



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000

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October 26, 2021

Lytle Seafoods
Attn: Scott Lytle
1 Rockview Lane
Hoquiam, WA 98550

RE: Coastal Zone Consistency for **Corps Reference No. 200901432**,
DNR 132 Lease 20-089907, Grays Harbor County, Washington

Dear Scott Lytle:

On August 18, 2021, The Department of Ecology received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project.

This determination is for the proposed project to continue to commercially cultivate up to 132 acres of on-bottom Pacific oysters on state-owned tidelands from -1.0 feet to +0.5 feet Mean Lower Low Water (MLLW) tidal elevations. The proposed project is located 5,600 feet waterward from the approximate Mean High Water (MHW) shoreline and extends a maximum of 12,300 feet waterward of the approximate MHW shoreline. No permanent corner markers will be used. Access to the site will be by boat from the vessel staging area near Ocosta. No kelp is present on site. Native *Z. marina* is present in patches and as continuous beds in densities ranging from bare to sparse to dense.

The planting, maintenance and cultivation of on-bottom Pacific Oysters will include the following: on-bottom oysters will be evenly scattered onto the substrate at high tide from the deck of an oyster scow. After the oysters are planted they will require very little maintenance, but will be regularly surveyed by the farm manager to ensure survival following extreme weather events. The grow-out period of the oysters is approximately 3 years. Harvest takes place during daylight tide hours over a period of 4-8 weeks. Oysters are harvested by hand at low tide into tubs by crews of 7-10 people. Tubs are then retrieved by dredge at high tide the same day. The duration of low tide harvest is up to 4 hours. To complete harvest on high tide is an additional 2-3 hours.

Dredge harvest of oysters takes place on a periodic basis of about every 3 years. Annual dredge acres do not exceed 44 acres. Dredging occurs on high-mid tide and is done by skimming the surface of the substrate to minimize turbidity. Dredge harvest lasts approximately 4 hours at a time and occurs intermittently for harvest of mature oysters.

The project site is located on tidelands within Grays Harbor, on DNR Lease #20-089907 near Ocosta, Grays Harbor County, Washington; Section 9, Township 14 North, Range 11 West; WRIA 22, Lower Chehalis Watershed.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Lytle Seafoods' determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination please contact Teresa Pucylowski at teressa.pucylowski@ecy.wa.gov.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do all of the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Address and location information.

Filing an appeal with the PCHB:

Mailing Address:

Pollution Control Hearings Board
PO Box 40903
Olympia, WA 98504-0903

Street Address:

Pollution Control Hearings Board
1111 Israel RD SW
STE 301
Tumwater, WA 98501

Serving a copy of the appeal on Ecology:

Mailing Address:

Department of Ecology
Attn: Appeals Processing Desk
PO Box 47608
Olympia, WA 98504-7608

Street Address:

Department of Ecology
Attn: Appeals Processing Desk
300 Desmond Drive SE
Lacey, WA 98503

Sincerely,

A handwritten signature in blue ink, appearing to read 'Brenden', with a stylized flourish extending to the right.

Brenden McFarland, Section Manager
Environmental Review and Transportation Section
Shorelands and Environmental Assistance Program

e-cc: Aquaculture-Reinforcement-Team@usace.army.mil
Thomas Sentner, Corps of Engineers
Teressa Pucylowski, Ecology
Loreé Randall, Ecology
ecyrefedpermits@ecy.wa.gov