

Luster, Tom

Hellwig  
EXHIBIT NO. 83  
1-8-02  
M. Green

From: Hellwig, Raymond  
Sent: Monday, May 15, 2000 12:11 PM  
To: Luster, Tom; Ehlers, Paula; Fitzpatrick, Kevin; Glynn, John; Stockdale, Erik; Summerhays, Jeannie; White, Gordon; White, Megan; Silver, Dan; Hart, Curt; Marchioro, Joan (ATG)  
Subject: FW: May 16, Meeting with the Port of Seattle - the Third Runway

FYI - so much for trying to keep it simple.

—Original Message—

From: Hellwig, Raymond  
Sent: Monday, May 15, 2000 11:57 AM  
To: Dear, Joe  
Cc: Fitzsimmons, Thomas; Alkire, Bill; Hutchison, Sheryl  
Subject: FW: May 16, Meeting with the Port of Seattle - the Third Runway

This is an additional note or addendum to the attached memo. Under the bullet for "timetable for a decision", I should have mentioned a significant assumption we are making:

I indicate in the memo that the one-year evaluation period for the 401 Water Quality Certification was restarted last September. I go on to explain that, provided the POS submits adequate and timely information we may be able to make a decision on the 401 as early as the July '00. **However, for this to happen the POS also needs to withdraw, and then resubmit, its request for a Coastal Zone Consistency (CZM) determination.** The 6 month decision timeline for the current request ends June 8, 2000. If the POS does not withdraw the current request and resubmit it starting a new 6 month clock, Ecology will need to deny CZM consistency. **We are assuming the POS will follow through on its verbal commitment to withdraw the current request and then resubmit a new one.**

This is an administrative problem wherein the timeline for the WQ 401 is one year, CZM consistency is only 6 months – on minor projects this isn't a problem because we can make the 401 decision before the CZM clock runs out. We can't certify CZM consistency without the 401 (and vice versa), and for the proposed 3rd runway, we won't have a 401 decision until after June '00, the POS needs to re-request a CZM determination and start a new 6 month clock.

This doesn't mean we will need the entire 6 months to make the CZM or the 401 decision, in fact we only have until September to do the 401. However, to be able to prevail in the legal process, we will have to have all pertinent parameters adequately defined and addressed for the 401. We will make the July timeframe for the 401 only if the POS submits adequate and timely information, and only if they withdraw and resubmit their request for a CZM determination.

Please call me if you have questions (425-649-7010), this is can be very confusing.

—Original Message—

From: Hellwig, Raymond  
Sent: Friday, May 12, 2000 8:54 PM  
To: Dear, Joe  
Cc: Fitzsimmons, Thomas; Alkire, Bill; Hutchison, Sheryl  
Subject: May 16, Meeting with the Port of Seattle - the Third Runway

Hi Joe,

The attached memo is intended to assist you in preparing for the meeting scheduled for May 16, with the POS. Tom Fitzsimmons suggested that I summarize for you the status of Ecology's regulatory review process for the SeaTac Third Runway and associated project proposals.

If you have any questions, please call me at 425-649-7010.

Thanks,

Ray Hellwig

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