



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

July 15, 2022

U.S. Army Corps of Engineers
Regulatory Branch
ATTN: Daniel Krenz
4735 E Marginal Way S, Building 1202
Seattle, WA 98134-2388

RE: Coastal Zone Consistency for Activity Undertaken by a Federal Agency
Regional General Permit 6: Structures in Inland Marine Waters of Washington State

Dear Daniel Krenz:

On November 18, 2021 the U.S. Army Corps of Engineers (Corps) requested a Coastal Zone Management Act federal consistency decision for Regional General Permit 6 (RGP 6). On November 30, 2021 Ecology notified the Corps that the Consistency Determination (CD) and information required by 40 CFR 930.39(a) had not been received. On December 1, 2021 the Corps submitted a Consistency Determination (CD) with the Washington State Coastal Zone Management Program (CZMP). On April 25, 2022 Ecology requested an extension. The Corps granted an extension until July 17, 2022.

The Corps proposes to modify and reissue RGP 6: Structures in Inland Marine Waters of Washington State. Work authorized by RGP-6 includes residential piers, ramps, floats, buoys, marine rails, stairways, trams and watercraft lifts in inland marine waters of Washington State.

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

If you have any questions regarding Ecology's consistency determination, please contact Erin Hanlon Brown at 360-280-1037.

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. The appeal process is governed by RCW 43.21B and WAC 371-08. "Date of receipt" is defined in RCW 43.21B.001(2). More information is available at <https://eluh.wa.gov/content/11>.

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

- File your notice of appeal and a copy of this Order with the PCHB (see filing options below). “Filing” means actual receipt by the PCHB during regular business hours as defined in WAC 371-08-305 and -335. “Notice of appeal” is defined in WAC 371-08-340.
- Serve a copy of your notice of appeal and this Order on the Department of Ecology, in proper form, by mail or in person (see addresses below). E-mail is not accepted.

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

Filing an appeal with the PCHB:

For the most current information regarding filing with the PCHB, visit:
<https://eluhwa.gov/content/11>

Filing by mail

Mailing Address:

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

Filing in person (or by certified mail/courier)

Street Address:

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

Filing electronically

E-mail Address:

pchb-shbappeals@eluhwa.gov

Serving a copy of the appeal on Ecology:

Electronic copies of appeals are not accepted at the Department of Ecology per WAC 371-08-305(10).

Filing by mail

Mailing Address:

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

Filing in person (or by certified mail/courier)

Street Address:

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

Sincerely,



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



RGP 6: Structures in Inland Marine Waters of WA State
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Enclosure

E-cc: Daniel Krenz, U.S. Army Corps of Engineers
Tina Tong, U.S. Army Corps of Engineers
Randy Lumper, Northwest Indian Fisheries Commission
Loree' Randall, Ecology-HQ
Erin Hanlon Brown, Ecology-HQ
ECYREFEDPERMITS@ecy.wa.gov

