



# Snohomish County Council

## Legislation Text

File #: 2023-0693, Version: 1

### Executive/Council Action Form (ECAF)

**ITEM TITLE:**

Motion 23-312, authorizing the County Executive to sign an Agreed Order with the Washington State Department of Ecology for the Former Tect Lease Area on Paine Field Airport

**DEPARTMENT:** Airport

**ORIGINATOR:** Andrew Rardin

**EXECUTIVE RECOMMENDATION:** Approved by A Boungjaktha 7/21/23

**PURPOSE:** Agreed Order Contract between Department of Ecology and Snohomish County for remedial action at Airport.

**BACKGROUND:** .

- Snohomish County Airport has been investigating environmental contamination at the Former Tect Lease Area since the early 1990’s with Remedial Investigation (RI) reports submitted to the Department of Ecology.
- On December 13, 2018, Ecology sent the Airport an Early Notice Letter which stated that cleanup would need to occur on the property pursuant to the Model Toxics Control Act (MTCA).
- On November 23, 2021, the Airport submitted a request to enter the Department of Ecology Voluntary Cleanup Program (VCP). The VCP program provides oversight of straight forward typical cleanup actions.
- On March 17, 2022, Ecology provided written notice that the Airport was a Potentially Liable Party (PLP) for the environmental contamination at the former Tect lease area.
- On February 1, 2023, Ecology formally terminated Airport’s enrollment in the VCP and deemed the site too complex and an Agreed Order (AO) would be required.
- The Airport, with assistance of its attorneys, has negotiated an Agreed Order with the Department of Ecology that requires the County to undertake all actions for remedial work.
- The Airport is responsible to reimburse Ecology staff hours worked on the AO which is estimated to be approximately \$150,000 per year until completion.

**FISCAL IMPLICATIONS:**

<b>EXPEND:</b> FUND, AGY, ORG, ACTY, OBJ, AU	2023	2024	1ST 3 YRS
API49-20-6301 - Other Improvements	\$150,000	\$150,000	\$450,000
<b>TOTAL</b>	\$150,000	\$150,000	\$450,000

