



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000  
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August 17, 2011

Newport Yacht Club  
81 Skagit Key  
Bellevue WA 98006

On September 22, 2010, the Newport Yacht Club submitted a Federal Consistency Determination stating that the proposed maintenance dredging of the Newport Yacht Club Marina and adjacent areas is consistent with the Washington State Coastal Zone Management Program (CZMP). On March 17, 2011, the Department of Ecology (Ecology) and the Newport Yacht Club jointly agreed to a CZM extension. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, the Department of Ecology (Ecology) concurs with the determination that the proposed work is consistent with Washington's CZMP.

**Appeal Process:**

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

### CONTACT INFORMATION

Please direct all questions about this Order to:

Helen Pressley  
Department of Ecology SEA Program  
PO Box 47600  
Olympia WA 98504-7600  
360-407-6076  
hpre461@ecy.wa.gov

### MORE INFORMATION

**Pollution Control Hearings Board Website**

[www.eho.wa.gov/Boards\\_PCHB.aspx](http://www.eho.wa.gov/Boards_PCHB.aspx)

**Chapter 43.21B RCW - Environmental Hearings Office – Pollution Control Hearings Board**

<http://apps.leg.wa.gov/RCW/default.aspx?cite=43.21B>

**Chapter 371-08 WAC – Practice And Procedure**

<http://apps.leg.wa.gov/WAC/default.aspx?cite=371-08>

**Chapter 34.05 RCW – Administrative Procedure Act**

<http://apps.leg.wa.gov/RCW/default.aspx?cite=34.05>

**Chapter 90.48 RCW – Water Pollution Control**

<http://apps.leg.wa.gov/RCW/default.aspx?cite=90.48>

**Chapter 173.204 WAC – Sediment Management Standards**

[www.ecy.wa.gov/biblio/wac173204.html](http://www.ecy.wa.gov/biblio/wac173204.html)

**Chapter 173-201A WAC – Water Quality Standards for Surface Waters of the  
State of Washington**

[www.ecy.wa.gov/biblio/wac173201A.html](http://www.ecy.wa.gov/biblio/wac173201A.html)

If you have any questions regarding Ecology's consistency determination please contact  
Helen Pressley at 360-407-6076.

Sincerely,



Brenden McFarland, Section Manager  
Shorelands & Environmental Assistance Program  
Headquarters Office – Ecology  
State of Washington

Enclosure

by Certified Mail 7009 1410 0002 4001 1682

cc: Susan Powell, Corps  
David Kendall, Corps  
Tiffany Nabors, USFWS  
Kenny Booth, The Watershed Co.  
Kenneth and Michele Moore  
Richard Lomas  
Weinstein Spendthrift Trust  
Kevin LeClair

ecc: Loree' Randall, Ecology  
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