



October 13, 2023

Tena Seeds
Washington State Department of Ecology
PO Box 330316
Shoreline, Washington 98133-9716

**RE: PROGRESS REPORT FOR SEPTEMBER 2023
 BLOCK 37 SITE
 600 – 630 WESTLAKE AVENUE NORTH
 SEATTLE, WASHINGTON
 AGREED ORDER NO: DE 19430**

Dear Tena:

Atlas has prepared this progress report on behalf of Phillips 66 Company (P66) and City Investors XI L.L.C. to provide a written monthly report to the Washington State Department of Ecology (Ecology). The purpose of the progress report is to describe actions taken during the previous month to implement the requirements of Agreed Order DE 19430 (AO) and to document any activities conducted during September 2023 at the Block 37 Site. The Block 37 Site, as defined under the AO, is where a hazardous substance, other than a consumer product in consumer use, has been deposited, stored, disposed of, or placed, or otherwise come to be located. The Block 37 Site is generally located at 600 through 630 Westlake Avenue North in Seattle, Washington (Block 37 Property).

This progress report provides a summary of activities performed during the reporting period; deviations from the scope of work; changes in key personnel involved with the work; deviations from the schedule and resolution; a summary of sampling and testing reports; work planned and deliverables for the next reporting period; and public or regulatory communications.

ACTIVITIES CONDUCTED DURING THE REPORTING PERIOD

The elements of the work performed during this reporting period were implemented in accordance with the AO. The following work was conducted for the Block 37 Site in September 2023:

- On September 1, 2023, Atlas submitted to Ecology the monthly AO progress report for August 2023.
- On September 1, 2023, City Investors XI L.L.C. informed Ecology via email that the start of the development at Block 37 has been delayed and the submittal of a draft Interim Action Work Plan has been postponed.
- On September 5, 2023, Ecology confirmed they had completed review of the Final Remedial Investigation (RI) Work Plan submitted on August 23, 2023, and conditionally approve the RI Work Plan pending responses to three questions regarding installation of a well at the location of an electric vault and laboratory reporting limits for certain analytes. Ecology noted that no additional revisions to the Final RI Workplan were required.
- On September 25, 2023, Atlas provided responses to the Ecology questions on the RI Work Plan.
- On September 28, 2023, Ecology confirmed they had completed review of the Independent Action Report submitted on August 31, 2023, and had prepared a letter containing some comments and clarifications. They noted that no additional revisions to the Independent Action Report were required. On September 28, 2023, Ecology emailed to state that the responses provided in Atlas' September 25, 2023 email sufficiently addressed Ecology's September 5, 2023 emailed comments and questions concerning the RI Work Plan. Therefore, the RI Work Plan submitted to Ecology on August 23, 2023

along with Atlas' September 25, 2023 emailed responses were considered the final submittal for the RI Work Plan and were approved. Ecology stated that Atlas could therefore proceed with any scheduling to complete the RI work (i.e., off-Property).

- On September 28, 2023, Ecology emailed a response letter regarding *Ecology Review of Block 37 Independent Action Report dated August 31, 2023* providing additional clarification on several items discussed in the report and stated that no additional revisions to the Independent Action Report were required.
- On September 29, 2023, Ecology issued an approval letter for the Final RI Work Plan for the Block 37 Site, dated August 23, 2023.

CHANGES IN KEY PERSONNEL

There were no changes in key personnel to report during September 2023.

DEVIATIONS FROM APPROVED SCOPE OF WORK

There are no deviations to report for the work related to the requirements of the AO pursuant to Section VII (Work to Be Performed) in September 2023.

DEVIATIONS FROM SCHEDULE AND RESOLUTION

There were no deviations from the AO schedule to report in September 2023.

SAMPLING PERFORMED, RESULTS, DATA VALIDATION, AND EIM DATABASE

From July 17 to 25, and on August 10 and 17, 2023, Atlas performed on-Property RI field work consistent with the RI Work Plan and as described in Atlas' May 23, 2023, Technical Memorandum email to Ecology, modified per Ecology's email to Atlas dated June 30, 2023. From July 17 to 25, 2023, a total of twenty-six soil borings were completed using a direct push drilling rig at the Property (soil borings AB-1 through AB-3, AB-5 through AB-18, and AB-20 through AB-28). Soil boring AB-5 encountered refusal prior to reaching the planned depth. On August 10, 2023, soil boring AB-5 and AB-19 were completed using a hollow stem auger at the Property. Soil boring AB-19 was completed as monitoring well AMW-7. On August 17 and 18, 2023, groundwater samples were collected from new monitoring well AMW-7 and from six other monitoring wells at the Block 37 Site, in accordance with the RI Work Plan.

WORK PLANNED FOR NEXT REPORTING PERIOD

The work planned for October 2023 includes:

- Uploading soil and groundwater data from the on-Property RI to the EIM database.
- Planning and coordinating the off-Property RI scope of work, as described in the RI Work Plan.

PUBLIC OR REGULATORY COMMUNICATIONS

Phillips 66 Company and City Investors XI L.L.C. have not participated in any meetings with interested members of the public or local governments, nor had any formal communications with Ecology personnel during this

reporting period; however, email communications and progress calls with Ecology are described above. Please contact the undersigned at (206) 491-9754 if you have questions or need additional information.

Sincerely,

ATLAS TECHNICAL CONSULTANTS



Elisabeth Silver
Senior Project Manager
Email: Elisabeth.Silver@oneatlas.com

cc: Eli Gurian, Phillips 66 Company
Jim Broadlick and Corey Wilson, City Investors XI L.L.C.
Cliff Schmitt and Brani Jurista, Farallon Consulting, L.L.C.
David Raubvogel, AECOM