



REGION 10
SEATTLE, WA 98101

RETURN RECEIPT REQUESTED

The Honorable Hazen Shopbell
Chairman
Tulalip Tribes of Washington
6406 Marine Drive
Tulalip, Washington 98271

Re: Notification of Environmental Enforcement on the Tulalip Indian Reservation

Dear Chairman Shopbell:

The purpose of this letter is to notify the Tulalip Tribe ("Tribe") of a proposed administrative penalty settlement at the Tulalip Resort Casino Expansion ("Facility") located at 10200 Quil Ceda Boulevard, Tulalip, Washington. On April 27, 2026, the U.S. Environmental Protection Agency (EPA) notified the Tribe that it had identified violations of the Clean Water Act (CWA) at the Facility, invited the Tribe to provide information about the Facility and offered the Tribe the opportunity to engage in government-to-government consultation regarding the Tribe's interest in the EPA's planned enforcement action.

Because the Tribe does not appear to own, operate or manage the Facility or to have any substantial interest in or exercise control over the Facility, the EPA responded to the noncompliance in the manner it responds to noncompliance at non-tribal facilities located outside of Indian Country consistent with the EPA's 2001 [Guidance on the Enforcement Principles Outlined in the 1984 Indian Policy](#); the [Region 10 Enforcement Procedures in Indian Country](#) memorandum issued May 28, 1998; and the EPA's 2025 [Questions and Answers on the Tribal Enforcement Process](#).

The EPA and Swinerton Builders have reached an agreement to resolve the alleged violations at the Facility through an administrative penalty settlement. Pursuant to Section 309(g)(4)(A) of the CWA, 33 U.S.C. § 1319(g)(4)(A), the EPA published the proposed agreement for public comment. The proposed agreement and instructions on how to comment are available at:

[Public Notices at U.S. EPA](#)

Technical questions should be directed to Stacey Kim at Kim.stacey@epa.gov or (206) 553-1380. For legal questions, please contact John (Matthew) Moore, EPA's attorney for this matter, at moore.johnm@epa.gov or (206) 553-6266.

Sincerely,

EDWARD
KOWALSKI

 Digitally signed by EDWARD
KOWALSKI
Date: 2026.08.18 14:57:27 -07'00'

Edward J. Kowalski
Director
Enforcement and Compliance Assurance Division

cc: Valerie Streeter
Stormwater Planner, Tulalip Tribes of Washington

Michael Ortiz
Tribal Coordinator, EPA Region 10 Tribal Trust and Assistance Division