



**STATE OF WASHINGTON**  
**DEPARTMENT OF ECOLOGY**

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

January 30, 2025

Skagit County Drainage and Irrigation District No. 17  
ATTN: Brian Waltner  
18550 Hickox Road  
Mount Vernon, WA 98273

Re: Amendment to 401 Water Quality Certification Order No. 18057 for U.S. Army Corps of Engineers Reference No. 200700167, Skagit Drainage and Irrigation District 17 Drainage Maintenance, Unnamed tributaries of Dodge Slough, Skagit County, Washington

Dear Brian Waltner:

Enclosed is an amendment to Water Quality Certification Order No. 18057, issued on February 27, 2020, for the above project. All other conditions of Water Quality Certification No. 18057 remain in effect.

The purpose of this amendment is to extend the Water Quality Certification to coincide with the Corps individual permit.

If you have any questions, please contact Austin Schmalz at (425) 301-6989. The enclosed Amendment may be appealed by following the procedures described in the Amendment.

Sincerely,

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

Enclosure (1)

By certified mail: 91 7199 9991 7036 8715 4980

First Amendment to Order No. 18057  
Aquatics No. 133338, Corps No. 200700167  
January 30, 2025  
Page 2 of 2

Sent via e-mail: [skagitddid17@gmail.com](mailto:skagitddid17@gmail.com)

E-cc: Kristin Murray, U.S. Army Corps of Engineers  
Jenna Friebel, Skagit Drainage and Irrigation Districts Consortium LLC  
Austin Schmalz, Ecology  
Erin Hanlon Brown, Ecology  
[ecyrefedpermits@ecy.wa.gov](mailto:ecyrefedpermits@ecy.wa.gov)

In The Matter of Granting a Water Quality  
Certification (WQC) with Conditions to Skagit County Drainage  
and Irrigation District No. 17  
pursuant to 33 U.S.C. 1341 (FWPCA § 401), RCW 90.48.120, RCW  
90.48.260 and Chapter 173-201A WAC

Skagit County Drainage and Irrigation District No. 17  
Attn: Brian Waltner  
18550 Hickox Road  
Mount Vernon, WA 98273

<b>WQC Order No.</b>	<b>18057</b> , First Amendment
<b>Corps Reference No.</b>	200700167
<b>Site Location</b>	Skagit Drainage and Irrigation District 17 Drainage Maintenance project located within Unnamed tributaries of Dodge Slough, Skagit County, Washington.

On February 27, 2020, the Washington Department of Ecology (Ecology) issued a 401 Water Quality Certification to Skagit County Drainage and Irrigation District No. 17 for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401).

Ecology received a request January 6, 2025, to extend the Water Quality Certification to coincide with the Corps individual permit.

WQC Order No. 18057 dated February 27, 2020, is hereby amended as follows:

I. Condition number E1. which reads:

This Order shall remain in effect for a period of five (5) years from the date of issuance of this WQC. Continuing this project beyond the five-year term of this WQC will require the Applicant to obtain review and written approval by Ecology to extend the project for an additional five (5) years. The total term of this WQC shall not exceed a total of ten (10) years total.

Is replaced with:

This Order will expire September 1, 2028.

No other conditions or requirements of the above referenced Order are affected by this amendment.

Ecology retains continuing jurisdiction to make modifications hereto through supplemental order, if it appears necessary to further protect the public interest.

Failure to comply with this amended Order may result in the issuance of civil penalties or other actions whether administrative or judicial, to enforce the terms of this amended Order.

## Your right to appeal

You have a right to appeal this Order 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 Order:

- File your notice of appeal and a copy of this Order 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 Order on the Department of Ecology by 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.

## Address and Location Information

### 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](mailto:ecologyappeals@ecy.wa.gov)

## Contact Information

Please direct all questions about this Order to:

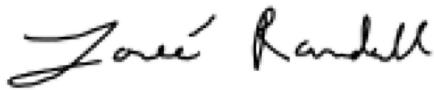
Austin Schmalz  
Department of Ecology  
(425) 301-6989  
[Austin.Schmalz@ecy.wa.gov](mailto:Austin.Schmalz@ecy.wa.gov)

## More Information

- **Pollution Control Hearings Board Website**  
<https://elaho.wa.gov>
- **Chapter 43.21B RCW - Environmental and Land Use Hearings Office – Pollution Control Hearings Board**  
<http://app.leg.wa.gov/RCW/default.aspx?cite=43.21B>
- **Chapter 371-08 WAC – Practice and Procedure**  
<http://app.leg.wa.gov/WAC/default.aspx?cite=371-08>
- **Chapter 34.05 RCW – Administrative Procedure Act**  
<http://app.leg.wa.gov/RCW/default.aspx?cite=34.05>

## Signature

Dated this 30th day of January 2025 at the Department of Ecology, Lacey, Washington.



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