

# Exhibit C

# EXHIBIT C

## Burlington Environmental Kent

### Scope of Work and Schedule

#### Scope of Work

This Scope of Work (SOW) implements the Cleanup Action Plan (CAP), Exhibit B to the Agreed Order to address soil and groundwater contamination at the Burlington Environmental Kent Site (Site) in Kent, Washington. Burlington Environmental, LLC, will implement this SOW to perform Site cleanup and shall furnish all personnel, materials, and services necessary for, or incidental to, performing the cleanup action selected for the Site. All work completed for this SOW must meet the requirements of the Model Toxics Control Act (MTCA) Cleanup Regulation, Chapter 173-340 Washington Administrative Code (WAC).

The actions to be accomplished under this SOW are described in Section 4.0 of the CAP (Exhibit B). The selected cleanup remedies for the Site consist of:

- A. Conducting long-term monitoring of groundwater (quality and levels for hydraulic control purpose).
- B. Implementing institutional and engineering controls.
- C. If contingency is triggered for source materials in site soils, performing pre-design sampling and characterization to determine the active treatment to be implemented.

#### Schedule

The Schedule includes tasks involving the completion of certain milestone activities and the submission of documents. Each of the documents required below are subject to Ecology's review and approval. Ecology will approve, approve with conditions, or disapprove of these documents. If Ecology disapproves of a draft document, Ecology will provide comments to Burlington Environmental, LLC who will submit a revised document that addresses Ecology's comments. Burlington Environmental, LLC may request a schedule modification in accordance with Section 8.10 (Extension of Schedule) of the Agreed Order.

	Work Scope	Schedule <sup>1</sup>
<b>A. Administrative</b>		
A.1	Progress Reports	Submit to Ecology annually, beginning after the first year following the effective date of the Agreed Order
<b>B. Design</b>		
B.1	Ecology Review Draft Engineering Design Report (EDR) <sup>2</sup>	Within 90 days of the effective date of the Agreed order

B.2	Draft Final EDR	Within 90 days of receipt of Ecology's comments on the Ecology Review Draft EDR (B.1)
B.3	Final EDR	Within 90 days of receipt of any additional comments on Draft Final EDR (B.2)
<b>B. Groundwater Monitoring</b>		
B.1	Long-term groundwater monitoring	As agreed by the Ecology and Burlington Environmental, LLC as part of the Long-Term Groundwater Monitoring Plan
B.2	Final Groundwater Monitoring Report	Submit to Ecology within 60 days of receipt of all analytical results from sampling event
<b>C. Institutional Controls</b>		
C.1	Proof of recording of an Environmental Covenant with the King County Recorder's Office	Submit to Ecology within 60 days of the effective date of the Agreed Order
C.2	If Ecology or Burlington Environmental, LLC determines that Burlington Environmental, LLC must revise its closure cost estimate due to information learned during its implementation of the CAP, Burlington Environmental, LLC must submit a request to modify the closure plan to Ecology.	Within 30 days after Burlington Environmental, LLC after it is determined that the closure cost estimate must be revised
C.3	Burlington Environmental, LLC must establish and maintain continuous coverage of financial assurance in the amount of the approved cost estimate and submit the applicable financial assurance documentation to Ecology.	30 days after Ecology's final approval of Burlington Environmental, LLC's cost estimate amount

Notes:

- Schedule is in calendar days. Deliverable due date may be modified with Ecology concurrence without amendment to the Consent Decree.
- The Engineering Design Report includes:
  - Construction Work Plan for surface cover inspection and repair and installation of new groundwater monitoring wells.
  - Description of the administrative approach for addressing future assessment and remediation of source material beneath the active areas of the Site.
  - Long-Term Groundwater Monitoring Plan (Sampling and Analysis Plan) for MNA.
  - Quality Assurance Project Plan.
  - Health and Safety Plan.
  - Draft Long-Term Controls Plan including a draft environmental covenant consistent with the ICs proposed for the site.
  - Construction Quality Assurance Project Plan.
  - Contingency Response Plan.
  - Inspection and Maintenance Plan.

Burlington Environmental, LLC will submit all plans to Ecology for review, comment, and approval. All plans must include a schedule for implementation as applicable.