



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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March 18, 2015

Walter Smith
Burlington Northern Santa Fe Railway
2454 Occidental Avenue South, Suite 2D
Seattle, WA 98134

RE: Coastal Zone Consistency for U.S. Army Corps of Engineers Reference #NWS-2013-922, Seattle-to-Tacoma Sounder Commuter Rail Easements and Improvements (Easement 4) Project, in Auburn, King County, Washington

Dear Mr. Smith:

On February 23, 2015, Burlington Northern Santa Fe Railway submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP). Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Burlington Northern Santa Fe Railway'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 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,



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

PA:rrp:mrw

By certified mail: 7013 2250 0000 1369 9543

cc: Ron Wilcox, U.S. Army Corps of Engineers
Gail Terzi, U.S. Army Corps of Engineers
Ellie Ziegler, Sound Transit
Larry Fisher, Washington Department of Fish and Wildlife
Jody Walters, NOAA Fisheries
Emily Teachout, U.S. Fish and Wildlife Service

e-cc: Patrick McGraner – NWRO
Loree' Randall – HQ
Raman Iyer – NWRO
Karen Walter, Muckleshoot Indian Tribe KWalter@muckleshoot.nsn.us
ecyrefedpermits@ecy.wa.gov