STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
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March 24, 2015

Skagit County Dike, Drainage and Irrigation Improvement District #12
c/o Dan Lefeber
1317 S. Anacortes Street
Burlington, WA 98233

RE: Requested Amendment to Administrative Order #6481 (NWS-2008-1215-NO), Drainage Maintenance Dike, Drainage and Irrigation Improvement District #12 Project, Skagit County, Washington

Dear Mr. Lefeber:

Enclosed is an amendment to the Water Quality Certification issued on April 2, 2009, for the above project.

The purpose of this amendment is to respond to the December 9, 2014 request from Dike, Drainage and Irrigation Improvement District #12 to change the expiration date of the Order to align with the U.S. Army Corps of Engineers permit authorization NWS-2008-1215-NO and modification, which now expires January 5, 2016.

If you have any questions, please contact Rebekah Padgett at (425) 649-7129. The enclosed Amendment may be appealed by following the procedures described in the Amendment.

Sincerely,

Paul Anderson, Unit Supervisor
Shorelands and Environmental Assistance Program
Northwest Regional Office

PA:rrp:mrw
Enclosure

By certified mail: 7012 1640 0000 6245 9139

cc: Randel Perry, U.S. Army Corps of Engineers
Jenna Friebel, Washington Department of Fish and Wildlife
David Brock, Washington Department of Fish and Wildlife

Brandon Roozen, Western Washington Agricultural Association
Tom Sibley, NOAA Fisheries
Steve Hinton, Skagit River System Cooperative
Stan Walsh, Skagit River System Cooperative
Betsy Stevenson, Skagit County Planning and Development Services

e-cc: Doug Gresham – NWRO
Mak Kaufman – BFO
Doug Allen – BFO
Bob Fritzen – BFO
Christina Maginnis – BFO
Dave Garland – NWRO
Loree' Randall – HQ
Raman Iyer – NWRO
ecyrefedpermits@ecy.wa.gov

IN THE MATTER OF GRANTING A WATER QUALITY CERTIFICATION TO Skagit County Dike, Drainage and Irrigation Improvement District #12 in accordance with 33 U.S.C. 1341 (FWPCA § 401), RCW 90.48.120, RCW 90.48.260 and Chapter 173-201A WAC	)))))))	**ORDER #6481 Second Amendment Corps Reference No. NWS-2008-1215-NO** Drainage Maintenance Dike, Drainage and Irrigation Improvement District #12 Project; No Name Slough, Little Indian Slough, Big Indian Slough, Telegraph Slough, and Unnamed and Artificial Drainage Watercourses, Skagit County, Washington.

TO: Skagit County Dike, Drainage and Irrigation Improvement District #12
c/o Dan Lefeber
1317 S. Anacortes Street
Burlington, WA 98233

This amendment is to the above-referenced Administrative Order approved and issued by the Department of Ecology (Ecology) on April 2, 2009.

This amendment is issued under the provisions of Chapter 90.48 RCW and Chapter 173-201A WAC.

Administrative Order #6481 is hereby amended as follows:

1. **Condition E1 that reads:**

E1. This Order expires January 5, 2015. A new 401 Certification must be obtained prior to expiration in order to continue drainage maintenance in Skagit County Dike, Drainage and Irrigation Improvement District #12.

Is replaced with:

E1. This Order expires January 5, 2016. A new 401 Certification must be obtained prior to expiration in order to continue drainage maintenance in Skagit County Dike, Drainage and Irrigation Improvement District #12.

No other conditions or requirements of the above-mentioned Order are affected by this Amendment. The Department of Ecology retains continuing jurisdiction to make modifications hereto through supplemental order, if it appears necessary to further protect the public interest.

Failure to comply with this amendment may result in the issuance of civil penalties or other actions whether administrative or judicial, to enforce the terms of this amendment.

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 both 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
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 Road SW STE 301 Tumwater, WA 98501	**Pollution Control Hearings Board** PO Box 40903 Olympia, WA 98504-0903

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
rebekah.padgett@ecy.wa.gov

MORE INFORMATION

Pollution Control Hearings Board Website
www.eho.wa.gov/Boards_PCHB.aspx

Chapter 43.21B RCW - Environmental and Land Use 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 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

Chapter 173-200 WAC – Water Quality Standards for Ground Waters of the State of Washington
www.ecy.wa.gov/biblio/wac173200.html

Chapter 173-201A WAC – Water Quality Standards for Surface Waters of the State of Washington
www.ecy.wa.gov/biblio/wac173201A.html

SIGNATURE

Paul Anderson, Unit Supervisor
Shorelands and Environmental Assistance Program
Northwest Regional Office

March 24, 2015