



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

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DEC 14 2016

PLANNING & DEVELOPMENT

December 12, 2016

Mr. Dan Buller, PE
Senior Engineer
City of Spokane Engineering Services
808 W Spokane Falls Blvd
Spokane, WA 99201

Re: City of Spokane Local Permit #: Z16-654SCUP
Applicant: City of Spokane Engineering Services
Approved Shoreline Conditional Use Permit #: 1012
Eastern Regional Office Permit #: ER-16-10072

Dear Mr. Buller:

On December 8, 2016, the Department of Ecology (Ecology) received the City of Spokane decision on your Shoreline Conditional Use Permit to construct a buried, 2.2-million gallon CSO Prevention Tank on the hillside, just north of and partially within Spokane Falls Blvd, north of the Spokane Public Library-Downtown Location and within the shoreline jurisdiction of the Spokane River.

By law, Ecology must review Conditional Use Permits for compliance with:

- The Shoreline Management Act (Chapter 90.58 RCW)
- Ecology's Conditional Use Permit approval criteria (Chapter 173-27-160 WAC)
- The City of Spokane Shoreline Master Program.

After reviewing Conditional Use Permits for compliance, Ecology must decide whether to approve, approve with conditions, or disapprove them.

Our Decision:

Ecology approves your Conditional Use Permit, provided your project complies with the conditions required by City of Spokane. **Please note, however, that other federal, state, and local permits may be required in addition to this shoreline permit.**

What Happens Next?

Before you begin activities authorized by this permit, the law requires you to wait at least 21 days from December 12, 2016, the "date of filing." This waiting period allows anyone (including you) who disagrees with any aspect of this permit to appeal the decision to the state Shorelines



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Hearings Board. You must wait for the conclusion of an appeal before you can begin the activities authorized by this permit.

We recommend contacting the Shorelines Hearings Board at (360) 664-9160 before beginning permit activities to ensure that no appeal has been filed. Information on appeals is also posted at http://www.eluho.wa.gov/Decision/Search_Cases. Select "Shorelines Hearings Board" from the drop down menu labeled "Board" and enter "Search." The most current appeal will appear on top.

If you want to appeal this decision, you can find appeal instructions (Chapter 461-08 WAC) at the Shorelines Hearings Board website above. They are also posted on the website of the Washington State Legislature at: <http://apps.leg.wa.gov/wac>.

If you have any questions, please contact Jacob McCann at (509) 329-3584 or via email at Jacob.McCann@ecy.wa.gov.

Sincerely,



Sara Hunt
Section Manager
Shorelands and Environmental Assistance Program
Eastern Regional Office - Spokane

By certified mail (7012 3050 0000 1094 9160)

cc: Ali Brast, Assistant Planner, City of Spokane