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DEPT OF NATURAL RESOURCES  
EASTERN REGIONAL OFFICE

November 8, 2007

Dr. Lee Mellish  
Liberty Lake Water and Sewer District  
1926 N Harvard Road  
Liberty Lake, WA 99109

Subject: NPDES Permit No. WA-004514-4

Dear Dr. Mellish:

Thank you for the opportunity to review the NPDES Permit for Liberty Lake Water and Sewer District

The Department of Natural Resources is steward of Washington's aquatic lands and their resources. Aquatic lands are managed for current and future citizens of the state to sustain long-term ecosystem and economic viability; and to ensure access to the aquatic lands and the benefits derived from them

Washington DNR's management authority derives from the State's Constitution (Articles XV, XVII, XXVII), Revised Code (RCW 79.02 and 79.105) and Administrative Code (WAC 332-30). As proprietary manager of state-owned aquatic lands Washington State Department of Natural Resources has been directed to manage the lands " *for the benefit of the public* " in a manner that provides " *... a balance of public benefits<sup>1</sup> for all citizens of the state.* " that includes:

- "(1) Encouraging direct public use and access;
- (2) Fostering water-dependant uses<sup>2</sup>;
- (3) Ensuring environmental protection; and
- (4) Utilizing renewable resources "

<sup>1</sup> WAC 332-30-106 defines public benefit as " that all of the citizens of the state may derive a direct benefit from departmental actions "

<sup>2</sup> Water dependent uses are those uses that " cannot logically exist in any location but on the water " Examples include water-borne commerce; terminals; watercraft construction, repair or maintenance; moorage; aquaculture; and log booming (RCW 79.90.465)

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In addition, generating revenue in a manner consistent with subsections (1) through (4) of this section is a public benefit (RCW 79.105.030).

The Spokane River belong(s) to the State of Washington and is managed by the Department of Natural Resources (DNR). The activity that you have planned would require a use authorization from DNR.

I have enclosed an Application for Authorization to Use State-Owned Aquatic Lands. Please complete the application and return it to:

Department of Natural Resources  
Aquatic Region/Rivers District  
PO Box 280  
Castle Rock, WA 98611

If you have any questions I may be contacted at (509) 220-3009 or by email at [dave.harsh@dnr.wa.gov](mailto:dave.harsh@dnr.wa.gov).

Sincerely,



Dave Harsh, Land Manager  
Aquatic Region/Rivers District

Enclosures (1)

cc: Department of Ecology, 4601 N Monroe Street, Spokane, WA 99205