



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

*PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000
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April 2, 2020

Corps of Engineers, Seattle District
Environmental and Cultural Resources Branch
Attn: Laura Boerner, Chief
PO Box 3755
Seattle WA 98124-3755

**RE: Federal Consistency Concurrence for the Keystone Harbor Dredging Project in
Island County, Washington**

Dear Chief Boerner:

On January 28, 2020, the Seattle Branch of the Army Corps of Engineers (USACE) sent the Department of Ecology (Ecology) a Consistency Determination (CD) for the Keystone Harbor Dredging Project. The project consists of maintenance dredging of up to 165,000 cubic yards of material in Keystone Harbor on the west side of Whidbey Island. The work will occur over a 15-year period during the approved work windows between July 16 and February 15. All the dredged material will be applied as a beneficial use to nourish the beach east of the breakwater. The project is in Island County, Washington.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with the USACE's determination that the proposed project is consistent to the maximum extent practicable with the Washington CZMP. The project triggers the enforceable policies found in the state Shoreline Management Act, and the USACE opted to demonstrate compliance with those policies by analyzing the Island County Shoreline Master Program. Ecology issued a Section 401 WQ Certification on March 18, 2020, which satisfied the requirement that the project be consistent with the state Water Pollution Control Act's enforceable policies.

Should you have any questions regarding Ecology's concurrence, please contact Therese Swanson at (360) 584-3744 or terry.swanson@ecy.wa.gov.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. 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 appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on 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.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel RD SW STE 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

Sincerely,



Brenden McFarland, Section Manager
Environmental Review and Transportation Section
Shorelands and Environmental Assistance Program

E-CC: ecyrefedpermits@ecy.wa.gov

Laura Inouye, Ecology - laura.inouye@ecy.wa.gov

David Pater, Ecology - david.pater@ecy.wa.gov

Michael Suh, USACE – Michael.w.suh@usace.army.mil

Chemine Jackels, USACE – Chemine.r.jackels@usace.army.mil