

# SEATTLE/KING COUNTY BUILDING & CONSTRUCTION TRADES COUNCIL

Chartered by Building and Construction Trades Dept • AFL-CIO  
Telephone (206) 441-0550 FAX (206) 443-5649  
14675 Interurban Ave. S., Suite 101  
Tukwila, WA 98168  
E-Mail: [sbctc@seattlebuildingtrades.org](mailto:sbctc@seattlebuildingtrades.org)  
[www.seattlebuildingtrades.org](http://www.seattlebuildingtrades.org)

ROYAL ROBINSON, President

MONTY ANDERSON, Executive Secretary



May 27, 2015

Honorable Patty Murray  
United States Senator  
154 Russell Senate Office Building  
Washington, D.C. 20510

Dear Senator Murray:

On behalf of the Seattle/King County Building & Construction Trades Council I am writing to you about a matter of great importance to all of those who care about family-wage jobs, a vibrant maritime economy, the Northwest's competitiveness and certainty for workers everywhere.

Recently, the Lummi Nation asked the U.S. Army Corps of Engineers to halt its environmental review of the proposed Gateway Pacific Terminal (GPT) bulk export facility in Whatcom County. Granting such a request would be unprecedented, would throw into question many other similar projects in and around our state's waterways, and result in detrimental economic consequences for the labor community.

If the Corps calls a halt to the Environmental Impact Statement (EIS) for the project, what does this mean for other such trade related projects? Isn't the intent of the EIS process to thoroughly identify any and all impacts of a proposed project and outline how those impacts can and should be rectified? The benefit of a complete record is that the de minimis determination established by federal court decisions is a fact-specific inquiry, and the determination can only rest on conclusive facts contained in the administrative record. The best time for the Corps to make a sound de minimis determination on the GPT project is after the required environmental and cultural resource reviews are completed and made part of the administrative record. This is especially true since that review required consideration of alternatives that may well affect potential impacts on fish and fishing.

Beyond establishing a harmful precedent if we call a halt to this EIS because of one opponent with concerns from a tribal perspective, are we not ignoring the important voices of other tribes (including the Crow Nation in Montana) that are actively and vocally supporting this project?

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5/27/2015

More broadly, we are also concerned about the implications for the future of family-wage job growth at Cherry Point. A recent study found that of 7,000 employers in Whatcom County, the 11 in the Cherry Point heavy industrial zone generate 15% of the County's wage base. This area has been deliberately set aside for water dependent heavy industry through decades of thoughtful land use and shoreline planning. It is integral to the region's economy and the opportunity to restore a shrinking middle class. To effectively mothball the area from future high wage job growth would diminish the prospects of thousands of working families.

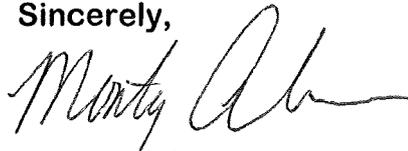
With these thoughts in mind, project supporters are delivering to the Corps more than 1,000 signatures from the people who live and work in Whatcom County. Each one of these signatures represents someone who has been waiting – for a very long time – for this project to move forward, bringing jobs to an area sorely in need, and tax benefits to a county in need as well.

We understand and appreciate concerns for the protection of environmental and cultural history of the region but there is a process in place to examine such matters. We do not believe that a manipulation of the process, and of the Corps, so as to avoid acting upon a full, objective, and complete record is in any way equitable.

All along, project backers have promised to work with the Corps as any potential impacts are identified. Nothing has changed and GPT stands ready to make this project work for all.

We understand the Corps is now considering this request, and would respectfully ask our U.S. Senators to convey to the Army Corps that this environmental Review should be allowed to run its due course. The costs are too high if we do otherwise.

Sincerely,

A handwritten signature in black ink, appearing to read "Monty Anderson", written in a cursive style.

Monty Anderson  
Executive Secretary

opeiu8  
afl-cio

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ROYAL ROBINSON, President

MONTY ANDERSON, Executive Secretary



May 27, 2015

Honorable Maria Cantwell  
United States Senator  
511 Hart Senate Office Building  
Washington, D.C. 20510

Dear Senator Cantwell:

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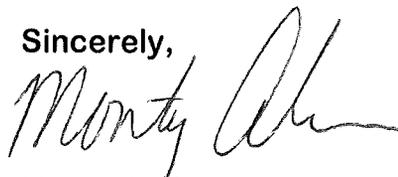
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All along, project backers have promised to work with the Corps as any potential impacts are identified. Nothing has changed and GPT stands ready to make this project work for all.

We understand the Corps is now considering this request, and would respectfully ask our U.S. Senators to convey to the Army Corps that this environmental Review should be allowed to run its due course. The costs are too high if we do otherwise.

Sincerely,

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Monty Anderson  
Executive Secretary

opeiu8  
afl-cio

INTERNATIONAL  
LONGSHORE  
&  
WAREHOUSE  
UNION



PUGET SOUND  
DISTRICT  
COUNCIL

3440 E. Marginal Way S  
Seattle, WA 98134

AFFILIATED ILWU  
LOCAL UNIONS:

Local 4 Longshore  
Vancouver

Local 5 Allied  
Olympia

Local 7 Longshore  
Bellingham

Local 9 Warehouse  
Seattle

Local 19 Longshore  
Seattle

Local 21 Longshore  
Longview

Local 22 Portworkers  
Tacoma

Local 23 Longshore  
Tacoma

Local 24 Longshore  
Aberdeen

Local 25 Longshore  
Anacortes

Local 27 Longshore  
Port Angeles

Local 28 Security Officers  
Tacoma / Longview

Local 32 Longshore  
Everett

Local 47 Longshore  
Olympia

Local 51 Longshore  
Port Gamble

Local 52 Checkers  
Seattle

Local 98 Foremen  
Seattle

MARINE DIVISION  
Inlandboatmen's Union  
Seattle

IBU Region 37  
Seattle

Washington Pensioners

Washington Women's  
Auxiliaries

May 27, 2015

Dear Representative,

I am writing to you on behalf of the International Longshore and Warehouse Union (ILWU). This matter is of great importance to ILWU Local 7, Bellingham and all of those who care about family-wage jobs, a vibrant maritime economy, the Northwest's competitiveness and certainty for workers everywhere.

Recently, the Lummi Nation asked the U.S. Army Corps of Engineers to halt its environmental review of the proposed Gateway Pacific Terminal bulk export terminal in Whatcom County. Granting such a request would be unprecedented, and would throw into question many other similar projects in and around our state's waterways.

If the Corps calls a halt to the Environmental Impact Statement (EIS) for the project, what does this mean for other such projects? Isn't the intent of the EIS process to thoroughly identify any and all impacts of a proposed project and outline how those impacts can and should be rectified? The benefit of a complete record is that the de minimis determination established by federal court decisions is a fact-specific inquiry, and the determination can only rest on conclusive facts contained in the administrative record. The best time for the Corps to make a sound de minimis determination on the project is after the required environmental and cultural resource reviews, along with mitigation analyses, are completed and made part of the administrative record. This is especially true since that review requires consideration of alternatives that may well affect potential impacts on fish and fishing.

Beyond establishing record, if we call a halt to this EIS because of one opponent with concerns from a tribal perspective, what are we saying to the other tribes (including the Crow Nation in Montana) that are actively and vocally supporting this project?

More broadly, we are also concerned about the implications for the future of family-wage job growth at Cherry Point. A recent study found that of 7,000 employers in Whatcom County, the 11 in the Cherry Point heavy industrial zone generate 15% of the County's wage base. This area has been deliberately set aside for water-dependent heavy industry through decades of thoughtful land use and shoreline planning. It is integral to the region's economy and the opportunity to restore a shrinking middle class. To effectively mothball the area from future high wage job growth would diminish the prospects of thousands of working families.

We understand and appreciate concerns for the protection of environmental and cultural attributes of the region, and there is a process in place to examine such matters. But we do not believe that a manipulation of the process, and of the

Corps, so as to avoid acting upon a full, objective, and complete record is in any way equitable.

ILWU Local 7 has been advocating for a bulk export terminal at the proposed site for many years and are excited that a viable multi-use terminal is being proposed. The fact that this project is a multi-use facility and will handle, for export, other bulk commodities including Northwest grain means that the facility will be useful for many years as the world weans itself off of carbon fuels. I need not remind you that the Northwest is the gateway for grain exports that feed the world. New NW grain exports facilities have been built and many of the established facilities have been investing millions in upgrades in recent years to meet demands for NW grain exports and the GPT project will help meet the needs of NW farmers for years to come.

All along, project backers have promised to work with the Corps as any potential impacts are identified. Nothing has changed, and the Gateway Pacific Terminal stands ready to make this project work for all.

We understand the Corps is now considering this request, and would respectfully ask our U.S. Senators to convey to the Army Corps that this environmental review should be allowed to run its due course. The costs are too high if we do otherwise.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan McKisson", with a long horizontal line extending to the right.

Dan McKisson  
President, ILWU Puget Sound District Council



ASSOCIATED GENERAL CONTRACTORS of WASHINGTON

*Skill · Integrity · Responsibility*

June 24, 2015

Lieutenant General Thomas P. Bostick  
US Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington, DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
US Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

Re: Gateway Pacific Terminal Project at Cherry Point

Dear Generals Bostick and Kem:

I am writing on behalf of the Associated General Contractors (AGC) of Washington to request that the U.S. Army Corps of Engineers not prematurely abandon the EIS process on the Gateway Pacific Terminal project at Cherry Point.

AGC of Washington is the state's premier commercial construction trade association with more than 600 member companies statewide. We support the Gateway Pacific Terminal project and note that construction of the full project would employ about 4,400 people in the regional economy over approximately two years. Plus, operations at full capacity would generate about 1,250 new, long-term jobs in the community.

Our members build numerous public and private projects throughout the state of Washington and most projects involve some sort of environmental review process. The purpose of the EIS process is to provide platform for public input and technical analysis that informed environmental determinations can be made. This process is a forum in which ideas, support and opposition are exchanged and ultimately provides a setting for vetting various opinions and concerns. It is a process that should run its course on each and every project that fully informed determinations as to the environmental viability of a project are made, rather than precipitous reactions.

Corporate - Seattle District  
1200 Westlake Avenue N  
Suite 301  
Seattle, WA 98109  
phone 206.284.0061  
toll free 800.562.2868  
fax 206.285.4546

Legislative  
410 11th Avenue SE  
Suite 203  
Olympia, WA 98501  
phone 360.352.5000  
toll free 800.690.2630  
fax 360.352.4411

Central District  
3611 River Road  
Suite 120  
Yakima, WA 98902  
phone 509.454.5064  
toll free 800.574.6074  
fax 509.452.6503

Southern District  
942 Pacific Avenue  
Tacoma, WA 98402  
phone 253.272.7725  
toll free 800.637.7717  
fax 253.272.7719

Northern District  
1221 Railroad Avenue  
Bellingham, WA 98225  
phone 360.223.8757  
fax 360.647.7865

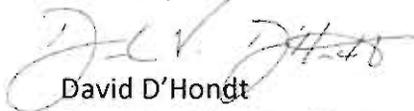
Education Foundation  
1200 Westlake Avenue N  
Suite 301  
Seattle, WA 98109  
phone 206.284.4500  
toll free 800.562.2868  
fax 206.284.4595

We are concerned that the Corps is considering abandoning the Project at Cherry Point based on isolated input from a disgruntled interest group. Granting the request of a single interest group and abandoning a process that was set up for public input would be unprecedented and is contrary to the very purpose of the EIS procedure, which is, as explained, to thoroughly identify all impacts of a proposed project and consider how these impacts should be mitigated and dealt with before a decision is made as to the viability of the Project.

Abandoning the environmental review, and thus "killing the project" before the process has run its course would be an extraordinary step and, in our view, both send the wrong message concerning the process, and set a precedent that will adversely impact other projects in the future. More importantly, such a decision will undermine the confidence of the public in the EIS process, if a single interest group can derail a project without even submitting its concerns to the process in which those concerns can be considered and scrutinized.

Thus, AGC strongly supports that the EIS project on Gateway Pacific Terminal Project continue as administrative rules and statutes.

Sincerely,

A handwritten signature in dark ink, appearing to read "D. D'Hondt", is written over the typed name.

David D'Hondt  
Executive Vice President

cc: Senator Patty Murray  
Senator Maria Cantwell



Association  
of Washington  
Business

Washington State's Chamber of Commerce

June 9, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

Dear Generals Bostick and Kem:

We are writing to request that the U.S. Army Corps of Engineers continue on its path with the Environmental Impact State (EIS) on the Gateway Pacific Terminal (GPT) project at Cherry Point. The Corps is two years and nine months into a three-year and six-month timeline to produce a draft EIS for the proposed terminal project, and we are urging you to continue without hesitation on that path toward completion.

We are deeply concerned to learn the Corps is considering a request from the Lummi Nation to abandon the environmental review before it has even been completed, despite the fact one of our members has spent more than \$7 million dollars over the past two and half years to get the analysis this far along.

The Association of Washington Business (AWB) is our state's chamber of commerce and manufacturing association. Our 7,900 members employ more than 700,000 workers in Washington's private sector. AWB's membership ranges from very large companies such as Boeing, Microsoft and SSA Marine to small family businesses. In fact, over 80 percent of our members own and operate businesses with fewer than 25 people in their workforce.

ASSOCIATION OF WASHINGTON BUSINESS  
*Membership Government Affairs Member Services AWB Institute*

T 360.943.1600    ✉ PO Box 658, Olympia, WA 98507-0658  
T 800.521.9325    🏠 1414 Cherry St. SE, Olympia  
F 360.943.5811    [www.awb.org](http://www.awb.org)

Our members include local chambers of commerce and economic development associations and more than 100 trade and professional organizations in Washington and our region. We unite to promote economic development, job creation and world trade opportunities. Nationally, AWB affiliates with the U.S. Chamber of Commerce and the National Association of Manufacturers.

AWB continues to be a strong supporter of the GPT project. This project has strong support within our organization because it will be a critical piece of trade-related infrastructure that strengthens Washington state's access to international markets and the global competitiveness of our trade economy. We recognize that 40 percent of our state's GDP is derived from international trade. Additionally, AWB supports GPT because it is a privately-funded \$665 million infrastructure investment that will create family-wage, union jobs during construction, and when fully operational.

As you know very well, the Corps has traditionally fully reviewed proposed projects to study, develop and describe appropriate alternatives to recommended courses of action in any proposal which involves unresolved conflicts. After a complete understanding and record have been established, project modifications and mitigation measures can be discussed between project proponents and concerned stakeholders. Therefore, we believe that concerns of the Lummi will be addressed if the Corps sees through the current EIS process.

Please ask yourself: What does it mean to all of us across the nation if we no longer have a consistent and predictable EIS process? What message does this send to others who want to invest in our state if any EIS could simply be stopped by one concerned party?

With those points in mind, we urge you to continue the EIS process to completion without further delay. Simply, we ask you to stay the course.

Thank you for your consideration, and please contact us if you have questions.

Sincerely



Kris Johnson, President & CEO

Cc: Sen. Patty Murray's Office  
Sen. Maria Cantwell's Office



975 Carpenter Rd NE, Suite 301  
Lacey, WA 98516

June 10, 2015

Lieutenant General Thomas P. Bostick  
United States Army Corps of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington, DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
United States Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

RE: Gateway Pacific Terminal EIS

Dear Generals Bostick and Kem:

I am writing on behalf of the more than 42,000 member families of the Washington Farm Bureau, Washington's largest general agricultural organization. Our members produce the food, feed, fiber, and fuel for our state, nation, and the world. We are a \$49 billion dollar industry in Washington, providing 164,400 jobs. Our industry ships over \$15 billion dollars of food and agricultural products through Washington ports annually. As such, we know the need for and value of trade infrastructure. To remain viable we need ready access to ports and that access needs to be continuously upgraded and expanded.

The Gateway Pacific Terminal (GPT) project is critical to our future shipments of bulk products as well as to ensure capacity for increasing exports. We strongly urge you to continue the Environmental Impact Study on the GPT project. With two years and nine months worth of effort into a three and one half year project, we urge you to complete the effort without delay.

We were very troubled to learn that the Lummi Nation asked you to abandon the EIS rather than complete it. Millions of dollars have already been spent by the project proponent to date and it is unconscionable that your work would stop now.

We strongly support the project as an integral part of our food security efforts and to ensure a sound state and national economy. Washington is the most trade-dependent state, with 40 percent of our employment derived from trade. Because this project will protect our future trading ability, enhance food security, and be built with private funds, we must carefully and impartially review the project.

Traditionally, an EIS would review all aspects of a project and include any concerns, impacts and need for mitigation. Then the project proponents would work to address these issues. All concerns raised - including those of the Lummi Nation - can be addressed this way. Abandoning the process would violate the intent of the law and would not be beneficial to

our state, the nation, or the world. The United States has thrived when we have provided stability and predictability in our regulatory environment.

Please stay the course and complete a fair and unbiased EIS.

Thank you for considering our remarks. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "John Stuhlmiller". The signature is written in a cursive style with a long horizontal line extending from the end of the name.

John Stuhlmiller  
Chief Executive Officer  
Washington Farm Bureau  
360.528.2903

Cc: Sen. Patty Murray  
Sen. Maria Cantwell

# PUGET SOUND PORTS COUNCIL

MARITIME TRADES DEPARTMENT • AFL – CIO • P.O. Box 24863



Seattle, WA 98124

Joe Vincenzo, President • Vince O'Halloran, Executive Secretary-Treasurer

Gordon Baxter  
Vice President

Harry Thompson  
Executive Board Trustee

Capt. Michael Murray  
Executive Board Trustee

Bill Knowlton  
Executive Board Trustee

Telephone: 206 467-7944  
Fax: 206 467-8119

June 9<sup>th</sup> 2015

Mr. Charles (Chip) Smith  
Assistant for Environment, Tribal and Regulatory Affairs  
Office of the Assistant Secretary of the Army (Civil Works)  
108 Army Pentagon, Room 3E446  
Washington, DC 20310-0108

Dear Mr. Smith

We are writing to you as leaders of our state's labor community. This matter is of great importance to all of those who care about family-wage jobs, a vibrant maritime economy, the Northwest's competitiveness and certainty for workers everywhere.

Recently, the Lummi Nation asked your agency to halt its environmental review of the proposed Gateway Pacific Terminal bulk export terminal in Whatcom County. Granting such a request would be unprecedented, and would throw into question many other similar projects in and around our state's waterways.

If the Corps calls a halt to the Environmental Impact Statement (EIS) for the project, what does this mean for other such projects? Isn't the intent of the EIS process to thoroughly identify any and all impacts of a proposed project and outline how those impacts can and should be rectified? The benefit of a complete record is that the de minimis determination established by federal court decisions is a fact-specific inquiry, and the determination can only rest on conclusive facts contained in the administrative record. The best time for the Corps to make a sound de minimis determination on the project is after the required environmental and cultural resource reviews, along with mitigation analyses, are completed and made part of the administrative record. This is especially true since that review requires consideration of alternatives that may well affect potential impacts on fish and fishing.

Beyond establishing record, if we call a halt to this EIS because of one opponent with concerns from a tribal perspective, what are we saying to the other tribes (including the Crow Nation in Montana) that are actively and vocally supporting this project?

Our trade-reliant state is at a pivotal point in time. Are we a state that supports free trade, relies on exports and embraces the jobs and economic growth that come from those traditions. Part of our commitment as a coastal state includes helping our neighbors get their products to market. This proposed facility, constructed in an environmentally responsible way, plays a pivotal role in the export of products from our land-locked neighbors. These are critical times for business, for trade and for environmental certainty. Our regulatory processes need to be reliable, fair and complete. The proponents of the Gateway Pacific Terminal have been operating in good faith and deserve fair review.

We understand and appreciate concerns for the protection of environmental and cultural attributes of the region, and there is a process in place to examine such matters. But we do not believe that a manipulation of the process, and of the Corps, so as to avoid acting upon a full, objective, and complete record is in any way equitable.

All along, project backers have attempted to work with you to navigate any potential impacts that are identified. Nothing has changed, and the Gateway Pacific Terminal stands ready to make this project work for all.

We would respectfully say this environmental review should be allowed to run its due course. The costs are too high if we do otherwise.

Respectfully submitted,



Vince O'Halloran, Secretary/Treasurer

Puget Sound Ports Council

Maritime Trades Department, AFL-CIO



**Our mission:  
Promote the growth of family-  
wage jobs in the context of  
sound environmental practice.**

May 11, 2015

Col. John Buck  
US Army Corps of Engineers  
P.O. Box 3755  
Seattle, WA 98124

RE: Gateway Pacific Terminal Project

Dear Col. Buck:

The Northwest Jobs Alliance is a Washington non-profit organization with membership that includes individuals and organizations representing thousands of people spanning the political spectrum, all united around the mission above. Our membership includes business and civic leaders, elected officials, and labor organizations such as the Seattle/King County and the Northwest Washington Building and Construction Trades Councils.

We are aware that the Corps is examining the Gateway project through a NEPA environmental review and is also considering a request by the Lummi Nation to summarily terminate the EIS and permitting processes. Doing so would be a grave mistake. There is no harm to completing the environmental review; it would, in fact, inform the Corps and the public in the fullest manner. To short-circuit the process at this stage of the game would do great harm to the prospects of working families in several states, as well as to the reputation of the Corps as an even-handed arbiter.

Thousands of your constituent citizens from all walks of life have signed petitions or written letters in support of our position on this matter and we would like an opportunity to personally deliver them to you at your earliest convenience, as well as to discuss the issue at hand. As well, business and organized labor are united on this issue and opinion polls have consistently shown that moving forward on this project (and similar ones) in a fair and timely manner is a reflection of the majority will. (See attached.) Please let us know if and when such is possible.

Thank you for your consideration.

Sincerely,

John Huntley, Chair

Brad Owens, President

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
and Construction Trades Council**  
780 Chrysler Drive  
Burlington, WA 98233

RE: Completion of Gateway Pacific Terminal EIS Process

Greetings:

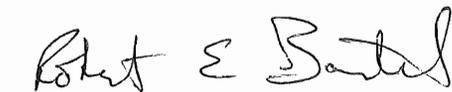
We understand that the Corps has been asked to interrupt the EIS process that has been underway for approximately two years and to preemptively deny the project a permit. We feel this would be very unwise.

Such a decision by the government would be a denial of even-handed due process and set a terrible precedent—rendering judgment before all of the facts are in—thereby discouraging future investment in job creation this part of the nation.

**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

Sincerely,



June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:

***Northwest Washington Building  
and Construction Trades Council***

780 Chrysler Drive  
Burlington, WA 98233

RE: Completion of Gateway Pacific Terminal EIS Process

Greetings:

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**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

Sincerely,

  
Boilermakers #502

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
and Construction Trades Council**  
780 Chrysler Drive  
Burlington, WA 98233

RE: Completion of Gateway Pacific Terminal EIS Process

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**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

  
NW LABORS DISTRICT COUNCIL  
ORGANIZER

Sincerely,  Agent Laborers  
Local # 292

  
Dispatcher Laborers Local 292

  
IUE Local 302  
Field Agent

  
Field Rep IUE Local 302

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
and Construction Trades Council**  
780 Chrysler Drive  
Burlington, WA 98233

RE: Completion of Gateway Pacific Terminal EIS Process

Greetings:

We understand that the Corps has been asked to interrupt the EIS process that has been underway for approximately two years and to preemptively deny the project a permit. We feel this would be very unwise.

Such a decision by the government would be a denial of even-handed due process and set a terrible precedent—rendering judgment before all of the facts are in—thereby discouraging future investment in job creation this part of the nation.

**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

Sincerely,



EXECUTIVE SECRETARY  
NW WASHINGTON BUILDING & CONSTRUCTION  
TRADES COUNCIL AFL-CIO



President  
NW Washington Building & Construction  
Trades Council AFL-CIO

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
and Construction Trades Council**  
780 Chrysler Drive  
Burlington, WA 98233

RE: Completion of Gateway Pacific Terminal EIS Process

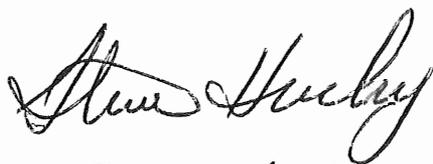
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**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

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Sincerely,

*BUS. MGR ROOFERS & WATERPROOFERS LOCAL 54*



*ORGANIZER / AGENT ROOFERS + WATERPROOFERS LOCAL 54*

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
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Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
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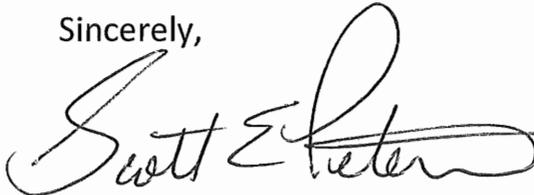
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**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

Sincerely,

  
UA Local 699  
SPRINKLER FITTERS

  
BAC Local #2 WA/ID/MT

June 10, 2015

To the US Army Corps of Engineers  
and to  
Honorable US Senator Patty Murray  
Honorable US Senator Maria Cantwell  
Honorable US Representative Rick Larsen  
Honorable US Representative Suzan DelBene

Please reply to:  
**Northwest Washington Building  
and Construction Trades Council**  
780 Chrysler Drive  
Burlington, WA 98233

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Greetings:

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Such a decision by the government would be a denial of even-handed due process and set a terrible precedent—rendering judgment before all of the facts are in—thereby discouraging future investment in job creation this part of the nation.

**Please finish the work that has been started and make decisions based upon the best and most thorough information available.**

As members of the labor community, we respectfully request your consideration of our views.

Brett D. [Signature]  
Cement Masons Loc #528

[Signature]  
BRAD OWENS  
IBEW 191-MEMBER

Sincerely,

[Signature]

David Ciprut  
Lead Compliance Investigator  
Rebound, A Building Trades Organization  
2800 First Avenue, Suite #216  
Seattle, WA 98121

## Office of the Governor

July 2, 2015

The Honorable Jay Inslee  
Governor  
State of Washington  
P.O. Box 40002  
Olympia, WA 98504-0002

Dear Governor Inslee,

Thank you for meeting with me concerning the proposed coal export terminals in Washington and for the opportunity you provided me to convey the importance of those export terminals to the State of Wyoming. You were kind to afford me the time.

I appreciate your commitment to the permitting process for the proposed coal export terminals. I have conveyed your assurance to interested communities and others. I am glad to know the Draft Environmental Impact Statement for the Millennium Bulk Terminals will be published in November 2015 and the Gateway Pacific Draft Environmental Impact Statement is expected in March 2016. I am interested in receiving environmental reviews for these coal export facilities and hope to discuss them with you further.

I respect Washington's desire for expanded environmental review. I believe both Wyoming and Washington can achieve an optimal balance between environment, energy, and economic benefit. I look forward to a fair and timely evaluation of these projects and the opportunity to participate in the comment process. I am optimistic that we can come together on these common goals.

New markets for American products drive our nation's economy. Trade is an important component of economic development in Washington and ever increasingly important in Wyoming. For several years, Wyoming has been working to foster the infrastructure to expand jobs and opportunities for trade of Wyoming resources. The proposed coal export terminals in Washington are important infrastructure projects that will greatly benefit the economies of both Washington and Wyoming.

I want to invite you to Wyoming to tour energy and energy infrastructure – mines, power production facilities and research facilities. Rather than elevating one resource at the expense of

The Honorable Jay Inslee  
Governor  
State of Washington  
Page 2

another, I believe technology may provide solutions. The American way is innovation. Wyoming has invested state resources in the design, construction and operation of an integrated test center to study the capture, sequestration and management of carbon emissions from a coal-fired power plant. The University of Wyoming Carbon Management Institute has worked and continues to work extensively on the utilization and storage of carbon.

Wyoming is fostering and encouraging renewable energy development. Wyoming will be home to the world's largest wind development project – the Chokecherry and Sierra Madre Wind Energy Project. The 1,000-turbine wind farm is projected to produce up to 3,000 megawatts of renewable energy. Our state energy strategy promotes responsible development of all our energy resources balanced with conservation efforts.

Thank you again for your time. I look forward to many more opportunities to discuss topics of mutual interest, in particular coal exports, and I hope you will visit us.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Matthew H. Mead', is written over a light blue horizontal line.

Matthew H. Mead  
Governor

MHM:ts



# MARITIME TRADES DEPARTMENT

AMERICAN FEDERATION OF LABOR and CONGRESS OF INDUSTRIAL ORGANIZATIONS

815 16TH STREET, NW  
WASHINGTON, D.C. 20006-4101  
(202) 628-6300 FAX: (202) 637-3989  
www.maritimetrades.org

MICHAEL SACCO  
PRESIDENT

SCOTT A. WINTER  
VICE PRESIDENT

DANIEL W. DUNCAN  
EXECUTIVE SECRETARY-TREASURER

July 10, 2015

**AFFILIATES:**

Bakery, Confectionery, Tobacco Workers and Grain Millers International Union  
International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers  
Communications Workers of America  
International Brotherhood of Electrical Workers  
International Union of Elevator Constructors  
International Union of Operating Engineers  
International Association of Fire Fighters  
Glass, Molders, Pottery, Plastics and Allied Workers International Union, AFL-CIO/CLC  
International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers  
International Association of Machinists and Aerospace Workers  
United Mine Workers of America  
International Union of Allied, Novelty and Production Workers, AFL-CIO  
Office and Professional Employees International Union  
International Union of Painters and Allied Trades of the United States and Canada  
Operative Plasterers' and Cement Masons International Association of the United States and Canada  
United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada  
Seafarers International Union of North America  
Sheet Metal Workers International Association  
American Federation of State, County and Municipal Employees  
United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial & Service Workers International Union  
Transportation - Communications Union, IAM

The Honorable Jo-Ellen Darcy  
Office of the Assistant Secretary of the Army (Civil Works)  
108 Army Pentagon, Room 3E446  
Washington, DC 20310-0108

Dear Ms. Darcy:

On behalf of the nearly 5 million members who belong to the 21 affiliated unions of the Maritime Trades Department, AFL-CIO, we write you regarding a matter of great importance to our members and others in the Pacific Northwest who care about family-wage jobs, a vibrant maritime economy and the area's competitiveness.

Recently, the Lummi Nation asked the U.S. Army Corps of Engineers to halt its environmental review of the proposed Gateway Pacific Terminal bulk export terminal in Whatcom County, WA. Granting such a request would be unprecedented. It also would throw into question similar projects in and around Washington State's waterways.

The MTD is concerned about the implications for future family-wage job growth at Cherry Point. This area has been set aside for water-dependent heavy industry through decades of thoughtful land use and shoreline planning. It is integral to the region's economy and the opportunity to restore a shrinking middle class.

We understand and appreciate the concerns for the protection of environmental and cultural attributes of the region. There is a process in place to examine these matters. But we do not believe that a manipulation of the process so as to avoid acting upon a full, objective and complete record is equitable. If the Corps calls a halt to the Environmental Impact Statement for the project, what does this mean for other such projects? Is not the intent of the EIS process to thoroughly identify any and all impacts of a proposed project and outline how those impacts can and should be rectified? If this EIS is halted because of one opponent with concerns from a tribal perspective, what can be said to other tribes (including the Crow Nation in Montana) who are actively supporting this project?

Project backers have promised to work with the Corps as potential impacts are identified. This has not changed. The Gateway Pacific Terminal stands ready to make this project work for all.

July 10, 2015

Let us not forget the importance of the Gateway Project Terminal. At a time when family-wage jobs are harder to find in the Northwest, Gateway Pacific has been a fair partner. It is working closely with the Labor community to create jobs in a place where they are needed. There is a huge division between the economic viability of Seattle (where one of our Port Councils is based) and the rest of the state – including Whatcom County. We cannot afford to say no to new family-wage jobs for this area.

The MTD understands that the Corps is considering this request. We respectfully ask that the environmental review be allowed to run its due course. The costs are too high to do otherwise.

Sincerely,

A handwritten signature in blue ink, appearing to read "Daniel W. Duncan", with a long, sweeping flourish extending to the right.

Daniel W. Duncan  
Executive Secretary-Treasurer

# PUGET SOUND PORTS COUNCIL

MARITIME TRADES DEPARTMENT • AFL – CIO • P.O. Box 24863



Seattle, WA 98124

Joe Vincenzo, President • Vince O'Halloran, Executive Secretary-Treasurer

Gordon Baxter  
Vice President

Harry Thompson  
Executive Board Trustee

Capt. Michael Murray  
Executive Board Trustee

Bill Knowlton  
Executive Board Trustee

Telephone: 206 467-7944  
Fax: 206 467-8119

June 9<sup>th</sup> 2015

Mr. Charles (Chip) Smith  
Assistant for Environment, Tribal and Regulatory Affairs  
Office of the Assistant Secretary of the Army (Civil Works)  
108 Army Pentagon, Room 3E446  
Washington, DC 20310-0108

Dear Mr. Smith

We are writing to you as leaders of our state's labor community. This matter is of great importance to all of those who care about family-wage jobs, a vibrant maritime economy, the Northwest's competitiveness and certainty for workers everywhere.

Recently, the Lummi Nation asked your agency to halt its environmental review of the proposed Gateway Pacific Terminal bulk export terminal in Whatcom County. Granting such a request would be unprecedented, and would throw into question many other similar projects in and around our state's waterways.

If the Corps calls a halt to the Environmental Impact Statement (EIS) for the project, what does this mean for other such projects? Isn't the intent of the EIS process to thoroughly identify any and all impacts of a proposed project and outline how those impacts can and should be rectified? The benefit of a complete record is that the de minimis determination established by federal court decisions is a fact-specific inquiry, and the determination can only rest on conclusive facts contained in the administrative record. The best time for the Corps to make a sound de minimis determination on the project is after the required environmental and cultural resource reviews, along with mitigation analyses, are completed and made part of the administrative record. This is especially true since that review requires consideration of alternatives that may well affect potential impacts on fish and fishing.

Beyond establishing record, if we call a halt to this EIS because of one opponent with concerns from a tribal perspective, what are we saying to the other tribes (including the Crow Nation in Montana) that are actively and vocally supporting this project?

Our trade-reliant state is at a pivotal point in time. Are we a state that supports free trade, relies on exports and embraces the jobs and economic growth that come from those traditions. Part of our commitment as a coastal state includes helping our neighbors get their products to market. This proposed facility, constructed in an environmentally responsible way, plays a pivotal role in the export of products from our land-locked neighbors. These are critical times for business, for trade and for environmental certainty. Our regulatory processes need to be reliable, fair and complete. The proponents of the Gateway Pacific Terminal have been operating in good faith and deserve fair review.

We understand and appreciate concerns for the protection of environmental and cultural attributes of the region, and there is a process in place to examine such matters. But we do not believe that a manipulation of the process, and of the Corps, so as to avoid acting upon a full, objective, and complete record is in any way equitable.

All along, project backers have attempted to work with you to navigate any potential impacts that are identified. Nothing has changed, and the Gateway Pacific Terminal stands ready to make this project work for all.

We would respectfully say this environmental review should be allowed to run its due course. The costs are too high if we do otherwise.

Respectfully submitted,



Vince O'Halloran, Secretary/Treasurer

Puget Sound Ports Council

Maritime Trades Department, AFL-CIO



# PIERCE COUNTY CENTRAL LABOR COUNCIL

## AFL-CIO

3049 South 36<sup>th</sup> Street, Suite 201 • Tacoma, Washington 98409-5730

Telephone: (253) 473-3810

e-mail: [pcclc@harbornet.com](mailto:pcclc@harbornet.com) • web site: [www.pcclc.org](http://www.pcclc.org)

PATTY ROSE  
*Secretary-Treasurer*

VANCE LELLI  
*President*

BOB MCDONAD  
*Vice President*

*Executive Board:*

Rob Curran  
Rick Hertzog  
Denise Jagielo  
Mark Martinez  
Alice Phillips  
Cindy Richardson  
Dan Sexton  
Brenda Wiest  
Wayne Withrow

July 9, 2015

The Honorable Patty Murray  
United States Senate  
154 Russell Senate Office Building  
Washington, DC 20510

Dear Senator Murray:

On behalf of the 83 local unions affiliated with the Pierce County Central Labor Council, AFL-CIO, representing nearly 38,000 working men and women, I am writing to ask for your support of the Gateway Pacific Terminal bulk export facility at Cherry Point in Whatcom County, Washington. Across the state and nation, organized labor strongly supports this project. It will create family wage jobs during the construction phase and permanent jobs for the ongoing operation of the facility. It will also provide much needed tax revenue to support schools, hospitals, fire protection and road maintenance.

Recently, the Lummi Nation asked the U.S. Army Corps of Engineers to halt its environmental review of the proposed Gateway Pacific Terminal. Granting such a request would be unprecedented and would throw into question many other similar projects in and around our state's waterways.

This area has been deliberately set aside for water-dependent heavy industry through decades of thoughtful land use and shoreline planning. It is integral to the region's economy and the opportunity to restore a shrinking middle class. It will link rail and marine routes, which will allow American workers to compete with facilities in other countries, while providing an economic boost to the economy of the Pacific Northwest.

We understand and appreciate concerns for the protection of environmental and cultural attributes of the region. The Environmental Impact Statement (EIS) process will thoroughly examine such matters and identify any and all impacts of a proposed project and outline how those impacts can and should be rectified. If the Corps calls a halt to the EIS for the project, what does this mean for other such projects? And further, if we call a halt to this EIS because of one opponent with concerns from a tribal perspective, what are we saying to the other tribes (including the Crow Nation in Montana) that are actively and vocally supporting this project?

All along, project backers have promised to work with the Corps as any potential impacts are identified. Nothing has changed, and the Gateway Pacific Terminal stands ready to make this project work for all.

*The Voice of Working Families in Pierce County for More Than 125 Years!*

The Honorable Patty Murray  
July 9, 2015  
Page 2

We understand the Corps is now considering this request and would respectfully ask you to convey to the Army Corps of Engineers that this environmental review should be allowed to run its due course. The costs are too high if we do otherwise. Thank you.

Sincerely,



Patty Rose  
Secretary-Treasurer

cc: Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers

Colonel John G. Buck  
Commander and District Engineer, Seattle District  
U.S. Army Corps of Engineers

The Honorable Jo-Ellen Darcy  
Office of the Assistant Secretary of the Army (Civil Works)

Mr. Charles (Chip) Smith  
Assistant for Environment, Tribal and Regulatory Affairs  
Office of the Assistant Secretary of the Army (Civil Works)



## Washington State Senate

**Olympia Address:**  
405 Legislative Building  
PO Box 40418  
Olympia, WA 98504-0418  
E-mail: [ann.rivers@leg.wa.gov](mailto:ann.rivers@leg.wa.gov)

**Senator Ann Rivers**  
18th Legislative District

**Telephone:**  
(360) 786-7634  
FAX: (360) 786-1999  
Toll-Free: 1-800-562-6000

June 18, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

Dear Generals Bostick and Kem:

I am writing you to urge the U.S. Army Corps of Engineers (Corps) continue with the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal project at Cherry Point until completion. The EIS process is already 80% complete at a current cost of \$7 million. The process should be allowed to continue so that all the facts are known about the project before a final decision is made on the project.

I was concerned to learn that the Corps is considering a request from the Lummi Nation to abandon environmental review of the project before it has been completed. This is unprecedented and would undermine the National Environmental Policy Act (NEPA) and Washington State's Environmental Policy Act (SEPA).

Abandoning the environmental review before it has been completed is unprecedented. The purpose of a complete EIS is to make informed decisions before moving forward with a project. Having a complete environmental record is important for state and federal agencies to make informed decisions about a project, including permit decisions and mitigation measures needed. The whole environmental process is undermined if there is no record to review a project.

Halting the environmental review of this project before it is complete would also have a chilling effect on future development in the state. A process that is consistent and fair is necessary to attract businesses to invest in our state that will provide family-wage jobs.

Importantly, allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. The Lummi Nation or any other party who has objections to the project, always have the opportunity to comment and provide information during the EIS process that the Corps must consider. Allowing the process to continue will not harm their position.

Sincerely,

A handwritten signature in black ink that reads "Ann Rivers". The signature is written in a cursive style with a large, prominent "A" and "R".

Ann Rivers, Senator  
18<sup>th</sup> Legislative District  
360.786.7634

Cc: United States Senator Patty Murray/United States Senator Maria Cantwell



## Washington State Senate

**Olympia Address:**  
PO Box 40414  
Olympia, WA 98504-0414  
E-mail: [curtis.king@leg.wa.gov](mailto:curtis.king@leg.wa.gov)

**Senator Curtis King**  
14th Legislative District

**Telephone:**  
(360) 786-7626  
FAX: (360) 786-1999  
Toll-Free: 1-800-562-6000

June 19, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington, DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
United States Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

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Importantly, allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. The Lummi Nation or any other party who has objections to the project,

always have the opportunity to comment and provide information during the EIS process that the Corps must consider. Allowing the process to continue will not harm their position.

Sincerely,

A handwritten signature in black ink, appearing to read "Curtis King". The signature is fluid and cursive, with the first name "Curtis" written in a larger, more prominent script than the last name "King".

Senator Curtis King

cc: US Senator Patty Murray  
US Senator Maria Cantwell



## Washington State Senate

**Olympia Address:**  
PO Box 40442  
Olympia, WA 98504-0442

**Senator Doug Ericksen**  
42nd Legislative District

(360) 786-7682  
FAX: (360) 786-1323  
E-mail: Doug.Ericksen@leg.wa.gov

June 18, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon, Room 3E634  
Washington, DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

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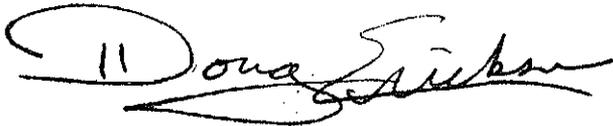
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Halting the environmental review of this project before it is complete would also have a chilling effect on future development in the state. A process that is consistent and fair is necessary to attract businesses to invest in our state that will provide family-wage jobs.

Page two

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Sincerely,

A handwritten signature in black ink, appearing to read "Doug Ericksen". The signature is written in a cursive style with a large, looped initial "D".

Senator Doug Ericksen  
42<sup>nd</sup> Legislative District  
Chair, Senate Energy, Environment  
and Telecommunications Committee

cc: United States Senator Patty Murray  
United States Senator Maria Cantwell



**Olympia Office:**  
107 Irv Newhouse Building  
PO Box 40415  
Olympia, WA 98504-0415  
Phone: (360) 786-7684  
E-mail: [Jim.Honeyford@leg.wa.gov](mailto:Jim.Honeyford@leg.wa.gov)  
Web: [jimhoneyford.src.wastateleg.org](http://jimhoneyford.src.wastateleg.org)

**Washington State Senate**  
**Senator Jim Honeyford**  
15th Legislative District

**Eastern Yakima County**  
Including the towns of:  
Buena Glead Grandview  
Granger Mabton Moxee  
Selah Sunnyside Toppenish  
Union Gap Wapato  
Yakima and Zillah

June 19, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

Dear Generals Bostick and Kem:

I am writing you to urge the U.S. Army Corps of Engineers (Corps) to complete the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal project at Cherry Point. The EIS process is already 80% complete at a current cost of \$7 million. The process should be allowed to continue so that all the facts are known about the project before a final decision is made on the project.

I am concerned in learning that the Corps is considering a request from the Lummi Nation to abandon environmental review of the project before it has been completed. This is unprecedented and would undermine the National Environmental Policy Act (NEPA).

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Sincerely,



Senator Jim Honeyford  
15<sup>th</sup> Legislative District

cc: United States Senator Patty Murray/United States Senator Maria Cantwell



## Washington State Senate

**Olympia Office:**  
305 Legislative Building  
PO Box 40412  
Olympia, WA 98504-4012  
Phone: (360) 786-7622  
Fax: (360) 786-1189

**Senator Linda Evans Parlette**  
Senate Majority Caucus Chair  
12th Legislative District

**District Office:**  
625 Okanogan, Suite 301  
Wenatchee, WA 98801  
Phone: (509) 663-9702  
E-mail: [Linda.Parlette@leg.wa.gov](mailto:Linda.Parlette@leg.wa.gov)  
Hotline: 1-800-562-6000

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

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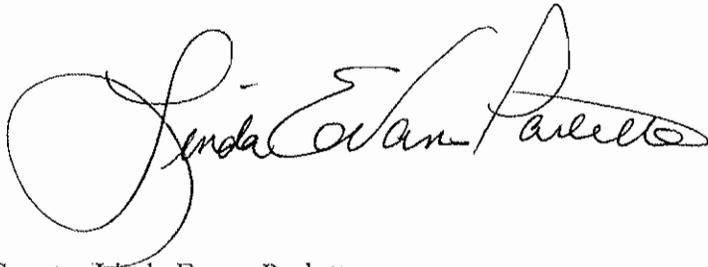
I was concerned to learn that the Corps is considering a request from the Lummi Nation to abandon environmental review of the project before it has been completed. This is unprecedented and would undermine the National Environmental Policy Act (NEPA) and Washington State's Environmental Policy Act (SEPA).

Abandoning the environmental review before it has been completed is unprecedented. The purpose of a complete EIS is to make informed decisions before moving forward with a project. Having a complete environmental record is important for state and federal agencies to make informed decisions about a project, including permit decisions and mitigation measures needed. The whole environmental process is undermined if there is no record to review a project.

Halting the environmental review of this project before it is complete would also have a chilling effect on future development in the state. A process that is consistent and fair is necessary to attract businesses to invest in our state that will provide family-wage jobs.

Importantly, allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. The Lummi Nation or any other party who has objections to the project, always have the opportunity to comment and provide information during the EIS process that the Corps must consider. Allowing the process to continue will not harm their position.

Sincerely,

A handwritten signature in black ink that reads "Linda Evans Parlette". The signature is written in a cursive style with a large, looping initial "L".

Senator Linda Evans Parlette  
12<sup>th</sup> Legislative District

Cc: United States Senator Patty Murray/United States Senator Maria Cantwell



## Washington State Senate

Olympia Address:  
105 Irv Newhouse Building  
PO Box 40430  
Olympia, WA 98504-0430

**Senator Mark A. Miloscia**  
30th Legislative District

Telephone: (360) 786-7658  
E-mail: [Mark.Miloscia@leg.wa.gov](mailto:Mark.Miloscia@leg.wa.gov)

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

07/01/2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Dear Generals Bostick and Kem:

I am writing you to urge the U.S. Army Corps of Engineers (Corps) continue with the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal project at Cherry Point until completion. The EIS process is already 80% complete at a current cost of \$7 million. The process should be allowed to continue so that all the facts are known about the project before a final decision is made on the project.

I was concerned to learn that the Corps is considering a request from the Lummi Nation to abandon environmental review of the project before it has been completed. This is unprecedented and would undermine the National Environmental Policy Act (NEPA) and Washington State's Environmental Policy Act (SEPA).

Abandoning the environmental review before it has been completed is unprecedented. The purpose of a complete EIS is to make informed decisions before moving forward with a project. Having a complete environmental record is important for state and federal agencies to make informed decisions about a project, including permit decisions and mitigation measures needed. The whole environmental process is undermined if there is no record to review a project.

Halting the environmental review of this project before it is complete would also have a chilling effect on future development in the state. A process that is consistent and fair is necessary to attract businesses to invest in our state that will provide family-wage jobs.

Importantly, allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. The Lummi Nation or any other party who has objections to the project, always have the opportunity to comment and provide information during the EIS process that the Corps must consider. Allowing the process to continue will not harm their position.

Sincerely,

A handwritten signature in black ink that reads "Mark Miloscia".

Mark Miloscia  
Washington State Senator

Cc: United States Senator Patty Murray/United States Senator Maria Cantwell



## Washington State Senate

**Olympia Address:**  
PO Box 40409  
Olympia, WA 98504-0409  
Phone: (360) 786-7620  
FAX: (360) 786-1189  
E-mail: Mark.Schoesler@leg.wa.gov

**Senator Mark Schoesler**  
Senate Majority Leader  
9th Legislative District

**Residence:**  
1588 E. Rosenoff Rd.  
Ritzville, WA 99169  
Res: (509) 659-1774  
FAX: (509) 659-4545  
Hotline: 1-800-562-6000

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

June 16, 1015

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

Dear Generals Bostick and Kem;

I am writing to personally request that the U.S. Army Corps of Engineers continue on its path with the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal (GPT) project at Cherry Point. The Corps is two years and nine months into a three-year and six-month timeline to produce a draft EIS for the proposed terminal project, and I am urging you to continue without hesitation on that path toward completion.

It concerns me to learn that the Corps is considering a request from the Lummi Nation to abandon the environmental review before it has even been completed, especially given the fact that there has been millions of dollars spent over the past two and a half years to get the analysis this far along. What a terrible waste of time and money.

As a State Senator and a resident of the State of Washington, I would appreciate your consideration to finish the EIS to completion and allow the process to continue without interruption. Having a complete environmental record is important for state and federal agencies to make informed decisions about a project, including permit decisions and mitigation measures needed.

The Lummi Nation or any other group objecting to the project have the opportunity to comment and provide information during the EIS process, and will still allow the process to continue – which will not harm their position.

Thank you for taking the time to consider my request.

Respectfully,

A handwritten signature in blue ink that reads "Mark A. Schoesler".

Senator Mark Schoesler  
Senate Majority Leader



## Washington State Senate

**Olympia Address:**  
202 Irv Newhouse Building  
PO Box 40408  
Olympia, WA 98504-0408

**Senator Sharon Raye Brown**  
8th Legislative District  
Vice President Pro Tempore

Phone: (360) 786-7614  
Toll-Free Hotline: 1-800-562-6000  
FAX: (360) 786-7524  
E-mail: sharon.brown@leg.wa.gov

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

Dear Generals Bostick and Kem:

I am writing you to urge the U.S. Army Corps of Engineers (Corps) continue on its path with the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal project at Cherry Point. The EIS process is already 80% complete at a current cost of \$7 million. The process should be allowed to continue so that all the facts are known about the project before a final decision is made on the project.

I was concerned to learn that the Corps is considering a request from the Lummi Nation to abandon environmental review of the project before it has been completed. This would undermine the National Environmental Policy Act (NEPA) and Washington State's Environmental Policy Act (SEPA).

Abandoning the environmental review before it has been completed is unprecedented. The purpose of a complete EIS is to make informed decisions before moving forward with a project. Having a complete environmental record is important for state and federal agencies to make informed decisions about a project, including permit decisions and mitigation measures needed. The whole environmental process is undermined if there is no record to review a project.

Allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. Those with objections to the project will have the opportunity to comment and

provide information during the EIS process that the Corps must consider. Allowing the process to continue will not harm their position.

With these points in mind, I urge you to continue the EIS process.

Sincerely,

A handwritten signature in cursive script that reads "Sharon R. Brown".

Washington State Senator, Sharon R. Brown

Cc: Sen. Patty Murray's Office  
Sen. Maria Cantwell's Office



# Transportation Division

304 PENNSYLVANIA AVE. S.E., WASHINGTON, DC 20003-1147  
PHONE: 202-543-7714 • FAX: 202-544-3024 • www.utu.org

JOHN PREVISICH  
President

JOHN RISCH  
National Legislative Director

June 18, 2015

The Honorable Patty Murray  
United States Senate  
154 Russell Office Building  
Washington, DC 20510

The Honorable Maria Cantwell  
United States Senate  
511 Hart Office Building  
Washington, DC 20510

Dear Senators Murray and Cantwell:

On behalf of the SMART Transportation Division, the nation's largest railroad union, I am writing in support of constructing the Gateway Pacific Terminal bulk export facility at Cherry Point in Whatcom County, Washington. This project has the potential to increase work for our members and create lots of good-paying construction and port-related jobs. I can also attest that the leaders of this project are working closely with the labor community to create good union jobs in a place where they are sorely needed.

As you know, earlier this year the Lummi Nation asked the U.S. Army Corps of Engineers to halt its environmental review of the proposed Gateway Pacific Terminal project. Stopping the environmental review process would not only prevent the project from moving forward but also throw into question similar projects in Washington and across the country.

The Cherry Point heavy industrial zone has been deliberately set aside for water-dependent, heavy industry through decades of thoughtful land use and shoreline planning. This project is a great fit for the area, creating jobs that can boost the region's economy and help restore our shrinking middle class.

We fully support efforts to protect the environment in the construction and operation of this project and we are convinced that the project's backers are as well. They have promised to work with the Army Corps to address potential adverse impacts to the environment, but the environmental review must be completed for proper mitigation efforts to take place.

I respectfully ask that you convey to the Army Corps of Engineers that this environmental review should be allowed to run its due course.

Sincerely,

John Risch  
National Legislative Director

June 18, 2015 Page 2

Cc: Lieutenant General Thomas P. Bostick, United States Army Chief of Engineers  
Brigadier General John Kem, U.S. Army Corps of Engineers  
Colonel John G. Buck, U.S. Army Corps of Engineers  
Honorable Jo-Ellen Darcy, Office of the Assistant Secretary of the Army (Civil Works)  
Mr. Charles (Chip) Smith, Office of the Assistant Secretary of the Army (Civil Works)



## Washington State Legislature

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, Oregon 97209

Dear Generals Bostick and Kem:

We are writing you to urge the U.S. Army Corps of Engineers (Corps) to continue with the Environmental Impact Statement (EIS) on the Gateway Pacific Terminal project at Cherry Point until completion. The EIS process is already 80% complete at a current cost of \$7 million. The process should be allowed to continue so that all the facts are known before a final decision is made on the project.

We are concerned the Corps may be considering a request from the Lummi Nation to abandon the EIS review of the project before it has been completed. Abandoning the environmental review before it has been completed is unprecedented. The purpose of a complete EIS is to make informed decisions before moving forward with a project. The whole environmental process is undermined if there is no record to review a project.

Halting the environmental review process on this project before it is complete would also have a chilling effect on future development in the state. A process that is consistent and fair is necessary to attract businesses to invest in our state that will provide family-wage jobs.

Importantly, allowing the environmental review process to continue does not harm any parties, but gives credibility to the process so that there is a full record to review when permit decisions are made on the project. Washington's economic future needs to rely on a process that is consistent, steadfast and fair.

Sincerely,



Rep. Vincent Buys  
42<sup>nd</sup> District



Rep. Larry Haler  
8<sup>th</sup> District



Rep. Chad Magendanz  
5<sup>th</sup> District



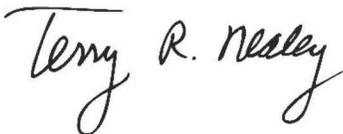
Rep. Mark Hargrove  
47<sup>th</sup> District



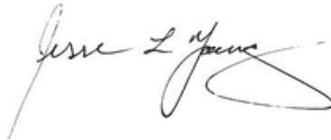
Rep. Ed Orcutt  
20<sup>th</sup> District



Rep. Van Werven  
42<sup>nd</sup> District



Rep. Terry Nealey  
16<sup>th</sup> District



Rep. Jesse Young  
26<sup>th</sup> District



Rep. Matt Manweller  
13<sup>th</sup> District



Rep. Dent  
18<sup>th</sup> District



Rep. Elizabeth Scott  
39<sup>th</sup> District



Rep. David Taylor  
15<sup>th</sup> District



Rep. Cary Condotta  
12<sup>th</sup> District



Rep. Dick Muri  
28<sup>th</sup> District



Rep. Lynda Wilson  
17<sup>th</sup> District

A handwritten signature in black ink that reads "Joe Schmick". The signature is written in a cursive style and is centered horizontally.

Rep. Joe Schmick  
9<sup>th</sup> District

Cc: United States Senator Patty Murray/United States Senator Maria Cantwell

**WES UHLMAN**  
ATTORNEY AT LAW  
444 NE RAVENNA BLVD., SUITE 400  
SEATTLE, WASHINGTON 98115  
PHONE (206) 285-0664 / FAX (206) 282-7958

June 30, 2015

Lieutenant General Thomas P. Bostick  
United States Army Chief of Engineers  
2600 Army Pentagon  
Room 3E634  
Washington DC 20310-2600

Brigadier General John Kem  
Commander, Northwest Division  
U.S. Army Corps of Engineers  
1125 NW Couch Street  
Portland, OR 97209

Dear Generals Bostick and Kem:

We have learned that the U.S. Army Corps of Engineers (USACE) is short-circuiting the draft environmental impact statement (EIS) being developed for the proposed Gateway Pacific Terminal in Whatcom County. We believe it is a very bad national precedent to set and would ask that you simply let the process work to its conclusion as originally intended.

As one of several past chairmen of the Board of Directors of the Association of Washington Business (AWB), I am endorsing the letter sent to you from AWB President Kris Johnson on June 15. It is important for our 8,200 members that the National Environmental Policy Act (NEPA) process be predictable, cost effective, fair and inclusive. Abandoning a formalized process after two years and nine months of work and not allowing it to be completed is a very dangerous precedent to set. It also is a waste of over \$7 million of a private company's money let alone what the Corps has already invested.

The EIS process is designed to enable factual information to be developed fully, multiple perspectives to be presented, and an interactive discussion between all interested parties. During that process, project proponents, opponents and the agencies involved consider alternatives, project modifications and mitigation measures. Allowing the EIS process to proceed toward final draft insures the EIS process is fair, open and predictable for all concerned. It should be maintained as intended by Congress over 40 years ago.

Therefore, we again ask that the GPT EIS process proceed to its conclusion. Thank you.

Sincerely,



Wes Uhlman  
Chairman, Board of Directors (2000-2001)  
Association of Washington Business