



Island County Planning and Community Development

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Notice of Application - Optional DNS Process

Date of issuance: 12/31/2024

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

Date of notice of application: 01/08/2025 **Comment due date:** 02/07/2025

Staff Contact: Austin Hoofnagle **email:** a.hoofnagle@islandcountywa.gov **phone:** 360-678-7814

File Number: 402/24 S-CUP **Applicant:** Becker, Teresa, L President - Lagoon Point Community Association (LPCA)

Location: S7310-00-0000C-0

Proposal – Routine maintenance dredging, existing floating wood dock replacement, partial shoreline stabilization repair/replacement.

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 as determined in the Biological Site Assessment (BSA) prepared by Marine Surveys & Assessments on October 1, 2024:

BSA Conclusions: *Short-term impacts from excavation and construction will be minimized through avoidance and minimization measures described in Section 4 above.*

The replacement bulkhead will comply with the developmental standards as required in ICC 17.05A.110(A) for shoreline stabilization. The proposed bulkhead replacement would limit the size of the shoreline stabilization to the minimum size necessary and will be slightly landward of the existing bulkhead, which will restore a portion of the upper beach. Additionally, the removal of the creosote-treated bulkhead will have a long-term positive impact on the environment. Since this shoreline is within a man-made canal and is not suitable for forage fish spawning, forage fish are not anticipated to be affected by the proposed project. As such, we believe this shoreline stabilization project would result in no net loss to ecological function.

The floating dock replacement will comply with the development standards as required in ICC 17.05A.110 (B). The replacement will take place within the existing footprint and will include 50% grating, and the grating will have a minimum of 60% open area. Since the existing floating dock does not have these grating standards, the replacement will result in a positive impact for the environment, by minimizing shading impacts.

The maintenance dredge will comply with the dredging and material disposal as required in ICC 17.05A.110(D). The proposed dredge is within the same footprint of the previously permitted areas. The volume proposed in this maintenance dredge is less than the event in 2013 and is the minimum amount needed to allow for water-dependent activities and allow safe access in the navigation basin. To ensure there is a no net loss of habitat, eight in-water creosote treated piles are proposed to be permanently removed which will have a long-term positive impact on the water quality. Additionally, the dredged material may potentially be utilized as beach nourishment at or near the beaches south of the entrance channel along Admiralty Inlet so that they can continue to contribute

to the natural net shore drift processes along the shoreline. Even though there is eelgrass present within the dredge footprint, this eelgrass is considered nonjurisdictional and from previous agency communications, will not require mitigation due to RCW 77.55.271 which states that mitigation shall not be required "for navigation and maintenance dredging of existing channels." (pg. 47)

In general, direct adverse effects to ESA listed species (avoidance, behavior modification) will be short-term, but would not result in take, and would not contribute to an increased risk of extinction. (pg.48)

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 **February 07, 2025**; 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:

In order to minimize potential impacts to listed species and habitat associated with this project, the following conservation measures are recommended by MSA for implementation at the site:

“Best Management Practices” (BMPs) to be exercised throughout this project:

- a) Care will be taken to contain all construction debris.
- b) Training for all employees on emergency spill response and containment.
- c) Daily housekeeping to ensure debris does not enter the water or the area adjacent to the work site.

For dredge:

- a. Utilizing appropriate equipment to minimize turbidity, including closed clamshell/environmental buckets for removal of silts and sands during dredging activities.
- b. Elimination of multiple grabs with the clamshell; each pass of the dredge bucket will be complete.
- c. Overfilling of bucket will not be permitted.
- d. Not allowing bottom stockpiling. v. Not allowing equipment to ground out.
- e. Not allowing unauthorized discharges into the waterway, including but not limited to:
 - I. No shoveling material off barges into the waterway.
 - II. No hosing-off of material into waterway.
 - III. Return water from barges or intermediary containment must be eliminated or controlled, and all effluent must be passed through filter fabric/ecology blocks to minimize turbidity.
 - IV. No overloading barge or intermediary containment (e.g., dredge material should not over-top the sidewalls at any time).
 - v. No barge overflow and no unauthorized discharges that would cause an increase in suspended solids in the water.

- vi. Hay bales and filter bags will be used as a filter system to retain sediment on barge as any remaining water is exuded.
- f. Pausing the bucket for several seconds at or just below the water surface (not above) during retrieval to release excess water from within the bucket.
- g. Collecting any debris found floating in the water as a result of dredging and disposal operations.

Barge transit-specific BMPs: Barges transiting from dredge location to containers for upland disposal shall contain ALL material, water, or sediment during transit. Dewatering is not allowed in transit.

For shoreline stabilization work:

- a. All work should occur at low tide in the dry.
- b. Equipment will operate from the upland area.
- c. Equipment shall be operated in a way that minimizes turbidity, such as running equipment and stockpiling materials within a designated corridor on the beach

Required Permits: Island County – Shoreline Substantial Development, Conditional Use, Building permit, flood development permit. Army Corp – Section 404 for dredging and Section 10 for shoreline and float work. WDFW - HPA

Required Studies: Biological Evaluation (BE) for the Army Corps, Biological Site Assessment (BSA) for Island County, Sampling Analysis Plan (SAP) for the Army Corps, Geotechnical Report for Island County.