



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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July 13, 2016

Lisa Wood, SEPA/NEPA Coordinator
WA State Department of Fish & Wildlife
Regulatory Services Section
600 Capitol Way North
Olympia, WA 98501-1091

Dear Ms. Wood:

Thank you for the opportunity to comment on the determination of nonsignificance for the Weaver Creek Realignment Project (DNS 16-033) located near Weaver Creek Bridge on East Bourgault Road, north of Shelton as proposed by Rich Geiger, Mason Conservation District. The Department of Ecology (Ecology) reviewed the environmental checklist and has the following comment(s):

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

The project involves work in waters of the State and waters of the U.S. As such, the proposal will require permitting from Ecology and the U.S. Army Corps of Engineers (Corps). We advise the applicant to contact the Corps to determine the type of permit is needed. Should an individual Corps permit be required, a water quality certification will also be required from Ecology.

WATER QUALITY: Chris Montague-Breakwell (360) 407-6364

The following construction activities require coverage under the Construction Stormwater General Permit:

1. Clearing, grading and/or excavation that results in the disturbance of one or more acres **and** discharges stormwater to surface waters of the State; and
2. Clearing, grading and/or excavation on sites smaller than one acre that are part of a larger common plan of development or sale, if the common plan of development or sale will ultimately disturb one acre or more **and** discharge stormwater to surface waters of the State.

- a) This includes forest practices (including, but not limited to, class IV conversions) that are part of a construction activity that will result in the disturbance of one or more acres, **and** discharge to surface waters of the State; and
3. Any size construction activity discharging stormwater to waters of the State that Ecology:
 - a) Determines to be a significant contributor of pollutants to waters of the State of Washington.
 - b) Reasonably expects to cause a violation of any water quality standard.

If there are known soil/ground water contaminants present on-site, additional information (including, but not limited to: temporary erosion and sediment control plans; stormwater pollution prevention plan; list of known contaminants with concentrations and depths found; a site map depicting the sample location(s); and additional studies/reports regarding contaminant(s)) will be required to be submitted.

You may apply online or obtain an application from Ecology's website at: <http://www.ecy.wa.gov/programs/wq/stormwater/construction/> - [Application](#). Construction site operators must apply for a permit at least 60 days prior to discharging stormwater from construction activities and must submit it on or before the date of the first public notice.

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:16-3459)

cc: Chris Montague-Breakwell, WQ
Rick Mraz, SEA
Rich Geiger, Mason Conservation District (Proponent)