



June 7, 2002

ECY received 6/14/02

*Jid Baxter - Arlington
WA0053023019
H2N 6.2 correction Action Correspond
D. Yasuda 6/14/02*

Kim Ogle
USEPA - Region 10
Waste and Chemical Management
1200 Sixth Avenue
WCM-126
Seattle, WA 98101

Jeanne Tran
State of Washington
Department of Ecology
Northwest Regional Office
3190 160th Avenue, SE
Bellevue, WA 98008-5452

Re: Stormwater Management Proposed Strategy
J.H. Baxter & Co. Arlington, Washington facility
AOC Docket No. RCRA-10-2001-0086
EPA ID #: WAD 05382 3019
State Waste Discharge Permit No. ST-7425

Dear Ms. Ogle & Ms. Tran:

I wish to take this opportunity to update you of our recent discussions and progress with the City of Arlington (the City). As you know, we have continued to review proposed options and approaches to manage the stormwater on the J.H. Baxter & Co. (Baxter) Wood Treating site in Arlington, Washington, (the site). It has become clear from our discussion with the City that we will need to phase the steps that will lead to long-term stormwater improvement measures for the Site. In discussions with the City, it was determined that the City has no capacity to take Baxter's treated stormwater at the City's domestic sewage treatment plant. The City and Baxter have identified the following three-phased approach for stormwater management at the site. This proposed approach addresses both Baxter's and the City's long-term goals for stormwater management. This plan is a modification of previously discussed options presented at our meeting in April.

- Phase I - To follow the proposed pilot study;

During Phase I, stormwater will be collected and treated using the full-scale system that is currently being designed by our contractors. Approximately one-half of the treated stormwater will be sent to the City's Stormwater Infiltration Pond, and the other one-half will be allowed to infiltrate at the site under the conditions set out under our State waste Discharge Permit. The onsite infiltration will take place along the alignment of the proposed constructed wetland. The City's Stormwater Infiltration Pond, currently under construction, is located approximately one block northeast of the site between the railroad tracks and 67th Avenue.

- Phase II - Anticipated to begin in 2003 (after obtaining NPDES Permit);

During Phase II, the wetlands will be constructed on Site. Treated stormwater will be sent to the constructed wetlands. The wetlands will discharge to the stormwater conveyance channel adjacent to, and to the east of, the Baxter property, within the



railroad right-of-way. The City has indicated that their previous investigations have revealed that this stormwater conveyance channel is normally dry prior to it reaching 172nd Street, and that stormwater infiltrates downgradient of the Site. The City has also indicated that the Department of Fish & Wildlife has determined that the surface water north of 172nd street is not a fish containing water body.

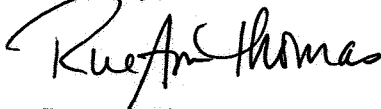
- Phase III - The timing will be consistent with the City's Stormwater process and Baxter's ongoing Site Investigation and Corrective Action;

The City has indicated that they will be meeting with the Department of Ecology (Ecology) within the next month to begin discussions for a municipal stormwater management plan, and that this planning and permitting process may take several years to complete. Stormwater collected from the treated wood storage area will be pre-treated. The treated stormwater will then be sent to a regional treatment facility (with stormwater from the City). Stormwater from the untreated wood storage area will be collected and sent to the constructed wetlands then to the stormwater conveyance channel.

I would like to meet with you both in the near future to discuss the recent document submissions, applicable permits, and our phased approach to Stormwater Management at the Site. The City has indicated that they are available to attend this meeting as well. I will contact you both this week to determine convenient dates and times for holding a meeting.

If you have any questions regarding this letter please call me at 541-689-3801

Sincerely,



RueAnn Thomas
Environmental Programs Director

cc: Georgia Baxter, J.H. Baxter & Co.
Dean Yasuda, Department of Ecology
Mary Larson, J.H. Baxter & Co.
Paul Richart, P.E., City Engineer, City of Arlington
Bill Blake, Environmental Coordinator, City of Arlington
Jim Hanken, Law Offices of James C. Hanken
SaraBeth Watson, Steptoe & Johnson, LLP
Shawn Severn, Premier Environmental Services, LLC

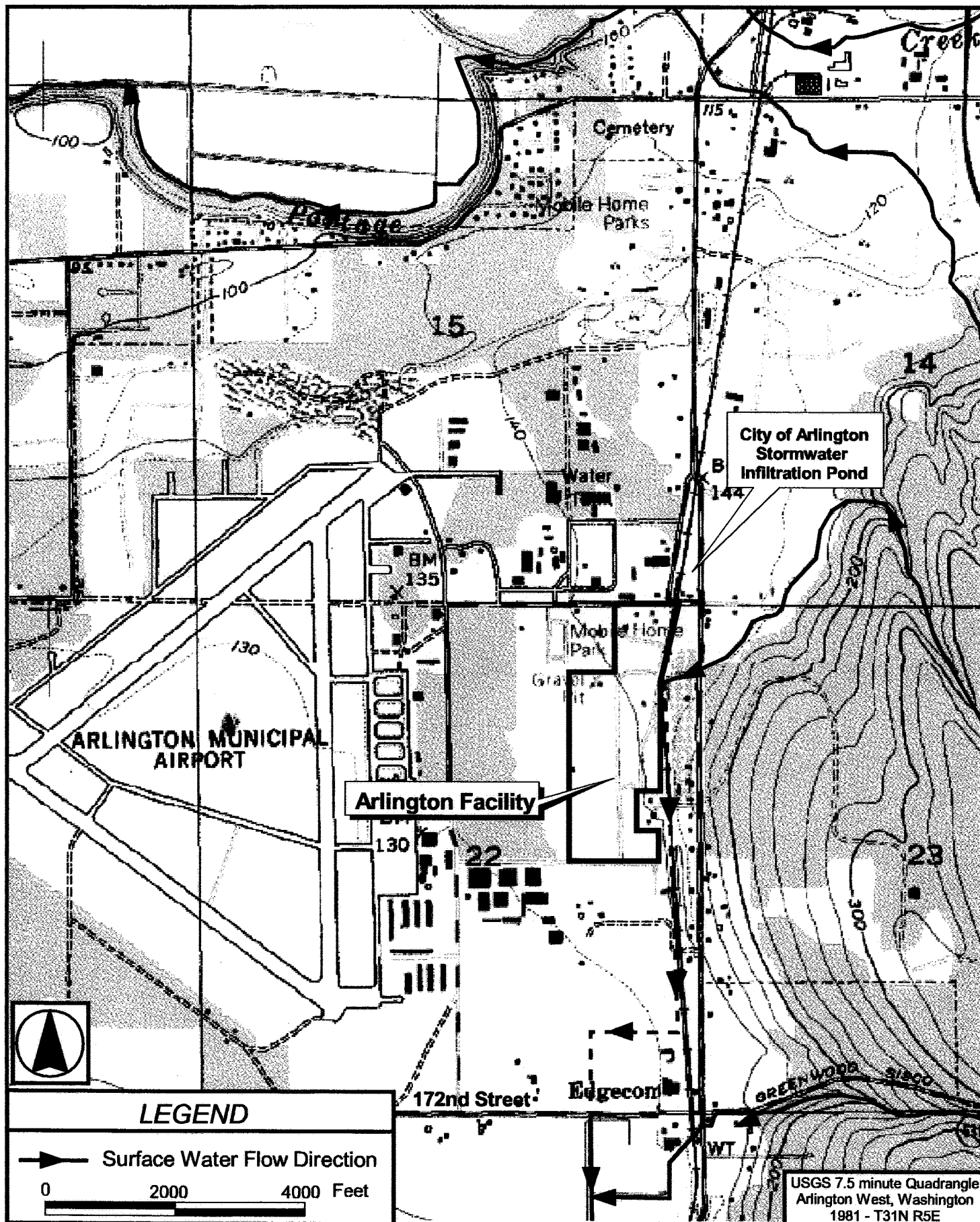


Figure 1. Site Location Map - Arlington, Washington

PREMIER
ENGINEERING SERVICES LLC

Daxter