



US Army Corps  
of Engineers  
Seattle District



WASHINGTON STATE  
DEPARTMENT OF  
E C O L O G Y

# 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) 316-3893  
ATTN: Ron Wilcox,  
Project Manager

### WA Department of Ecology

SEA Program  
Post Office Box 47600  
Olympia, WA 98504-7600  
Telephone: (360) 407-6076  
ATTN: SEA Program,  
Federal Permit Coordinator

**Public Notice Date: August 31, 2018**

**Expiration Date: September 28, 2018**

**Reference No.: NWS-2017-823**

**Name: Rozema Boat Works**

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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 U.S. as described below and shown on the enclosed drawings dated April 10, 2018.

The Corps will review the work in accordance with Section 404 of the Clean Water Act (CWA) and 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:

Attention: Mr. Dirk Rozema  
11130 Bayview - Edison Road  
Mount Vernon, Washington 98273

Telephone: (360) 757-6004

### AGENT:

Attention: Mr. Oscar Graham  
Graham-Bunting Associates  
3643 Legg Road  
Bow, Washington 98232

Telephone: (360) 766-4441

LOCATION: In Padilla Bay at the Rozema Boat Works, Mount Vernon, Skagit County, Washington.

WORK: The proposed project involves constructing a new 3,300 square foot (SF) concrete wharf (30-feet wide by 110-feet long) resulting in 1,728 SF of nearshore over water coverage. The wharf would be supported by twenty-one 18-inch diameter steel piles. An additional thirteen 10-inch diameter steel fender piles would also be installed. Four 16-square-foot areas of the existing riprap bulkhead would be temporarily removed to facilitate piling installation. Up to 4.25 cubic yards (CY) of riprap fill material would be replaced around each piling area for a total of 17 cubic yards of discharge.

## **NWS-2017-823, Rozema Boat Works**

**PURPOSE:** To provide an expanded vessel construction facility and barge moorage for new vessel unloading operations.

**ADDITIONAL INFORMATION:** The proposed project would be constructed using pre-cast concrete panels, grouted together and to the pile caps. A four-inch thick cast in place concrete overlay would be installed atop the panels. The work also includes constructing a 3,100 SF addition to the main fabrication building. The addition would extend eight feet waterward of the bulkhead on the south end of the new wharf and fifteen feet waterward towards the north of the wharf. The new building addition would have a height of 35-feet above ground elevation, extending 7.25-feet above the height of the existing building (27.75 feet). The construction work and equipment would be accessed and performed using a barge. Piling would be driven via barge-mounted vibratory driver, wharf support piling would require proofing.

The Mean Higher High Water shown on the project drawings have not yet been verified by the U.S. Army Corps of Engineers (Corps). If the Corps determines the boundaries of the wetland/waters are substantially inaccurate a new public notice may be published.

**MITIGATION:** The applicant has proposed permittee-responsible mitigation to include removal of man-made debris in the nearshore area, placement of gravel and sand along a 10-foot wide by 180-foot long section of nearshore area adjacent to the bulkhead, and replacing 585 SF of solid decking with grating on an existing pier and ramp.

**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 U.S. Army Corps of Engineers 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 U.S. Army Corps of Engineers (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 will review the latest published version of the National Register of Historic Places, Washington Information System for Architectural and Archaeological Records Data and other sources of information. 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.

## **NWS-2017-823, Rozema Boat Works**

**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.

The described discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the CWA. These guidelines require an alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

**SOURCE OF FILL MATERIAL:** The applicant has not yet identified the source of the fill material. Should a permit be issued, the Corps will evaluate the fill material source prior to the start of construction.

**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 deny certification for the proposed project.

### **ADDITIONAL EVALUATION:**

This proposal is the subject of Shorelines Substantial Development Permit, being processed by Skagit 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 authorizing the work would not be contrary to the public interest. 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 commenter'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 [ronald.j.wilcox@usace.army.mil](mailto:ronald.j.wilcox@usace.army.mil). Conventional mail comments should be sent to: U.S. Army Corps of Engineers, Regulatory Branch, Attention: Mr. Ron Wilcox, P.O. Box 3755, Seattle, Washington 98124-3755. All comments received will

**NWS-2017-823, Rozema Boat Works**

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.

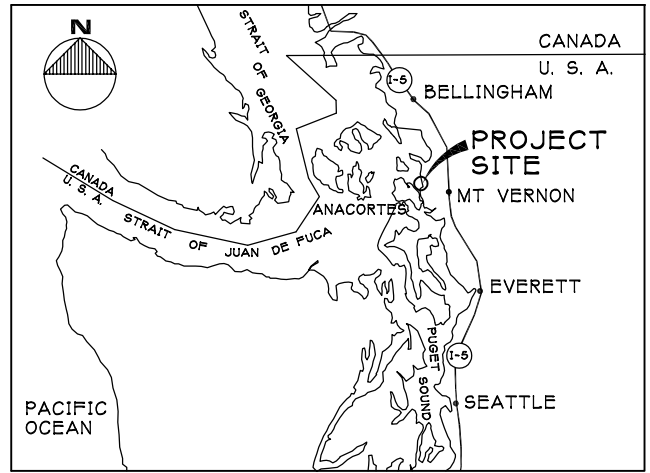
ECOLOGY COMMENTS: Any person desiring to present views on the project pertaining to a request for water quality certification under Section 401 of the CWA and/or Coastal Zone Management consistency concurrence, may do so by submitting written comments to the following address: Washington State Department of Ecology, Attention: Federal Permit Coordinator, Post Office Box 47600, Olympia, Washington 98504-7600, or e-mail to [ecyrefedpermits@ecy.wa.gov](mailto: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: Rozema Boat Works; NWS-2017-823.

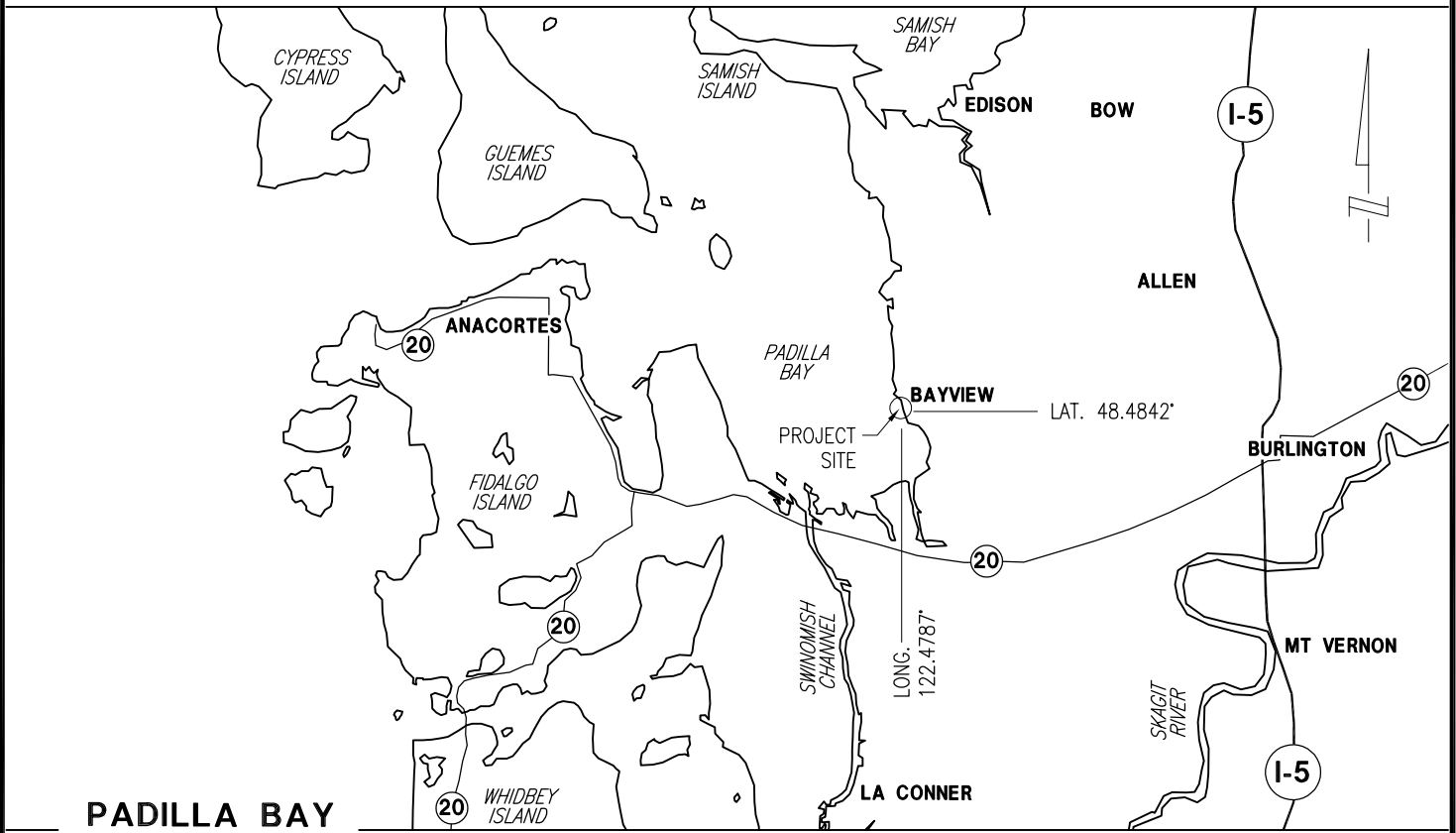
Encl: Figures (7)

TIDAL INFORMATION (NOAA STN. 9448682)  
(SWINOMISH CHANNEL ENT., PADILLA BAY)

EXT. HIGH WATER	+10.66
MEAN HIGHER HIGH WATER	+8.73
MEAN HIGH WATER	+7.94
MEAN TIDE	+5.22
MEAN LOW WATER	+2.50
MEAN LOWER LOW WATER (DATUM)	0.00
EXT. LOW WATER	-4.09



**VICINITY MAP**  
NO SCALE



**PADILLA BAY AND VICINITY**



NWS-2017-823

REVISED  
10 APRIL 2018

**PURPOSE:**

NEW WHARF AND SHOP  
BUILDING EXPANSION FOR  
VESSEL FABRICATION

**DATUM:** M.L.L.W.

**ADJACENT PROPERTY OWNERS:**

- 1) STATE OF WASHINGTON
- 2) BESSNER, WILLARD IRREV. TRUST
- 3) SCHREINER, CAROL

**NEW WHARF AND  
FABRICATION BUILDING  
EXPANSION  
BAYVIEW, WA**

ROZEMA BOATWORKS  
DIRK ROZEMA  
11130 BAYVIEW EDISON ROAD  
MOUNT VERNON, WA 98273

**PROPOSED:**

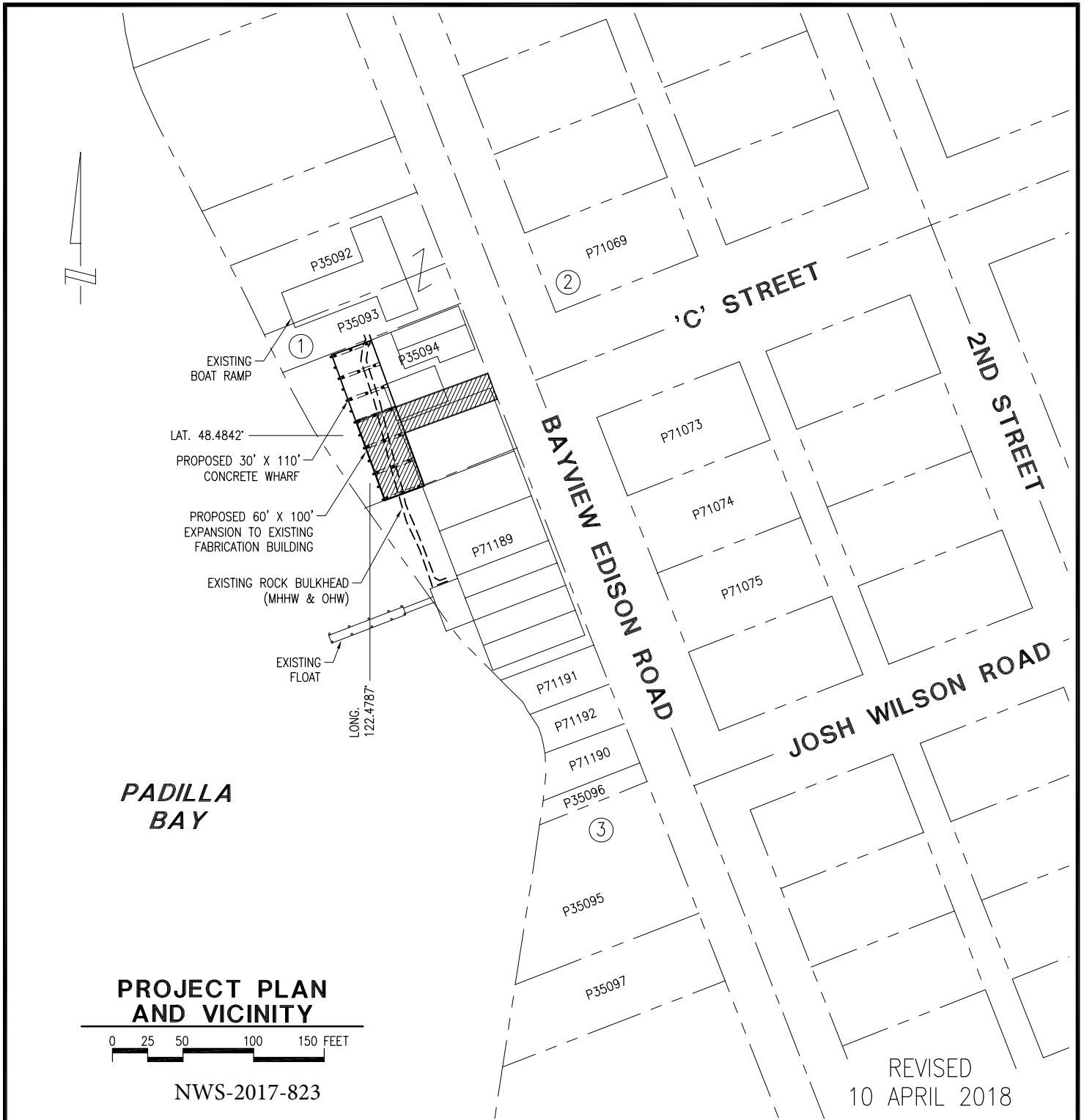
NEW CONCRETE WHARF WITH STEEL  
SUBSTRUCTURE AND PILES

**IN:** PADILLA BAY

**AT:** BAYVIEW, WA, SKAGIT CO.  
NW SEC. 31, T35N, R03E, W.M.

**APPLICATION BY:**  
DIRK ROZEMA

**SHEET 1 of 7 DATE:** 9/17  
**APPLICATION:**



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NEW WHARF AND SHOP  
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**NEW WHARF AND  
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**PROPOSED:**

NEW CONCRETE WHARF WITH STEEL  
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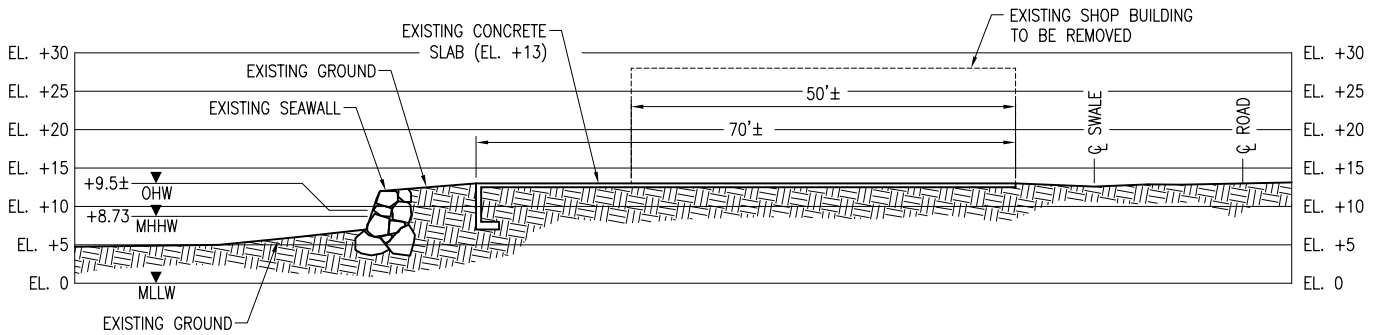
**APPLICATION BY:**

DIRK ROZEMA

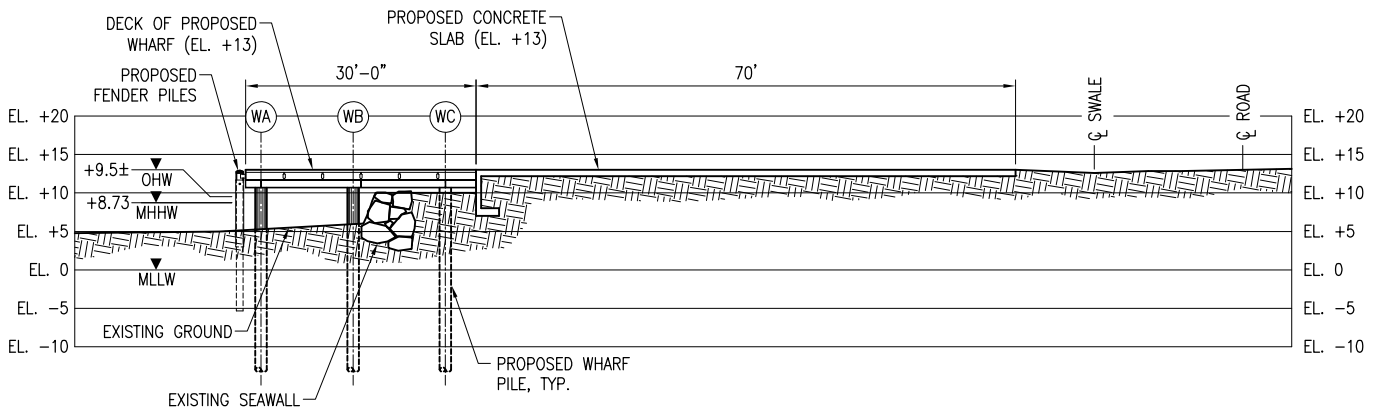
**SHEET 2 of 7 DATE:** 9/17

**APPLICATION:**





EXISTING



PROPOSED

**SECTION A-A**

NWS-2017-823



REVISED  
10 APRIL 2018

**PURPOSE:**

NEW WHARF AND SHOP  
BUILDING EXPANSION FOR  
VESSEL FABRICATION

**DATUM:** M.L.L.W.

**ADJACENT PROPERTY OWNERS:**

- 1) STATE OF WASHINGTON
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**NEW WHARF AND  
FABRICATION BUILDING  
EXPANSION  
BAYVIEW, WA**

ROZEMA BOATWORKS  
DIRK ROZEMA  
11130 BAYVIEW EDISON ROAD  
MOUNT VERNON, WA 98273

**PROPOSED:**

NEW CONCRETE WHARF WITH STEEL  
SUBSTRUCTURE AND PILES

**IN:** PADILLA BAY

**AT:** BAYVIEW, WA, SKAGIT CO.  
NW SEC. 31, T35N, R03E, W.M.

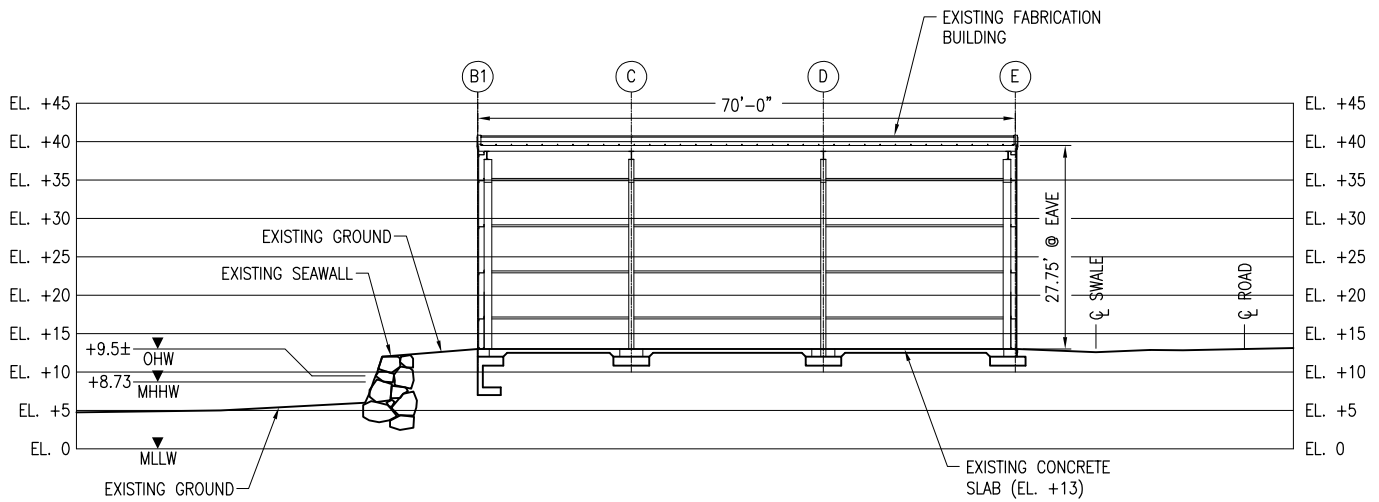
**APPLICATION BY:**

DIRK ROZEMA

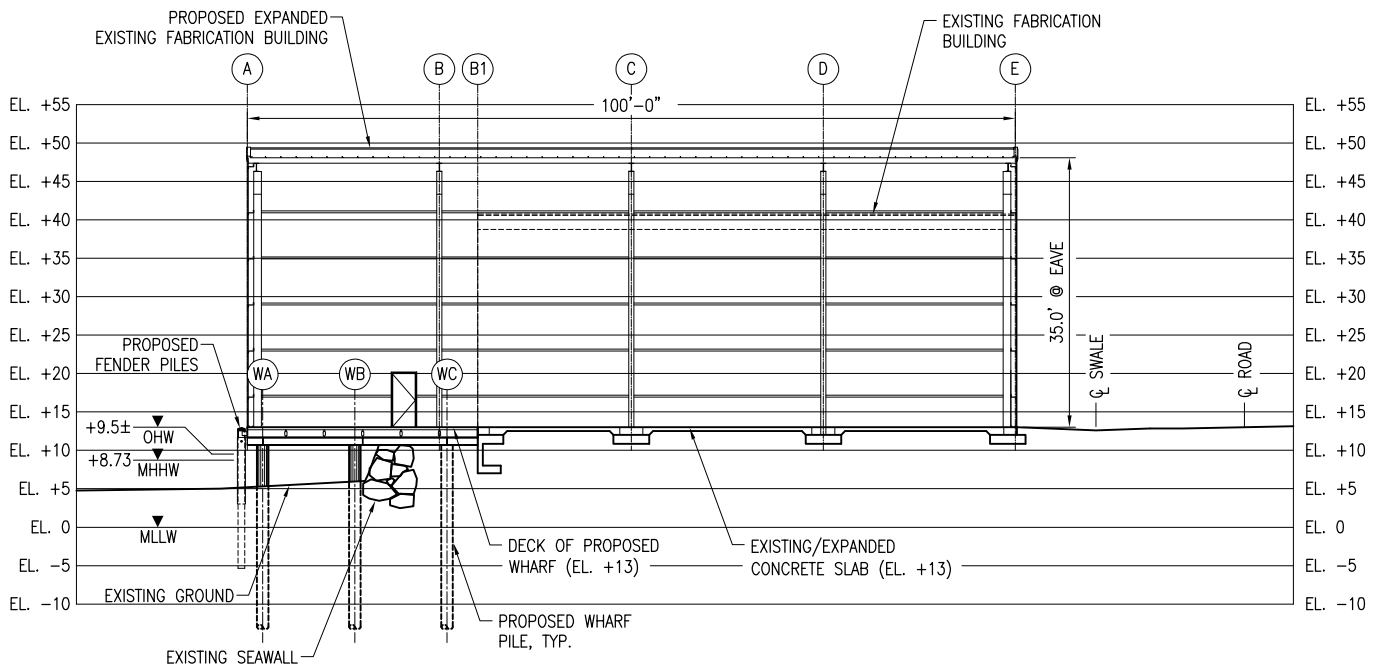
**SHEET 4 of 7 DATE:** 8/17

**APPLICATION:**





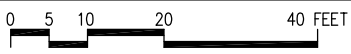
EXISTING



PROPOSED

**SECTION B-B**

NWS-2017-823



REVISED  
10 APRIL 2018

**PURPOSE:**

NEW WHARF AND SHOP BUILDING EXPANSION FOR VESSEL FABRICATION

**DATUM:** M.L.L.W.

**ADJACENT PROPERTY OWNERS:**

- 1) STATE OF WASHINGTON
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**NEW WHARF AND FABRICATION BUILDING EXPANSION BAYVIEW, WA**

ROZEMA BOATWORKS  
DIRK ROZEMA  
11130 BAYVIEW EDISON ROAD  
MOUNT VERNON, WA 98273

**PROPOSED:**

NEW CONCRETE WHARF WITH STEEL SUBSTRUCTURE AND PILES

**IN:** PADILLA BAY

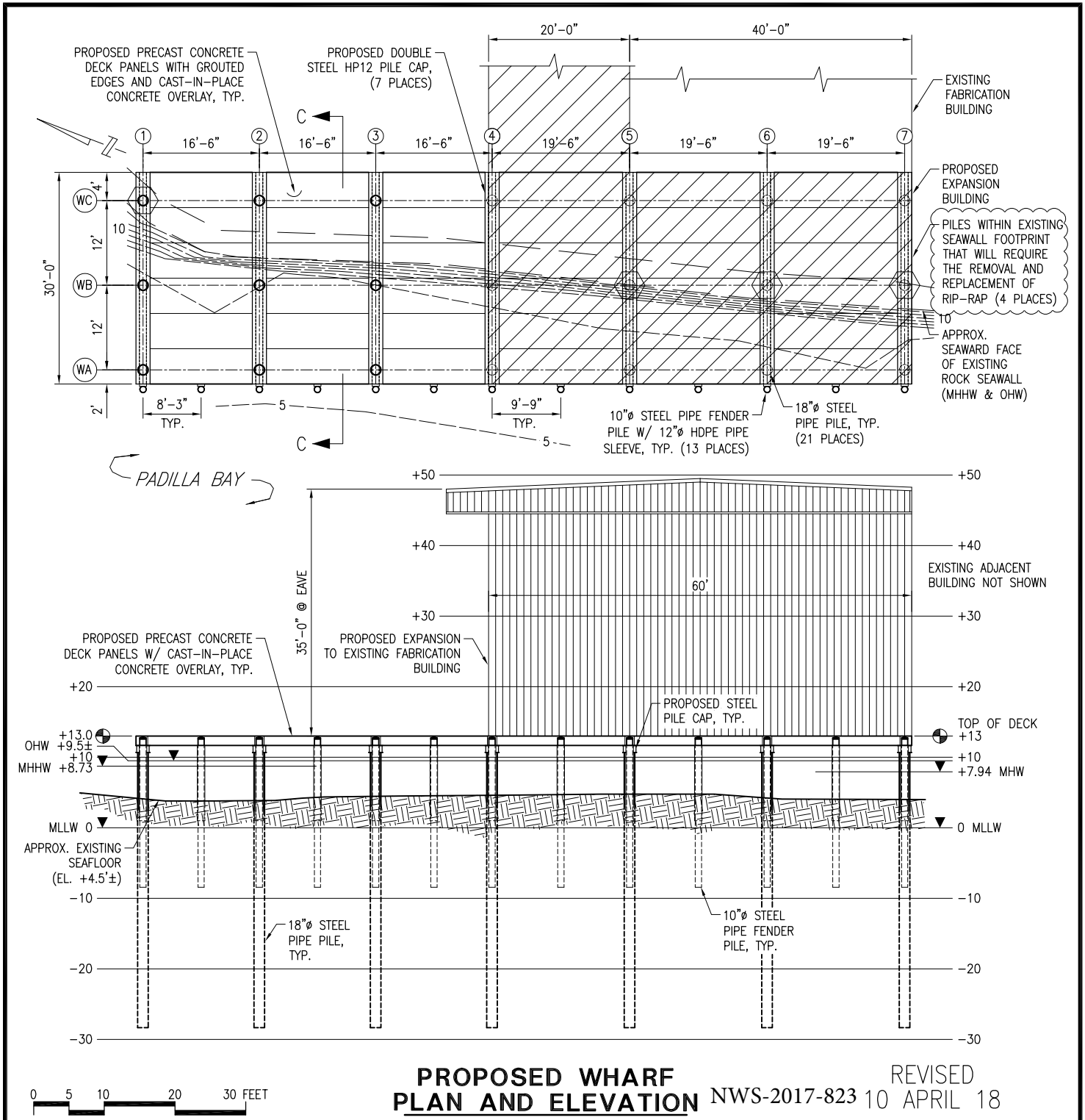
**AT:** BAYVIEW, WA, SKAGIT CO.  
NW SEC. 31, T35N, R03E, W.M.

**APPLICATION BY:**

DIRK ROZEMA

**SHEET 5 of 7 DATE:** 9/17

**APPLICATION:**



**PURPOSE:**  
 NEW WHARF AND SHOP BUILDING EXPANSION FOR VESSEL FABRICATION

**DATUM:** M.L.L.W.

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**NEW WHARF AND FABRICATION BUILDING EXPANSION BAYVIEW, WA**

ROZEMA BOATWORKS  
 DIRK ROZEMA  
 11130 BAYVIEW EDISON ROAD  
 MOUNT VERNON, WA 98273

**PROPOSED:**  
 NEW CONCRETE WHARF WITH STEEL SUBSTRUCTURE AND PILES

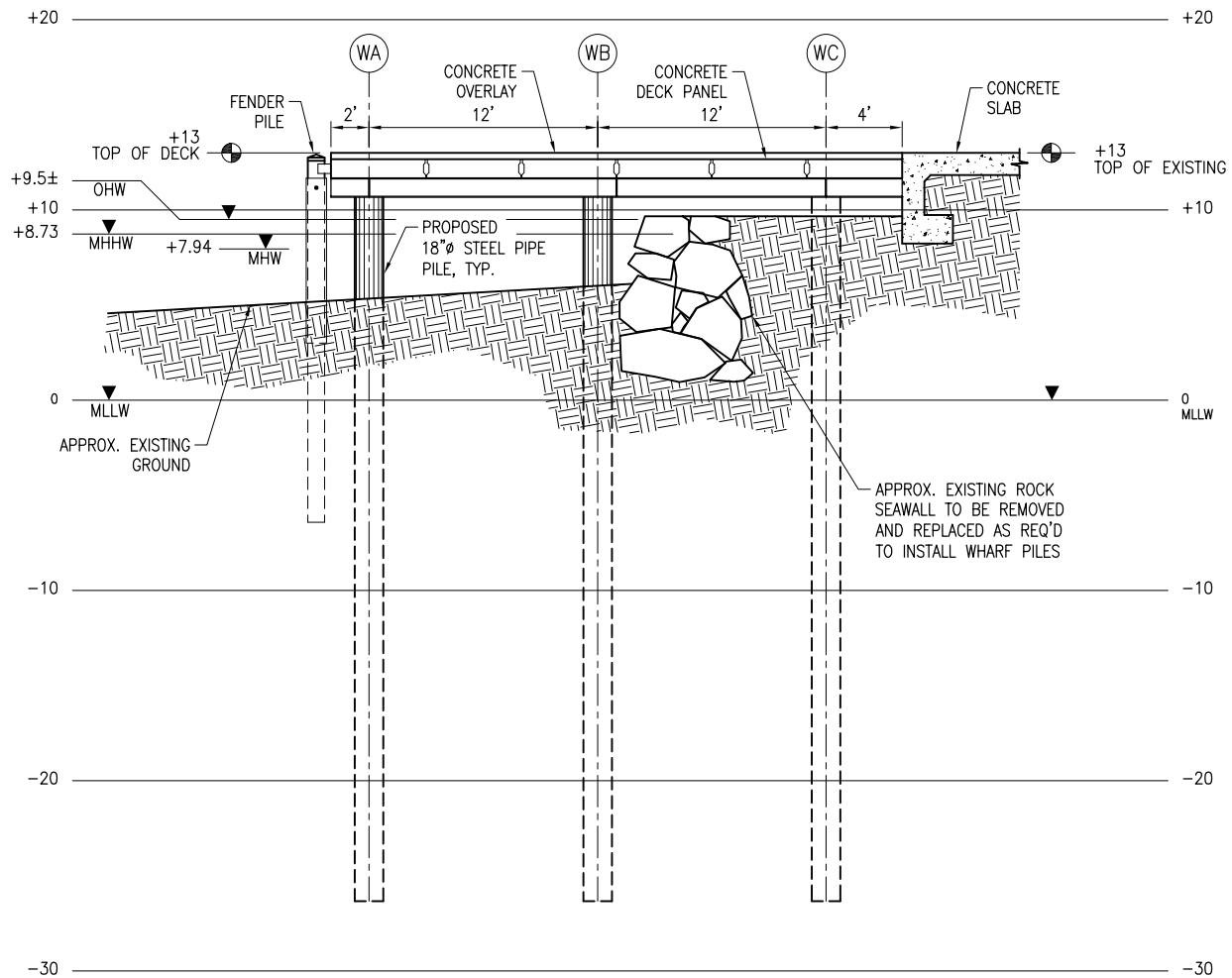
**IN:** PADILLA BAY

**AT:** BAYVIEW, WA, SKAGIT CO.  
 NW SEC. 31, T35N, R03E, W.M.

**APPLICATION BY:**  
 DIRK ROZEMA

**SHEET 6 of 7 DATE:** 9/17

**APPLICATION:**



**PROPOSED  
WHARF SECTION C-C**



NWS-2017-823

REVISED  
10 APRIL 2018

**PURPOSE:**

NEW WHARF AND SHOP  
BUILDING EXPANSION FOR  
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**DATUM:** M.L.L.W.

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**APPLICATION BY:**

DIRK ROZEMA

**SHEET 7 of 7 DATE:** 9/17

**APPLICATION:**