



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Region Office
PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

November 7, 2022

Acquisition 44, LLC
ATTN: Tyler Higgins
3697 Mt. Diablo Boulevard
Lafayette, CA 94549

Re: Coastal Zone Consistency for Auburn Logistics Center Project (Corps No. **20200789**)
City of Auburn, King County, Washington

Dear Tyler Higgins:

On November 3, 2020, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project.

On April 13, 2021, October 7, 2021, December 17, 2021, January 21, 2022, and July 13, 2022, Acquisition 44, LLC (Applicant) and Ecology agreed to stay the CZM in order to give the Applicant more time to meet the CZMP's enforceable policies. The July 13, 2022 (fifth) stay extended the review period until January 20, 2023.

This determination is for upgrading and modernizing an outdated distribution and logistics facility to improve systems capacity and meet modern operating needs. To resolve these issues, the north side of the building must be modified to incorporate new loading docks and improved truck access to accommodate truck maneuvering and access to support the distribution center operations. As the facility upgrades are location specific, impacts to the adjacent wetlands are unavoidable. The project proposes 5.05 acres of wetland fill and 1,377 square feet of ditch fill, for a total of approximately 5.1 acres of in-water and wetland impacts.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Acquisition 44, LLC's determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination, please contact Neil Molstad at (425) 389-5549 or neil.molstad@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. The appeal process is governed RCW 43.21B and WAC 371-08. "Date of receipt" is defined in RCW 43.21B.001(2). More information is available at <https://eluhwa.gov/content/11>.

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

- 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 paper form, by mail or in person (see addresses below). E-mail is not accepted.

You must also comply with 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

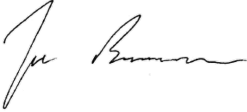
Filing in person (or by certified mail/courier)

Street Address:

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

Auburn Logistics Center Project
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Sincerely,



Joe Burcar, Section Manager
Shorelands and Environmental Assistance Program
Northwest Region Office

Sent via email: thiggins@orchardpartners.com

E-cc: Jon Pickett, Soundview Consultants LLC
Daniel Krenz, U.S. Army Corps of Engineers
Neil Molstad, Department of Ecology
Loree' Randall, Department of Ecology
ecyreczmfedconsistency@ecy.wa.gov

