STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

June 13, 2011

F&M Development
ATTN: Mr. Greg McKenna
17786 Des Moines Memorial Drive
PO Box 66826
Burien, WA 98148

RE: Coastal Zone Management Consistency Determination for Corps Reference No. NWS-2010-1169, Sound View, Puget Sound at Anderson Island, Pierce County, Washington

Dear Mr. McKenna:

On March 10, 2011, F & M Development 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, the Department of Ecology (Ecology) concurs with F & M Development's determination that the proposed work is consistent with Washington's CZMP.

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
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

CONTACT INFORMATION

Please direct all questions about this Order to:

Contact Information:

Department of Ecology
Southwest Regional Office, SEA Program
Attn: Lori Ochoa
PO Box 47775
Olympia, WA 98504-7775

360-407-6926
Loch461@ecy.wa.gov

MORE INFORMATION

- **Pollution Control Hearings Board Website**
  www.eho.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

SIGNATURE

Perry J Lund, Unit Manager
Southwest Regional Office

15 JUNE 2011
Date

By Certified Mail 7009 2820 0001 7161 1357

cc: Jim Green, Corps of Engineers
Mr. David Teesdale, Talasaea Consultants, Inc.
Chris Waldbillig, WDFW
Michael Jimenez, Pierce County

e-cc: ecyrefedpermits@ecy.wa.gov
Loree' Randall, Ecology/HQ
Alex Callender, Ecology/SWRO/SEA
Deb Cornett, Ecology/SWRO/WQ
Lori Ochoa, Ecology/SWRO/SEA