

## **Chevron 209335 – Agreed Order Kickoff**

Meeting Summary Notes  
February 21<sup>st</sup>, 2019  
Ecology NW Region Office

Chevron 209335 Site  
1225 North 45<sup>th</sup> St, Seattle, WA

The primary purpose of the Agreed Order Kickoff meeting was to initiate the Agreed Order, introduce the project team, discuss the Agreed Order process and Ecology's expectations, and identify the next steps in the process (including schedule and submittals).

The attendees included those parties listed in the handout provided by Ecology (copy included at the end of this document including contact information) except for Brad Petrovitch (Ecology) and Glenn Amster (Kantor Taylor). The meeting was conducted by Dale Myers, Ecology's Project Manager for the Chevron 209335 site (Site).

The attendees generally represented three groups with interest or involvement in the Site:

- Ecology and its representatives (Dale Myers, Louise Bardy, Allyson Bazan, and Dean Malte)
- Chevron Environmental Management and its representatives (Eric Hetrick, Cheryl Cameron, Robert Goodman, Ruth Otterman, and Christopher Dotson).
- Stone Way Apartments / Bellwether Housing and its representatives (Sue Selman, Cheryl Deboise, Andrea Sato)

Dale introduced the project team and provided an opportunity for initial comment from each group:

- Eric H. indicated that Arcadis will be acting as Chevron's consultant (replacing Leidos) and Christopher Dotson will be their primary contact.
- Andrea S. and Sue S. confirmed that Stone Way LLC is the owner of the property and Bellwether operates/manages the property. They expressed concern regarding potential impacts to tenants (additional discussion below) and indicated that the tenants include elderly and disabled persons.
- Dale indicated that Brad Petrovitch will be Ecology's primary public outreach coordinator for the Site.

Dale presented a series of PowerPoint slides (electronic copies were provided to attendees by Ecology; copy attached to this summary for reference) summarizing Site history, current conditions, the AO process, project documents (deliverables), required and supplemental meetings, and AO schedule. Topics of discussion and questions/concerns raised by different parties are summarized below.

Sue S. asked about publishing of the Public Notice. Louise B. indicated it would be published in the newspaper and sent to residents within an approximate ½ mile radius of the Site, and Allyson B. indicated a public meeting would be required if requested by at least 10 people. Bellwether expressed concerns about public notice materials for non-English speakers. Ecology indicated that public notices can be published in multiple languages and that Ecology can provide contact numbers for additional information and has access to translators.

Allyson B. clarified that there will be two AOs for the Site, one for the investigation (current draft AO) and one for the cleanup, and both include public notices. Dale requested that the PLPs complete a review of the current Draft AO and Draft Public Participation Plan (for the investigation) by the end of March, 2019, and indicated that public comment period will not start until those documents are finalized. Public notification for the second AO would not start until the RI, FS, and dCAP documents are completed (likely several years out).

Bellwether/Stone LLC expressed concern about the effect of the project on tenants, and asked for clarification as to why the AO was initiated at this time and whether there are other mechanisms to address the Site. Dale and Allyson indicated that the Site was previously administered under Ecology's VCP (twice) but was not cleaned up to MTCA standards under that framework. Dale pointed out that Ecology removed the Site from the VCP (in approximately 2017) after two cleanup actions performed under the VCP resulted in only temporary reduction of LNAPL. Louise B. indicated that reinstatement in the VCP is no longer an option for the Site, and that the VCP is fully discretionary and does not include an appeals process. Allyson indicated that Ecology can initiate an AO to finish a site cleanup at its discretion, including former VCP sites.

Chevron and Bellwether/Stone LLC both questioned the "1" ranking from the recent SHA. Allyson provided a brief summary of the SHA ranking process for clarification.

Chevron indicated that they are interested in doing the work through PLIA, and questioned whether it was a viable option. Allyson indicated that PLIA could be applicable, but is a very new option and there may be factors that preclude it, including complexity of the Site, and that the PLIA framework would not alter the cleanup requirements for the Site. Louise B. indicated that she does not think PLIA is an option for the Site (and stressed the responsibility for public notification), but will discuss with Bob Warren.

Bellwether asked about site access and potential effects of the investigation and cleanup work on tenants. Dale indicated that Ecology and Chevron will need Site access, including dedicated areas in the underground parking garage (mainly for the cleanup but also for the remedial investigation), and will work with the property managers to minimize the impacts. Sue S. indicated that the property managers need to be notified ahead of time for any Site visits, and requested notice of at least several days to one week (for simple site inspection visits as well as for investigation work).

Dale summarized current Site conditions and data gaps (also summarized in the PowerPoint slides). He identified MW-7 as the main location with elevated contaminant concentrations, including LNAPL. Ecology suspects that the recurring LNAPL is related to the intervals of impacted soil that were left in place during the previous cleanup action associated with site redevelopment (documented in the 2010

RI/RA report). Dale identified the primary data gaps including the extent/distribution of LNAPL, the lateral and vertical extent of groundwater contaminants, the vertical and horizontal distribution of remaining soil contaminants, and a vapor intrusion assessment.

Dale indicated that Ecology would like the RI to be completed within two years, and the cleanup fully implemented within five years. The primary RI goal is to identify to what extent the adjoining ROW and down-gradient properties may be impacted (i.e., characterize the nature and extent of impacts).

Dale requested that the FS be started once sufficient data has been collected during the RI (i.e., the PLPs do not need to wait for Ecology review/approval of the RI before starting the FS). Dale also outlined the general process following the RI, including preparation of the FS including a DCA and preferred alternative selection, and preparation of the dCAP by Ecology based on the RI/FS.

Dale indicated that Ecology will not consider any interim actions (i.e. supplemental cleanup work done prior to the formal cleanup action to address particular issues) unless the vapor assessment required by the AO indicates that vapor contaminants are a problem.

Dale indicated that meetings (in addition to the five required under the AO) can be requested by any party to discuss issues related to the Site (typically these are technical meetings).

Dale also mentioned that there is a process in the AO for requesting schedule extensions, and requested that he be notified ASAP if the need for schedule delays is identified by the PLPs. Obtaining City of Seattle permits for the work was identified as one potentially significant source of unanticipated schedule delays.

#### Action Items Summary:

- Dale requested that the PLPs complete a review of the Draft AO and Draft Public Participation Plan by the end of March, 2019.
- Louise B. indicated she would look into PLIA applicability for the Site and discuss with Bob Warren.
- Dale will send a link to the attendees for Ecology's internet site for Chevron 209335 Site, which includes electronic copies of Site documents.
- The next required AO meeting will be the RI Planning meeting to be scheduled during the public comment period in a few months. Additional meetings/calls can be requested by any party.

The list of attendees provided by Ecology is included below. A copy of the PowerPoint presentation is attached.

**Attendees List**  
**Chevron 209335 Agreed Order Kick-Off meeting**  
**February 21, 2019**

**Attendees Ecology**

**Dale Myers**

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**Attendees Chevron Environmental Management Company**

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**Attendees Stone Way Apts. LLC / Bellwether Housing**

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**Glenn Amster (not present)**

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