



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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September 13, 2011

Bob Zeigler, SEPA/NEPA Coordinator
WA St. Department of Fish & Wildlife
Regulatory Services Sections
600 Capitol Way North
Olympia, WA 98501-1091

Dear Mr. Zeigler:

Thank you for the opportunity to comment on the determination of nonsignificance for the Jensen Creek Spring Chinook Acclimation Pond project located in Pierce County as proposed by Russ Ladley, Puyallup Tribal Fisheries. The Department of Ecology (Ecology) reviewed the environmental checklist and has the following comment(s):

SHORELANDS & ENVIRONMENTAL ASSISTANCE:
Alex Callender (360) 407-6167

I see the applicant is applying for a shoreline exemption. Even though it is exempt, the project must be consistent with the Shoreline Management Act and the local Shoreline Master Program.

WATER RESOURCES: Vicki Cline (360) 407-0278

Any surface water diversion requires that an Application for a Water Right Permit be submitted to Ecology. The permit for such diversion must be issued by Ecology prior to use of the water.

Ecology's comments are based upon information provided by the lead agency. As such, they may not constitute an exhaustive list of the various authorizations that must be obtained or legal requirements that must be fulfilled in order to carry out the proposed action.

If you have any questions or would like to respond to these comments, please contact the appropriate reviewing staff listed above.

Department of Ecology
Southwest Regional Office

(SM:11-4245)

cc: Alex Callender, SEA
Vicki Cline, WR
Russ Ladley, Puyallup Tribal Fisheries (Proponent)