

RESOLUTION NO. 182

*Closed out by
Resolution #217 - 5/23/83*

WHEREAS, By an undated letter received on September 8, 1980 the Washington Public Power Supply System did request extension of the turbidity waiver and time period allowed for work in the Chehalis River in association with the river bank stabilization project on the north shore of the Chehalis River (Fillo property);

WHEREAS, The Council recognizes that there has been a delay in obtaining an Army Corps of Engineers permit for this work and that the bank must be stabilized this year;

NOW, THEREFORE BE IT RESOLVED By the Energy Facility Site Evaluation Council that it extend the turbidity waiver and time period for construction of bank protection on the north shore of the Chehalis River (Fillo property) subject to the following conditions: 1/

1. Construction activity in the Chehalis River must be completed by 2400 hours on October 10, 1980.
2. Spoil materials from the bank caused by sloping or dressing activity in preparation for mat placement shall be spread in such a manner as to minimize adverse effects on the passage of flood flows and/or re-entry into the Chehalis River.
3. No discharge of visible oil or grease will be permitted to reach any receiving water.
4. The water quality criteria set forth in WAC 173.201.030 - (2)(c)(vi) as for turbidity is hereby modified for the period beginning 0100 hours, June 1, 1980, and terminating 2400 hours, October 10, 1980, in accordance with the following conditions:

Sampling of the Chehalis River upstream and downstream of the construction area will be done daily during construction activity. Sampling results will be reported to the Council monthly. Analyses will be for turbidity and settleable solids.

5. The State of Washington acting by and through the Council does certify that there is no applicable standard under 33 U.S.C. 1311, 1312, 1316 and 1317. The State does certify that any discharges to navigable waters which may result from construction of WNP 3 and 5 so long as done in accordance with this resolution or subsequent resolutions and the Site Certification Agreement executed on October 27, 1976, will comply with applicable state law and the limitations identified herein.

Dated this 8th day of September 1980.

Washington State Energy Facility
Site Evaluation Council

By Nicholas D. Lewis
Nicholas D. Lewis
Chairman

ATTEST:

By William L. Fitch
William L. Fitch
Executive Secretary

APPROVED AS TO FORM:

By Kevin M. Ryan
Kevin M. Ryan
Assistant Attorney General

1/ This Resolution is further conditioned by its adoption motion, to wit:

"I move approval of the draft resolution subject to monitoring of construction and fish monitoring activities, with the Monitoring Committee having authority by the Council to order temporary or permanent termination of work between September 16 and October 10, as appropriate, if adverse effects to fisheries resources are identified." *NRE*