



**STATE OF WASHINGTON**  
**DEPARTMENT OF ECOLOGY**

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

March 16, 2023

WA Department of Transportation  
ATTN: John Lefotu  
777 108<sup>th</sup> Ave NE, Suite 800  
Bellevue, WA 98004

Re: Coastal Zone Management Federal Consistency Decision for I-405 I-90 to NE 6<sup>th</sup> Express Toll Lanes (Corps No. NWS-2017-0166) in King County, Washington

Dear John Lefotu:

On February 13, 2023, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project.

This determination is for constructing new northbound and southbound express toll lanes on I-405, starting at I-90 Interchange (milepost 11.9) and extending to NE 6<sup>th</sup> Street (milepost 14.6). Additional road improvements include:

- Widening the I-405 overpass for SE 8<sup>th</sup> Street (milepost 12.78)
- Reconstructing the Main Street Bridge over I-405 (milepost 13.31)
- Constructing new overpass structures and section of trail for the Eastside Rail Corridor/Regional Trail (milepost 12.09 to milepost 12.49)

Road construction also entails stormwater management improvements as well as paving, restriping, and signal work. Compensatory mitigation will be provided for all unavoidable wetland impacts. This section of I-405 is located within the Renton/Bellevue area in King County, Washington.

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

If you have any questions regarding Ecology's consistency determination, please contact Penny Kelley at 360-280-8856.

### **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](mailto: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: lefotuJ@wsdot.wa.gov

E-cc: Jennifer Lang, U.S. Army Corps of Engineers  
Sandi Manning, U.S. Army Corps of Engineers  
Rob Thomas  
Loree' Randall, Ecology  
Penny Kelley, Ecology  
fedconsistency@ecy.wa.gov