



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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January 6, 2010

Connie Thoman
Port of Anacortes
P.O. Box 297
Anacortes, WA 98221



Your address
is in the
Nooksack
watershed

RE: **LA File# Pier 2 Prilled Sulfur Shipment Operations**
 DOE file# 200906831
 Applicant Port of Anacortes John Hachey

Dear Ms. Thoman:

Thank you for the opportunity to provide comments on the above referenced Mitigated Determination of Nonsignificance. Based on review of the State Environmental Policy Act (SEPA) checklist associated with this Mitigated Determination of Nonsignificance we offer the following stormwater comments:

Ecology feels that the following measures need to be addressed in the MDNS to ensure that stormwater pollution prevention is adequately addressed for the project:

1. The MDNS did not mention the 2009 NPDES Industrial Stormwater Permit that the Port of Anacortes Pier 2 facility currently has coverage under and the attendant requirements of the permit.
2. The MDNS did not adequately address the fate of:
 - the stormwater that leaves the loading area; and
 - the process water that results from the dust suppression and wheel wash activities

Process water cannot be discharged to waters of the state or any stormwater system.

Thank you for considering these comments from the Department of Ecology. If you have any questions please call me at (360) 715-5200.

Sincerely,

Kurt Baumgarten, Water Quality Specialist

KB:sm

cc: Port of Anacortes; John Hachey
 BFO SEPA File