



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

November 8, 2022

MBR Geoduck LLC
Attn: Troy Baker
13544 NE Betts Road
Vancouver, WA 98686

Re: Coastal Zone Consistency for Corps Reference No. **202100862**,
MBR Geoduck LLC, Mason County, Washington

Dear Troy Baker:

On September 16, 2022, 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 proposal to continue cultivating Manila clams on approximately 2.18 acres of privately owned tidelands between +5.0 feet and -2.0 feet Mean Lower Low Water (MLLW). There is no vegetation within the project area and access to the sites occur via boat or the uplands. Geoduck is no longer cultivated at any of the sites. The grower intends to obtain an after-the-fact permit for previously unauthorized activity.

Juveniles Manila clams are placed a thin layer of sand on sheets of plywood attached to a temporary float for approximately two months (moored on parcel 31910-12-80153 mid-May to mid-September). The shellfish are then placed onto the sediment and allowed to grow for three years. To deter predators, clam nets approximately 14ft x 20ft are secured over the seeded substrate with rebar hooks throughout the duration of their cultivation cycle. The mature shellfish are harvested by hand and placed in plastic mesh bags, which are carried by hand to the boat for removal to MBR Geoduck's upland shop. Harvest occurs year-round.

Approximately 5 cubic yards of washed pea gravel from a local commercial dealer in Shelton, WA will be added to enhance setting substrate between 972 and 1620 square feet annually within portions of the following parcels: 31910-12-80522, 31910-12-80150, 31910-11-80010, and 31910-11-80910. Small sections may have gravel added more than once, but not more than one inch per year and not all parcels would require annual graveling. Gravel is placed in small buckets and distributed onto the tideland property by hand.

The project site is located on tidelands within Little Skookum Inlet and Totten Inlet, on parcel numbers 22032-50-00025, 31910-12-80150, 31910-11-80010, 31910-12-80522, 31911-12-

00070, and 31910-11-80910, near Shelton, Mason County, Washington; Section 10, Township 19 North, Range 3 West; WRIA 14, Kennedy-Goldsborough Watershed.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with MBR Geoduck 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 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. 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.wa.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:

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.wa.gov

Serving a copy of the appeal on Ecology:

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

E-cc: Aquaculture-Reinforcement-Team@usace.army.mil
Kylie Webb, U.S. Army Corps of Engineers
Stephanie Jones, Pearl Environmental Consulting
Teresa Pucylowski, Ecology
Loreé Randall, Ecology
ecyrefedpermits@ecy.wa.gov