



**STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY**

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

May 26, 2022

Williams/Northwest Pipeline LLC  
Attn: Halli Harris  
295 Chipeta Way  
Salt Lake City, UT 84108

Re: Water Quality Certification Order No. **21136**, Cathodic Protection System 492  
Installation Project, Snohomish County, Washington

Dear Ms. Harris:

On March 25, 2022, Williams/Northwest Pipeline LLC (Northwest) submitted a request for a Section 401 Water Quality Certification (WQC) under the federal Clean Water Act for the Cathodic Protection System 492 Installation Project, Snohomish County, Washington.

On behalf of the state of Washington, the Department of Ecology certifies that the work described in the Water Quality Certification Request and supplemental documents complies with applicable provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act, as amended and applicable state laws. This certification is subject to the conditions contained in the enclosed Water Quality Certification Order (WQC Order).

Please ensure that anyone doing work under this WQC Order has read, is familiar with, and is able to follow all of the provisions within the attached WQC Order.

If you have any questions about this decision, please contact Kerry Carroll at (360) 407-7503. The enclosed WQC Order may be appealed by following the procedures described within.

Sincerely,

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

Cathodic Protection System 492 Installation Project

Order No. 21136, Aquatics No. 14050

May 26, 2022

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Enclosure

E-cc: Carolyn Last, Edge Environmental

Loree' Randall, Ecology

Kerry Carroll, Ecology

ECYREFEDPERMITS@ecy.wa.gov – Aquatics No. 14050



<b>IN THE MATTER OF GRANTING A</b>	)	<b>ORDER No. 21136</b>
<b>WATER QUALITY CERTIFICATION TO</b>	)	<b>Cathodic Protection System 492 Installation</b>
<i>Williams/Northwest Pipeline LLC</i>	)	<i>Project located within wetlands, Snohomish,</i>
<i>pursuant to 33 U.S.C. 1341 (FWPCA §</i>	)	<i>Snohomish County, Washington</i>
<i>401), RCW 90.48.120, RCW 90.48.260</i>	)	
<i>and Chapter 173-201A WAC</i>	)	

Williams/Northwest Pipeline LLC  
 Attn: Halli Harris  
 295 Chipeta Way  
 Salt Lake City, UT 84108

On March 25, 2022, Williams/Northwest Pipeline LLC (Northwest) submitted a request for a Section 401 Water Quality Certification (WQC) under the federal Clean Water Act for the Cathodic Protection System 492 Installation Project, Snohomish County, Washington. The following required processing dates are referenced below:

- On March 28, 2022, Ecology issued a public notice for the project.

This project proposes to temporarily impact .05 acres of wetland to install additional Cathodic protection on the existing pipeline system, a 20-inch North Seattle 2428 mainline lateral and 16-inch 2448 loop line. Northwest has designed this project within the parameters of NWP 12; therefore, it does not trigger the U.S. Corps of Engineers Seattle Districts Pre Construction Notification requirement.

The project site is located at 12426 Elliott Road in wetlands, Snohomish County, Washington, Section 17 NE, Township 27 N, Range 6 E., within Water Resource Inventory Area (WRIA) 7, Snohomish.

With this Order, Ecology is granting Northwest’s request for a Section 401 Water Quality Certification for the Cathodic Protection System 492 Installation project, provided that the activity is conducted in accordance with the Section 401 Water Quality Certification request and attachments Ecology received on March 25, 2022.

Based on the information submitted, Ecology has determined that the discharge from the project will comply with state water quality requirements. Prior to undertaking any changes that materially alter the project, Northwest must contact Ecology to determine whether a new Section 401 Water Quality Certification is required.

Issuance of this Section 401 Water Quality Certification for this proposal does not authorize Northwest to exceed applicable state water quality standards (Chapter 173-201A WAC), ground water quality standards (Chapter 173-200 WAC), or sediment quality standards (Chapter 173-204 WAC). Furthermore, nothing in this Section 401 Water Quality Certification absolves

the Applicant from liability for contamination and any subsequent cleanup of surface waters, ground waters, or sediments resulting from project construction or operations.

**Special Condition:**

1. The following notifications shall be made to Ecology's Federal Permit Manager via e-mail to [fednotification@ecy.wa.gov](mailto:fednotification@ecy.wa.gov) and cc to [Kerry.Carroll@ecy.wa.gov](mailto:Kerry.Carroll@ecy.wa.gov). Notifications shall be identified with WQC Order No. 21136 and include the Project Proponent name, Project Name, Project Location, Project Contact and the Phone Number.
  - a. At least ten (10) days prior to conducting initial work activities; and
  - b. Within seven (7) days of completion of work activities.
    - *Justification - Ecology has independent state authority to ensure protection of state water quality. Ecology must be aware of when a project starts and ends and whether there are any issues. This allows Ecology to evaluate compliance with the state water quality requirements.*
    - *Citation - Chapter 90.48 RCW, RCW 90.48.030, Chapter 173-201A WAC, WAC 173-201A-300 - 330, Chapter 173-204 WAC, and WAC 173-225-010.*
2. This WQC Order will expire 2 years from the date of issuance.
  - *Justification - Certifications are required for any license or permit that authorizes an activity that may result in a discharge. Ecology needs to be able to specify how long the WQC Order will be in effect.*
  - *Citation - Chapter 90.48 RCW, Chapter 173-201A, and Chapter 173-225-010 WAC.*

In view of the foregoing and in accordance with 33 U.S.C. §1341, RCW 90.48.120, RCW 90.48.260 Chapter 173-200 WAC and Chapter 173-201A WAC, this WQC is granted to the Northwest for the Cathodic Protection System 492 Installation project.

**YOUR RIGHT TO APPEAL**

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. 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 Order:

- File your appeal and a copy of this Order 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 Order 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

#### **CONTACT INFORMATION**

Please direct all questions about this Order to:

Kerry Carroll  
Department of Ecology  
PO Box 47600  
Olympia, WA 98504-7600  
Kerry.Carroll@ecy.wa.gov

#### **MORE INFORMATION**

- **Pollution Control Hearings Board Website**  
<http://www.eluho.wa.gov/Board/PCHB>

- **Chapter 43.21B RCW - Environmental and Land Use Hearings Office – Pollution Control Hearings Board**  
<http://app.leg.wa.gov/RCW/default.aspx?cite=43.21B>
- **Chapter 371-08 WAC – Practice and Procedure**  
<http://app.leg.wa.gov/WAC/default.aspx?cite=371-08>
- **Chapter 34.05 RCW – Administrative Procedure Act**  
<http://app.leg.wa.gov/RCW/default.aspx?cite=34.05>
- **Chapter 90.48 RCW – Water Pollution Control**  
<http://app.leg.wa.gov/RCW/default.aspx?cite=90.48>
- **Chapter 173.204 WAC – Sediment Management Standards**  
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-204>
- **Chapter 173-200 WAC – Water Quality Standards for Ground Waters of the State of Washington**  
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-200>
- **Chapter 173-201A WAC – Water Quality Standards for Surface Waters of the State of Washington**  
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-201A>

**SIGNATURE**



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

May 26, 2022

Date