



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

October 30, 2025

Sean Wehmeyer
18307 59th Street East
Bonney Lake, WA 98391

Re: Water Quality Certification Order No. **24162** (Corps No. **NWS-2025-385**), Wehmeyer Seawall, Dock Pile, and Boatlift Project, Chelan County, Washington

Dear Sean Wehmeyer:

On July 30, 2025, Sean Wehmeyer submitted a request for a Section 401 Water Quality Certification (WQC) under the federal Clean Water Act for the Wehmeyer Seawall, Dock Pile, and Boatlift Project, Chelan County, Washington.

On behalf of the state of Washington, the Department of Ecology certifies with conditions that the work described in the Water Quality Certification Request and supplemental documents complies with applicable provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act, as amended, and applicable state laws. **This certification is subject to the enclosed Water Quality Certification Order (WQC Order).**

Please ensure that anyone doing work under this WQC Order has read, is familiar with, and is able to follow all of the provisions within the attached WQC Order.

If you have any questions about this decision, please contact Mike Locatelli at (509) 379-4541 or at michael.locatelli@ecy.wa.gov. The enclosed WQC Order may be appealed by following the procedures described within.

Sincerely,

A blue ink signature of Lori White, consisting of a stylized 'L' followed by a horizontal line.

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

Enclosure (1)

By certified mail: 7014 3490 0001 5527 6598

WQC Order No. 24162, Corps No. NWS-2025-385

Aquatics ID No. 145720

October 30, 2025

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Sent via e-mail: seanwehmeyer@gmail.com

E-cc: Shannon Flannigan, U.S. Army Corps of Engineers

Jay Dirkse, Grette Associates, LLC

Justin Lam, Grette Associates, LLC

Erin Hanlon Brown, Ecology

Mike Locatelli, Ecology

ecyrefedpermits@ecy.wa.gov

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

Sean Wehmeyer
18307 59th Street East
Bonney Lake, WA 98391

WQC Order No.	24162
Corps Reference No.	NWS-2025-385
Site Location	Wehmeyer Seawall, Dock Pile, and Boatlift Project located within Lake Chelan, near Chelan, Chelan County, Washington.

Sean Wehmeyer submitted a request for a Section 401 Water Quality Certification (WQC) under the federal Clean Water Act for the Wehmeyer Seawall, Dock Pile, and Boatlift Project, Chelan County, Washington. The required processing dates are listed below:

- On May 13, 2025, the U.S. Army Corps of Engineers (Corps) sent an email notification to Ecology that they are reviewing the project for authorization under the Nationwide Permit (NWP) Program.
- On May 27, 2025, Sean Wehmeyer submitted a pre-filing meeting request.
- On July 30, 2025, Ecology received a request for Clean Water Section 401 Water Quality Certification.
- On August 14, 2025, Ecology issued a public notice for the project.
- Ecology's "Reasonable Period of Time" for this project has been established as November 27, 2025.

The purpose of the project is the maintenance of the dock and seawall, and boat moorage. The proposed project would remove up to 22 cubic yards of concrete and 30 cubic yards of soil along 141 linear feet of shoreline and would discharge up to 76 cubic yards of concrete, up to 30 cubic yards of soil, and up to five cubic yards of drain rock in up to 1,182 square feet, or along 141 linear feet of shoreline. Two 12-inch wood piles would be removed from the existing dock structure and replaced with two six-inch steel piles. Up to one cubic yard of concrete would be discharged to create a footer if the piles cannot be driven into the lakebed. A 10-foot by 12.5-foot ground-based boatlift with open steel framing would be installed on the downlake side of the existing dock. A track mounted excavator would be delivered to the property to be used for excavation and concrete removal. This work would be conducted in the dry, when the lake is drawn down. The proposed ground-based boatlift would be installed on the downlake

side of the existing dock. The lift would be installed by hand via a boat or barge and would have a maximum footprint of approximately 125 square feet, be of an open nature, consisting of an open steel framing, and would be freestanding. The concrete footing would only be used if the lake drops low enough to construct the footing in the dry. No vegetation would be removed to construct the dock piles.

The project site is located at 12752 S. Lakeshore Road, Chelan, Lake Chelan, Chelan County, Washington, Section 16, Township 28 N., Range 21 E., within Water Resource Inventory Area (WRIA) 47 Chelan.

With this WQC Order, Ecology is granting, with conditions Sean Wehmeyer's request for a Section 401 Water Quality Certification for the Wehmeyer Seawall, Dock Pile, and Boatlift Project, provided that the activity is conducted in accordance with the Section 401 Water Quality Certification request and attachments Ecology received on July 30, 2025, and the following supporting documentation:

- Hydraulic Project Approval (HPA) from Washington Department of Fish & Wildlife dated August 25, 2025.

Based on the information submitted, Ecology has determined that the discharge from the project will comply with state water quality requirements. Prior to undertaking any changes that materially alter the project, Sean Wehmeyer must contact Ecology to determine whether a new Section 401 Water Quality Certification is required.

Issuance of this Section 401 Water Quality Certification for this proposal does not authorize Sean Wehmeyer to exceed applicable state water quality standards (Chapter 173-201A WAC), ground water quality standards (Chapter 173-200 WAC), or sediment quality standards (Chapter 173-204 WAC). Furthermore, nothing in this Section 401 Water Quality Certification absolves Sean Wehmeyer from liability for contamination and any subsequent cleanup of surface waters, ground waters, or sediments resulting from project construction or operations.

Special Conditions:

1. This Certification is not effective until the U.S. Corps of Engineers (Corps) Seattle District issues a Department of the Army (DA) permit for this project. WQC Order No. **24162** will remain valid until July 1, 2027.
 - Justification – Certifications are required for any license or permit that authorizes an activity that may result in a discharge or fill material into waters. This WQC Order is not valid until the Federal agency issues a permit. Additionally, Ecology needs to be able to specify how long the WQC Order will be in effect.
 - Citation – Chapter 90.48 RCW, Chapter 173-201A WAC, and WAC 173-225-010.

2. Sean Wehmeyer shall send a copy of the final Federal permit via e-mail to fednotification@ecy.wa.gov and cc to Michael.Locatelli@ecy.wa.gov prior to the starting of any work authorized by this WQC Order. If the Federal Agency determines the proposed project does not require a Federal permit, Sean Wehmeyer shall immediately inform Ecology.
 - Justification - This condition is needed to ensure that the federal permit has been issued and all the conditions of the WQC Order have been included into the federal permit.
 - Citation - 40 CFR 121.10, 40 CFR 121.11, and Chapter 90.48 RCW.
3. To transfer this WQC Order to a new owner or operator Sean Wehmeyer shall:
 - a. Complete a Request for Transfer of Order with a specific transfer date of the WQC Order's obligations, coverage, and liability and submit it to Ecology at fednotification@ecy.wa.gov and cc to Michael.Locatelli@ecy.wa.gov. Link to form: <https://apps.ecology.wa.gov/publications/SummaryPages/ECY070695.html>;
 - b. Provide a copy of this WQC Order to the new owner or operator; and
 - c. The transfer is not considered valid until Sean Wehmeyer receives written notification from Ecology that the transfer has been approved.
 - Justification – Ecology has independent state authority to ensure protection of state water quality. Ecology needs to ensure that anyone conducting work at the project, including any new owners or operators, are aware of and understand the required conditions of this WQC Order to ensure compliance with the water quality standards and other applicable state laws.
 - Citation – 40 CFR 121.5, Chapter 90.48 RCW, RCW 90.48.030, Chapter 173-201A WAC, and WAC 173-225-010.
4. Any work that causes distressed or dying fish or discharges of oil, fuel, or other chemicals into state waters or onto land with a potential for entry into state waters is prohibited. If such work, conditions, or discharges occur, immediately notify Ecology's Regional Spill Response Office at (360)-407-6300 and the Washington State Department of Fish & Wildlife with the nature and details of the problem, any actions taken to correct the problem, and any proposed changes in operation to prevent further problems. You will also need to notify the Washington Emergency Management Division at 1-800-258-5990, for spills to water only. This condition is necessary to prevent oil and other hazardous materials spills from

causing environmental damage and to ensure compliance with water quality requirements. The sooner a spill is reported, the quicker it can be addressed, resulting in less harm.

- Justification - This condition is necessary to prevent oil and hazardous materials spills from causing environmental damage and to ensure compliance with water quality requirements. The sooner a spill is reported, the quicker it can be addressed, resulting in less harm. Ecology must protect waters of the state from all discharges and potential discharges of pollution that can affect water quality to protect aquatic life and beneficial uses.
- Citation - Chapter 90.48 RCW, RCW 90.48.030, RCW 90.48.080, Chapter 90.56 RCW, RCW 90.56.280, Chapter 173-201A WAC, WAC 173-201A-300 - 330, WAC 173-204-120, WAC 173-225-010, and WAC 173-303-145.

5. All activities below the ordinary high-water line shall be conducted when the lake is at a low water level from September through May of any calendar year.

- Justification - This condition is reaffirming the project will take place during a time period that will not harm fish or other aquatic species.
- Citation - Chapter 77.55 RCW, Chapter 90.48 RCW, RCW 90.48.030, RCW 90.48.080, Chapter 173-201A WAC, WAC 173-201A-300, WAC 173-201A-330, WAC 173-225-010, and Chapter 220-660 WAC.

In view of the foregoing and in accordance with 33 U.S.C. §1341, RCW 90.48.120, RCW 90.48.260 Chapter 173-200 WAC and Chapter 173-201A WAC, this WQC is granted with conditions to the Sean Wehmeyer for the Wehmeyer Seawall, Dock Pile, and Boatlift Project.

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 Chapters 43.21B RCW and 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 Address:

Department of Ecology
Attn: Appeals Processing Desk
300 Desmond Drive SE
Lacey, WA 98503

Mailing Address:

Department of Ecology
Attn: Appeals Processing Desk
PO Box 47608
Olympia, WA 98504-7608

E-Mail Address:

ecologyappeals@ecy.wa.gov

Americans with Disabilities Act Information

Accommodation Requests

To request ADA accommodation including materials in a format for the visually impaired, call Ecology at 360-407-6831 or visit <https://ecology.wa.gov/accessibility>. People with impaired hearing may call Washington Relay Service at 711. People with speech disability may call TTY at 877-833-6341.

Contact Information

Please direct all questions about this WQC Order to:

Mike Locatelli
Department of Ecology
(509) 379-4541
Michael.Locatelli@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>
- **Chapter 90.48 RCW – Water Pollution Control**
<http://app.leg.wa.gov/RCW/default.aspx?cite=90.48>
- **Chapter 173.204 WAC – Sediment Management Standards**
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-204>
- **Chapter 173-200 WAC – Water Quality Standards for Ground Waters of the State of Washington**
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-200>
- **Chapter 173-201A WAC – Water Quality Standards for Surface Waters of the State of Washington**
<http://apps.leg.wa.gov/WAC/default.aspx?cite=173-201A>

Signature

Dated this 30th day of October, 2025, at the Department of Ecology, Union Gap, Washington.



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