

<u>CONDITION</u>	<u>ACCEPTED</u>	<u>APPEALED</u>
1. Stormwater treatment BMPs must be selected from enhanced list	√	
2. Upstream/downstream stormwater sampling and hardness monitoring	√	
3. WET testing for injury to tested organisms required		X
4. 100% retrofit of stormwater management facilities required	√	
5. WER Study results cannot be used to relax water quality stds.		X
6. Port must mitigate Des Moines Creek flow level to 1 CFS		X
7. New Fill Criteria (based on natural background levels)		X
8. SPLP cannot be used to approve use of fill exceeding Fill Criteria		X
9. Number of fill samples must satisfy MTCA requirements	√	
10. Port must match wetland hydroperiods	√	
11. Wetland mitigation at 2:1 ratio required (w/o counting buffer enhancement)		X
12. Add'tl mitigation shall be required in-basin if future delineations show decreased wetlands	√	
13. Ecology shall take action if exceedances are detected in SW or GW discharges		X
14. Monitoring req'd for at least 8 years from end of construction	√	
15. AOMA monitoring shall continue as long as there are contaminants	√	
16. Water right required to implement Low Flow Plan		X