



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

June 18, 2012

Triton America, LLC
Mr. Thomas Hsueh
1905 Skyline Way
Anacortes, Washington 98221

RE: Coastal Zone Consistency for Corps Reference # NWS-2007-2065
U.S. Army Corps Nationwide Permit 3, Maintenance
Flounder Bay, Skagit County, Washington

Dear Mr. Hsueh:

On May 24, 2012, Triton America, LLC submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the replacement of piling, realignment of an existing float, and replacement of finger floats in Flounder Bay. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Triton America, LLC's determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination please contact Jessica Moore at (360) 407-7421.

YOUR RIGHT TO APPEAL

You have a right to appeal this Order to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this Order. 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:

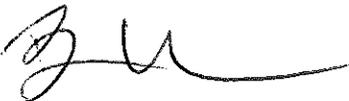
- File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

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

Sincerely,



Brenden McFarland, Section Manager
Environmental Review and Transportation
Shorelands and Environmental Assistance Program
WA Department of Ecology Headquarters

by Certified Mail 7009 0820 0001 9056 1158

e-cc: Stewart Woods
Randel Perry, U.S. Army Corps of Engineers
Loree' Randall, Ecology, HQ-SEA
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