



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

August 9, 2013

Mr. Bob Ziegler  
Habitat Program  
Washington Department of Fish and Wildlife  
600 Capitol Way North  
Olympia, WA 98501-1091

Re: Legrow Water Company Irrigation Intake Maintenance, File # 13-056

Dear Mr. Ziegler:

Thank you for the opportunity to comment on the Determination of Nonsignificance regarding the proposal to repair the intake structure, replace the screen, and remove and relocate 1100 cubic yards of sediment to an upland site (Proponent- Legrow Water Company). The Department of Ecology has reviewed the documents and would like to submit the following comments:

Waste 2 Resources

Upland disposal of dredged material may require a solid waste permit if the material meets the definition in WAC 173-350, *Solid Waste Handling Standards*, for "contaminated soils and contaminated dredged material." Call the jurisdictional health department for assistance.

Shorelands and Environmental Assistance Program-Wetlands

The applicant should contact the U.S. Army Corps of Engineers in Seattle at (206) 764-3495 to determine whether or not a federal Clean Water Act Permit is required.

State Environmental Policy Act (SEPA)

Ecology's comments are based upon the information submitted for review. As such, they do 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.

Sincerely,  
Cindy Anderson for:

A handwritten signature in black ink, appearing to read "Terri Costello".

Terri Costello  
SEPA Coordinator  
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Email: temi461@ecy.wa.gov

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cc: Tom Elliot, Legrow Water Company  
Gary Weatherly, J-U-B Engineers, Inc