



US Army Corps
of Engineers
Seattle District



Joint Public Notice

Application for a Department of the Army Permit and a Washington Department of Ecology Water Quality Certification and/or Coastal Zone Management Consistency Concurrence

US Army Corps of Engineers
Regulatory Branch
Post Office Box 3755
Seattle, WA 98124-3755
Telephone: (206) 764-5527
Attn: Susan Powell, Project Manager

WA Department of Ecology
SEA Program
Post Office Box 47600
Olympia, WA 98504-7600
Telephone: (360) 407-6068
Attn: SEA Program,
Federal Permit Coordinator

Public Notice Date: January 18, 2013
Expiration Date: February 17, 2013

Reference No.: NWS-2012-1125
Name: Pohl, John

Interested parties are hereby notified that the U.S. Army Corps of Engineers (Corps) and the Washington Department of Ecology (Ecology) have received an application to perform work in waters of the United States as described below and shown on the enclosed drawings dated August 21, 2012.

The Corps will review the work in accordance with Section 10 of the Rivers and Harbors Act. Ecology will review the work pursuant to Section 401 of the CWA, with applicable provisions of State water pollution control laws and the Coastal Zone Management Act.

APPLICANT: John Pohl
57 The Highlands
Seattle, Washington 98177
Telephone: (206) 362-2430

AGENT: Otis Land Use Consulting
Attention: Jeff Otis
393 Bobbyann Road
Eastsound, Washington 98245
Telephone: (360) 376-3679

LOCATION: In Davis Bay at Lopez Island, San Juan County, Washington.

WORK: Construct a fixed pile pier and install a ramp, ramp landing float, and moorage float.

PURPOSE: Provide private moorage for four parcels.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of the ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat.

After receipt of comments from this public notice, the Corps will evaluate the potential impacts to proposed and/or listed species and their designated critical habitat.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact EFH in the project area.

If the Corps determines that the proposed action may adversely affect EFH for federally managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

CULTURAL RESOURCES: The Corps has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. Historic properties are recorded near the proposed project. However, they do not occur in the permit area. The proposed work is of such a limited nature and extent that little likelihood exists for the project to impinge upon an unrecorded historic property. The Corps invites responses to this public notice from Native American Tribes or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns regarding historic properties and sites of religious and cultural significance at or near the project area. After receipt of comments from this public notice, the Corps will evaluate potential impacts and consult with the State Historic Preservation Officer and Native American Tribes in accordance with Section 106 of the National Historic Preservation Act, as appropriate.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION – CORPS: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

EVALUATION – ECOLOGY: Ecology is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Ecology will be considering all comments to determine whether to certify or

NWS-2012-1125; Pohl, John

deny certification for the proposed project.

ADDITIONAL EVALUATION:

This proposal is the subject of a Shorelines Substantial Development Permit being processed by San Juan County.

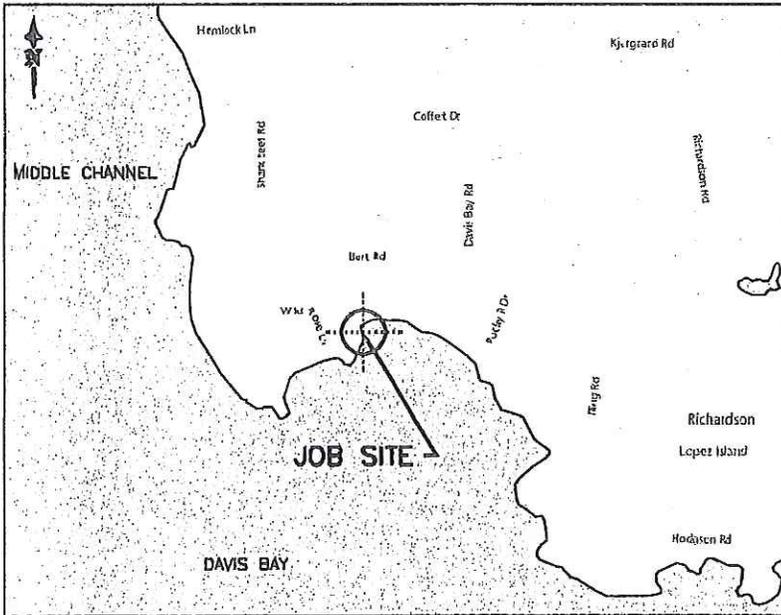
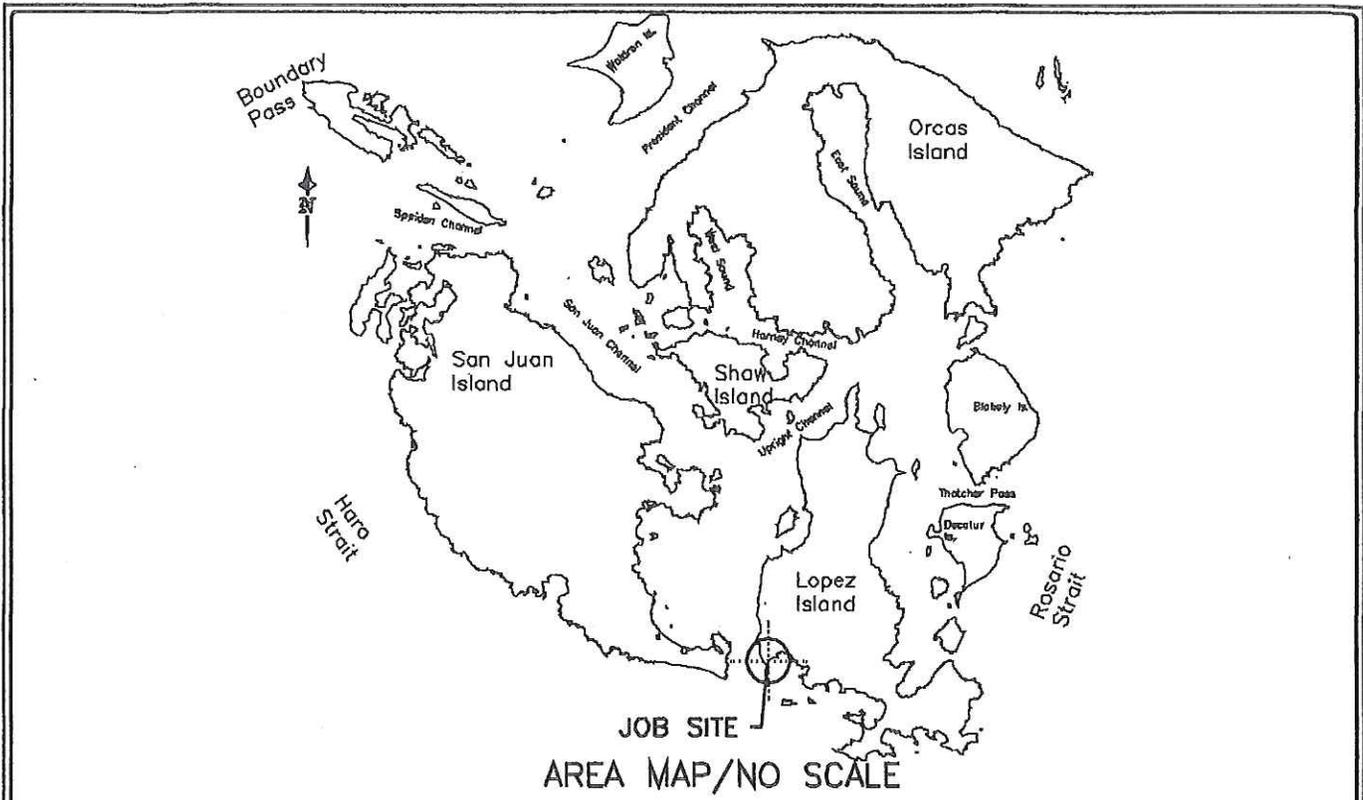
COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. Either conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentator's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration.

CORPS COMMENTS: All e-mail comments should be sent to susan.m.powell@usace.army.mil. Conventional mail comments should be sent to: U.S. Army Corps of Engineers, Regulatory Branch, Attention: Susan Powell, P.O. Box 3755, Seattle, Washington 98124-3755. All comments received will become part of the administrative record and are subject to public release under the Freedom of Information Act including any personally identifiable information such as names, phone numbers, and addresses.

ECOLOGY COMMENTS: Any person desiring to present views on the project pertaining to a request for water quality certification under Section 401 of the CWA and/or Coastal Zone Management consistency concurrence, may do so by submitting written comments to the following address: Washington State Department of Ecology, Attention: SEA program – Federal Permit Coordinator, P.O. Box 47600, Olympia, Washington 98504-7600, or e-mail to ecyrefedpermits@ecy.wa.gov.

To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: Pohl, John; NWS-2012-1125

Encl: Figures (10)



LEGAL DESCRIPTION

1/4 SEC;
 TAXLOT #: 241022018000
 PR GL 1 SEC 10, T 34N, R 2W
 LAT: 48.459775 (48° 27' 35.19" N)
 LONG: -122.929609 (122° 55' 46.59" W)

PROJECT DESIGNED BY:
Waterfront Construction Inc.
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PURPOSE: PROVIDE PRIVATE MOORAGE
 DATUM: MLLW = 0.00'
 ADJACENT OWNERS:
 ① MARIE ANN GALLANGER FORSTER
 310 WILDROSE LN
 LOPEZ ISLAND, WA.
 ② JERRY SHERMAN POWELL & ANN LOUISE THOMAS
 577 SKID RD
 LOPEZ ISLAND, WA.

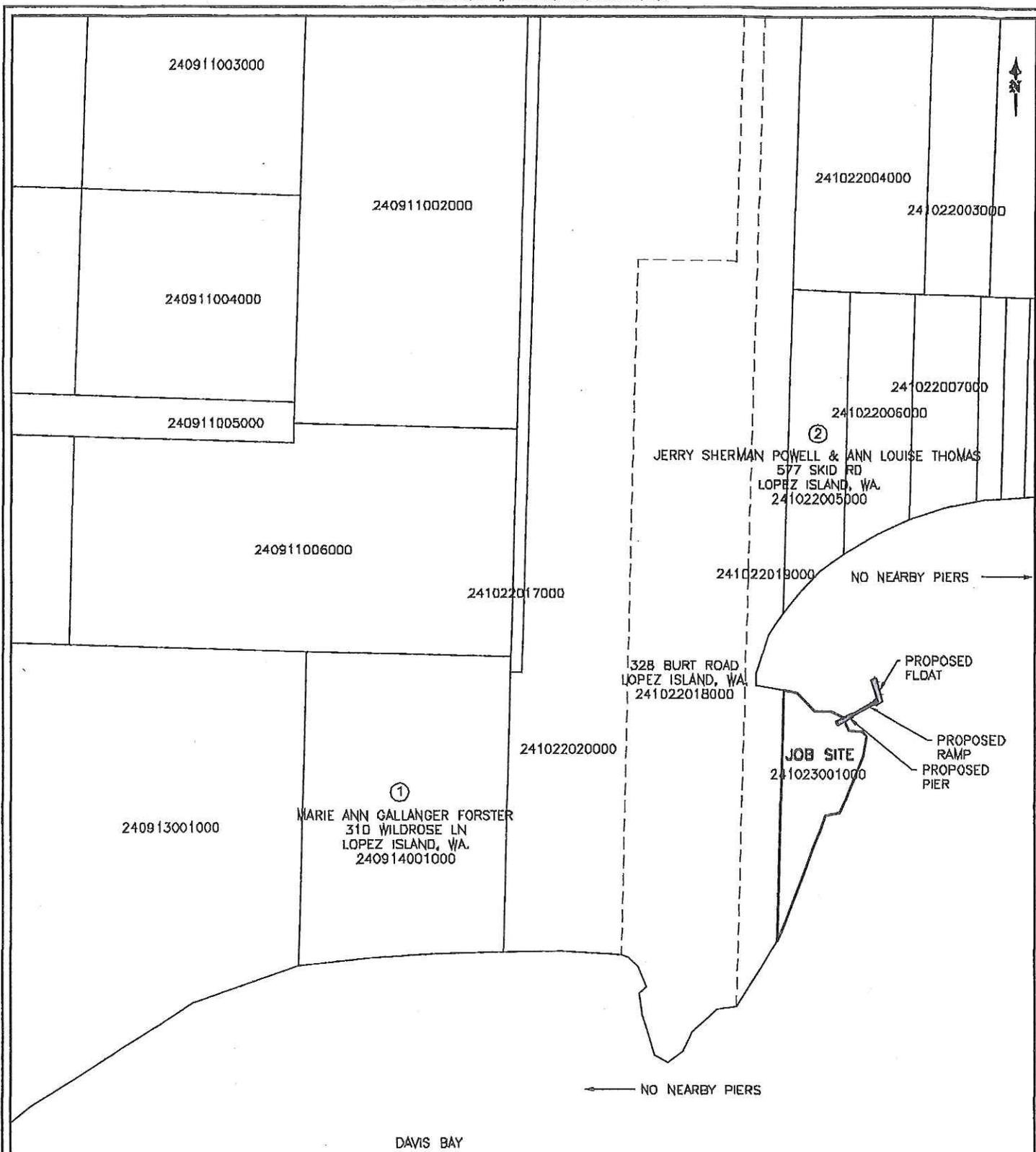
PROJECT NAME: POHL PIER
 REFERENCE #: NWS-2012-1125
 SITE LOCATION ADDRESS:
 32B BURT ROAD
 LOPEZ ISLAND, WA.
 PARCEL 241023001000
 DWG#: 12-33018-A,1-1

PROPOSED:
 CONSTRUCT NEW PIER, RAMP AND FLOAT
 IN: DAVIS BAY
 NEAR/AT: LOPEZ ISLAND
 COUNTY: SAN JUAN STATE: WA
 APPL BY: JOHN POHL
 SHEET: 1 OF: 10 DATE: 8-21-12

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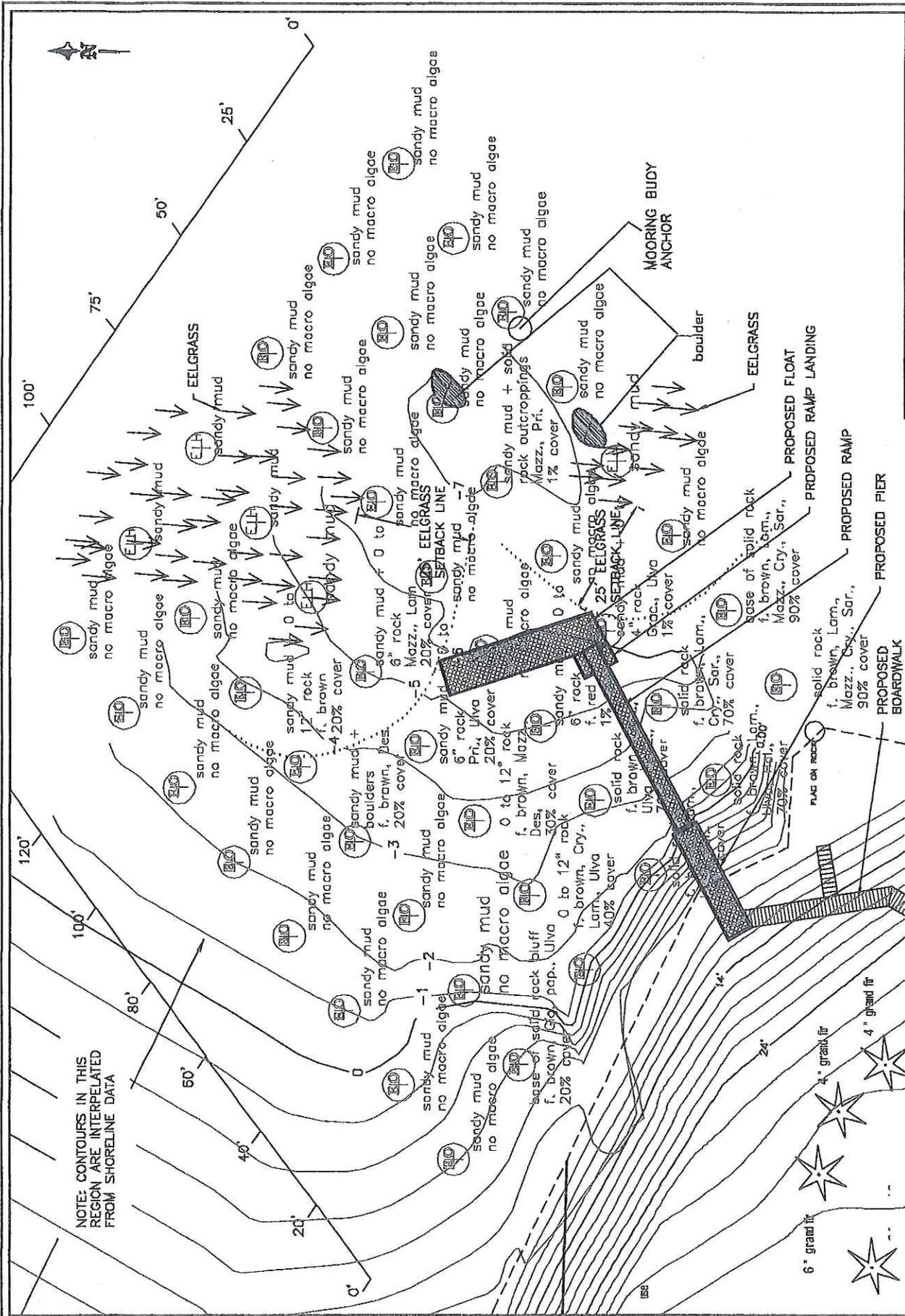
SITE PLAN

200' 100' 0' 200'



SCALE: 1"=200'

REFERENCE #: <i>NWS-2012-1125</i>
APPLICANT: JOHN POHL
PROPOSED: CONSTRUCT NEW PIER, RAMP AND FLOAT
NEAR/AT: LOPEZ ISLAND
SHEET: 2 OF: 10
DATE: 8-21-12 DWG#: 12-3301B-A.2-1



NOTE: CONTOURS IN THIS REGION ARE INTERPOLATED FROM SHORELINE DATA

REFERENCE #: *UVS-2012-1125*
 APPLICANT: JOHN POHL
 PROPOSED: CONSTRUCT NEW PIER, RAMP AND FLOAT
 NEAR/AT: LDPEZ ISLAND
 SHEET: 3 OF: 10
 DATE: 8-21-12 DWG#: 12-33018-A.3-1

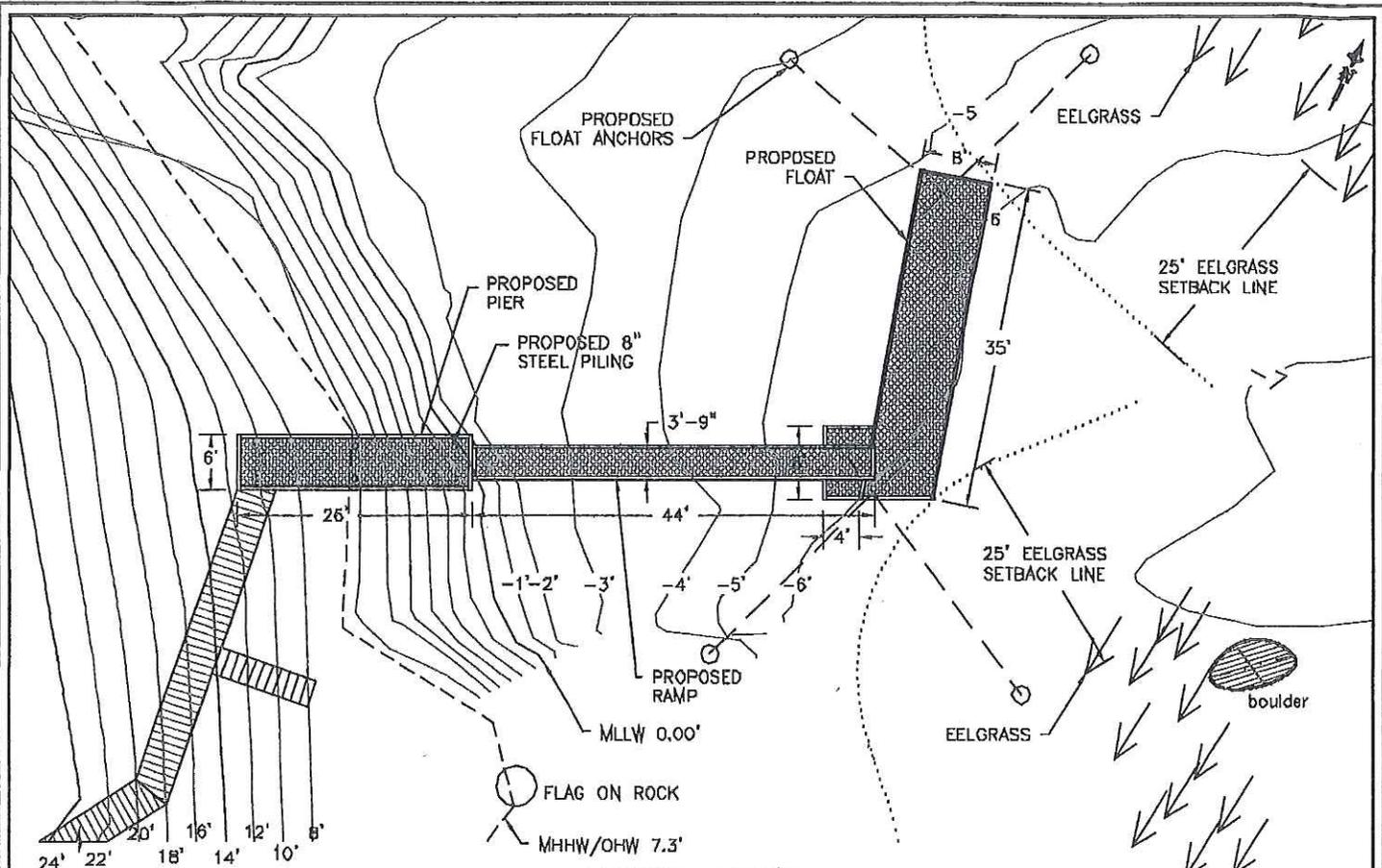
DIVE SURVEY



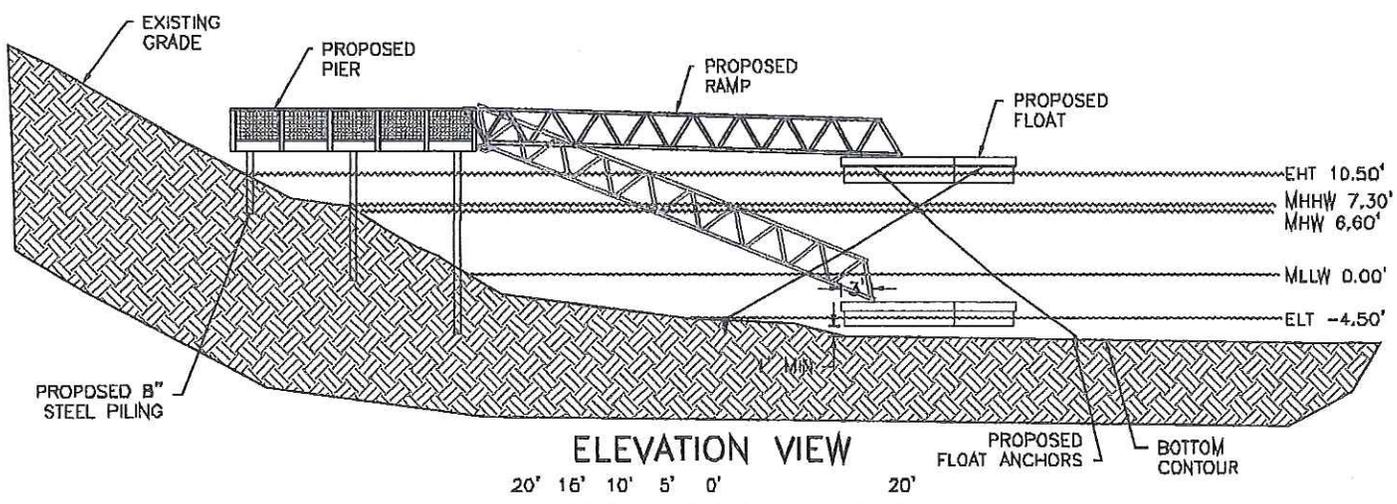
SCALE: 1"=30'

PROPOSED PIER	156 S/F
PROPOSED RAMP	161.3 S/F
PROPOSED RAMP LANDING	37.9 S/F
PROPOSED FLOAT	285.8 S/F
LESS RAMP OVERLAP	-20.5 S/F
TOTAL PROPOSED FOOTPRINT	620.5 S/F

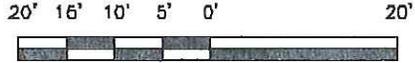
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DETAIL VIEW
 SCALE: 1"=20'



ELEVATION VIEW



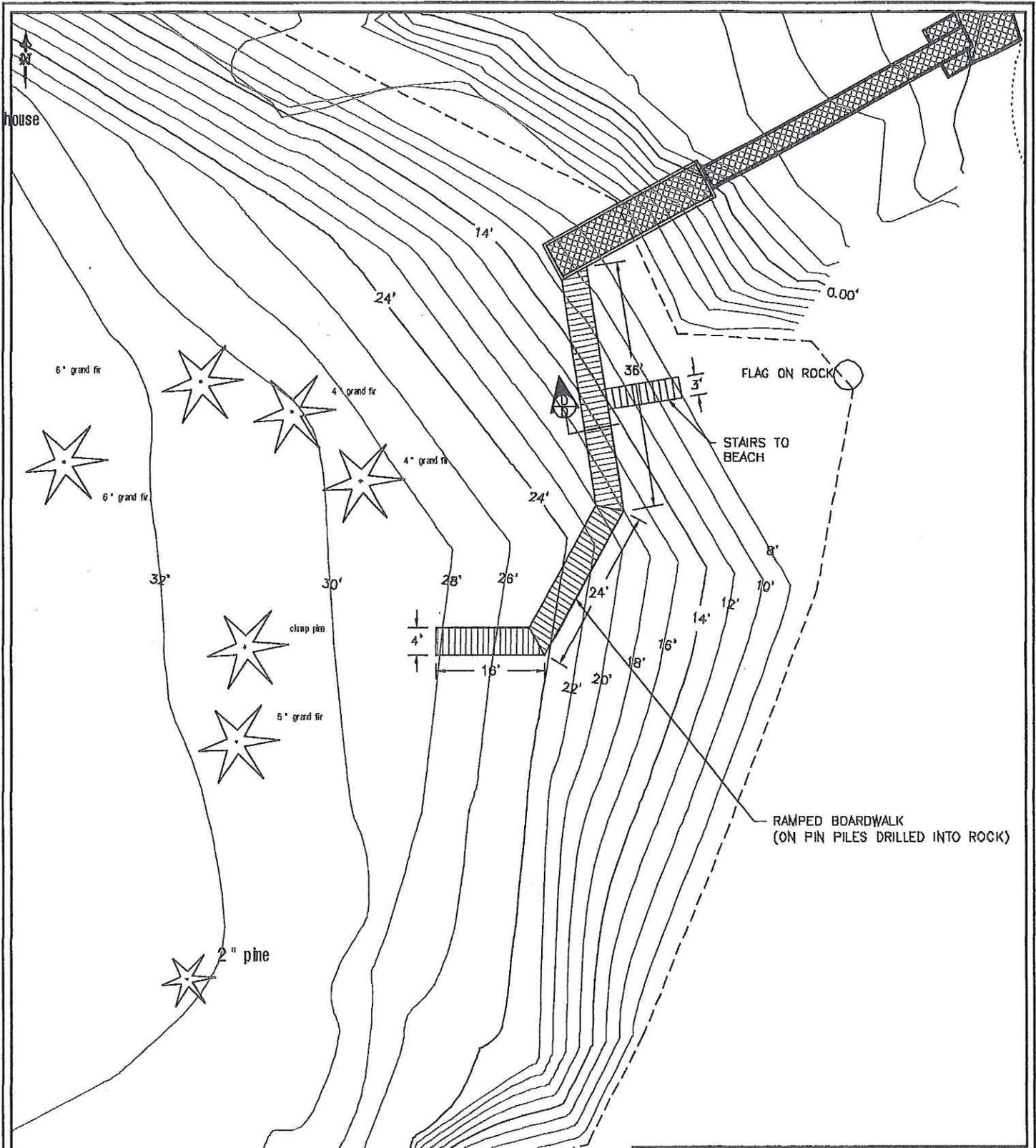
SCALE: 1"=20'

NOTE: BOARDWALK & STAIRS OMITTED FOR CLARITY

PROPOSED PIER	156 S/F
PROPOSED RAMP	161.3 S/F
PROPOSED RAMP LANDING	37.9 S/F
PROPOSED FLOAT	285.8 S/F
LESS RAMP OVERLAP	-20.5 S/F
TOTAL PROPOSED FOOTPRINT	620.5 S/F

REFERENCE #: <i>NWS-2012-1125</i>
APPLICANT: JOHN POHL
PROPOSED: CONSTRUCT NEW PIER, RAMP AND FLOAT
NEAR/AT: LOPEZ ISLAND
SHEET: 4 OF: 10
DATE: 8-21-12 DWG#: 12-33018-A.4-1

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PROPOSED BOARDWALK PLAN VIEW

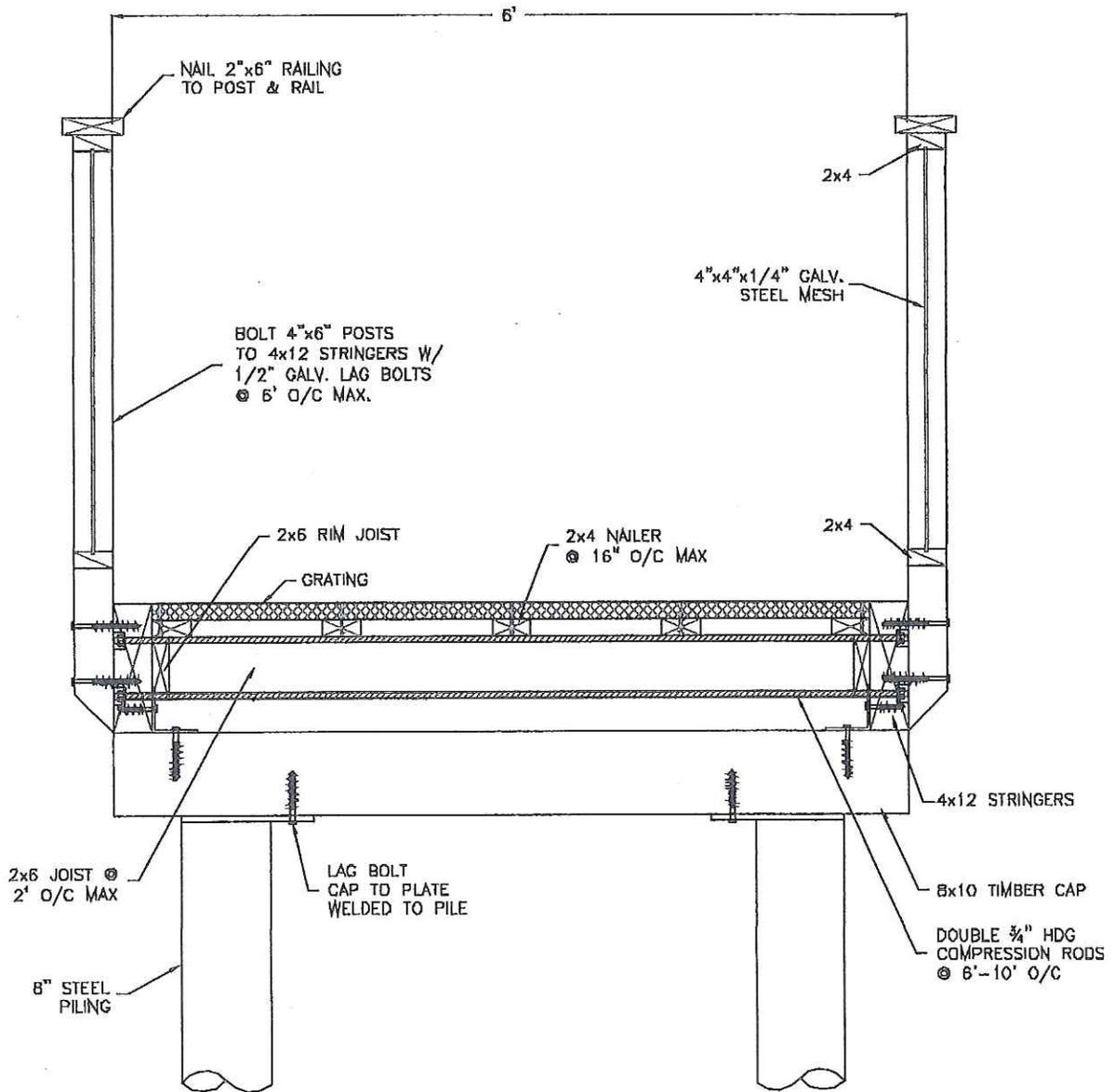
20' 15' 10' 5' 0' 20'



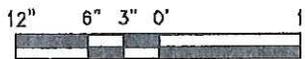
SCALE: 1"=20'

REFERENCE #:	NWS-2012-1125	
APPLICANT:	JOHN POHL	
PROPOSED:	CONSTRUCT NEW PIER, RAMP AND FLOAT	
NEAR/AT:	LOPEZ ISLAND	
SHEET:	6	OF: 10
DATE:	B-21-12	DWG#: 12-3301B-A.5-1

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PIER SECTION A-A



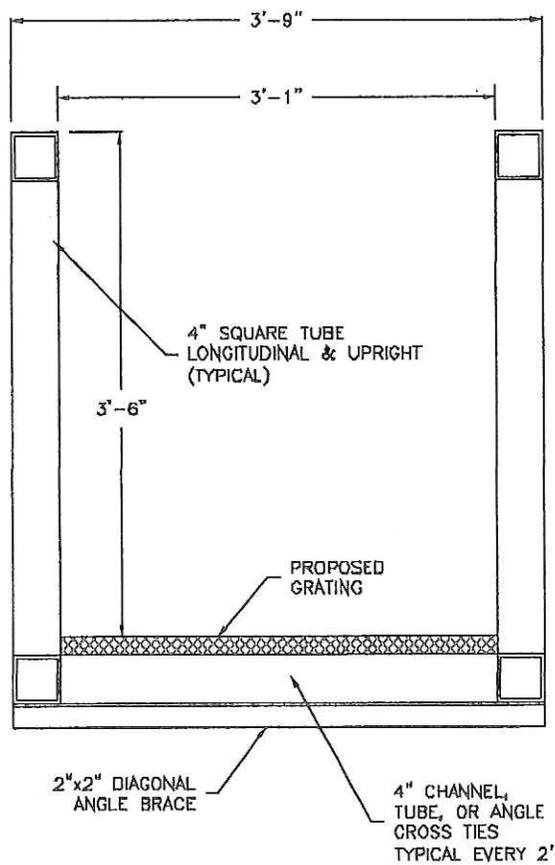
SCALE: 3/4"=1'

MATERIAL LIST

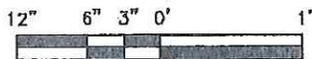
PART	SPECS	TREATMENT
PILING	8" STD WALL	EPOXY COATED
CAPS	8"x10" DF #2 OR BTR	ACZA
STRINGERS	4"x12" DF #2 OR BTR	ACZA
JOIST	2"x6" DF #2 OR BTR	ACZA
RIM JOIST	2"x6" DF #2 OR BTR	ACZA
NAILERS	2"x4" DF #2 OR BTR	ACZA
GRATING	MOLDED PLASTIC	NONE
HARDWARE	STEEL	STAINLESS OR HDG.

REFERENCE #: <i>NWS-2012-1125</i>
APPLICANT: JOHN POHL
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DATE: B-21-12 DWG#: 12-3301B-A.6-1

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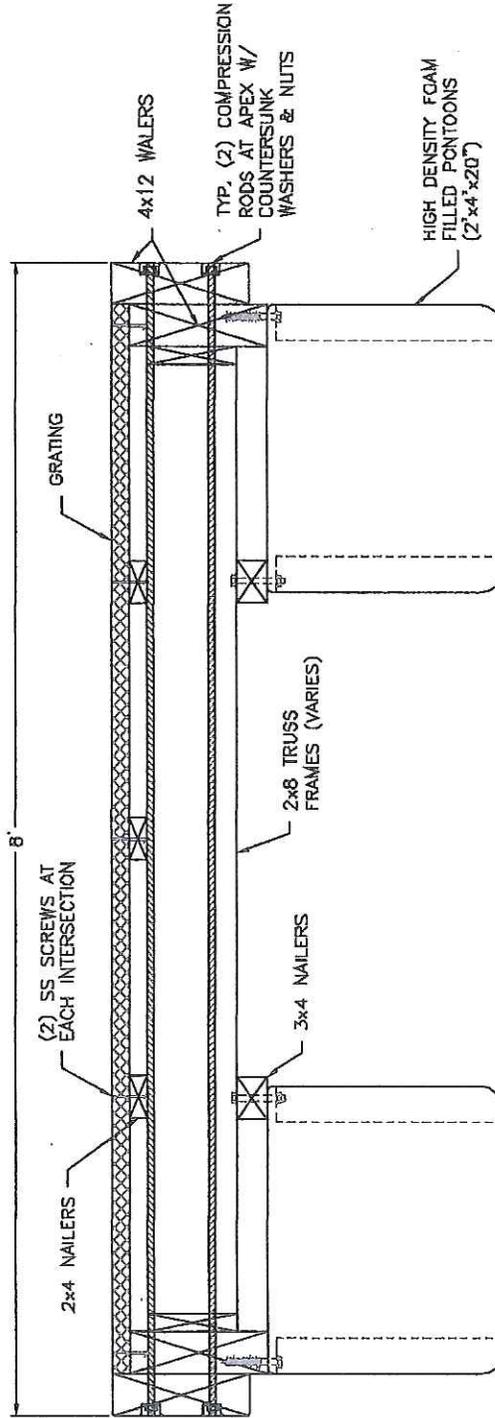


RAMP SECTION B-B



SCALE: 3/4"=1'

REFERENCE #:	NWS-2012-1125
APPLICANT:	JOHN POHL
PROPOSED:	CONSTRUCT NEW PIER, RAMP AND FLOAT
NEAR/AT:	LOPEZ ISLAND
SHEET:	7 OF 10
DATE:	B-21-12
DWG#:	12-3301B-A.7-1



FLOAT SECTION C-C

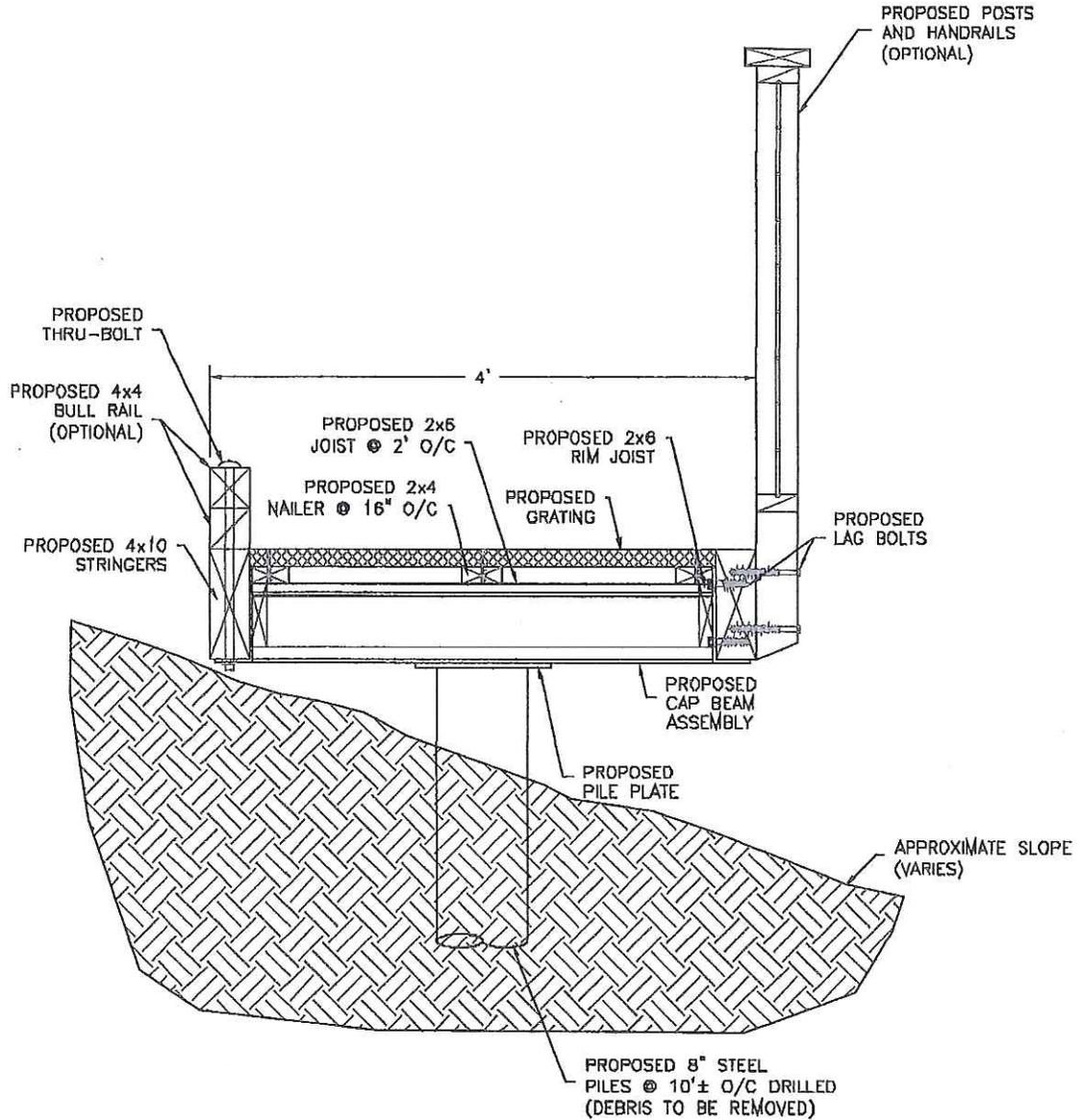


MATERIAL SPECIFICATIONS

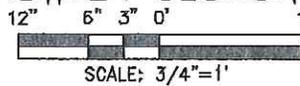
PART	SPECIFICATIONS	TREATMENT
FLOAT NAILERS	2x4 & 3x4 DF #2 OR BTR	ACZA
FLOAT RIM JOIST	2x8 DF #2 OR BTR	ACZA
FLOAT JOIST	2x8 DF #2 OR BTR	ACZA
FLOAT STRINGERS	4x12 DF # 2 OR BTR	ACZA
FLOAT GRATING	MOLDED PLASTIC	NONE
HARDWARE	STEEL	STAINLESS DR HDG

REFERENCE #: **11115-2012-1125**
 APPLICANT: JOHN POHL
 PROPOSED: CONSTRUCT NEW PIER, RAMP AND FLOAT
 NEAR/AT: LOPEZ ISLAND
 SHEET: 8 OF: 10
 DATE: 8-21-12 DWG#: 12-33018-A-8-1

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BOARDWALK SECTION D-D

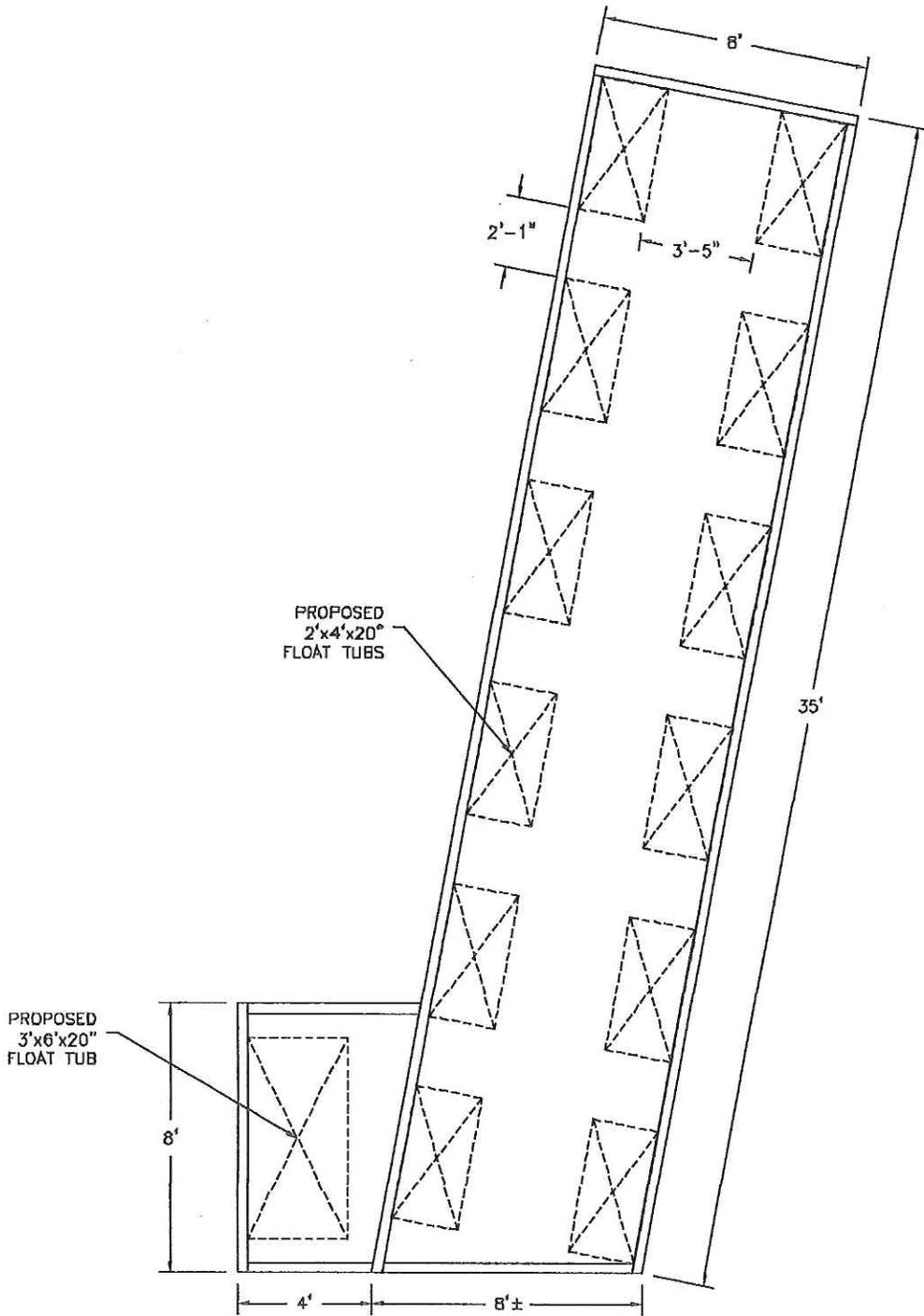


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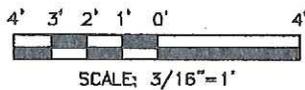
PART	SPECS	TREATMENT
PILING	B" STD WALL	EPOXY COATED
CAPS	WBx15 STEEL "I" BEAM	ACZA
STRINGERS	4"x10" DF #2 OR BTR	ACZA
JOIST	2"x6" DF #2 OR BTR	ACZA
RIM JOIST	2"x6" DF #2 OR BTR	ACZA
NAILERS	2"x4" DF #2 OR BTR	ACZA
GRATING	MOLDED PLASTIC	NONE
HARDWARE	STEEL	STAINLESS OR HDG.

REFERENCE #:	<i>NWS-2012-1125</i>
APPLICANT:	JOHN POHL
PROPOSED:	CONSTRUCT NEW PIER, RAMP AND FLOAT
NEAR/AT:	LOPEZ ISLAND
SHEET:	9 OF: 10
DATE:	B-21-12
DWG#:	12-33018-A.9-1

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FLOAT TUB LAYOUT



NOTE:
 ◊293.7 S/F OF GRATING
 ◊179.7 S/F OF GRATING OPEN TO WATER BELOW

REFERENCE #: <i>NWS-2012-1125</i>	
APPLICANT: JOHN POHL	
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NEAR/AT: LOPEZ ISLAND	
SHEET: 10	OF: 10
DATE: 8-21-12	DWG#: 12-3301B-A.10-1