STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

December 3, 2004

CERTIFIED MAIL
7003 0500 0005 0582 6663

Walter Smith
Burlington Northern Santa Fe Railway
401 S. Jackson Street
Seattle, WA 98104

Dear Mr. Smith:

RE: Coastal Zone Consistency for Corps Reference #200401217
U.S. Army Corps Public Notice for Individual Section 10 permit to authorize impact to 0.09 acre of wetlands associated with the proposed track improvements near Golden Gardens Park, in wetlands at Seattle, King County, Washington.

The above referenced Section 10 public notice issued by the U.S. Army Corps of Engineers for proposed work in navigable waters has been reviewed. On behalf of the state of Washington, we have no objections to the issuance of a Corps of Engineers permit under Section 10 of the Rivers and Harbor Act.

Pursuant to Section 307 (c) (3) of the Coastal Zone Management Act of 1972 as amended, the Department of Ecology concurs with your determination that this work is consistent with the approved Washington State Coastal Zone Management Program. This concurrence is based upon compliance with all applicable enforceable policies of the Coastal Zone Management Program.

Please note that this letter does not exempt the applicant from compliance with other requirements of federal, state, and local agencies. If you have any questions, please call Rebekah Padgett of my staff at (425) 649-7129.

Sincerely,

Jeannie Summerhays

Jeannie Summerhays, Section Manager
Shorelands and Environmental Assistance Program

JS:RP:rc
cc: Jim Green, Corps of Engineers
Chris Townsend, Sound Transit