



January 15, 2024

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

**RE: PROGRESS REPORT FOR DECEMBER 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 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 December 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 December 2023:

- On December 7, 2023, Ecology provided an email to Atlas confirming that recent updates to the Washington State Model Toxics Control Act Cleanup Regulation have become effective as of January 1, 2024 in regard to evaluating and including Environmental Justice and Climate Change discussions in the Remedial Investigation (RI) Report and Feasibility Study Report, and the email provides additional guidance on the topic.
- On December 13, 2023, Atlas submitted the monthly AO Progress Report for November 2023 to Ecology.
- On December 20, 2023 Atlas, Phillips 66, City Investors XI L.L.C., and Farallon Consulting, L.L.C. met with Ecology via Teams to discuss proposed revisions to off-Property drilling locations for the RI work, as described in the Final RI Work Plan dated August 23, 2023 (RI Work Plan).
- As a follow up to the meeting with Ecology, on December 21, 2023 Atlas submitted a table summarizing the revised changes to the drilling locations, as well as a site map showing utility locations, and modified Figures from the RI Work Plan, depicting prior impacts and proposed location revisions. Ecology replied on the same date approving the revisions, with additional minor edits and clarifications to the table.

CHANGES IN KEY PERSONNEL

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

DEVIATIONS FROM SCHEDULE AND RESOLUTION

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

SAMPLING PERFORMED, RESULTS, DATA VALIDATION, AND EIM DATABASE

On December 14, 2023, Atlas conducted a Site walk to determine final drilling locations for the RI work, as described in the RI Work Plan. The Site walk was conducted with a private utility locating firm (CNI Locates) and a drilling company (Cascade Environmental).

WORK PLANNED FOR NEXT REPORTING PERIOD

The work planned for January 2024 includes conducting off-Property soil boring and well installations. Field work commenced on January 2, 2024.

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



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