



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Region Office
PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

May 14, 2024

Port of Bremerton
Attn: James Weaver
8850 SW State Highway 3
Bremerton, WA 98312

Re: Coastal Zone Management Federal Consistency Decision for Port Orchard Marina Breakwater Replacement (Corps No. **NWS-2022-0513**), Sinclair Inlet, Port Orchard, Kitsap County, Washington

Dear James Weaver:

On August 18, 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 the Port of Bremerton's determination that the proposed work is consistent with Washington's CZMP.

On February 12, 2024, the Port of Bremerton and Ecology agreed to stay the CZM until August 18, 2024, in order for the Port to meet the enforceable policy of the Water Pollution Control Act.

The proposed work includes replacing the solid gangway with an ADA-compliant grated gangway, replacing solid approach floats with grated approach floats, replacing north and east solid breakwater floats with new solid north and east breakwater floats, removing creosote treated timber piles and stake piles, and replacing the piles with new steel piles and new steel plate anchors that are embedded below the mudline. This activity would occur in Sinclair Inlet, near Port Orchard, Kitsap County, Washington.

If you have any questions regarding Ecology's decision, please contact Austin Schmalz at 425-301-6989.

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:

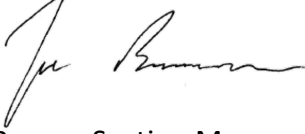
ecologyappeals@ecy.wa.gov

Corps No. NWS-2022-0513, Aquatics ID No. 139561

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Sincerely,

A handwritten signature in black ink, appearing to read "Joe Burcar". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

Joe Burcar, Section Manager

Northwest Region Office

Shorelands and Environmental Assistance Program

Sent via e-mail: jamesw@portofbremerton.org

E-cc: Trevor Williams, U.S. Army Corps of Engineers

Austin Schmalz, Ecology

fedconsistency@ecy.wa.gov