

From: [BrownScott, Jennifer](#)
To: [Stenvall, Charlie](#)
Subject: County/State approve JST to farm all 34 acres
Date: Monday, March 16, 2020 9:47:45 AM

Looks like the State/County have decided that the Hearings Examiner approved 5 acres of on-bottom bags and up to 34 acres of "on-beach" oysters (see discussion thread below). This is definitely different than approving 5 acres of farming during this trial period.

When I talked to the County shortly after the approval was issued, and asked this question, Greg Ballard said that he assumed they were approved for ~1/4 of the 14 acres originally requested for "on-beach" oysters, since they were given approval for 1/4 of the acreage requested for on-bottom bags. Sounds like this reading of the Hearings Examiner's decision has been adjusted.

-jennifer

Jennifer Brown-Scott
Project Leader
Washington Maritime National Wildlife Refuge Complex
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~~[Dungeness NWR](#)~[Protection Island NWR](#)~[San Juan Islands NWR](#)~[Copalis NWR](#)~[Flattery Rocks NWR](#)~[Quillayute Needles NWR](#)~~

From: Darlene Schanfald <darlenes@olympus.net>
Sent: Friday, March 13, 2020 3:32 PM
Subject: [EXTERNAL] Fwd: Dialogue with County and State: Something is wrong! Re: Ecology approval of Phase 1 of JST Oyster Farm in Dungeness Bay (External Email: USE Caution)

Begin forwarded message:

From: "Rothwell, Rebecca (ECY)" <rebs461@ECY.WA.GOV>
Subject: RE: Something is wrong! Re: Ecology approval of Phase 1 of JST Oyster Farm in Dungeness Bay (External Email: USE Caution)
Date: March 13, 2020 at 3:22:29 PM PDT
To: 'Darlene Schanfald' <darlenes@olympus.net>
Cc: "Ballard, Greg" <gballard@co.clallam.wa.us>, Mary Winborn <mwinborn@co.clallam.wa.us>, "Lund, Perry (ECY)" <plun461@ECY.WA.GOV>

The applicant is allowed in Phase 1 to use five acres for on-bottom bag cultivation and the remaining 29 acres within the 34-acre area for spreading oysters to mature.

Rebecca Rothwell

Wetlands and Shorelands Technical and Regulatory Lead

WA Department of Ecology | Southwest Regional Office | [360-407-7273](tel:360-407-7273)

300 Desmond Drive SE, Lacey, WA 98503 | PO Box 47775 Olympia, WA 98504-7775

This communication is a public record and may be subject to disclosure per RCW 42.56.

From: Darlene Schanfald <darlenes@olympus.net>

Sent: Friday, March 13, 2020 3:13 PM

To: Rothwell, Rebecca (ECY) <rebs461@ECY.WA.GOV>

Cc: Ballard, Greg <gballard@co.clallam.wa.us>; Mary Winborn

<mwinborn@co.clallam.wa.us>; Lund, Perry (ECY) <plun461@ECY.WA.GOV>

Subject: Re: Something is wrong! Re: Ecology approval of Phase 1 of JST Oyster Farm in Dungeness Bay (External Email: USE Caution)

THIS EMAIL ORIGINATED FROM OUTSIDE THE WASHINGTON STATE EMAIL SYSTEM - Take caution not to open attachments or links unless you know the sender AND were expecting the attachment or the link

This means that the entire 34 acres can be modified in Phase 1. Is that your intent?
ds

On Mar 13, 2020, at 3:08 PM, Rothwell, Rebecca (ECY)

<rebs461@ECY.WA.GOV> wrote:

Ecology agrees with Mr. Ballard's explanation below. It is only the bag-on-bottom cultivation that is limited to five acres in phase one.

Rebecca Rothwell

Wetlands and Shorelands Technical and Regulatory Lead

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From: Darlene Schanfald <darlenes@olympus.net>

Sent: Friday, March 13, 2020 2:21 PM

To: Ballard, Greg <gballard@co.clallam.wa.us>

Cc: Mary Winborn <mwinborn@co.clallam.wa.us>; Lund, Perry (ECY)

<plun461@ECY.WA.GOV>; Rothwell, Rebecca (ECY)

<rebs461@ECY.WA.GOV>

Subject: Re: Something is wrong! Re: Ecology approval of Phase 1 of JST Oyster Farm in Dungeness Bay (External Email: USE Caution)

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This email bounced back for some at Ecology.

Again, Limit use to 5 acres is limit use to 5 acres. Allowing distribution anywhere is out-of-bounds. You have created a loophole with #11, unintended hopefully, but this must be immediately

addressed and revised.
ds

On Mar 13, 2020, at 2:08 PM, Ballard, Greg

<gballard@co.clallam.wa.us> wrote:

DCD Planning agrees with Ecology's Condition#11.

This is based on the spreading of oysters (natural propagation) is a permitted use within the Clallam County SMP.

The County's processing of SHR 2017-11 addressed natural propagation along with the placement of on-bottom bags.

The CUP was required because of the bags & the H.E. decision limits this activity to 5 acres.

Thanks

Greg Ballard

Senior Planner

Clallam County Department of Community Development

223 E. 4th Street, Suite 5, Port Angeles, WA 98362

Direct Phone# [\(360\) 565-2616](tel:3605652616) Fax# [\(360\) 417-2443](tel:3604172443)

Email: gballard@co.clallam.wa.us

From: Darlene Schanfald [<mailto:darlenes@olympus.net>]

Sent: Friday, March 13, 2020 2:00 PM

To: Ballard, Greg; Winborn, Mary Ellen;

peter.lund@ecy.wa.gov; rfot461@ecy.wa.gov

Subject: Something is wrong! Re: Ecology approval of Phase 1 of JST Oyster Farm in Dungeness Bay (External Email: USE Caution)

11. The applicant is restricted to 5 acres in phase 1, but you are letting them spread shells around the entire 34 acres?!

ds

On Mar 13, 2020, at 12:43 PM, Ballard, Greg

<gballard@co.clallam.wa.us> wrote:

Dear Interested Parties:

Attached is the WA State Department of Ecology's approval of CUP 2017-11 Jamestown S'Klallam Tribe Oyster Farm.

It is also available on-line at the link below along with the rest of the record.

[JST CUP 2017-00011](#)

Thanks

Greg Ballard

Senior Planner

Clallam County Department of Community Development
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<ECY JST CUP Oyster Farm.pdf>