



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

March 15, 2011

Mark Segale
Segale Properties LLC
PO Box 88028
Tukwila, WA 98188

Dear Mr. Segale:

**RE: Coastal Zone Consistency for Corps Reference #200401358
U.S. Army Corps Public Notice for Individual Section 404 Permit, Tukwila South
Project, Tukwila King County, Washington**

On April 13, 2005, Segale Properties LLC submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP). On October 7, 2005, April 3, 2006, December 22, 2006, September 17, 2007, and September 24, 2008, the Department of Ecology (Ecology) and Segale Properties LLC jointly agreed to a CZM extension. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Segale Properties 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 Rebekah Padgett at (425) 649-7129.

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>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>

CONTACT INFORMATION

Please direct all questions about this Order to:

Rebekah Padgett
Department of Ecology
Northwest Regional Office
3190 160th Avenue SE
Bellevue, WA 98008
(425) 649-7129 rpad461@ecy.wa.gov

MORE INFORMATION

Pollution Control Hearings Board Website

www.ecy.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>

Sincerely,



Erik Stockdale, Unit Supervisor
Northwest Regional Office
Shorelands and Environmental Assistance Program

ES:rrp:cja

By certified mail: 7010 1060 0000 7466 4264

cc: Matt Bennett, U.S. Army Corps of Engineers
Jack Pace, City of Tukwila
Larry Fisher, Washington State Department of Fish and Wildlife

e-cc: Dave Radabaugh – NWRO
Jeannie Summerhays – NWRO
Kevin Fitzpatrick – NWRO
Patrick McGraner – NWRO

Loree' Randall - HQ
Raman Iyer - NWRO
ecyrefedpermits@ecy.wa.gov