



Island County Planning and Community Development

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Notice of Application - Optional DNS Process

Date of issuance: July 12, 2023

Island County has received a permit application for the following project.

Date of notice of application: July 12, 2023

Comment due date: August 11, 2023

Staff Contact: Malene Garcia-DeBoard **email:** m.garcia-deboard@islandcountywa.gov **phone:** (360) 678-7817

File Number: 220/23 S-CUP **Applicant:** Island County Public Works

Location: S6145-00-02023-0, Oak Harbor

Proposal – Construct 18" plastic pipe outfall terminating at a diffuser tee at the toe of the slope and within the marine buffer

Island County has reviewed the proposed project for probable adverse environmental impacts and expects to issue a determination of non-significance (DNS). The optional DNS process established by WAC 197-11-355 is being used. The determination is based on the following findings and conclusions:

Applicant will adhere to best management practices and submitted a SEPA Checklist, biological site assessment, and geotechnical report. The Biological Site Assessment prepared on May 22, 2023 by GeoEngineers, states, "the effect determination for species that may be within the action area for this project is "no effect" because the work will be done above the OHWM and HTL, work will be conducted on top of the bluff, no trees will be removed and level of service for the roadway and stormwater quantity are not changing. The effect determination for critical habitat within the area of the project is "no effect." After the project is completed, there will be no changes from the existing conditions within the shoreline of the Puget Sound."

Island County regulations under ICC 17.02B (Critical Areas), Title XI (Land Development Standards) & other applicable regulations are used to review and condition development to protect critical areas affected by this proposal. The proposal may include mitigation & the project review process may incorporate or require mitigation measures regardless of whether an EIS is required.

Public, Agency, and Tribal Comments: Agencies, tribes, and the public are encouraged to review and comment on the proposed project and its probable environmental impacts. Public comments must be received by 4:30 pm on **August 11, 2023**; mail to Island County Planning Department 1 NE 7th St, Coupeville, WA 98239; deliver to 1 NE 6th St, Coupeville, WA 98239; or 121 N. East Camano Drive, Camano Island; or Fax (360) 679-7306. This may be the only opportunity to comment on the environmental impacts of the proposal.

To request notice of hearings, to receive a copy of the decision, or for information on appeals, contact us at the above address.

The following conditions have been identified that may be used to mitigate the adverse environmental impacts of the proposal:

The project will follow all best management practices. Construction techniques will utilize BMPs such as those described in the Washington State Department of Transportation (WSDOT) Standards and Specifications for Road, Bridge, and Municipal Construction (WSDOT 2023a) and Washington State Department of Ecology's (Ecology's) Stormwater Management Manual for Western Washington (Ecology 2019). Appropriate erosion control measures will be erected at appropriate locations. A Spill Prevention, Control and Countermeasures (SPCC) Plan will be prepared for this project and reviewed and overseen by Island County. Any potential spills will be handled and disposed of in a manner that does not contaminate the surrounding area. Adequate materials and procedures to respond to unanticipated weather conditions or accidental releases of materials (sediment, petroleum hydrocarbons, etc.) will be available on site. The SPCC Plan will also ensure the proper management of oil, gasoline and solvents used in the operation and maintenance of construction equipment, and that equipment remains free of external petroleum-based products prior to entering the work area and during the work, and for making any necessary repairs prior to returning the equipment to operation in the work area. All construction-related debris will be cleaned up on a daily basis. Proper conservation measures will be taken to ensure that debris will not contaminate the Puget Sound waters. Site preparation and construction activities near the water will be conducted during low tides.

Required Permits: Shoreline Conditional Use Permit, Type II

Required Studies: Biological Site Assessment, SEPA Checklist