

IN THE MATTER OF GRANTING A)	ORDER #6881
WATER QUALITY)	First Amendment
CERTIFICATION TO)	Corps Reference No. CENWS-OD-TS-NS-29
U. S. Army Corps of Engineers)	Maintenance dredging of up to 800 cubic yards
In accordance with 33 U.S.C. 1341)	of sand and gravel from the federal navigation
(FWPCA § 401), RCW 90.48.120, RCW)	channel in Port Townsend Bay at Port
90.48.260 and Chapter 173-201A WAC)	Townsend, Jefferson County, Washington
)	

TO: Ms. Nancy Gleason
Army Corps of Engineers
Seattle District
P.O. Box 3755
Seattle WA 98124-3755

On July 17, 2009, the Washington State Department of Ecology (Ecology) issued a water quality certification to the Army Corps of Engineers for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401).

Ecology received an e-mail dated August 25, 2008 requesting Ecology amend the water quality certification Order No. 6881 to change the amount of sediment to be dredged within the federal navigation channel from the Port Townsend Harbor navigation channel. No other changes in the water quality certification are necessary.

Order No. 6881 dated July 17, 2009, is hereby amended as follows:

1. The part of the Project Description that reads:

The proposed work consists of mechanical (clamshell) maintenance dredging removal of approximately 800 cubic yards (cy) of clean sediments from the Port Townsend Harbor navigation channel.

Is revised to read:

The proposed work consists of mechanical (clamshell) maintenance dredging removal of approximately 1,750 cubic yards (cy) of clean sediments from the Port Townsend Harbor navigation channel.

Appeal Process:

You have a right to appeal this Order. To appeal this you must:

- File your appeal with the Pollution Control Hearings Board within 30 days of the “date of receipt” of this document. Filing means actual receipt by the Board during regular office hours.

- Serve your appeal on the Department of Ecology within 30 days of the “date of receipt” of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). “Date of receipt” is defined at RCW 43.21B.001 (2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your Notice of Appeal.
- Serve and file your appeal in paper form; electronic copies are not accepted.

1. To file your appeal with the Pollution Control Hearings Board

Mail appeal to:

The Pollution Control Hearings Board
PO Box 40903
Olympia, WA 98504-0903

Deliver your appeal in person to:

OR The Pollution Control Hearings Board
4224 – 6th Ave SE Rowe Six, Bldg 2
Lacey, WA 98503

2. To serve your appeal on the Department of Ecology

Mail appeal to:

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

Deliver your appeal in person to:

OR The Department of Ecology
Appeals Coordinator
300 Desmond Dr SE
Lacey, WA 98503

3. And send a copy of your appeal to:

Department of Ecology
Federal Permit Coordinator
Attn: Helen Pressley
P.O. Box 47600
Olympia, WA 98504-7600

For additional information visit the Environmental Hearings Office Website:

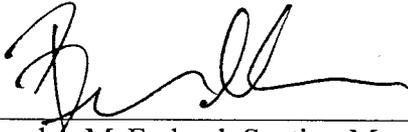
<http://www.eho.wa.gov>

To find laws and agency rules visit the Washington State Legislature Website:

<http://www1.leg.wa.gov/CodeReviser>

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 this 16th day of Sept, 2009 at Lacey, Washington.



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

