



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

June 21, 2024

Electron Hydro LLC
ATTN: Thom Fischer
1800 James Street, Suite 201
Bellingham, WA, 98225

Re: Coastal Zone Management Federal Consistency Decision for Electron Hydro Diversion
Fish Passage Enhancement (Corps No. NWS-2016-0350-C), Puyallup River, near Graham,
Pierce County, Washington

Dear Thom Fischer:

On May 30, 2024, 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 Electron Hydro LLC's determination that the proposed work is consistent with Washington's CZMP.

The proposed work includes removing and installing an 82-linear foot steel sheet pile, discharging up to 1,975 cubic yards (CY) of rock/stone fill and up to 11,759 CY of dredged stream bed material/rock impacting 55,055-sq. ft. (1.26 acres) of the Puyallup River for the purpose of fish passage enhancement and turf removal. This activity would occur in the Puyallup River, near Graham, Pierce County, Washington.

If you have any questions regarding Ecology's decision, please contact Casey Vaughn at 564-669-4201.

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 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,



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

Corps No. NWS-2016-0350-C, Aquatics ID No. 143779

June 21, 2024

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Sent via e-mail: thom@tollhouseenergy.com

E-cc: Jenae Churchill, U.S. Army Corps of Engineers

Chris Spens, Electron Hydro LLC

Corey Kleppe, Electron Hydro LLC

Loree' Randall, Ecology

Kerry Carroll, Ecology

Casey Vaughn, Ecology

fedconsistency@ecy.wa.gov