From: Ballos
To: ECY RE Shoreline Rule;
Subject: WAC 173-26 Proposed Rule Amendment E0022
Date: Monday, November 22, 2010 9:52:03 PM

November 22, 2010

Ms. Cedar Bouta

WA. Dept. of Ecology-SEA Program

P.O. Box 47600, Olympia, WA 98504-7600

Re: WAC 173-26 Proposed Rule Amendment

Dear Ms. Bouta

I would like to reply the WAC 173-26 Proposed Rule Amendment. At the open house meeting held at Grays Harbor Community College we talked about the WAC as it was rewritten. I told you of my concerns that it reads as though shellfish aquaculture is to be discouraged and is not a beneficial shoreline use. You all assured us that was not DOE's intent. We cannot rely on your intent, the language concerning Critical Saltwater Habitats needs to be fixed. After rereading the proposed changes I still feel there is some dirty politics being played here, what a shame. The language "subsistence, commercial and recreational shellfish beds" needs to be classified as Critical saltwater Habitats. Shellfish raised for human consumption require a high level of water quality protection that the Critical Saltwater Habitat designation would help insure.

The Small Business Economic Impact Statement concluded that the proposed changes have a disproportionate impact on small businesses, which we are. The costs of extra permits and the time spent acquiring these is detrimental during the best of times, I think we can agree that

these are not the best of economic times.

Thank you for the opportunity to comment on the WAC 173-26 Proposed Rule Amendment.

Sincerely,

Mark Ballo

Operations Manager

Bradys Oysters Inc.

3714 Oyster PL

Aberdeen, WA 98520