



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

**Northwest Region Office**

**PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000**

April 18, 2025

General Recycling of Washington, LLC  
ATTN: Jeffrey Eis  
2424 SW Andover Street  
Seattle, WA 98106

Re: Coastal Zone Management Federal Consistency Decision for General Recycling of Washington Habitat Restoration (Corps No. NWS-2024-0152), Lower Duwamish River, Seattle, King County, Washington

Dear Jeffrey Eis:

On July 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. Ecology issued a 21-day public notice on August 5, 2024. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with General Recycling of Washington, LLC's determination that the proposed work is consistent with Washington's CZMP.

On January 3, 2025, General Recycling of Washington, LLC and Ecology agreed to stay the CZM until May 5, 2025, in order for General Recycling of Washington, LLC to obtain a Section 401 Water Quality Certification and Construction Stormwater General Permit Notice of Intent number.

The project proposes to construct a new habitat area specifically designed to support juvenile salmonids, aquatic habitat diversity, and ecosystem health. The project aims to create additional connectivity of high-quality habitat between two existing habitat restoration areas. To settle Natural Resource Damages claims under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Project is required by Consent Decree between GRW and the Natural Resources Trustees (Trustees). The Trustees include the U.S. Department of the Interior, the State of Washington through the Washington State Department of Ecology (Ecology), the Suquamish Indian Tribe of the Port Madison Reservation, and the Muckleshoot Indian Tribe. The project includes the following elements:

- Upland habitat excavation and grading. The upland surface will be cleared and grubbed of surface gravel and grass and then the upper 3.5 feet of soil (8,490 cubic yards (CYs)) will be excavated from the upland portion of the property using a land-based excavator and disposed of at a permitted Subtitle D landfill facility. The remaining excavated soil, down to a maximum depth of 12 feet, will be disposed at a clean soil disposal facility, such as Cedar Mountain Reclamation.
- Piling removal, debris removal, and ecology-block retaining wall and steel plate bulkhead removal. Up to 120 12-inch-diameter creosote-treated piles will be removed from the intertidal and subtidal areas. Shoreline debris consisting mostly of brick and located in front of the existing bulkhead wall will be removed and transported off-site. 130 linear feet (LF) of ecology-block retaining wall that is currently stabilizing the steel plate bulkhead wall, and the 260 LF steel plate bulkhead wall itself, will be removed.
- Habitat excavation and construction. 2.9 acres will be allocated to aquatic habitat, which will include 0.12 acres of armored slope, 0.53 acres of riparian buffer, 0.37 acres of vegetated marsh, 1.33 acres of intertidal habitat, and 0.56 acres of subtidal habitat. Excavation will be conducted using both land-based equipment and mechanical dredging equipment on a floating derrick barge. Imported clean fill will then be placed to a minimum 3-foot thickness. In the intertidal area, up to 4,670 CY of intertidal substrate will be placed, which consists of a well-mixed blend of medium sand and streambed sediment. A vegetated armored protective berm will be constructed at the southern channel opening.
- The marsh and riparian buffer areas will be planted with native vegetation. A supplemental irrigation system will be installed within the riparian area.
- Up to four 16-inch composite piles will be installed as fishing net attachments on the east side of the armored slope and about 50 feet south of the northern parcel boundary to facilitate tribal fisheries in the river.
- The proposed habitat area will be maintained and monitored through implementation of adaptive management actions, as necessary, for 10 years post-construction to ensure that the project meets Trustee objectives.

This activity would occur in the Lower Duwamish River, in Seattle, King 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 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)

Corps No. NWS-2024-0152, Aquatics ID No. 143644

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Sincerely,

A handwritten signature in black ink, appearing to read "Joe Burcar".

Joe Burcar, Section Manager

Northwest Region Office

Shorelands and Environmental Assistance Program

Sent via e-mail: [Jeffrey.eis@nucor.com](mailto:Jeffrey.eis@nucor.com)

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

Lisa Meoli, Floyd|Snider

Austin Schmalz, Ecology

[fedconsistency@ecy.wa.gov](mailto:fedconsistency@ecy.wa.gov)