



7/7/2011

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**Contact Information**

We are committed to working with you to accomplish the prompt and effective cleanup of the Site. If you have any questions about this request, please contact me at 425-649-7038.

Sincerely,



Russ Olsen  
VCP Unit Manager  
Toxics Cleanup Program, NWRO

BGG: bg

cc: Jay Covington, Chief Administrative Officer

Denis Law  
Mayor



Community Services - Terry Higashiyama, Administrator  
*Nationally Accredited Agency*

September 27, 2011

**RECEIVED**

SEP 30 2011

DEPT OF ECOLOGY  
TCP-NWRO

Mr. Russ Olsen, VCP Unit Manager  
Toxic Cleanup Program, NWRO  
State of Washington, Department of Ecology  
3190 – 160th Avenue SW  
Bellevue, WA 98008-5452

**Re: Information Request on Status of VCP Project**

- Cedar River Trail Park
- 1060 Nishiwaki Lane, Renton, WA
- Facility/Site Number: 4668560
- VCP Project Number: NW2129

Dear Mr. Olsen:

This letter responds to your request for an update on remedial actions taken by the City of Renton ("City") in connection with the above-referenced Voluntary Cleanup Program ("VCP") Site. Your letter was dated July 7, 2011; however, it was not received by the City until August 17, 2011.

The City is committed to environmental stewardship and the protection of natural resources for the benefit of its citizens. As you know, the City originally enrolled the Cedar River Trail Park ("CRTP") in the Washington Department of Ecology's ("Ecology") VCP in 2004 as a proactive measure. Since that time, the City has expended significant staff time and public funds to investigate environmental conditions at the CRTP and to evaluate feasible and cost-effective cleanup measures in full cooperation with Ecology.

As you may know, the City has also worked closely with The Boeing Company ("Boeing") to evaluate environmental conditions at the CRTP that resulted from releases from Boeing's Renton facility. As a part of that process, the City provided extensive comments to Ecology regarding Boeing's proposed recent Agreed Order for remedial action at the Boeing Renton Site. The City continues to work with Boeing in a cooperative fashion to establish institutional controls and permit access for monitoring. It is the City's understanding that Ecology has formally approved the adequacy of Boeing's proposed remedy, including the elements of the cleanup that address groundwater conditions on the CRTP.

The most recent substantive correspondence received by the City from Ecology concerning the CRTP VCP process is Ecology's May 28, 2009, Further Action letter. That opinion letter

identified additional investigation that Ecology felt was necessary in order to provide characterization information sufficient to issue a No Further Action ("NFA") letter. The investigation requested by Ecology consisted of additional soil samples to confirm the full extent of potentially impacted fill that is present at depth as well as additional groundwater characterization to address limited data gaps associated with arsenic.

Previous discussions with Ecology in 2005 indicated that sufficient characterization to receive an NFA determination had already been performed. At that time, the City agreed to and subsequently did record a declaration of restrictive covenant as requested by Ecology. The restrictive covenant addresses the areas of concern as identified by Ecology, including establishment of a prohibition on groundwater use, maintenance of the existing soil and asphalt cover, and protection of City workers performing excavation within the CRTP. The City has also established internal protocols to be certain that the requirements of the restrictive covenant are followed.

As a part of the City's work, the City also evaluated the potential for groundwater to impact the Cedar River. The City's consultant, with input from Ecology, performed groundwater sampling to confirm that contaminants in groundwater were not reaching this important surface water resource at unacceptable levels. The City's consultant concluded that there was no completed pathway of concern to the Cedar River from impacted fill on the CRTP. In addition, the City's consultant concluded that the potential risks to human health and the environment as the result of contaminated fill being placed at portions of the CRTP were low provided that the site use did not change and that the specific requirements imposed by the restrictive covenant were maintained.

The City's primary and abiding concern is to maintain the safety of the public and City employees and contractors in connection with the use of the CRTP property. In addition, the City recognizes the importance of taking reasonable steps to ensure that the Cedar River is not impacted by historical fill. The City believes that these goals are being fully met as a result of the work performed by the City to date. The City is committed to continue to enforce the requirements of the restrictive covenant to ensure that these protective measures remain in place into the future.

As you are likely well aware, the City must carefully manage its economic resources in order to provide the broad range of services that its citizens require. In light of the City's very substantial efforts performed to date and the conclusions of our consulting team, the City has determined that it is not a reasonable use of public funds to perform the final steps necessary to obtain a formal NFA determination from Ecology. For this reason, the City currently does not intend to perform additional investigation or assessment of feasible cleanup alternatives under the VCP.

Mr. Russ Olsen, VCP Unit Manager  
Toxic Cleanup Program, NWRO  
State of Washington, Department of Ecology  
September 27, 2011  
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We appreciate the work done by Ecology to date during the VCP process. Please do not hesitate to call me should you have any additional questions about the CRTTP.

Sincerely,

A handwritten signature in black ink that reads "Peter Renner". The signature is written in a cursive, flowing style.

Peter Renner, CFM  
Facilities Director

cc: Mayor Law  
Jay Covington, Chief Administrator Officer  
Larry Warren, City Attorney  
Iwen Wang, Finance & IT Administrator  
Terry Higashiyama, Community Services Administrator  
Dave Cook, GeoEngineers, Inc.  
Bill Joyce, Salter Joyce Ziker, PLLC