



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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October 30, 2015

Ms. Dana Cannon
West of 4th Project Coordinator
Aspect Consulting
401 2nd Ave S, Suite 201
Seattle, WA 98104

Re: **West of 4th Site**
Agreed Order #DE 10402
Schedule Extension Request: draft FS Reports

Dear Ms. Cannon:

On October 27, 2015, the Washington State Department of Ecology (Ecology) received via Email a letter from the West of 4th site PLPs requesting an extension to the due date for submitting the Site Unit 1 and Site Unit 2 draft Feasibility Study (FS) Reports. The draft FS Reports are required deliverables under the West of 4th Agreed Order and are currently due on December 19, 2015. The PLPs have requested that the due date be changed to January 29, 2016.

The PLPs' October 27 letter states that the due dates for the draft FS Reports should be extended for several reasons. These reasons include ongoing RI/FS work being conducted at Site Unit 2, and interruptions to FS Report preparation caused by EPA's recently proposed changes to Washington State's Water Quality Criteria.¹ Ecology agrees that these developments have resulted in a scenario that makes it difficult for the PLPs to complete their draft FS Reports and submit the documents to us by mid-December. Requiring that the Reports be submitted this early is likely to affect their overall quality, and rush the PLPs' evaluations of potentially effective site cleanup actions. To avoid such an outcome Ecology agrees that the Reports' enforceable due dates may be extended to January 29, 2016.

To better ensure that the draft FS Reports submitted in January are consistent with Ecology's expectations, and fully meet FS and remedy-selection requirements described in WAC 173-340-360 and -370, we agree that the PLPs should meet with us in mid-November. The primary focus of the meetings should be the comments Ecology provided this summer on the Site Unit 1 and 2 Fate and Transport Modeling memoranda and Alternatives Development memoranda.

¹ EPA Federal Register Notice, September 14, 2015, proposing revision of 40 CFR Part 131 "Water Quality Criteria Applicable to Washington." The new Criteria, when (or if) finalized, would become site cleanup ARARs.



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Please proceed to:

- (1) revise and submit the West of 4th FS timeline, consistent with the draft FS Report due dates noted above, and
- (2) update the West of 4th website repository to inform the public about these new deliverable dates.

If you have any questions concerning this letter, please contact me at (425) 649-4449 or ejon461@ecy.wa.gov.

Sincerely,



Ed Jones
Environmental Engineer
Hazardous Waste and Toxics Reduction Program

By certified mail: 9171 9690 0935 0106 9631 69

cc: Doug Hillman, Aspect
Janet Knox, PGG
Jeff Kaspar/Peter Jewett, Farallon
William Carroll, PCE
William Joyce, SJZ
Donald Verfurth, G&R
Ronald Taylor, CI
Marlys Palumbo, VNF
William Beck, Stericycle/PSC
Central Files
PLPs' W4 repository

ecc: Peter Hapke, ALG
Nels Johnson, AAG
Patty Foley, GTCC