



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Southwest Region Office

PO Box 47775, Olympia, WA 98504-7775 • 360-407-6300

November 16, 2023

Pacific Shellfish, South Bend LLC
ATTN: Kyle Deerkop
1200 Robert Bush Drive West
South Bend, WA 98586

Re: Coastal Zone Management Federal Consistency Decision for Willapa Facility
Maintenance Dredge (Corps No. NWS-2012-1350-1), Willapa River, South Bend, Pacific
County, Washington

Dear Kyle Deerkop:

On October 3, 2023, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Pacific Shellfish, South Bend LLC's determination that the proposed work is consistent with Washington's CZMP.

The proposed work includes dredging 8,000 cubic yards of native material from 0.205 acre of the Willapa River over a 10-year period to maintain navigational depths. Sediments in the dredge prism would be excavated to depths of -5 to -10 feet mean lower low water (MLLW). The average annual amount of sediment to be removed would 800 cubic yards, the applicant would not exceed 1,000 cubic yards of sediment removal in a given year. Sediment would be dredged during low tide when the area is not inundated with water. Dredging would occur by excavator with a clamshell bucket, and sediments would be dewatered as the bucket excavates and transfers the individual load to the dump truck. All dredged material will be deposited and retained in an area that has no waters of the United States. This activity will occur in the intertidal area along the existing dock and pier at the South Bend facility of the Willapa River, near 1200 Robert Bush Drive, South Bend, Pacific County, Washington.

If you have any questions regarding Ecology's decision, please contact Rowan Kelsall at 360-870-2983.

Your right to appeal

You have a right to appeal this decision. to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

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 decision. with the PCHB (see filing information 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 decision. on the Department of Ecology mail, in person, or by email (see addresses below).

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

Filing an appeal

Filing with the PCHB

For the most current information regarding filing with the PCHB, visit: <https://elaho.wa.gov/> or call: 360-664-9160.

Service on Ecology

Street Addresses:

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

Mailing Addresses:

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

E-Mail Address:

ecologyappeals@ecy.wa.gov

Sincerely,



Lori White, Section Manager
Shorelands and Environmental Assistance Program

Sent via e-mail: KDeerkop@pacificseafood.com



Corps No. NWS-2012-1350-1, Aquatics ID No. 133401

November 16, 2023

Page 3 of 3

e-cc: Brad Johnson, U.S. Army Corps of Engineers
Marlene Meaders, Confluence Environmental Company
Rowan Kelsall, Ecology
fedconsistency@ecy.wa.gov

