



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

June 21, 2024

Washington Department of Natural Resources
ATTN: Cassidy Biondo
1111 Washington Street SE
Olympia, WA, 98501

Re: Coastal Zone Management Federal Consistency Decision for DNR Tire Pile Removal project (Corps No. NWS-2024-0383), the Puget Sound, Thurston and Mason Counties, Washington

Dear Cassidy Biondo:

On June 4, 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 Washington Department of Natural Resources' determination that the proposed work is consistent with Washington's CZMP.

The proposed work includes removal of up to 14,969 1970s- and 1980s-era sunken tires within a total of 12.51 acres of Puget Sound subtidal zone, at varying depths, of four State-owned Aquatic Lands sites: Tolmie State Park, Burfoot County Park, and Frye Cove County Park at Thurston County, WA and Case Inlet at Mason County, WA. Removal of the intended artificial fish habitat material would occur during the allowable in-water work windows of 2024 and 2025. The entirety of the project area is subtidal with no observed vegetation within site footprints or where tires are located. The sediment surface at the four proposed sites has predominately fine sand and shell substrate present on benthic floor. The proposed project sites are currently located exclusively on subtidal property used for recreational opportunities and shellfish farming.

This activity is located in the Puget Sound, Thurston and Mason Counties, Washington within Water Resource Inventory Area's (WRIA's) 13 – Deschutes and 14 – Kennedy Goldborough, 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 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

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E-Mail Address:

ecologyappeals@ecy.wa.gov

Sincerely,



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

Sent via e-mail: Cassidy.Biondo@dnr.wa.gov

E-cc: Joshua Taylor, U.S. Army Corps of Engineers
Christopher Robertson, WA DNR
Loree' Randall, Ecology
Casey Vaughn, Ecology
fedconsistency@ecy.wa.gov