



Department of Ecology
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Shorelands & Environmental
Assistance Program

November 20, 2010
Cedar Bouta
Department of Ecology
PO Box 47600
Olympia, WA 98504-7600

Dear Cedar Bouta,

I would like to take this opportunity to comment regarding Washington Department of Ecology Analysis of Compliance Costs for Washington Businesses.

As stated no "business" is required to comply with any direct requirement of these Guidelines. The Guidelines are directed at local governments who are updating their SMP's. Obviously those local governments will then require "business" to comply with their requirements. This letter assumes that those local governments will add language to their updated SMP's that reflect Ecology's Guidelines, and small and large business will be impacted.

This analysis is for the commercial geoduck industry. In the words of Ecology, *"Unfortunately, this industry is highly regional and falls under the umbrella of generic shellfish farming (NAICS code 112512).*

It is directly due to the above statement that I will address my comment.

I believe that local governments may or may not specify that these updates to their SMP's are only directed at geoduck aquaculture. In fact, I would argue that many of these guidelines suggested by Ecology would easily be broadened to address all aquaculture.

Without the insurance that this 'spillover' will not affect generic shellfish farming, I would respectfully request that the entire SBEIS be re-done to reflect these recommended proposed guidelines affects on all shellfish culture.

Once again thank you for taking my comments.

Nick Jambor/President Ekone Oyster Co.