



**STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY**

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September 3, 2026

Eric Rapp
Director EHS, North America
JELD-WEN, Inc.
500 JELD-WEN Rd.
Craigsville, WV 26205

Re: Jeld Wen – Status Update

Site Name:	Jeld Wen
Site Address:	300 W Marine View Drive, Everett, WA 98201-1030
Cleanup Site ID:	4402
Facility Site ID:	2757
Agreed Order No.	DE 5095

Dear Eric Rapp:

The purpose of this letter is to memorialize the current status of the Jeld Wen site cleanup project. Agreed Order DE 5095, Second Amendment effective July 28, 2023, has a scope of work that includes deliverables of Engineering Design Report, 60% Construction Plans and Specifications (CPS; also referred to as “design”), 90% CPS, and 100% CPS. The schedule in Exhibit G of the Agreed Order implies the sequential completion of those deliverables with Ecology approval for each step prior to proceeding to the next.

As you are aware, the Department of Ecology (Ecology) has provided conditional approval as the project has moved forward. The Marine Engineering Design Report (EDR) has not yet been finalized; however, we are now awaiting submittal of the draft 90% design along with a revised EDR. The reason for the project proceeding in this fashion, as previously discussed, is that there are outstanding permits and substantive requirements dictated by other regulatory entities that have potential to affect the design of the project.

The sequence of events with respect to the Marine EDR and Design are summarized in the following table:

Table 1. Marine EDR and Design Related Correspondence

Date	Document	Comments
June 23, 2025	1st Draft Marine EDR submitted to Ecology.	
September 10, 2025	Letter from Ecology with Comments on 1st Draft of Marine EDR.	Provided conditional approval to proceed with 60% CPS. ¹
October 27, 2025	Revised (2nd) Draft of Marine EDR submitted to Ecology.	
November 21, 2025	Letter from Ecology with Comments on 2nd Draft of Marine EDR.	Letter requested revision of the Marine EDR.
March 20, 2026	Revised (3rd) Draft of Marine EDR ² and 60% Design Sheet submitted to Ecology.	
March 27, 2026	60% Draft 60% Design Sheets submitted to Ecology.	
May 1, 2026	Email from Ecology attaching Comments of 3rd Draft of Marine EDR and 60% Design Sheets. ³	Email indicated that proceeding to 90% design would be “solely at Jeld Wen’s discretion and risk”.
July 2, 2026	Letter from Ecology re Demonstration of compliance with substantive requirements of applicable state and local laws.	Reiterated the need for a design and a standalone mitigation plan that demonstrate the requirement of no net loss of ecological function.
September 1, 2026	Ecology awaiting resubmittal of Marine EDR and revised design documents.	

¹ Conditional approval noted “Our approval of the final Marine EDR will be following receipt of the revised document that satisfactorily address comments and will be based on a mutual understanding that the 60% design submittal must include any required habitat enhancement components.”

² The 3rd Draft of the Marine EDR was labeled “Final Draft.” Ecology does not concur with this label since outstanding comments from Ecology had not been fully addressed.

³ Stated: “We anticipate the incorporation of Ecology’s comments and requested edits will result in a Marine EDR and 60% Design that Ecology Toxics Cleanup Program (TCP) can consider to be final, pending any substantive requirements from other regulatory agencies. Formal designation of this document as final will need to await a determination of whether or not there are any substantive requirements from other regulatory entities that could affect the design.”

Substantive Requirements and Permit Requirements

Ecology and Jeld Wen have been working with other regulatory entities to identify substantive requirements and permit requirements that could affect design. Some regulatory entities have indicated that they want to see 90% design prior to giving written feedback. Based on verbal feedback received to date, it appears that comments that could affect design primarily are in the domains of habitat mitigation/achieving no net loss of ecological function and how the cleanup work will be conducted (means and methods).

One element that is particularly important pertains to water management, including, but not limited to construction stormwater management, management of sediment decant water, and management of excavation dewatering water. Ecology Toxics Cleanup Program (TCP) has concluded that means and methods for conducting the work are a critical element of the cleanup design. Our May 1, 2026, comments included Comment #4, which requested a sheet titled “*Conceptual area work layout*,” which includes primary work elements for both the shoreline and primary staging areas for the sediments cleanup work. Based on discussions between Ecology TCP and Ecology’s Water Quality Program, how water will be managed during cleanup at the Site is a critical design consideration. The 90% design must resolve questions and concerns regarding water management.

Marine EDR Language Regarding Potential Infiltration of Effluent

Ecology notes that the last draft of the Marine EDR states:

“Effluent from contaminated sediment stockpile dewatering may either be temporarily contained, treated, and discharged under an NPDES permit or (pending further reevaluation during remedial design) may be allowed to infiltrate in the uplands.... Alternatively, if it can be demonstrated that infiltration of effluent water from stockpiling dewatering operations will be protective of groundwater, this effluent may be infiltrated in the upland area of the Site.”

Ecology notes that infiltration of effluent water from stockpile dewatering operations is not a viable alternative. Ecology’s Water Quality Program has asserted that such decant water must be considered wastewater, and injection or recharge of such water would therefore not be permissible. Therefore, Ecology requests the removal of that language within the EDR. It is critical that the 90% submittals address water management concerns as well as, to the extent possible, anticipated substantive requirements and permit requirements.

Uplands Cleanup

Management of water includes compliance with Ecology Water Quality Program requirements during the uplands cleanup, including limited excavation dewatering in the Woodlife area. As previously discussed, ideally, the excavation should take place when groundwater levels are lower. Proper management of dewatering water during this work will be critical and needs to be fully addressed within the 90% design for the uplands cleanup. Ecology will be providing feedback on the 90% uplands design submittal dated July 6, 2026.

Operations, Maintenance, and Monitoring Plan (OMMP)

A draft OMMP was submitted to Ecology on March 12, 2026. Ecology provided comments on that document attached to an email dated April 7, 2026. We provided additional feedback following discussions within an email dated May 15, 2026. We understand that a revised OMMP will be submitted along with the 90% design package. Ecology notes that the OMMP is not part of the design, per se, but rather focuses on the long-term process for demonstrating compliance for the marine cleanup work. Ecology plans to provide feedback on this submittal separately from feedback on the design documents.

PCB Congeners Analysis

Similar to the OMMP, the PCB Congeners Analysis technical memorandum that reportedly will be submitted along with the 90% design submittal is not part of design, per se. Rather, this document will provide Jeld Wen's case for a modification of the indicator hazardous substances (IHS) presented within Ecology's Final Cleanup Action Plan (CAP) dated August 2023. Currently a subset of the IHS within the CAP were proposed for sediments monitoring within the OMMP. Ecology needs to review this technical memorandum to see whether we concur with the proposed shortening of the IHS list.

Closing

As previously mentioned, Ecology would encourage submittal of various revised documents when they are available, rather than awaiting compiling them into one package. We anticipate that approach would result in more efficient turnaround for reviews by Ecology, which should help the overall project schedule.

Ecology appreciates the ongoing efforts of the Jeld Wen team to clean up the Site. We look forward to receipt of next submittals. If you have any questions, please contact me at frank.winslow@ecy.wa.gov or 509-424-0543.

Sincerely,

A handwritten signature in blue ink that reads "Frank P. Winslow". The signature is fluid and cursive, with the first name "Frank" being more prominent.

Frank P. Winslow, LHG
Toxics Cleanup Program
Headquarters Section

FPW/tam

cc: Nathan Soccorsy, Anchor
Jason Cornetta, Anchor
Scott Miller, SLR
Chris Kramer, SLR
Josh Morman, Ecology
Susannah Edwards, Ecology
Ecology Site File