



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

January 20, 2023

Port of Everett
ATTN: Laura Gurley
1205 Craftsman Way, Suite 200
Everett, WA 98201

Re: Coastal Zone Management Federal Consistency Decision for Port of Everett Boat Launch Connector Channel and North Marina Approach Maintenance Dredging (Corps No. 202100894), Everett, Snohomish County, Washington

Dear Laura Gurley:

On March 16, 2022, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project. Then on August 23, 2022, the Port of Everett and Ecology agreed to stay the CZM until January 27, 2023, in order for the Applicant to complete the Section 401 Water Quality Certification process.

The project proposes to maintenance dredge 1.9 acres of approximately 23,700 cubic yards of material to a depth of -10 feet (MLLW) +2 feet over dredge allowance at the 10th Street Boat Launch and North Guest Dock 8, also known as the boat launch connector channel. The North Marina entrance requires maintenance dredging of 0.30 acres and approximately 3,745 cubic yards of material to a depth of -14 feet (MLLW) +2 feet over dredge allowance. Dredging at both locations equals a total of 27,445 cubic yards of material dredged over an area of 2.20 acres yearly over the next five years. Dredging will occur by clamshell dredge from a barge-mounted crane. The dredged material will be transported and disposed of in the Port of Gardner open-water disposal site by a bottom-dump barge. All material has been tested and is suitable for open water disposal.

The project site is located at 14th Street and West Marine View Drive, Snohomish River, Snohomish County, Washington, Section 18, Township 29N, Range 5E, within Water Resource Inventory Area (WRIA) 7 Snohomish Watershed.

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

If you have any questions regarding Ecology's consistency determination, please contact Loree' Randall at 360-485-2796.

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

Sincerely,



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

Sent via e-mail: LauraG@portofeverett.com

E-cc: Kelly Wedick, U.S. Army Corps of Engineers
Loree' Randall, Ecology
Laura Inouye, Ecology
fedconsistency@ecy.wa