

**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

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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

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Jennifer Brown-Scott  
Project Leader  
Washington Maritime National Wildlife Refuge Complex  
715 Holgerson Road  
Sequim, WA 98382  
(360) 457-8451  
[~~Dungeness NWR](#)~[Protection Island NWR](#)~[San Juan Islands NWR](#)~[Copalis NWR](#)~[Flattery Rocks NWR](#)~[Quillayute Needles NWR](#)~~

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**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](mailto: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](mailto:darlenes@olympus.net)>  
**Cc:** "Ballard, Greg" <[gballard@co.clallam.wa.us](mailto:gballard@co.clallam.wa.us)>, Mary Winborn <[mwinborn@co.clallam.wa.us](mailto:mwinborn@co.clallam.wa.us)>, "Lund, Perry (ECY)" <[plun461@ECY.WA.GOV](mailto: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.*

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

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

**To:** Rothwell, Rebecca (ECY) <[rebs461@ECY.WA.GOV](mailto:rebs461@ECY.WA.GOV)>

**Cc:** Ballard, Greg <[gballard@co.clallam.wa.us](mailto:gballard@co.clallam.wa.us)>; Mary Winborn

<[mwinborn@co.clallam.wa.us](mailto:mwinborn@co.clallam.wa.us)>; Lund, Perry (ECY) <[plun461@ECY.WA.GOV](mailto: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](mailto: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](mailto:darlenes@olympus.net)>

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

**To:** Ballard, Greg <[gballard@co.clallam.wa.us](mailto:gballard@co.clallam.wa.us)>

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

<[plun461@ECY.WA.GOV](mailto:plun461@ECY.WA.GOV)>; Rothwell, Rebecca (ECY)

<[rebs461@ECY.WA.GOV](mailto: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](mailto: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](mailto:gballard@co.clallam.wa.us)

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**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](mailto:peter.lund@ecy.wa.gov); [rfot461@ecy.wa.gov](mailto: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](mailto: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  
223 E. 4th Street, Suite 5, Port Angeles, WA 98362  
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<ECY JST CUP Oyster Farm.pdf>