

From: [Nation, Theresa K \(DFW\)](#)
To: [SEPADesk2 \(DFW\); sdinubilo@squaxin.us](#)
Cc: [Peters, Josh D \(DFW\)](#)
Subject: RE: DNS 21-051: HYDRAULIC CODE RULE MAKING TO IMPLEMENT RCW 77.55.480 - Statewide
Date: Wednesday, October 13, 2021 4:04:59 PM
Attachments: [2021_10_05 WDFW presentation re HB 1382.pdf](#)

Hi Shaun,

Thank you for your interest in the Habitat Recovery Pilot Program. WDFW is in the process of implementing the program, and we are still working out the details. There is language in the law creating the program ([RCW 77.55.480](#)) that specifies steps for cultural resource review. Specifically, cultural resource review must be initiated by the project proponent at least 60 days prior to submitting an application to WDFW. This is an excerpt from our [Pilot Program website](#):

“Furthermore, prior to submitting a [permit application](#) to WDFW under this pilot program, a proponent must document consistency with local, state, and federal flood risk reduction requirements, as well as document consistency with applicable cultural resource protection requirements. The [Washington Department of Archeology and Historic Preservation](#) and affected federally recognized tribes have 60 days to review a pilot program proposal before a permit application is filed with WDFW.”

The application review process also contains other points at which WDFW must notify affected tribes of the application status. I have attached a copy of a PowerPoint presentation that was given to tribes at a webinar on Oct. 5. There are a few slides in it that cover cultural resource review. Hopefully that helps illustrate the review process for projects under the pilot program.

I have CCed Josh Peters on this email because he is taking the lead for pilot program implementation. You may contact either one of us regarding the pilot program.

Thank you,

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