



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

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REGISTERED MAIL

May 4, 2007

Candace Jochim – Environmental Maintenance Coordinator
Department of Transportation
Southwest Region
P.O. Box 1709
Vancouver, WA 98682-6686

RE: Requested Amendment to Corps # 200501107 Administrative Order #2985 to conduct culvert maintenance in the Columbia River during the months of July and August.

Dear Ms. Jochim:

This letter responds to your February 1, 2007 request to amend the above-referenced administrative order the Department of Ecology (Ecology) issued on January 17, 2007. That administrative order authorizes the Burlington Northern Santa Fe Railway Company to conduct culvert maintenance in the Columbia River during the month of February.

You have requested that the administrative order be amended by changing the time period from the month of February to the months of July and August.

By this attached order, Ecology amends the original administrative order authorizing WSDOT (BNSF) to conduct culvert maintenance in the Columbia River during the months of July and August. The 1st amendment changing the work window to July only is rescinded by this second amendment. All other conditions of the administrative order remain in effect. Please contact Penny Kelley at 360-407-7298 or at pkel461@ecy.wa.gov if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Brenden McFarland".

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



**STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY**

IN THE MATTER OF GRANTING)
A WATER QUALITY)
CERTIFICATION TO)
Burlington Northern Santa Fe Railway Co.)
SR 14 Dog Creek Culvert Skamania County)

Corps # 200501107
Order # 2985
Second Amendment

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

Administrative Order No. 1998-4-00422 is amended as follows:

The conditions that reads:

- “B.4 The short term modification is granted for a total of 10 working days occurring during the month of February.”

Is replaced as follows:

- “B.4 The short term modification is granted for a total of 10 working days occurring during the months of July and August.”

No other conditions or requirements of the above Order are affected by this amendment.

The Department of Ecology retains continuing jurisdiction to modify this Order through supplemental order(s), when necessary to protect the public’s interest under the Clean Water Act.

Failure to comply with this Order may result in civil penalties or other administrative or judicial actions to enforce its terms and conditions.

Any person aggrieved by this Order may obtain review through appeal. The Applicant can appeal up to 30 days after receiving the permit, and all others can appeal up to 30 days from the permit’s postmarked date.

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

Your appeal must be filed with:
Washington Pollution Control Hearings Board
4224 – 6th Avenue, Rowe Six, Bldg. 2
P.O. Box 40903
Olympia WA 98504-0903

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Your appeal must also be served on:
Department of Ecology
Shorelands and Environmental Assistance Program
P.O. Box 47608,
Olympia WA 98504-7608

In addition, please send a copy of your appeal to:
Federal Permit Appeals Coordinator
Department of Ecology
PO Box 47600
Olympia, WA 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 May 4, 2007 at Olympia, Washington.



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