

## Travis Saunders

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**From:** McGraner, Patrick (ECY) <patrick.mcgraner@ecy.wa.gov>  
**Sent:** Monday, May 18, 2015 8:07 AM  
**To:** Travis Saunders  
**Subject:** SEPA Comments for CAO15-001 and SEP15-001

Dear Travis Saunders,

On behalf of the Washington State Department of Ecology, please accept the following SEPA comments for the record on the following application:

**Applicant :** Bill Summers for MI Treehouse, LLC

**Location of**

**Property:**

5637 East Mercer Way, Mercer Island WA 98040;

Identified by King County Assessor tax parcel identification number 1924059312

The Department of Ecology has read the SEPA checklist and supporting documents for this project and notes that the SEPA checklist item A(10) for other government approvals or permits fails to state that federal authorization and possible state authorization is required for the direct wetland impacts that are being proposed as stated in Section B – Water under (3)(a)(3) which describes 300 cy of cut and 400 cy of fill. This action is regulated under the Clean Water Act (CWA) and would require application and authorization from the US Army Corps of Engineers (Corps).

In the event that the Corps determines that the wetland is not a Water of the United States (isolated wetland), authorization for these impacts would be required by the State of Washington.

Please enter these comments into the record.

Sincerely,

Patrick McGraner  
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