



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

Central Region Office

1250 West Alder St., Union Gap, WA 98903-0009 • 509-575-2490

7/21/2025

Bonneville Power Administration  
ATTN: Mark Nadeau  
905 NE 11<sup>th</sup> Ave/PO BOX 3621  
Portland, OR 97208

Re: Section 401 Water Quality Certification Denial without Prejudice, Order No. **23834**, (Corps No. **NWS-2023-0954**), McNary-Ross No. 1 Insulator Maintenance, Benton, Klickitat, Skamania, and Clark Counties, Washington

Dear Mark Nadeau:

On July 23, 2024, the Department of Ecology (Ecology) received a request for a Section 401 Water Quality Certification for the above-referenced project. Ecology has one year from the Section 401 Water Quality Certification request to issue its decision.

At this time Ecology has not received the necessary information needed to assure that the discharges from the project will meet state water quality laws and requirements. Therefore, pursuant to Section 401 of the Clean Water Act, Chapter 90.48 RCW, and Chapter 173-201A WAC, Ecology is denying without prejudice Bonneville Power Administration's request for a Section 401 Water Quality Certification. Receipt of a denial without prejudice does not preclude you from submitting a new request for a Section 401 Water Quality Certification at a later date.

If you have any questions, please contact Ryan Anderson at (509) 379-1917. The Enclosed Order may be appealed by following the procedures described in the Order.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lori White", written over a horizontal line.

Lori White, Section Manager  
Central Regional Office  
Shorelands and Environmental Assistance Program

By certified mail: 7014 3490 0001 5527 6567

Sent via e-mail: [mhnadeau@bpa.gov](mailto:mhnadeau@bpa.gov)

WQC Order No. 23834, Corps No. NWS-2023-0954

Aquatics ID No. 143726

July 21, 2025

Page 2 of 2

E-cc: J. Ari Sindel, U.S. Army Corps of Engineers

Kevin Heller, Henkels West

Jennifer Huff, HDR

Karen Beattie, HDR

Trey Parry, HDR

Erin Hanlon Brown, Ecology

Ryan Anderson, Ecology

Lydia Albright, Ecology

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

In The Matter of Denying Section 401 Water Quality  
Certification to Bonneville Power Administration  
pursuant to 33 U.S.C. 1341 (FWPCA § 401),  
RCW 90.48.260 and Chapter 173-201A WAC

Bonneville Power Administration  
Attn: Mark Nadeau  
905 NE 11<sup>th</sup> Ave/PO BOX 3621  
Portland, OR 97208

<b>WQC Order No.</b>	23834
<b>Corps Reference No.</b>	NWS-2023-0954
<b>Site Location</b>	McNary-Ross No. 1 Insulator Maintenance located within multiple waterbodies in Benton, Klickitat, Skamania, and Clark Counties, Washington.

On July 23, 2024, the Department of Ecology (Ecology) received a request for a Section 401 Water Quality Certification (WQC) for the above-referenced project. Ecology has one year from the receipt of the request for a WQC to issue its decision.

On June 23, 2025, Ecology sent you an e-mail explaining that we needed.

- A Wetland Mitigation Plan approved by Ecology’s Federal Project Manager (Ryan Anderson). If proposing to use bank credits, a wetland banking plan approved by the Interagency Review Team and the relevant wetland bank
- Updated Water Quality Monitoring Plan

Without this information, Ecology does not have the necessary information to certify that the project will meet state water quality laws. With the statutory deadline approaching, Ecology must deny the WQC at this time. Therefore, pursuant to Section 401 of the Clean Water Act, Chapter 90.48 RCW and Chapter 173-201A WAC, Bonneville Power Administration’s request for a WQC is denied without prejudice.

Receipt of a denial without prejudice does not preclude you from submitting the information identified above with a new request for a WQC at a later date.

### 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://eluhho.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)

WQC Order No. 23834, Corps No. NWS-2023-0954

Aquatics ID No. 143726

July 21, 2025

Page 3 of 3

## Signature

Dated this 21st day of July, 2025, at the Department of Ecology, Union Gap, Washington.



---

Lori White, Section Manager

Central Regional Office

Shorelands and Environmental Assistance Program