

**STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY**

In the Matter of Remedial Action by:

Port of Seattle

FIRST AMENDMENT TO
AGREED ORDER

Terminal 30

TO: Tay Yoshitani
Chief Executive Officer
Port of Seattle
2711 Alaskan Way,
Seattle, WA 98121

I. INTRODUCTION

The Agreed Order (Order) entered into by the State of Washington, Department of Ecology (Ecology) and Port of Seattle (Port) on August 30, 1991, requires that the Port conduct a remedial investigation and feasibility study at the Site.

This First Amendment to Agreed Order (Amendment) modifies the Order so that the Port, after completing the remedial investigation and feasibility study report (RI/FS), will draft a Cleanup Action Plan (CAP) that will describe the preferred cleanup alternative evaluated in the RI/FS report and specify cleanup standards and other requirements at the site.

II. JURISDICTION

This Amendment to Order is issued pursuant to RCW 70.105D.050(1).

III. AMENDMENT

This Amendment adds additional requirements to the Order but does not attempt to recite all of the provisions of the Order. All other provisions of the Order remain in full force and effect.

This Amendment effects substantial changes in the work being performed and will be the subject of public notice and comment under WA 173-340-600.

Section V of the Order is hereby amended to add the following requirements in addition to those requirements already set forth:

10. The Port agrees to draft a Cleanup Action Plan (CAP) for Ecology review and approval, and submit the draft CAP within 60 days of the effective date of this Amendment.

IV. SIGNATURE AUTHORITY

The undersigned representative of each party hereby certifies that he or she is fully authorized to enter into this Amendment and to execute and legally bind such party to the same.

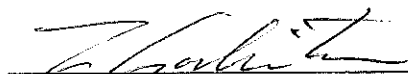
V. EFFECTIVE DATE

Amendment shall be effective upon execution by the Port and Ecology.

Effective date: 10/23/13

Port of Seattle, Seattle WA

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY



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