



**Public Notice of Request for  
Clean Water Act Section 401 Water Quality Certification and  
Coastal Zone Management Act Federal Consistency**

**Public Notice Date:** February 14, 2024

**Comment Period Ends:** March 8, 2024

The Department of Ecology (Ecology) has received a request for a Clean Water Act (CWA) Section 401 Water Quality Certification (WQC) and a Coastal Zone Management Act (CZMA) federal consistency decision for the following project.

Pursuant to Section 401 of the CWA, applicants for a federal license or permit for activities which may discharge to waters of the United States must seek WQC from the state with jurisdiction. Under Section 401 of the CWA, federal agencies cannot issue a license or permit before Ecology makes a decision on a WQC request or waives the right to review. Any conditions that are included in the WQC then become conditions of the federal permit or license. For information regarding Ecology's CWA Section 401 WQC, please visit Ecology's [webpage](#).

Ecology is evaluating this project for consistency with the [enforceable policies](#) of Washington's Coastal Zone Management Program (CZMP). The federal CZMA authorizes states with approved CZMPs to review federal actions, which include federal agency activities and the issuance of federal permits and licenses. After this review is complete, Ecology will issue a decision on whether the project is consistent with the CZMP's enforceable policies; Ecology will either concur or object that the project is consistent to the maximum extent practicable. Please see Ecology's [CZMA federal consistency](#) website for additional information about Ecology's decision process.

Under Washington's CZMP, federal actions that may affect any land use, water use, or natural resources in the coastal zone must be consistent with the enforceable policies found within the following state authorities:

- Washington Clean Air Act
- Washington State Water Pollution Control Act
- State Shoreline Management Act
- Ocean Resources Management Act
- Marine Spatial Plan for Washington's Pacific Coast

Ecology is seeking comments from the public, state and local agencies, tribes, and other interested parties regarding the project.

Comments on this public notice will be accepted and made part of the record. Please specify the proposal or project name and Aquatics identification number when submitting comments.

**For additional information or to submit comments, please email the address below:**

Department of Ecology—SEA Program  
Federal Permit Unit  
Email - [ecyrefedpermits@ecy.wa.gov](mailto:ecyrefedpermits@ecy.wa.gov)

**1. Aquatics ID: 142959**

**Project Name:** Myles Bulkhead Replacement

**Applicant:** Myles Yu

**Location:** 937 5th Street, Camano Island, Island County.

**Description:** The applicant intends to construct a new bulkhead located 6 to 8 feet landward of the existing bulkhead: because the new bulkhead is located entirely landward of high tide line (HTL), it is outside of U.S. Army Corps of Engineers jurisdiction and not a part of this review. No fill material or debris will be placed or discharged below HTL during construction of the new bulkhead. The applicant also proposes to remove four Ecology blocks that were placed waterward of the existing bulkhead to support damaged portions of the bulkhead. Beach sediment has accumulated around the blocks; when the blocks are removed, the applicant will fill any holes with no more than 3 cubic yards of beach sediment.

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