



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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June 2, 2016

Evan Lewis
Chief, Environmental and Cultural Resources Branch
U.S. Army Corps of Engineers, Seattle District
PO Box 3755
Seattle, WA 98124

**RE: Coastal Zone Consistency for 2016 Sande-Williams Levee Rehabilitation Project –
Deming Diking District #2, Nooksack River, near Deming, Whatcom County,
Washington**

Dear Mr. Lewis:

On April 4, 2016, U.S. Army Corps of Engineers, Seattle District (Corps) submitted a Consistency Determination with the Washington State Coastal Zone Management Program (CZMP) for rehabilitation of the Sande-Williams Levee. A revised project description was submitted on May 20, 2016, including a statement affirming that the project remains consistent with the Washington's CZMP.

The proposal entails repairs of a levee at two sites:

Site 1 (48°49'36.88"N, 122°14'33.43"W):

Repair 300 feet of levee in order to restore the pre-flood level of protection at the damage location. The repair would consist of re-sloping the levee and shifting the crest landward by excavating the existing levee material, replacing levee material with a 1-foot-thick quarry spall layer covered by 4-foot-thick Class V riprap on an approximately 2H:1V slope, with a 7-foot-wide launchable toe with a 1.5H:1V slope.

Site 2 (48°49'36.78"N, 122°14'44.71"W):

Repair approximately 100 linear feet of levee, 550 feet downstream from Site 1. The repair would consist of removing and replacing the spall layer and Class V riprap armor along the riverward slope above Ordinary High Water. The repair would transition to both the upstream and downstream ends.

The project is located along the right bank of the Nooksack River, at approximately River Mile 34, just downstream of Deming, Whatcom County, Washington, Sections 35 and 36, T. 39 N., R. 4E., WRIA 1.



Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with the Corps' 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
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 RD SW STE 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

Sincerely,



Erik Stockdale, Section Manager
Shorelands and Environmental Assistance Program
Northwest Regional Office

ES:rrp:ap

By certified mail 7012 1640 0000 6245 8187

cc: Joel Ingram, Washington Department of Fish and Wildlife
Tammy Armstrong, Washington Department of Natural Resources
Andrew Hicks, Whatcom County Planning & Development

e-cc: Evan Lewis, U.S. Army Corps of Engineers evan.r.lewis@usace.army.mil
Bobbi Jo McClain, U.S. Army Corps of Engineers Bobbi.J.Mcclain@usace.army.mil
Hannah Hadley, U.S. Army Corps of Engineers hannah.f.hadley@usace.army.mil
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