



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

*Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000  
711 for Washington Relay Service • Persons with a speech disability can call (877) 833-6341*

November 4, 2020

Crilly Ritz, Senior Planner II  
Transportation and Environmental Services Division  
Snohomish County Public Works Department  
3000 Rockefeller Avenue, M/S 607  
Everett, WA 98201

RE: Coastal Zone Consistency for Corps Reference #NWS-2019-505,  
Little Bear Creek Advance Mitigation Site Project, Snohomish County, Washington

Dear Crilly Ritz:

The Washington State Department of Ecology (Ecology) has completed its review of the Coastal Zone Management Act Federal Consistency (CZM Consistency) for the above-referenced project. This determination is for construction of a 17-acre advance wetland mitigation site adjacent to Little Bear Creek that would offset wetland impacts from future road improvement projects. The site would be located southwest of the intersection of 58<sup>th</sup> Avenue SE and 238<sup>th</sup> Avenue SE, in unincorporated Snohomish County.

Ecology initiated its CZM Consistency review on March 16, 2020, upon receiving a Certification of Consistency from Snohomish County Public Works Department. On September 4, 2020, Ecology and Snohomish County Public Works Department agreed to stay the CZM deadline to allow time for the Department to obtain a Section 401 Water Quality Certification. Under the agreement, the current stay expires on November 16, 2020.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Snohomish County Public Works Department's determination that the proposed work is consistent with Washington's Coastal Zone Management Program.

If you have any questions regarding Ecology's consistency determination please contact Rebekah Padgett at (425) 649-7129.

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

Sincerely,



Joe Burcar, Section Manager  
Northwest Regional Office  
Shorelands and Environmental Assistance Program

Sent by electronic mail: [Crilly.ritz@snoco.org](mailto:Crilly.ritz@snoco.org)

e-cc: Andrew Shuckhart, U.S. Army Corps of Engineers  
Martin Fox, Muckleshoot Indian Tribe Fisheries  
Doug Gresham, Ecology

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Patricia Johnson, Ecology

Chris Luerkens, Ecology

Miya Spratt, Ecology

Amy Jankowiak, Ecology

Loree' Randall, Ecology

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