



City of Seattle

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Dear Party Representatives to the Cedar River Instream Flow Agreement:

In August of last year we met to discuss a number of changes to the Cedar River Habitat Conservation Plan. Three of those changes concerned SPU's commitments under the Cedar River Instream Flow Agreement. This letter summarizes those proposed changes and seeks your approval. The three changes are described below. Each representative's signature at the bottom of this letter will serve as the parties' written approval.

1. Improvement of Long-Term Water Use Efficiency at the Hiram Chittenden Locks (Freshwater Conservation)

Reference	IFA Section C.4; HCP Section 4.4-52, 77
Proposed change	Reallocate \$300,000 of cost commitment to Salmon Bay habitat restoration project.

Section 7.6(b) of the HCP Implementation Agreement provides for the transfer of funds within a cost category above \$50,000 are subject to the approval of all of the parties to the Instream Flow Agreement after consultation with the Oversight Committee. The activities involving this proposed transfer of funds both occur within the Instream Flow Management HCP Cost Category. At its July 2, 2008 meeting, the Instream Flow Commission provided its recommendation to the Parties in support of this reallocation. The HCP Oversight Committee was consulted at their meeting of December 16, 2008.

2. Cedar Permanent Dead Storage Engineering Studies

Reference	IFA Section E.3; HCP Section 4.4-52
Proposed change	Reallocate funds for the Cedar Permanent Dead Storage Engineering Studies to the Cedar River Instream Flow supplemental study program and the Chester Morse Lake environmental studies, and extend the deadline for expending this funding to the end of 2020.

At its meeting of August 1, 2007, the IFC discussed whether or not to implement the Cedar Permanent Dead Storage Engineering Studies and decided to request that the IFC Parties approve reallocating funding for this activity and revise the schedule as described below.

The IFC wishes to reallocate this funding to meet potential needs of two ongoing HCP research and monitoring activities:

- The Cedar River instream flow supplemental study program
- Chester Morse Lake environmental studies

Decisions on the exact allocation of this funding will be informed by ongoing studies, by the final configuration and potential operation of the proposed new pumping facilities, by other potential facility improvements and possibly by factors such as climate change. Therefore, the IFC wishes to extend the deadline for expenditure of these funds to the year 2020.

Section 7.6(b) of the HCP Implementation Agreement provides for the transfer of funds within a cost category above \$50,000 are subject to the approval of all of the parties to the Instream Flow Agreement after consultation with the Oversight Committee. The Cedar Permanent Dead Storage Engineering Studies activity and the Supplemental Studies activity are both included in the Instream Flow Research and Monitoring Cost Category (Implementation Agreement section 7.6 (b)). Future environmental studies of Chester Morse Lake would also fall under the Instream Flow Research and Monitoring Cost Category. The HCP Oversight Committee was engaged in this discussion during the Five-Year Comprehensive Review in the spring of 2007.

3. Improved Flow-switching Criteria Study

Reference

IFA Section C.4; HCP Section 4.4-56, HCP Section 4.5-8

Proposed change

Extend the deadline for implementation of the Improved Flow-switching Criteria Study and expenditure of related funds to the end of 2020.

At its meeting of August 1, 2007 the IFC discussed whether or not to implement the Improved Flow-switching Criteria Study. The IFC believes that funding for the development of improved switching criteria, provided under Section E.4. of the IFA, should remain under the jurisdiction of the IFC. Existing switching criteria established by Sections B.7 and B.8 of the IFA have not yet exhibited significant flaws and may be satisfactory for future decision making. However, the decision to accept or amend the current switching criteria could be influenced by the final configuration and potential use of the proposed new Chester Morse Lake pumping facilities, by other potential facility alterations and by factors such as climate change. Therefore, the IFC wishes to extend the deadline for expenditure of these funds to the year 2020.

On behalf of the agency I represent as a signatory to the Cedar River Watershed Habitat Conservation Plan (HCP) Implementation Agreement and the Landsburg Mitigation Agreement, I hereby approve the above-described minor modifications to the HCP.

Cyndy Holtz
City of Seattle

Date

Matthew Longenbaugh
NOAA Fisheries

Date

Tim Romanski
US Fish and Wildlife Service

Date

Bob Everitt
Washington Department of Fish and Wildlife

Date

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Date