

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Old Inland Pit  
Amendment No. 1

FS 632

10/16/98

In the Matter of Remedial ) Agreed Order  
Action at: )  
)  
Old Inland Pit ) No. DE 95TC-E101  
Spokane, Washington ) First Amendment

To: James Etter  
Robert Carroll  
Spokane Industries, Inc.

Collectively referred to herein as the Potentially Liable Persons ("PLPs"):

I.  
Jurisdiction

This Agreed Order ("Order") is issued pursuant to the authority of RCW 70.105D.050(1).

Section II., Findings of Fact, is revised to include:

8. In 1995, a second Static Acute Fish Toxicity test was performed on sediments collected from the pit floor. The material passed and is no longer classified as state-only dangerous waste under Washington State Dangerous Waste Regulations (Ch. 173-303 WAC).
9. The Phase I Remedial Investigation was finalized in 1998 after public notice and opportunity to comment. The report finds that soil and groundwater contamination does not exceed risk-based cleanup standards and that downward leaching of metals is not observed to be occurring.

Section IV, Work to Be Performed, is revised to include:

4. A deed restriction shall be placed with the property with limitations on land and resource use.
5. Compliance monitoring shall be performed for one year, as specified in Exhibit B - Scope of Work.

Exhibit B, Task VII, Compliance Monitoring:

Compliance monitoring will be performed over a one year period. Wells MW-1 and MW-4 will be sampled quarterly, beginning in February 1999, for silver, arsenic, barium, boron, chromium, copper, manganese, and lead. Groundwater sampling procedures shall follow those

outlined in the Work Plan, Remedial Investigation - Phase I dated August 25, 1995. Results shall be submitted to Ecology within thirty (30) days after they are received from the laboratory. One final report summarizing the entire year's sampling shall be submitted sixty (60) days after receipt of the final quarterly sampling results. After the one year period, Ecology will review the results to determine if compliance monitoring need continue. If the data show no increases in contaminant concentrations above cleanup levels, then compliance monitoring shall be complete.

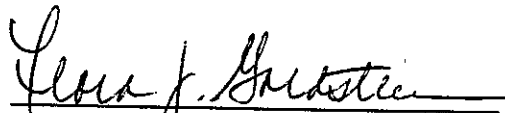
DELIVERABLES: Groundwater Sampling Report, 1999 - Final

Exhibit B, Schedule of Submittals, Task VII:

Groundwater Sampling Report, 1999      60 days after receipt of final quarterly sampling results

No other condition or requirement of this Order is affected by this First Amendment.

Dated this 19 day of January, <sup>1999 FSC</sup>~~1998~~, at Spokane, Washington

  
\_\_\_\_\_  
Flora Goldstein


Section Supervisor

Toxics Cleanup Program

Eastern Regional Office

Washington Department of Ecology

  
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James Etter

  
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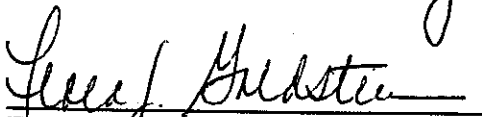
DELIVERABLES: Groundwater Sampling Report, 1999 - Final

Exhibit B, Schedule of Submittals, Task VII:

Groundwater Sampling Report, 1999      60 days after receipt of final quarterly sampling results


No other condition or requirement of this Order is affected by this First Amendment.

Dated this 30<sup>th</sup> day of October, 1998, at Spokane, Washington  
19<sup>th</sup> January 1999

  
Flora Goldstein  
Section Supervisor  
Toxics Cleanup Program  
Eastern Regional Office  
Washington Department of Ecology

  
James Etter

  
Robert Carroll

  
Spokane Industries, Inc. PRESIDENT