



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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February 6, 2013

Bob Zeigler, SEPA/NEPA Coordinator
WA State Department of Fish & Wildlife
Regulatory Services Section
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 North Bay Beach Access Improvements project located at North Bay near Allyn in Mason County as proposed by Larry Peck, WA State Department Fish & Wildlife (WDFW). The Department of Ecology (Ecology) reviewed the environmental checklist and has the following comment(s):

SHORELANDS & ENVIRONMENTAL ASSISTANCE: Rick Mraz (360) 407-6221

As configured, the proposal will require a shoreline variance, which includes Department of Ecology final approval. Ecology requests a pre-hearing site visit to discuss the proposal with the applicant and county staff. Please contact Rick Mraz at the phone number given above to schedule the visit.

TOXICS CLEANUP: Joyce Mercuri (360) 407-6260

If contamination is suspected, discovered, or occurs during construction, testing of the potentially contaminated media must be conducted. If contamination of soil or groundwater is readily apparent, or is revealed by testing, Ecology must be notified. Contact the Environmental Report Tracking System Coordinator at the Southwest Regional Office at (360) 407-6300. For assistance and information about subsequent cleanup and to identify the type of testing that will be required, contact Joyce Mercuri with Ecology's Toxic Cleanup program at the phone number given above.

SEPA REVIEWER: Sonia Mendoza
WATER QUALITY CONTACT: Deborah Cornett (360) 407-7269

Any discharge of sediment-laden runoff or other pollutants to waters of the state is in violation of Chapter 90.48 RCW, Water Pollution Control, and WAC 173-201A, Water Quality Standards for Surface Waters of the State of Washington, and is subject to enforcement action.

Erosion control measures must be in place prior to any clearing, grading, or construction. These control measures must be effective to prevent stormwater runoff from carrying soil

and other pollutants into surface water or stormdrains that lead to waters of the state. Sand, silt, clay particles, and soil will damage aquatic habitat and are considered to be pollutants.

Proper disposal of construction debris must be on land in such a manner that debris cannot enter water of the state and stormdrains draining to waters of the state or cause water quality degradation of state waters.

WATER RESOURCES: Vicki Cline (360) 407-0278

Any ground water withdrawals in excess of 5,000 gallons per day or for the irrigation of more than one-half acre of lawn or noncommercial garden, requires a water right permit from Ecology.

All water wells shall be constructed in accordance with the provisions of Chapter 173-160 WAC by a driller licensed in the State of Washington. Well reports must be submitted to Ecology within 30 days after completion of a well.

All water wells that may be drilled must be a minimum of 100 feet from any known, suspected, or potential source of contamination. Wells shall not be located within 1,000 feet of a solid waste landfill. WAC 173-160-171(1) The proposed water well shall be located where it is not subject to ponding and is not in the floodway, except as provided in Chapter 86.16 RCW. (2) It shall be protected from a one hundred year flood and from any surface or subsurface drainage capable of impairing the quality of the ground water supply.

The Growth Management Act (Section 63) requires an applicant to submit evidence of an adequate water supply before a building permit can be issued for any building requiring potable 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:13-0308)

cc: Deborah Cornett, WQ
Vicki Cline, WR
Joyce Mercuri, TCP
Rick Mraz, SEA
Larry Peck, WDFW (Applicant)