



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

October 9, 2007

CERTIFIED MAIL

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Michelle Walker, Chief
Department of the Army
Corps of Engineers
Seattle District, Regulatory Branch
P.O. Box 3755
Seattle, WA 98124

**RE: U.S. Army Corps of Engineers (Corps) Reference No. #200601346
Joint Aquatic Resources Permit Application (JARPA) for Briggs Reservoir Dam
Replacement, Briggs Reservoir, San Juan County, Washington**

Dear Ms. Walker:

Pursuant to 15 CFR § 930.60, the Washington State Department of Ecology (Ecology) and New RH L.L.C. and Roche Harbor Water Systems, Inc. are writing to advise you of the status of Ecology's review of the project's Certification of Consistency with the Washington State Coastal Zone Management (CZM) Program.

New RH L.L.C. and Roche Harbor Water Systems, Inc. filed their application with the U.S. Army Corps of Engineers (Corps) and Ecology. Public notice on the application was issued on April 12, 2007. Ecology received the CZM statement from New RH L.L.C. and Roche Harbor Water Systems, Inc. on April 13, 2007. The statutory six-month review period commenced to run and will expire October 13, 2007. At this time, Ecology has notified the subject party that CZM Consistency can not be granted until the shoreline permit has been issued. The applicant does not have sufficient time to obtain a shoreline permit before our six-month deadline.

Ecology and New RH L.L.C. and Roche Harbor Water Systems, Inc. have agreed to extend the CZM review period until Ecology can issue CZM Consistency.

If you have any questions regarding this matter please contact Cynthia S. Walcker of the Department of Ecology at (425) 649-4318 or Scott Rozenbaum, agent for the applicant at (360) 468-4448.

Sincerely,

Geoff Tallent
NWRO SEA Program Unit Manager
Department of Ecology

Scott J. Rozenbaum
Rozewood Environmental Services, Inc.
Agent for New RH L.L.C. and Roche Harbor
Water Systems, Inc.

GT:csw:cja

cc: Amy Klein, U.S. Army Corps of Engineers
Richard W. Hobbs

Joan Marchioro, AAG
Penny Keys, Ecology

