



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Region Office

PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

Sent via Email

March 3, 2023

Francesca Bennett
San Juan County Public Works
PO Box 729
Friday Harbor WA 98250
francescab@sanjuanco.com

Re: SECOND APPROVED Extension for Short-Term Permit for Application S1-29423, San Juan County, Water Resources Inventory Area 2

Dear Francesca Bennett:

This letter is in response to your request to extend the Department of Ecology's (Ecology) authorization for the consumptive use of water from Hummel Lake. Ecology received your request on December 21, 2022.

San Juan County Public Works (County) is requesting an extension of their Short-Term Permit to supply water for road operations and maintenance for construction projects on Lopez Island. An extension is needed because the County did not receive any bids to construct a new well. Based on that result, the County is currently assessing three options for long term non-potable water supply for their operations.

1. The County is buying a parcel adjacent to their current property to establish a well onsite.
2. Advertise for a well driller to drill a new well on their current site and/or the new site.
3. Looking into desalination units that could be sited at the county marine facility at the south end of the island.

DEPARTMENT OF ECOLOGY DECISION – INCLUDING TERMS AND CONDITIONS

Ecology has determined, in accordance with RCW 90.03, and Policy 1037, your request for a consumptive use will not impair senior rights, water is physically and legally available for your appropriation, your requested purpose of use is beneficial, and your use will not be detrimental to the public interest. Accordingly, San Juan County Public Works is hereby granted an extension of their **Short-Term Permit** to proceed with the diversion and beneficial use of water as described in letter dated December 21, 2022, subject to the following terms and conditions:

1. This Short-Term Permit shall remain **in effect through May 1, 2023**, unless revoked sooner by Ecology if San Juan County Public Works fails to comply with the terms and conditions of this permit.

2. If San Juan County Public Works cannot find a driller to construct a new well or come up with another plan for future water use needs, then they must reapply for a new Short-Term Permit by May 1 for the continued use of Hummel Lake.
3. Department of Ecology personnel, upon presentation of proper credentials, shall have access to the project location to inspect the diversion works for compliance with the terms and conditions of this Short-Term Permit.
4. The intake(s) shall be screened in accordance with Washington Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.040, and RCW 77.57.070). Contact the Department of Fish and Wildlife, Habitat Program, PO Box 43234, Olympia, WA 98504-3134. You may also phone: (360) 902-2534 if you have questions about screening criteria. See: <http://wdfw.wa.gov/about/contact/general>.
5. An approved measuring device must be installed and maintained for each of the sources identified by this short-term water right in accordance with the rule “Requirements for Measuring and Reporting Water Use,” chapter 173-173 WAC, which describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology (Ecology) for modifications to some of the requirements.

Recorded water use data shall be submitted by May 1, 2023.

Measurement of Water Use	
HOW OFTEN MUST WATER USE BE MEASURED AND RECORDED?	Daily
HOW OFTEN MUST WATER USE DATA BE REPORTED TO ECOLOGY?	By May 1, 2023
WHAT QUANTITY SHOULD BE REPORTED?	Total quantity in gallons per day

Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. 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 the Order:

- File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Order to 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.

Francesca Bennett

March 3, 2023

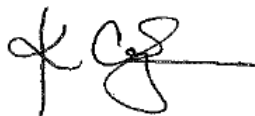
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Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel RD SW, Ste 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

For additional information, visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>. To find laws and agency rules, visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>.

If you have any questions regarding this Short-Term Permit, please contact Michele Curtis at michele.curtis@ecy.wa.gov or at 206-594-0206.

Signed at Shoreline, Washington, this 3rd of March, 2023.



Kasey Cykler
Section Manager
Water Resources Program

ecc: Steven Boessow, Washington State Department of Fish & Wildlife
Marcus Reaves, Washington State Department of Fish & Wildlife

Enclosure: *Your Right to be Heard*