



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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TTY 711 or 800-833-6388 (for the speech or hearing impaired)

REGISTERED MAIL

January 22, 2007

Washington State Department of Transportation
Northwest Region
Attn: Ben Brown
P.O. Box 330310
Seattle, WA 98133-9710

RE: First Amendment of Water Quality Certification Order # 3860 (Corps # 200501406)

Dear Mr. Brown:

The Washington State Department of Transportation (WSDOT) requested the Department of Ecology (Ecology) amend Water Quality Certification Order #3860 issued on October 13, 2006 for the SR 20, SR 536 to I-5 project. The amendment request was to update the schematic plan sheet included in the August 2006 Final Wetland Mitigation Report, because it was the incorrect schematic. Ecology has determined that an amendment to the Order is necessary. Enclosed is the amended Order #3860.

All other conditions of Water Quality Certification Order #3860 remain in effect. Please direct questions to Rebecca Ponzio, Federal Permit Manager – MAP Team at the Department of Ecology, Northwest Regional Office, 3190 - 160th Avenue SE, Bellevue, WA 98008 or call her at 425-649-7181. The enclosed amended Order may be appealed by following the procedures described therein.

Sincerely,

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

cc: Terry Drochak, WSDOT
John Maas, WSDOT
Nina Roscow, WSDOT
Bob Penhale, Ecology

Jim Fraser, WDFW
Don Ponder, WDFW
Rebecca McAndrew, Corps of Engineers
Penny Keys, Ecology



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IN THE MATTER OF GRANTING)	ORDER # 3860
A WATER QUALITY)	1 st Amendment
CERTIFICATION TO)	Corps # 200501406
Washington Department of)	Widen SR 20 from SR 536 to the I-5
Transportation – Northwest Region)	interchange, construct 4 new bridges
SR 20, SR 536 to I-5)	and 2 new culverts, demolish 2 bridges,
)	relocate and realign 2 sloughs, provide
)	stormwater facilities, and construct a
)	wetland mitigation site.

This amendment is issued under the provisions of Chapter 90.48 RCW and Chapter 173-201A WAC.

Administrative Order No. 3860 is hereby amended:

The amendment is as follows:

1. The Condition that reads:

E.1. Impacts to wetlands shall be mitigated as described in the Final Wetland Mitigation Report, SR 20 Fredonia to I-5 prepared by Washington State Department of Transportation, dated August 2006.

Is replaced as follows:

E.1. Impacts to wetlands shall be mitigated as described in the Final Wetland Mitigation Report, SR 20 Fredonia to I-5 prepared by Washington State Department of Transportation, dated August 2006 and as updated per the WSDOT letter dated January 8, 2007 regarding the SR 20 Fredonia Mitigation Site Plan Update.

No other conditions or requirements of the above-mentioned Order are affected by this amendment. Failure to comply with the conditions of this amendment and Order #3860 may result in the issuance of civil penalties or other actions, whether administrative or judicial, to enforce the terms of this amendment and Order #3860.

Appeal Process:

You have the right to appeal this amended Order to the Pollution Control Hearings Board. Pursuant to chapter 43.21B RCW, your appeal must be filed with the Pollution Control Hearings

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Board, and served on the Department of Ecology, within thirty (30) days of the date of your receipt of this document.

To appeal this amended Order, your notice of appeal must contain a copy of the Ecology Order you are appealing.

Your appeal must be filed with:

The Pollution Control Hearings Board
4224 - 6th Avenue SE, Rowe Six, Bldg. 2
P.O. Box 40903
Lacey, Washington 98504-0903

Your appeal must also be served on:

The Department of Ecology
Appeals Coordinator
P.O. Box 47608
Olympia, Washington 98504-7608.

In addition, please send a copy of your appeal to:

Loree' Randall
Department of Ecology
P.O. Box 47600
Olympia, Washington 98504-7600

For additional information: Environmental Hearings Office Website: <http://www.eho.wa.gov>

Your appeal alone will not stay the effectiveness of this Order. Stay requests must be submitted in accordance with RCW 43.21B.320. These procedures are consistent with Ch. 43.21B RCW.

Dated Jan 22, 2007 at Olympia, Washington



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