



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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May 11, 2020

US Army 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 Westport Breakwater Repair in Grays Harbor County, Washington

Dear Laura Boerner:

On April 2, 2020, the Seattle Branch of the Army Corps of Engineers (the Corps) sent the Department of Ecology (Ecology) a Consistency Determination (CD) for the Westport Small Boat Basin Breakwater A structure in Grays Harbor County, Washington. The proposed work will repair 650 feet of the breakwater by replacing displaced toe rock and core rock on the seaward side. Additionally, 200 feet of the breakwater's side slope on the landward side will be excavated and replaced.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with the Corps'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 SMA, and the Corps opted to demonstrate compliance with those policies by analyzing the Westport Shoreline Master Program. As the project did not require a Clean Water Act Section 401 or Section 402 action, the project did not need to demonstrate consistency with the State Water Pollution Control Act, which is an enforceable policy of the CZMP.

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
 Zachary Meyer, Ecology – zmey461@ecy.wa.gov