



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, SEATTLE DISTRICT
P.O. BOX 3755
SEATTLE, WASHINGTON 98124-3755

Regulatory Branch

March 23, 2021

Mr. Jason Hoetger
15637 Eddy Creek Way
Apple Valley, Minnesota 55124

Reference: NWS-2020-495
Hoetger, Jason

Dear Mr. Hoetger:

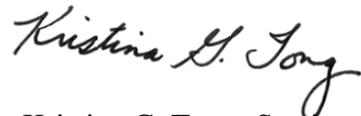
On March 12, 2021, we conducted a review of your King County Critical Area Study letter and report dated May 5, 2016, for the property at 24430 Old Mill Road, Vashon Island, King County, Washington in response to your request for verification of the jurisdictional limits of waters of the U.S. in the review area as shown on the enclosed drawings dated June 1, 2019. The U.S. Army Corps of Engineers has determined that Wetland B is not a water of the U.S. because it is an excluded non-water of the U.S. per 33 CFR Part 328.3 (b). As such, work that would occur within this area does not require Department of the Army authorization under Section 404 of the Clean Water Act. This determination applies only to the review area. Other waters and wetlands that occur on this property outside the review area are not the subject of this determination.

Other state and local regulations may still apply to this wetland. For example, the Washington State Department of Ecology (Ecology) may regulate these wetlands. For information on how to obtain State approval for your project, you should contact Ecology's Federal Permit Coordinator at ecyrefedpermits@ecy.wa.gov or at (360) 407-6068. Information regarding State permitting requirements can also be found at the following website: <https://ecology.wa.gov/Water-Shorelines/Wetlands/Regulations>. We are sending a copy of this letter to Ecology and to the Environmental Protection Agency's Aquatic Resources Unit.

This approved jurisdictional determination is valid for a period of five years from the date of this letter unless new information warrants revisions of the determination. A copy of this jurisdictional determination, dated March 16, 2021, can be found on our website at www.nws.usace.army.mil select "Regulatory Branch, Permit Information" and then "Jurisdictional Determinations". If you object to this determination, you may request an administrative appeal under our regulations (33 Code of Federal Regulations, Part 331) as described in the enclosed *Notification of Administrative Appeal Options and Process and Request for Appeal* form.

A copy of this letter with drawings will be furnished to Mr. Doug Littauer at doug@salixenvironmentalservices.com. Please note that there are other waters and wetlands located on this property. No determination has been made regarding whether or not those features are waters of the U.S. If you propose to do work in other waters and wetlands located on this property, you should contact the Corps prior to commencing work to determine permit requirements. If you have any questions, please contact Ms. Amanda Nadjkovic at amanda.n.nadjkovic@usace.army.mil or at (206) 316-3156.

Sincerely,

A handwritten signature in black ink that reads "Kristina G. Tong". The signature is written in a cursive style with a large, looping "T" at the end.

Kristina G. Tong, Section Chief
Regulatory Branch

Enclosures