



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 (360) 906-7274  
Attn: Danette L. Guy, 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:** 15 July 2008  
**Expiration Date:** 14 August 2008

Reference No.: NWS-2007-1777-CRS  
Name: Jon Peterson

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.

The Corps will review the work in accordance with Section 10 of the Rivers and Harbors Act. Ecology will review the work pursuant to the Coastal Zone Management Act.

**APPLICANT:** Jon Peterson  
420 SE 62<sup>nd</sup> Avenue  
Portland, Oregon 97215  
Telephone: (503) 970-1744

**AGENT:** Clear Water Solutions, LLC.  
P.O. Box 181  
Longview, Washington 98632  
ATTN: Dana Minium  
Telephone: (360) 501-2359

**LOCATION:** 21 Pleasant Point Road, near Skamokawa, Wahkiakum County, Washington. The project is in NW ¼ of Section 17, Township 9, Range 6 West. Latitude 46.27045 N, Longitude 123.45811 W

**WORK:** Construct 4 by 25 foot pier, drive 4 steel piles, and install 3 by 25 foot ramp and 8 by 40 float.

**PURPOSE:** To provide water access for recreational use and boat moorage.

**ADDITIONAL INFORMATION** – Copies of this public notice which have been mailed or otherwise physically distributed feature project drawings in black and white. The electronic version features those drawings in color, which we think more accurately communicates the scope of project impacts. To access the electronic version of this public notice, go to the Seattle District's web page at <http://www.nws.usace.army.mil/> and scroll down the alphabetical listing of District elements, and click on "Regulatory" and then "Regulatory – Permits" for the Seattle District's Regulatory homepage. Select the prominently displayed "Public Notices" heading and a list of recently-

issued public notices will appear, in chronological order of the date of issuance. Select and view the listing for this project.

MITIGATION: Remove four existing piling at project proposal site.

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 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.

The U.S. Army Corps of Engineers (Corps) has determined that the proposed action will adversely affect designated EFH for federally managed fisheries in Washington waters. The Corps has initiated EFH consultation with the National Marine Fisheries Service.

CULTURAL RESOURCES: The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. Known historic properties occur in the vicinity of the proposed project. However, they do not occur in the permit area. Because of its location in the landscape (i.e. adjacent to a river), there is a high likelihood that unknown historic properties occur in the project area. An investigation for the presence of potentially eligible historic properties is justified. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act with any Tribe that has information or concerns with historic properties in the proposed permit area.

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 consistency concurrence for the proposed project.

ADDITIONAL EVALUATION: This proposal is the subject of Shorelines Substantial Development Permit No. 2007-2-32 which has been issued by Wahkiakum 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 commentor'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 [Danette.L.Guy@usace.army.mil](mailto:Danette.L.Guy@usace.army.mil). Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Attn: Danette L. Guy, Post Office Box 3755, Seattle, Washington, 98124-3755.

Ecology Comments: Any person desiring to present views on the project pertaining to a request for Coastal Zone Management consistency concurrence, may do so by submitting written comments to the following address: Department of Ecology, Attn: SEA program – Federal Permit Coordinator, P.O. 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: Jon Peterson; NWS-2007-1777-CRS.

Encl: Figures (3)

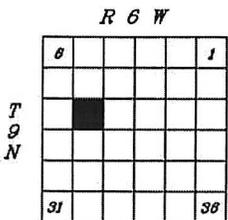
4/3/2008 12:57 PM \\Ecoserver\company\Wahkiakum-WA\County-Projects\1724-Peterson\1724.01-Peterson Dock\1724.01-figures\1724.01 BE vm pv vs pp 030308.dwg Meghan Storie

WASHINGTON

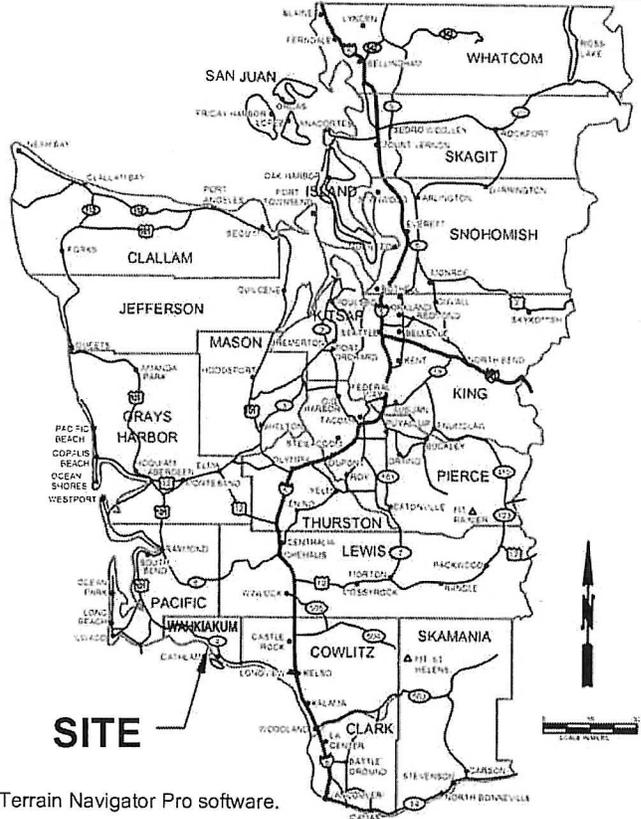


Latitude 46° 16' 11.9"  
Longitude 123° 27' 19.9"

LOCATION MAP

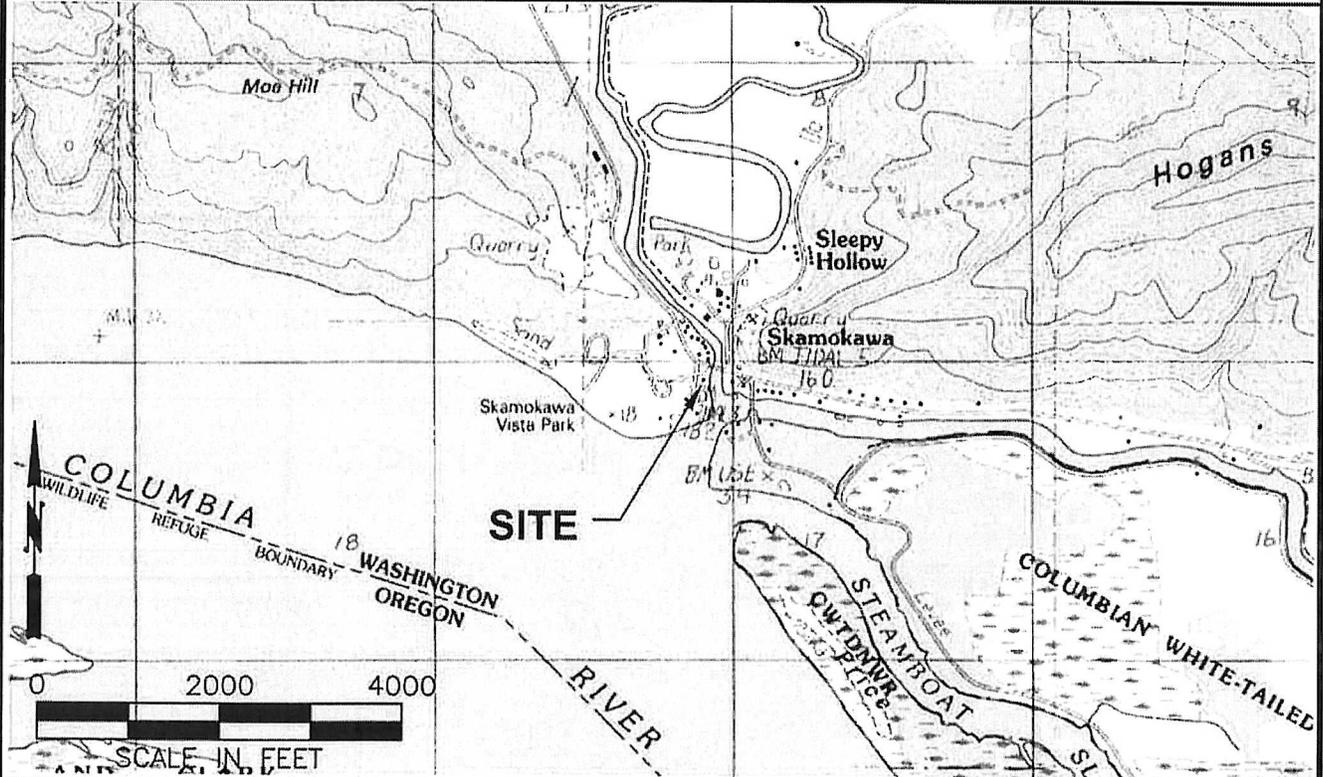


PROJECT VICINITY MAP



SITE

**NOTE:**  
USGS topographic quadrangle map reproduced using MAPTECH Inc., Terrain Navigator Pro software.



Purpose: To provide water access for recreational use and boat moorage

DATUM: N/A

ADJACENT PROPERTY OWNERS:

See JARPA

VICINITY MAP

APPLICANT: Jon Peterson

PROJECT NAME: PETERSON DOCK

REFERENCE #: NWS-200701777-CRS

SITE LOCATION ADDRESS:  
21 Point Pleasant Road  
Skamokawa, WA 98647

PROPOSED: Install Inwater & Overwater Structure

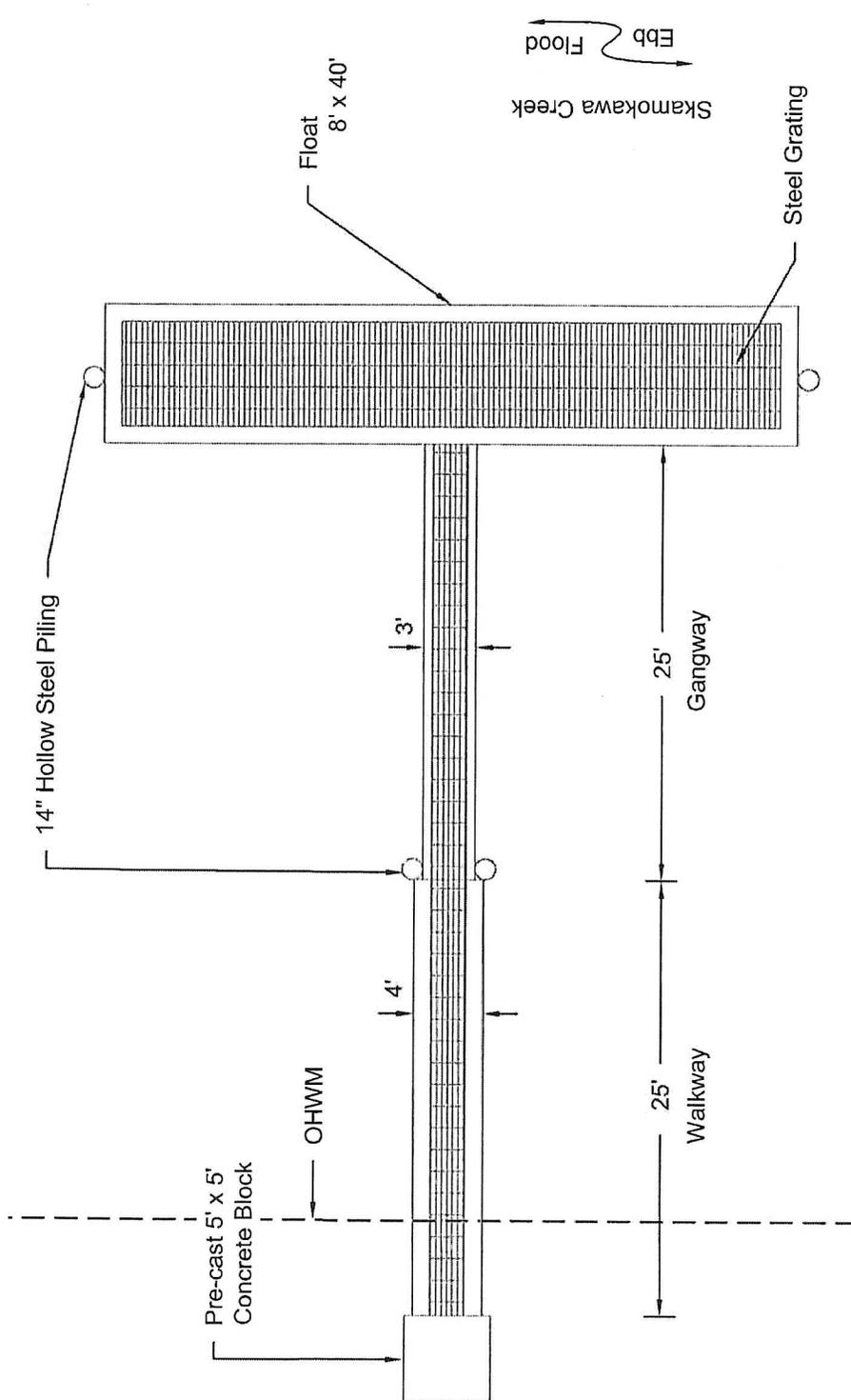
IN Skamokawa Creek

NEAR: Skamokawa

COUNTY: Wahkiakum STATE: WA

SHEET 1 OF 3

DATE: March 24, 2008

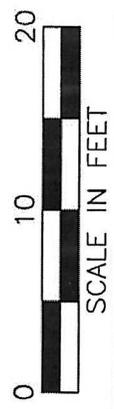


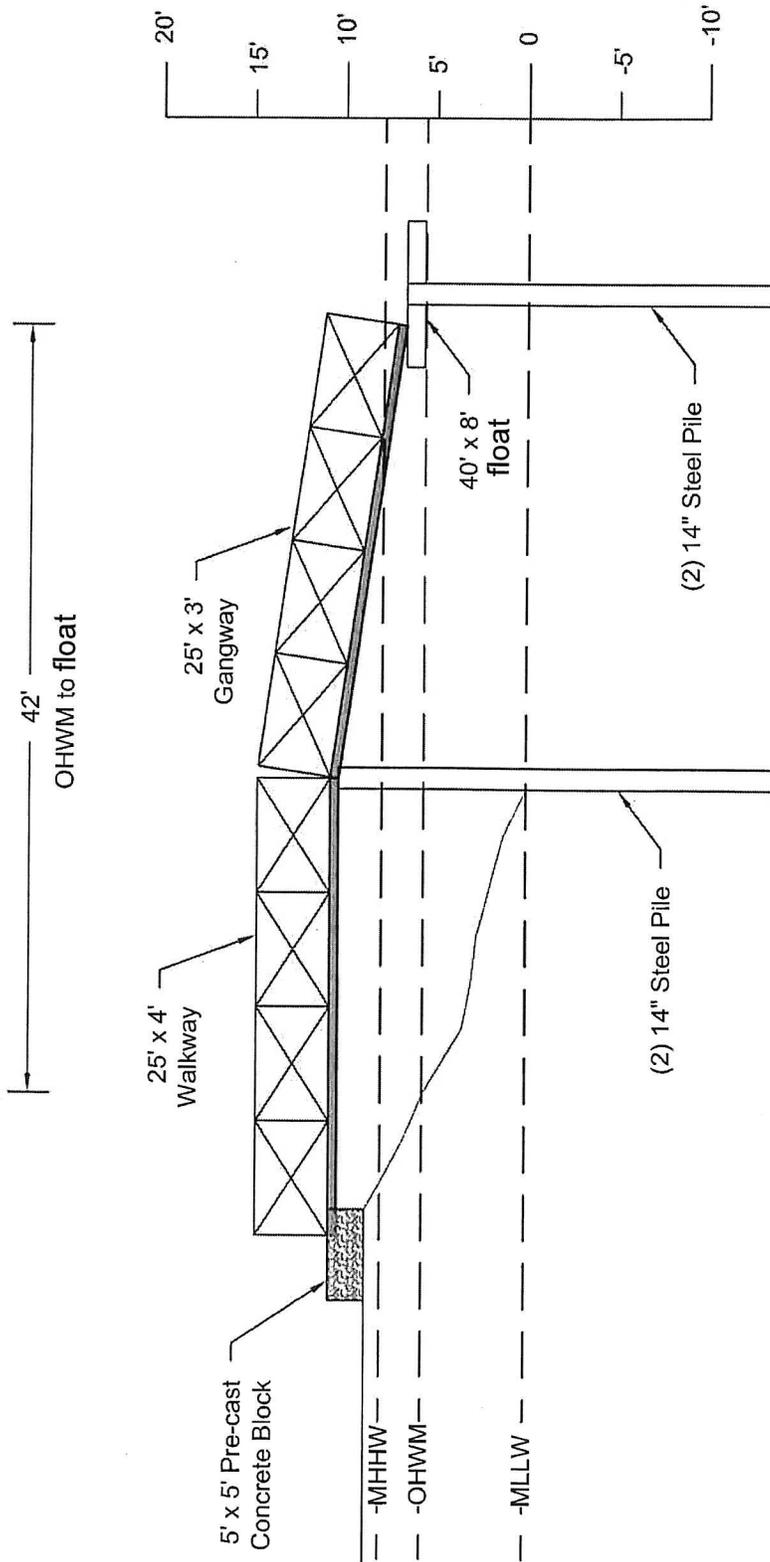
**NOTE:** Dock design provided by Jon Peterson.

**PROPOSED:** Install Inwater & Overwater Structure  
**IN** Skamokawa Creek  
**NEAR:** Skamokawa  
**COUNTY:** Wahkiakum**STATE:** WA  
**SHEET 2 OF 3**  
**DATE:** March 24, 2008

**PLAN VIEW OF DOCK**  
**APPLICANT:** Jon Peterson  
**PROJECT NAME:** PETERSON DOCK  
**REFERENCE #:** NWS-200701777-CRS  
**SITE LOCATION ADDRESS:**  
 21 Point Pleasant Road  
 Skamokawa, WA 98647

**Purpose:** To provide water access for recreational use and boat moorage  
**DATUM:** N/A  
**ADJACENT PROPERTY OWNERS:**  
 See JARPA





**NOTES:**

1. River bottom elevations calculated from soundings conducted by Cleanwater Solutions, LLC on 7-29-2007.
2. Dock will extend approx. 42 feet westward from OHWM.
3. Dock will be placed a minimum of 15' from adjoining property line(s).
4. The floating dock will be 8' x 40' and include steel mesh grating for 60% light penetration.

<p>Purpose: To provide water access for recreational use and boat moorage</p> <p><b>DATUM:</b> N/A</p> <p><b>ADJACENT PROPERTY OWNERS:</b> See JARPA</p>	<p><b>PROFILE VIEW OF DOCK</b></p> <p><b>APPLICANT:</b> Jon Peterson</p> <p><b>PROJECT NAME:</b> PETERSON DOCK</p> <p><b>REFERENCE #:</b> NWS-200701777-CRS</p> <p><b>SITE LOCATION ADDRESS:</b> 21 Point Pleasant Road Skamokawa, WA 98647</p>	<p><b>PROPOSED:</b> Install Inwater &amp; Overwater Structure</p> <p><b>IN</b> Skamokawa Creek</p> <p><b>NEAR:</b> Skamokawa</p> <p><b>COUNTY:</b> Wahkiakum <b>STATE:</b> WA</p> <p><b>SHEET 3 OF 3</b></p> <p><b>DATE:</b> March 24, 2008</p>
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