



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000
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July 28, 2011

Mr. Bob Lundstrom
Mariner's Cove Beach Club
Po Box 187
Oak Harbor WA 98277

RE: Water Quality Certification - Order #8632 First Amendment

Dear Mr. Lundstrom:

On July 15, 2011 the Washington State Department of Ecology (Ecology) issued a water quality certification to Mariner's Cove Beach Club for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401). Ecology received an e-mail dated July 19, 2010 requesting Ecology amend the water quality certification to reflect the correct contact person and changes to the original proposed project.

The attached amendment may be appealed by following the procedures described in this amendment. If you have any questions regarding the content of the amendment, please contact Helen Pressley at (360) 407-6076.

Sincerely,

A handwritten signature in black ink that reads "Brenden McFarland".

Brenden McFarland, Section Manager
Environmental Review and Transportation Section
Shorelands and Environmental Assistance Program

Enclosure

cc: Randel Perry, Corps
Doug Thompson, WDFW
Stan Walsh, Skagit River System Cooperative
Lionel Klikoff, WDNR



Mr. Bob Lundstrom

July 28, 2011

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Rick Gliniak
Donald Reynolds
Robert Christopher
Dale Bickford
Mac and Elaine McDowell
Wendland Beezhold

ecc: Loree' Randall, Ecology
Helen Pressley, Ecology
Laura Inouye, Ecology
David Pater, Ecology
Ecyrefedpermits@wa.gov

by Certified Mail 7009 1410 0002 4001 1644

IN THE MATTER OF GRANTING A) ORDER #8632, FIRST AMENDMENT
WATER QUALITY) Corps Reference No. NWS-2001-570
CERTIFICATION TO:)
Mariner's Cove Beach Club)
in accordance with 33 U.S.C. 1341)
(FWPCA § 401), RCW 90.48.120, RCW)
90.48.260 and Chapter 173-201A WAC)

On July 15, 2011 the Washington State Department of Ecology (Ecology) issued a water quality certification to Mariner's Cove Beach Club for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401).

Ecology received an e-mail dated July 19, 2011 requesting Ecology amend water quality certification Order No. 8632 to reflect the correct contact person and changes to the original proposed project.

Order No.8632 dated July 15, 2011, is hereby amended as follows:

The Addressee currently is:

Mr. David Stromme
Mariner's Cove Beach Club
PO Box 187
Oak Harbor WA 98277

The corrected Addressee is:

Mr Bob Lundstrom
Mariner's Cove Beach Club
PO Box 187
Oak Harbor WA 98277

The description of the work proposed in the certification currently reads as follows:

Work proposed involves maintenance dredging of a maximum of 820 cubic yards (cy) of sediment at the channel entrance to Mariner's Cove marina during the first year (from two areas at the channel) and a maximum of 800 cy every two years thereafter up to ten years for a total of 4,820 cy.

Is amended to read:

The proposed work for phase 1 is the transplanting of approximately 400 eel grass turions from the area to be dredged. The turions will be moved to a location outside of the dredge area which supports an existing eel grass bed. The work will be done by divers using hand tools.

The proposed work for phase two is the periodic dredging of the entrance channel to maintain adequate ingress and egress for the moorage basin. Approximately 1,920 cubic yards of sediment per dredge event will be removed from the channel. Dredging will be done using a clamshell dredge. Dredge spoils will be stockpiled on a small barge. Work will be conducted during high tides to prevent grounding of the barge. The barge will be moved to the beach nourishment site northeast of the entrance channel along the face of the existing seawall. The sediment will be placed on the beach above a +4.0 tidal elevation.

Condition D2 currently reads:

2. This Order shall remain in effect for a period of 10 years from date of issuance. Continuing this project beyond the 10 year term of this Order will require separate certifications every 10 years.

Is revised to read:

2. This Order shall remain in effect for a period of 5 years from date of issuance. Continuing this project beyond the 5 year term of this Order will require separate certifications every 5 years.

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:

Helen Pressley
Department of Ecology
SEA Program
300 Desmond Dr.
Olympia WA 98504

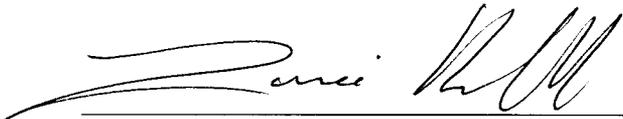
360-407-6076
hpre461@ecy.wa.gov

MORE INFORMATION

- **Pollution Control Hearings Board Website**
www.cho.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
- **Chapter 173-201A WAC – Water Quality Standards for Surface Waters of the State of Washington**
www.ecy.wa.gov/biblio/wac173201A.html

SIGNATURE



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

July 28, 2011

[Date]