

**From:** [BrownScott, Jennifer](#)  
**To:** [Foerster, Kevin](#)  
**Cc:** [Dexter, Nathan L](#); [Sylvia Pelizza](#)  
**Subject:** Dungeness Aquaculture Proposal Received from Tribe  
**Date:** Tuesday, February 9, 2016 10:25:12 AM  
**Attachments:** [Dungeness Project Drawings final.pdf](#)  
[Dungeness JARPA 2016 signatures.pdf](#)  
[JARPA Dungeness 2016.pdf](#)  
[Attachment E - signed.pdf](#)  
**Importance:** High

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We received this email from the Tribe yesterday. Given your discussions with Chairman Allen and after speaking with Army Corps of Engineers (ACE) it appears this is a copy of their ACE permit submission with the expectation that we will start Section 7 and 106 review. Tribal staff asked in January if the Section 7 and 106 review process could be completed by May.

We met with Tribal staff in January and discussed the cultivation methods that are listed in this proposal. At that time, we let them know that there was not enough detail for review and discussed additional information that would need to be provided. This information (including what time of the year cultivation activities would occur, description of required maintenance activities, size and location of cultivation activities, more information about fencing and netting materials) still appears to be missing.

We checked with ACE this morning and this permit application is not adequate for their review. Since this is the third time their application has been returned by ACE, we should probably wait for ACE acceptance before beginning any type of Sect 7 or 106 analysis. Otherwise we could be looking at a moving target.

Once a complete proposal is provided, we will be unable to conduct the required eelgrass delineation until at least June (best done in July). ACE will not accept a delineation completed outside of this window. During our meeting in January, Tribal staff was under the impression that the eelgrass delineation window begins in February or March.

During our meeting with Ralph Riccio in January, he asked us to let him know if the approval process could be completed by May. Should we draft a letter to the Tribe letting them know:

- we will not start the Section 7 and 106 processes until after a completed proposal has been accepted by ACE.
- we cannot begin the Section 7 process until after eelgrass delineation is completed (no earlier than June/July).

Or, would you like to wait and discuss these issues with Chairman Allen?

Thanks for all of your help on this matter,  
Jennifer

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~~Dungeness NWR~Protection Island NWR~San Juan Islands NWR~~  
~~Copalis NWR~Flattery Rocks NWR~Quillayute Needles NWR~~

----- Forwarded message -----

From: **Ralph Riccio** <[rriccio@jamestowntribe.org](mailto:rriccio@jamestowntribe.org)>  
Date: Mon, Feb 8, 2016 at 4:30 PM  
Subject: Dungeness Shellfish Farm - Project Proposal  
To: "[jennifer\\_brownscott@fws.gov](mailto:jennifer_brownscott@fws.gov)" <[jennifer\\_brownscott@fws.gov](mailto:jennifer_brownscott@fws.gov)>  
Cc: Scott Chitwood <[schitwood@jamestowntribe.org](mailto:schitwood@jamestowntribe.org)>, Kelly Toy <[ktoy@jamestowntribe.org](mailto:ktoy@jamestowntribe.org)>, Kurt Grinnell <[k\\_grinnell@msn.com](mailto:k_grinnell@msn.com)>

Hello Jennifer,

Please find attached the Jamestown S’Klallam Tribe’s detailed project proposal of aquaculture activities in Dungeness Bay.

Thank you.

Ralph

Ralph Riccio

Jamestown S'Klallam Tribe

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