



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

September 5, 2025

Port of Willapa Harbor
Attn: Jim Sayce
1725 Ocean Ave
Raymond, WA 98577

Re: Amendment to 401 Water Quality Certification Order No. 16940 for U.S. Army Corps of Engineers Reference No. NWS-2012-157, Bay Center Maintenance Dredging project located within the Palix River, Bay City, Pacific County, Washington

Dear Jim Sayce:

Enclosed is an amendment to Water Quality Certification Order No. 16940, issued on 2/27/2020, for the above project.

The purpose of this amendment is to extend the expiration date of the 401 Water Quality Certification to match the expiration date of the Corps permit, to allow continued maintenance dredging events. Condition C1 is amended to extend coverage until 9/30/2030. All other conditions of Water Quality Certification No. 16940 remain in effect.

If you have any questions, please contact Laura Inouye at 360-515-8213. The enclosed Amendment may be appealed by following the procedures described in the Amendment.

Sincerely,

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

Enclosure (1)

By certified mail: 91 7199 9991 7036 9386 8802

First Amendment to Order No. 13940
Aquatics No. 130905, Corps No. NWS-2012-157
September 5, 2025
Page 2 of 2

Sent via e-mail: portofwh@willapabay.org

E-cc: Danette Guy, U.S. Army Corps of Engineers
Laura Inouye, Ecology
Erin Hanlon Brown, Ecology
ecyrefedpermits@ecy.wa.gov

In The Matter of Granting a Water Quality
Certification (WQC) with Conditions to Port of Willapa Harbor
pursuant to 33 U.S.C. 1341 (FWPCA § 401), RCW 90.48.120, RCW
90.48.260 and Chapter 173-201A WAC

Port of Willapa Harbor
Attn: Jim Sayce
1725 Ocean Ave
Raymond, WA 98577

WQC Order No.	16940, First Amendment
Corps Reference No.	NWS-2012-157
Site Location	Bay Center Maintenance Dredging project located within the Palix River, Bay City, Pacific County, Washington.

On 2/27/2020 the Washington Department of Ecology (Ecology) issued a 401 Water Quality Certification to the Port of Willapa Harbor for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401).

Ecology received a request on 8/22/2025, to extend the expiration date of the 401 Water Quality Certification to match the Corps permit expiration date, to allow continued maintenance dredging.

WQC Order No. 16940 dated 2/27/2020 is hereby amended as follows:

I. Condition number C1 which reads:

This Order shall remain in effect for a period of five (5) years from the date of issuance of the Corps permit. Continuing this project beyond the five-year term of this Order 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 Order shall not exceed a total of ten (10) years total.

Is replaced with:

This Order shall remain in effect until 9/10/2030.

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, in paper form, by mail, or in person (see addresses below). E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Filing an appeal with the PCHB:

For the most current information regarding filing with the PCHB, visit: <https://eluhwa.wa.gov> or call: 360-664-9160.

Address and Location Information

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

Contact Information

Please direct all questions about this Order to:

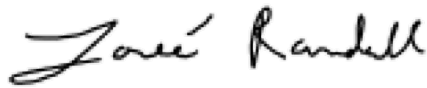
Laura Inouye
Department of Ecology
360-515-8213
Laura.Inouye@ecy.wa.gov

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 5th day of September 2025 at the Department of Ecology, Lacey, Washington.



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