

**STATE OF OREGON  
DEPARTMENT OF ENVIRONMENTAL QUALITY**

In the Matter of:

DEQ NO. LQVC-WR-21-03

MPC Builders, LLC  
2711 E. Main St  
Puyallup, WA OR 98372

AMENDMENT 4 TO ORDER ON CONSENT

Respondent

The Director of the Oregon Department of Environmental Quality (“DEQ”) hereby issues this Amendment 4 to this Order on Consent to MPC Builders, LLC (“Respondent”). Except as modified by this Amendment 3, the terms and conditions, including defined terms, of the Order on Consent, Amendment 1 to Order on Consent, Amendment 2 to Order on Consent, and Amendment 3 to Order on Consent remain in full force and effect.

5. Work to be Performed

Pursuant to Section 5.A, Exhibit B is replaced by the attached Amendment 4: Methane Investigation Amended Scope of Work.

STIPULATED, AGREED, and APPROVED FOR ISSUANCE:

**MPC Builders, LLC**  
Respondent

By:  6BD019A11AF849A... Date: 11/30/2022  
**Levi Miller**

STIPULATED, AGREED, and SO ORDERED:

**State of Oregon**  
**Department of Environmental Quality**

By: *Michael E. Kucinski* Date: 11/30/2022  
Michael E. Kucinski (Nov 30, 2022 16:29 PST)  
**Michael E. Kucinski**  
Cleanup Program Manager, Western Region

**EXHIBIT B****AMENDMENT 4****METHANE INVESTIGATION  
AMENDED SCOPE OF WORK****I. INTRODUCTION**

This Amended Scope of Work (“ASOW”) describes the objectives and activities to be undertaken by MPC Builders LLC (Respondent) to complete a Remedial Investigation, Risk Assessment and Feasibility Study (“RI/RA/FS”) for the former Philomath Mill Site (the “Site”). The purpose of the RI/RA/FS is to determine the nature, extent, distribution, and movement of methane in Site soil and air, the risks to people exposed to methane from the Site, and the feasibility of remedial alternatives for the Site. Other than as set forth in this ASOW, all other terms and conditions of the initial Scope of Work (“SOW”) continue to apply.

**II. SCHEDULE**

**Section II of the initial Scope of Work is replaced by the following:**

All work completed under this Consent Order shall proceed in accordance with the following schedule:

<b>Scope</b>	<b>Task</b>	<b>Date(s)<sup>a</sup></b>
<b>Interim Remedial Action Measures for West Side of 16th Street</b>		
	Initiate Bi-Weekly Monitoring of occupied homes in accordance with the DEQ-approved Soil Gas, Crawl Space, and Ambient Air Monitoring Plan	Within two weeks of Brownfield (BRF) Loan disbursement
	Utility Conduit Sealing Workplan Submittal to DEQ	12/15/2022 (Completed)
	DEQ review/comment on Utility Conduit Sealing Workplan	1/17/2023
	Initiate Utility Conduit Sealing	On or before 5/15/2023 <sup>b</sup>
	Preliminary IRAM Pilot Study Workplan Submittal to DEQ	3/15/2023
	DEQ review/comment on IRAM Pilot Study Workplan	4/17/2023
	Initiate IRAM Pilot Study	On or before 5/15/2023
<b>Remedial Investigation for MP5 and MP11</b>		
	Workplan Submittal to DEQ	8/5/2022 (Completed)
	DEQ review/comment	8/19/2022 (Completed)
	Initiate Field Work	On or before 1/30/2023 or within 45 days of BRF Loan disbursement.
<b>Interim Remedial Action Measures for East Side of 16th Street</b>		
	Submittal to DEQ	8/5/2022 (Completed)
	DEQ review/comment	8/19/2022 (Completed)

*Consent Order Number LQVC-WR-21-03*

*Attachment B*

*Methane Investigation Scope of Work - Amendment 4*

*Page 1*

Scope	Task	Date(s) <sup>a</sup>
	Implementation of the deliverable	Anticipated Fall/Winter 2022 through September 2023
Final Remedial Investigation Workplan		
	Submittal to DEQ	6/3/2024
	DEQ review/comment	6/17/2024
	Implementation of the deliverable	Summer 2024
Final Remedial Investigation/Feasibility Study Report		
	Submittal to DEQ	9/13/2024
	DEQ review/comment	9/27/2024
	Implementation of the deliverable	Fall 2024

<sup>a</sup>: Schedule reflects disbursement of Brownfields Loan funds on December 15, 2022

<sup>b</sup>: Utility conduit sealing compounds require temperatures above 40 degrees Fahrenheit for a period of at least 72 hours. Installation during cold winter months is not recommended. Additionally, homes are heated with electricity. Power disruptions during the cold winter months is also not recommended.

Respondent, as necessary to reflect or incorporate newly discovered information and/or environmental conditions, may amend all work plans. Additional work plans and work plan amendments are subject to DEQ review and approval and will be processed according to schedules negotiated between the parties at the time of each phase change or task addition. Respondent shall initiate and complete work according to the schedule above, unless otherwise specified by DEQ in the applicable approved work plan or amendment.

Consent Order Number LQVC-WR-21-03

Attachment B

Methane Investigation Scope of Work - Amendment 4

Page 2