrective Action Notice Response letter dated February 7, 2023 (in advance of the February 15, 2023 date that Ecology requested an update).
 - b. February Progress Report, dated March 10, 2023
 - c. March Progress Report, dated April 3, 2023
 - d. April Progress Report, dated June 9, 2023
 - e. April 14, 18, and 19, 2023 Emails between Aspect and Ecology regarding pile testing and schedule update.
 - f. April 18, 2023 Response to Ecology inquiry about the proposed test pile program.
 - g. May 23, 2023 Email to Ecology related to an update on multiple site issues; including pile testing and construction schedule notification.
 - h. May Progress Report, dated June 9, 2023
- 3) The comment in the Correction Notice referencing the 2021 EDR is outdated. It should refer to the EDR Amendment dated April 22, 2022. That EDR Amendment revised the schedule and indicated at that time that a Construction Completion Report would be submitted by June 1, 2024 (not April 2023 per the superseded 2021 EDR). Aspect has notified Ecology that the April 22, 2022 EDR (and schedule) will be updated once pile testing is complete. Further, it has been our understanding that because of our regular communications with Ecology about the construction schedule that updates to the PPCD and EDR would not be necessary until more certainty was established related to pile testing, procurement, and installation. Based on the July 11, 2023 PPCD Correction Notice, it appears that Ecology is not satisfied with the regular communications and monthly progress reporting related to the construction schedule. We understand from the development manager that there is progress related to solidifying the construction

team and procuring equipment and materials to conduct pile testing. We would be happy to arrange a meeting/call with you and the development manager to convey schedule information and to better understand what additional communications would be helpful to Ecology.

- 4) Because pile testing and installation is anticipated to occur during the summer of 2023, Sagamore Spokane will work with Ecology related to the two options outlined in the July 11, 2023 PPCD Correction Notice Letter, as follows:
- a. Ecology Option 1. "Sagamore must restore the Site to the original pre-construction grade using the materials described in the February 2, 2006, Cleanup Action Report within 90 days of receipt of this letter."
 - i. This would require restoration by October 16, 2023. Because construction and hardscape development will not be completed by October 16, 2023, a restoration method will need to be completed. But, it may not be feasible to replace the site to the historic grade if production pile installation is underway.
 - b. Ecology Option 2. "Or, Sagamore may propose an alternate plan to manage and divert stormwater from contaminated soils, instead of restoring the Site surface to its original grade. Sagamore must submit a plan to Ecology describing this alternative within 30 days of receipt of this letter and must complete the installation of the alternative within 30 days of receiving Ecology's written approval of the alternative plan."
 - i. This would require a plan to be submitted by August 17, 2023, and implementation 30 days after Ecology approval (whenever that may be). This timeframe will not be possible because of ongoing negotiations with the pile contractor. Sagamore requests a 60 day timeframe (by September 15, 2023) to respond to Ecology with a possible alternative plan.

Sagamore recognizes that If construction has not progressed by the time that fall wet weather commences (according to historic rain gauge data that period falls in October) then the site will need to be prepared for winter weather. Sagamore will work with Ecology to develop an appropriate plan to facilitate this condition. Sincerely, Dave

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637
Aspect Consulting LLC | 710 2nd Ave, Suite 550, Seattle, WA 98104 | www.aspectconsulting.com

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From: Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Sent: Wednesday, July 19, 2023 11:58 AM
To: Dave Cook <dcook@aspectconsulting.com>
Cc: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>; Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; bryce.robbert@avistacorp.com; Scott.Macdonald@BNSF.com; cdubroff@gmail.com; Dunning, Michael L. (SEA) <mdunning@perkinscoie.com>; Mike Ingram <mike@arttcon.com>; Breeyn Greer <bgreer@aspectconsulting.com>
Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice

Thanks Dave for the response. I apologize for our oversight, and we will make sure to include the property owner, Chuck Dubroffas as well as the rest of this distribution list in any future communications.

Nick

From: Dave Cook <dcook@aspectconsulting.com>
Sent: Wednesday, July 19, 2023 11:21 AM
To: Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>
Cc: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>; Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; bryce.robbert@avistacorp.com; Scott.Macdonald@BNSF.com; cdubroff@gmail.com; Dunning, Michael L. (SEA)

<mdunning@perkinscoie.com>; Mike Ingram <mike@arttcon.com>; Breeyn Greer <bgreer@aspectconsulting.com>

Subject: RE: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice

Thanks Nick. Acknowledging receipt of this email and the certified letter that I received yesterday. Aspect will respond on behalf of Sagamore Spokane. I've asked Christer this before, but can Ecology please copy the property owner, Chuck Dubroff, on these types of communications? It seems odd to me that other PLPs are copied, but not the property owner. Thanks. Dave

Dave Cook, LG, CPG | Principal Geologist | Direct: 206.838.5837 | Cell: 206.372.7637

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From: Acklam, Nicholas (ECY) <nack461@ECY.WA.GOV>

Sent: Wednesday, July 19, 2023 10:24 AM

To: Dave Cook <dcook@aspectconsulting.com>

Cc: Loftenius, Christer (ECY) <clof461@ECY.WA.GOV>; Tebeau, Kara J. (ATG) <Kara.Tebeau@atg.wa.gov>; bryce.robber@avistacorp.com; Scott.Macdonald@BNSF.com

Subject: FSID 84461527 - Hamilton Street Bridge Site: Corrective Action Notice

Good morning David,

Please find the attached Corrective Action Notice for the Hamilton Street Bridge Site. This letter is being sent on behalf of the Site Manager Christer Loftenius who is out of the office this week. If you have any questions about the content of this letter, please let Christer and/or myself know.

Thank you,

Nicholas M. Acklam

Section Manager - ERO

Toxics Cleanup Program

Washington State Department of Ecology

(509)818-7457

nack461@ecy.wa.gov

ATTACHMENT 3

Construction Schedule

