



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

PO Box 47600 • Olympia, WA 98504-7600 • 360-407-6000  
711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

May 12, 2011

Mr. Ken Schlatter  
WSDOT  
310 Maple Park Ave SE  
Olympia, WA 98501

**RE: Addendum to Coverage under the Aquatic Plant and Algae Management General Permit**

**Permit Number:** WAG994022  
**Lake Name:** State Wide  
**Location:** State Wide

Dear Mr. Schlatter:

The Department of Ecology (Ecology) issued you coverage under the updated Aquatic Plant and Algae Management General NPDES Permit (permit) on February 16, 2011. This letter is an addendum to your coverage letter and explains your treatment timing windows and the rare plants present in the waterbody you are planning to treat. **Retain this letter with your permit. It is part of the official record of permit coverage for your operations.**

Please read the permit carefully, a copy is included with this letter. As a Permittee, you are legally obligated to comply with its terms and conditions. Please refer to the permit number above when contacting Ecology

**Treatment Timing Windows**

Ecology conditions each permit coverage to mitigate impacts to salmon, steelhead, dolly varden/bull trout and Washington Department of Fish and Wildlife priority habitats and species using Treatment Windows. The Treatment Window dates are inclusive. For this permit coverage, your required Timing Window is:

**Timing Window:** For herbicides that have a timing restriction, check WDFW Timing Window Tables before treatment.  
**Reason:** WSDOT has statewide permit coverage for its projects.

In addition to your required Timing Window, there may also be Timing Windows that are voluntary and should be considered if work schedules allow. For reference, the complete set of



Treatment Windows may be accessed here: [http://www.ecy.wa.gov/programs/wq/pesticides/final\\_pesticide\\_permits/aquatic\\_plants/permitdocs/wdfwtiming.pdf](http://www.ecy.wa.gov/programs/wq/pesticides/final_pesticide_permits/aquatic_plants/permitdocs/wdfwtiming.pdf).

### **Rare Plants**

Ecology conditions each permit coverage to mitigate impacts to rare plants, if they occur in the waterbody. For eradication projects, Ecology will consult with the Department of Natural Resources Natural Heritage Program staff for acceptable mitigation measures. Control projects must follow Section S10 of the permit.

- Rare Plants Present:** Check the Washington Department of Natural Resources Natural Heritage Program database for rare plants before treatment.
- Mitigation Measures:** Follow Permit Sections S3.G and S10. Consult with Ecology when necessary.

### **Permit Fees**

State law (RCW 90.48.465) requires that all permit holders pay an annual fee based upon the state fiscal year. The state fiscal year begins each year on July 1, and ends on June 30 the following year. Ecology will mail permit fee bills to all permit holders annually each August. Permittees that have permit coverage on July 1 are billed for annual fees. If you would like more information on the fee process, contact Bev Poston, Permit Fee Administrator at (360) 407-6425 or at [Beverly.Poston@ecy.wa.gov](mailto:Beverly.Poston@ecy.wa.gov).

### **Appeal**

You or a third party have a right to appeal this general permit coverage addendum to the Pollution Control Hearing Board (PCHB) within 30 days of the date you receive of this letter. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2). To appeal, you must do the following within 30 days of the date of receipt of this letter:

- File your appeal and a copy of the permit cover page with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and the permit cover page on Ecology in paper form by mail or in person (see addresses below). E-mail is not accepted.

You must also comply with other applicable requirements in chapter 43.21B RCW and chapter 371-08 WAC.

Ken Schlatter  
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**Address and Location Information:**

**Street Addresses:**

Department of Ecology  
Attn: Appeals Processing Desk  
300 Desmond Drive SE  
Lacey, WA 98503

**Mailing Addresses:**

Department of Ecology  
Attn: Appeals Processing Desk  
PO Box 47608  
Olympia, WA 98504-7608

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Pollution Control Hearings Board (PCHB)  
1111 Israel Road SW, Suite 301  
Tumwater, WA 98501

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Pollution Control Hearings Board  
PO Box 40903  
Olympia, WA 98504-0903

**Ecology Technical Assistance**

If, after reviewing your permit, you have questions or need more information about permit requirements, please contact Jon Jennings at (360) 407-6283 or [jonathan.jennings@ecy.wa.gov](mailto:jonathan.jennings@ecy.wa.gov).

Sincerely,



Bill Moore, P.E.  
Program Development Services Section Manager  
Water Quality Program

cc: Bev Poston, WQP, FMS  
Jon Jennings, WQP, PDS