



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 23, 2020

Lisa Wood
SEPA Responsible Official/HPA Appeals Coordinator
Habitat Program, Protection Division
Washington Department of Fish and Wildlife
PO Box 43200
Olympia, WA 98504

Re: Chief Joseph Wildlife Area Access Road Repair, File #: 20-056

Dear Lisa Wood:

Thank you for the opportunity to comment on the Determination of Nonsignificance regarding the proposal to install a permanent fix to an eroding bank of Joseph Creek (Proponent: WA Department of Fish and Wildlife). After reviewing the documents, the Department of Ecology (Ecology) submits the following comments:

Hazardous Waste and Toxics Reduction Program- Andrew Maher (509) 329-3612

Please keep in mind that during the construction activities associated with Chief Joseph Wildlife Area Access Road Repair project, some construction-related wastes produced may qualify as dangerous wastes in Washington State. Some of these wastes include:

- Absorbent material
- Aerosol cans
- Asbestos-containing materials
- Lead-containing materials
- PCB-containing light ballasts
- Waste paint
- Waste paint thinner
- Sanding dust
- Treated wood

You may find a more comprehensive list, as well as a link to identify and designate your wastes on the Common Construction and Demolition Wastes website at <https://ecology.wa.gov/Regulations-Permits/Guidance-technical-assistance/Dangerous-waste-guidance/Common-dangerous-waste/Construction-and-demolition>.

The applicant, as the facility generating the waste, bears the responsibility for all construction waste.

In order to adequately identify some of your construction and remodel debris, you may need to sample and test the wastes generated to determine whether they are dangerous waste.

For more information and technical assistance, contact Andy Maher at (509) 329-3612 or andy.maher@ecy.wa.gov.

Shorelands and Environmental Assistance Program-Hallie Ladd (509) 329-3474

The U.S. Environmental Protection Agency (EPA) published the Clean Water Act (CWA) Section 401 Certification Rule in the Federal Register on July 13, 2020, which became effective on September 11, 2020. The new federal rule requires all project proponents to submit a pre-filing meeting request form to Ecology at least 30 days prior to requesting a Section 401 Water Quality Certification. Ecology has prepared pre-filing meeting request forms to help project proponents comply with the federal rule requirement. Please download and complete the form at <https://ecology.wa.gov/DOE/files/21/21562a5f-6f80-47b7-b34b-ba4f631f176c.pdf>.

For more information, please contact Hallie Ladd at (509) 329-3474 or via email at Hallie.Ladd@ecy.wa.gov.

State Environmental Policy Act (SEPA)

Ecology bases comments upon information submitted for review. As such, comments made do not constitute an exhaustive list of the various authorizations you may need to obtain, nor legal requirements you may need to fulfill in order to carry out the proposed action. Applicants should remain in touch with their Local Responsible Officials or Planners for additional guidance.

To receive more guidance on or to respond to the comments made by Ecology, please contact the appropriate staff listed above at the phone number or email provided.

Department of Ecology
Eastern Regional Office
(Ecology File #: 202006240)

cc: Anna Sample, Environmental Planner 3, WA State Department of Fish and Wildlife