



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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April 30, 2008

REGISTERED MAIL  
RB 252 946 727 US

Allison Hanson  
Urban Corridors Office Deputy Director  
Washington State Department of Transportation  
401 Second Avenue South, Suite 400  
Seattle, WA 98104

**RE: Second Amendment, to Corps # 200600097 Order # 3433 for newly identified stream and stream buffer impacts.**

Dear Ms. Hanson:

Enclosed is Order # 3433, Second Amendment, for the I-405, I-5 to SR 169 Project in King County, Washington.

If you have any questions, please contact Katie Chamberlin at (425) 649-7181. The enclosed amended Order may be appealed by following the procedures described in the amended Order.

Sincerely,

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

cc: MAP Team



|                                       |   |                         |
|---------------------------------------|---|-------------------------|
| <b>IN THE MATTER OF GRANTING</b>      | ) |                         |
| <b>A WATER QUALITY</b>                | ) | <b>ORDER # 3433</b>     |
| <b>CERTIFICATION TO</b>               | ) | <b>Second Amendment</b> |
| <i>Washington State Department of</i> | ) |                         |
| <i>Transportation</i>                 | ) |                         |

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

Administrative Order No. 3433 is hereby amended as follows:

**Page one, second paragraph reads:**

The proposed project is located on Interstate (I) 405 between I-5 and State Route (SR) 169 in the Cities of Renton and Tukwila in King County, Washington. The project is in Sections 23, 24; Township 23 N; Range 4 E and Sections 17, 19, 20, 30, and 31; Township 23 N; Range 5E. The project proposes to widen 3.7 miles of I-405 between I-5 and SR 169 and widen 1.6 miles of SR 167 between I-405 and Southwest 41<sup>st</sup> Street. This widening includes adding a general purpose lane and a merging lane on both the northbound and southbound lanes of I-405 and adding a high occupancy vehicle lane and a merging lane on the southbound portion of SR 167. In addition, two parallel bridges will be demolished and replaced to span Springbrook Creek, a box culvert will be removed from Springbrook Creek, and a culvert will be extended into Panther creek, noise walls will be constructed, and utility protection work will be done. Reconfiguration of the stormwater drainage system is also part of the proposed work and includes installing drainage ditches and pipes, ecology embankments, a stormwater treatment wetland, detention facilities, and flow control structures, and reconfiguring the stormwater drainage system. The project will permanently directly impact 1.62 acres of wetlands and 3.64 acres of wetland buffer; and 0.07 acres of stream and 1.51 acres of stream buffer; and permanently indirectly impact 0.27 acres of stream.

**Is replaced as follows:**

The proposed project is located on Interstate (I) 405 between I-5 and State Route (SR) 169 in the Cities of Renton and Tukwila in King County, Washington. The project is in Sections 23, 24; Township 23 N; Range 4 E and Sections 17, 19, 20, 30, and 31; Township 23 N; Range 5 E. The project proposes to widen 3.7 miles of I-405 between I-5 and SR 169 and widen 1.6 miles of SR 167 between I-405 and Southwest 41<sup>st</sup> Street. This widening includes adding a general purpose lane and a merging lane on both the northbound and southbound lanes of I-405, and adding a high occupancy vehicle lane and a merging lane on the southbound portion of SR 167. In addition, two parallel bridges will be demolished and replaced to span Springbrook Creek, a box culvert will be removed from Springbrook Creek, a culvert will be extended into Panther Creek, noise walls will be constructed, and utility protection work will be done. Reconfiguration of the stormwater drainage system is also part of the proposed work and includes installing drainage ditches and pipes, ecology embankments, a stormwater treatment wetland, detention facilities, and flow control structures. The project will permanently directly impact 1.62 acres of wetlands

and 3.64 acres of wetland buffer; and 0.08 acres of stream and 1.78 acres of stream buffer; and permanently indirectly impact 0.27 acres of stream.

No other conditions or requirements of the above-mentioned order are affected by this amendment.

Ecology retains continuing jurisdiction to make modifications hereto through supplemental order, if it appears necessary to further protect the public interest.

Failure to comply with this Order may result in the issuance of civil penalties or other actions whether administrative or judicial, to enforce the terms of this Order.

**You have a right to appeal this Order and can do so by following these steps:**

- 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

OR

Deliver your appeal in person to:

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

OR

Deliver your appeal in person to:

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

**3. And send a copy of your appeal to:**

Katie Chamberlin  
Department of Ecology  
3190 160<sup>th</sup> Ave SE  
Bellevue, WA 98008-5452

*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 30th day of April, 2008, at Lacey, Washington.



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Brenden McFarland, Section Manager  
Shorelands and Environmental Assistance Program  
Department of Ecology