



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

November 28, 2023

Rock Island Shellfish
ATTN: Robert M. Carson
PO Box 181
Port Gamble, WA 98364

Re: Coastal Zone Management Federal Consistency Decision for Rock Island Shellfish (Corps No. NWS-2020-0323), Suquamish Bay, Port Ludlow, Jefferson County, Washington

Dear Robert M. Carson:

On October 12, 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 Rock Island Shellfish's determination that the proposed work is consistent with Washington's CZMP.

The proposed work includes the commercial shellfish cultivation and harvest of Kumamoto oysters on approximately 0.25 acres of intertidal shoreline between 4.0ft and -2.0ft Mean Lower Low Water (MLLW). For cultivation, ½"-rebar racks (1m wide x 5m long x 1m high) will be used, with the bottom 8" angled 90 degrees and buried into the sediment. Seapa baskets will then be attached to the racks using Seapa storm clips. The structure will be prefabricated in uplands and taken to the approved growing area during low tides. The infrastructure would be placed between the 0.75ft and -2.75ft MLLW. The upper tidal elevations (4.0ft+ MLLW) are being proposed as a holding area for the shellfish prior to transport. Cultivated shellfish would be in this area for approximately 24 hours prior to distribution.

The project site is located on tidelands within Suquamish Bay, on parcels 965100009, 965100010, and 965100011, near Port Ludlow, Jefferson County, Washington; Sections 2, Township 27 North, Range 1 East; WRIA 17, Quilcene-Snow Watershed.

If you have any questions regarding Ecology's decision, please contact Teresa Pucylowski at (360) 764-6654.

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

Corps No. NWS-2020-0323, Aquatics ID No. 142854

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Sincerely,

A handwritten signature in black ink that reads "Loree' Randall". The signature is written in a cursive, flowing style.

Loree' Randall, Section Manager
Aquatic Permitting & Protection Section
Shorelands and Environmental Assistance Program

Sent via e-mail: goldbuyerbob@gmail.com

E-cc: Matthew Bennett, U.S. Army Corps of Engineers
NWS-PermitApp@usace.army.mil
mc66701@att.net
Teresa Pucylowski, Ecology
fedconsistency@ecy.wa.gov