



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) 764-6906
Attn: Jim Green, 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: 20 November 2008
Expiration Date: 20 December 2008

Reference No.: NWS-2007-2092-SO
Name: Grays Harbor, Port of

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: Port of Grays Harbor
Post Office Box 660
Aberdeen, Washington 98520-0141
ATTN: Ms. Lisa Benn
Telephone: (360) 533-9501

AGENT: Reid Middleton, Inc.
728 - 134th Street Southwest, Suite 200
Everett, Washington 98204
ATTN: Geoff Gappel
Telephone: (425) 741-3800

LOCATION: In the Westport Marina in Grays Harbor at Westport, Washington.

WORK: The proposed work is to construct a commercial boatlift facility. Two finger piers will be constructed and a gangway and access floats will be installed. The work will require the driving of 39 steel piles 18-inches in diameter on Docks 17 and 19, 48 concrete or steel piles 24-inches in diameter for the two finger piers, the installation of floats (6-feet wide x 136-feet in length) secured by six steel piles 18-inches in diameter, and the installation of an access ramp secured by driving of two concrete piles 12-inches in diameter.

PURPOSE: The proposed boat lift facility will allow for the loading and unloading of boats ranging in size from 25-feet in length to over 150-feet in length. Currently, no such facility exists at the Westport Marina.

MITIGATION: In order to accommodate the proposed boatlift facility, many of the finger-floats will be removed from Docks 17 and 19. In addition, 62 creosote treated timber piles and 4 steel piling with an average of 12-inches in diameter will be removed from Docks 17 and 19. The proposed work will; however, result in a net gain of 892 square feet of new overwater structures.

In order to avoid and minimize potential effects of inwater pile driving, the following actions would be taken:

- A combination of vibratory and impact pile driving equipment would be used to install all piles to minimize noise and vibration levels
- A bubble curtain would be utilized that is contained within a caisson surrounding the driven piles
- A wood block between the hammer and pile would be utilized to further reduce underwater noise levels if monitoring indicates the bubble curtain is not achieving the desired sound pressure reduction
- Work would be conducted within approved inwater work windows
- If visual turbidity levels appear to approach turbidity exceedance criteria, field-testing would be performed And operations would cease until corrective actions are taken to limit turbidity back to compliance levels
- All equipment used will be cleaned and inspected daily before use
- Floating spill containment booms and ab sorbent booms will be maintained onsite during all phases of construction
- Stormwater runoff associated with the new boatlift travel path would be treated

The Port of Grays Harbor is also proposing to implement off-site compensatory mitigation at a Port owned site in the Chehalis River estuary at the mouth of the Wishkah River at Aberdeen, Washington. The mitigation site contains creosote piles as well as non-creosote treated piles. The Port is proposing to remove 25 creosote-treated timber piles with an average diameter of 16 inches and an associated 8 x 15-foot overwater structure. Timber piles will be removed in whole, wherever possible, using a vibratory mechanism.

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. The U.S. Army Corps of Engineers (Corps) has determined that the proposed action will not adversely affect designated EFH for federally managed fisheries in Washington waters. No further EFH consultation is necessary.

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. 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. There are no recorded historic properties within the permit area. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property.

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 deny certification for the proposed project.

ADDITIONAL EVALUATION: This proposal is the subject of Shorelines Substantial Development Permit No. 02122008 which has been issued by the City of Westport.

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.

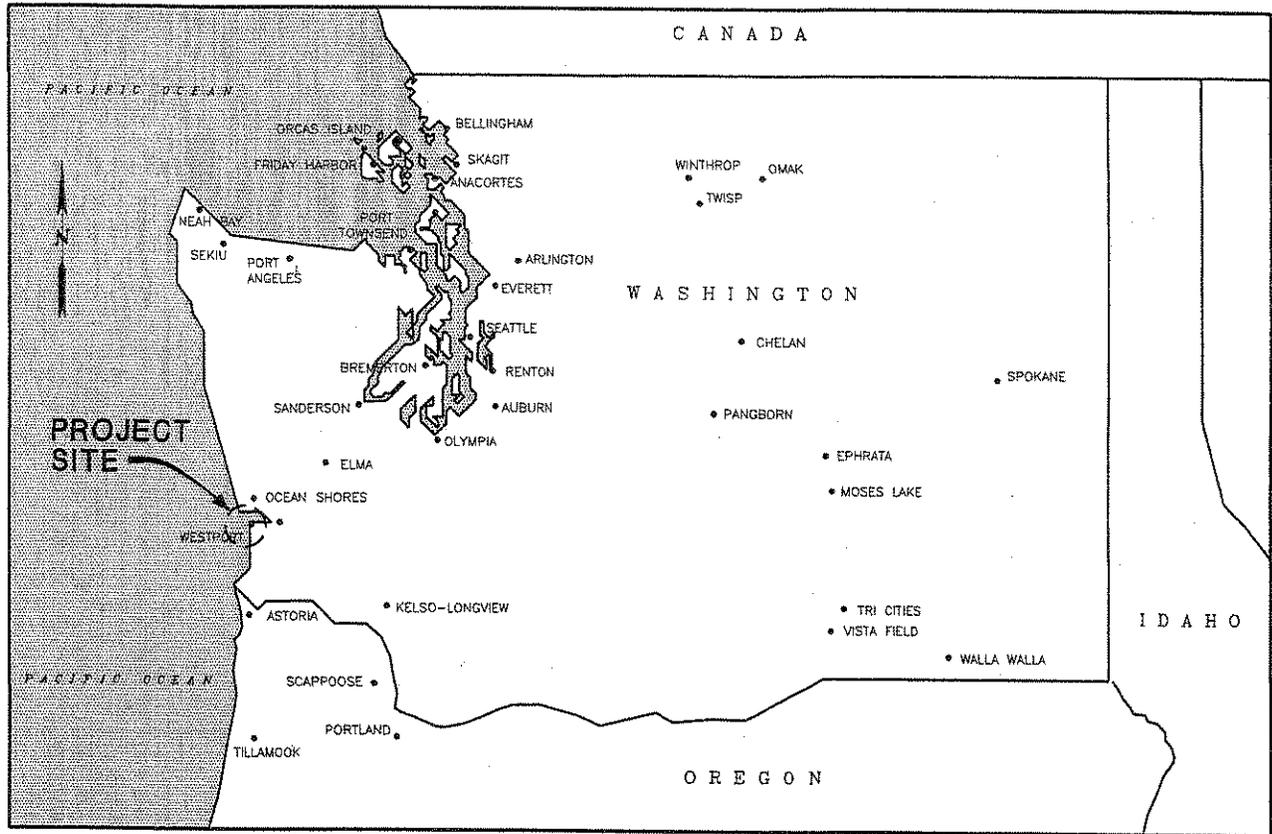
Corps Comments: All e-mail comments should be sent to james.d.green@usace.army.mil. Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Attn: Jim Green, Post Office Box 3755, Seattle, Washington, 98124-3755.

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

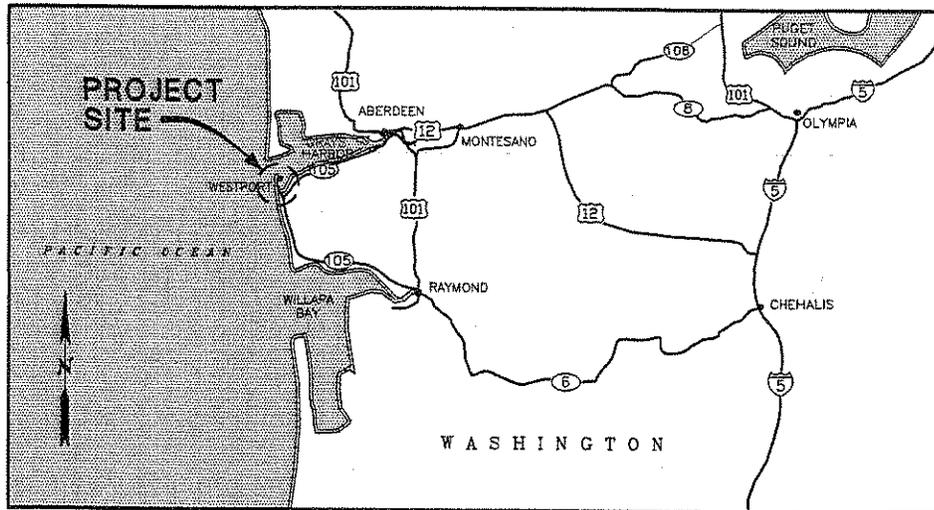
NWS-2007-2092-SO

To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: Port of Grays Harbor - File No. NWS-2007-2092-SO

Encl: Figures (9 drawing sheets)



LOCATION MAP
NOT TO SCALE



VICINITY MAP
NOT TO SCALE

SITE ADDRESS

NAME: WESTPORT BOAT LIFT
DOCK FACILITY
326 LAMB STREET
WESTPORT, WA 98595

(SECTION 7, TOWNSHIP 16 N, RANGE 11
W, W.M. IN THE COUNTY OF GRAYS
HARBOR, STATE OF WASHINGTON)

LATITUDE: 46° 24' 0"
LONGITUDE: 124° 08' 00"

NWS-2007-2092-50

PURPOSE: REMOVAL OF FINGER FLOATS,
NEW BOAT LIFT DOCK, AND NEW
BOAT LIFT DOCK ACCESS FLOATS

ADJACENT PROPERTY OWNERS:

1. IRVING, STEPHAN C & LESLIE L
2. PORT OF GRAYS HARBOR
3. WASHINGTON CRAB PRODUCERS, INC
4. WESTPORT SHIPYARD, INC
5. ARNSDORF, BRUCE A
6. WOLFENBERGER, DAVID L & MITSUE K
7. CITY OF WESTPORT

**PORT OF GRAYS HARBOR
WESTPORT BOAT LIFT DOCK**

NAME: PORT OF GRAYS HARBOR
ADDRESS: 326 LAMB STREET
WESTPORT, WA 98595

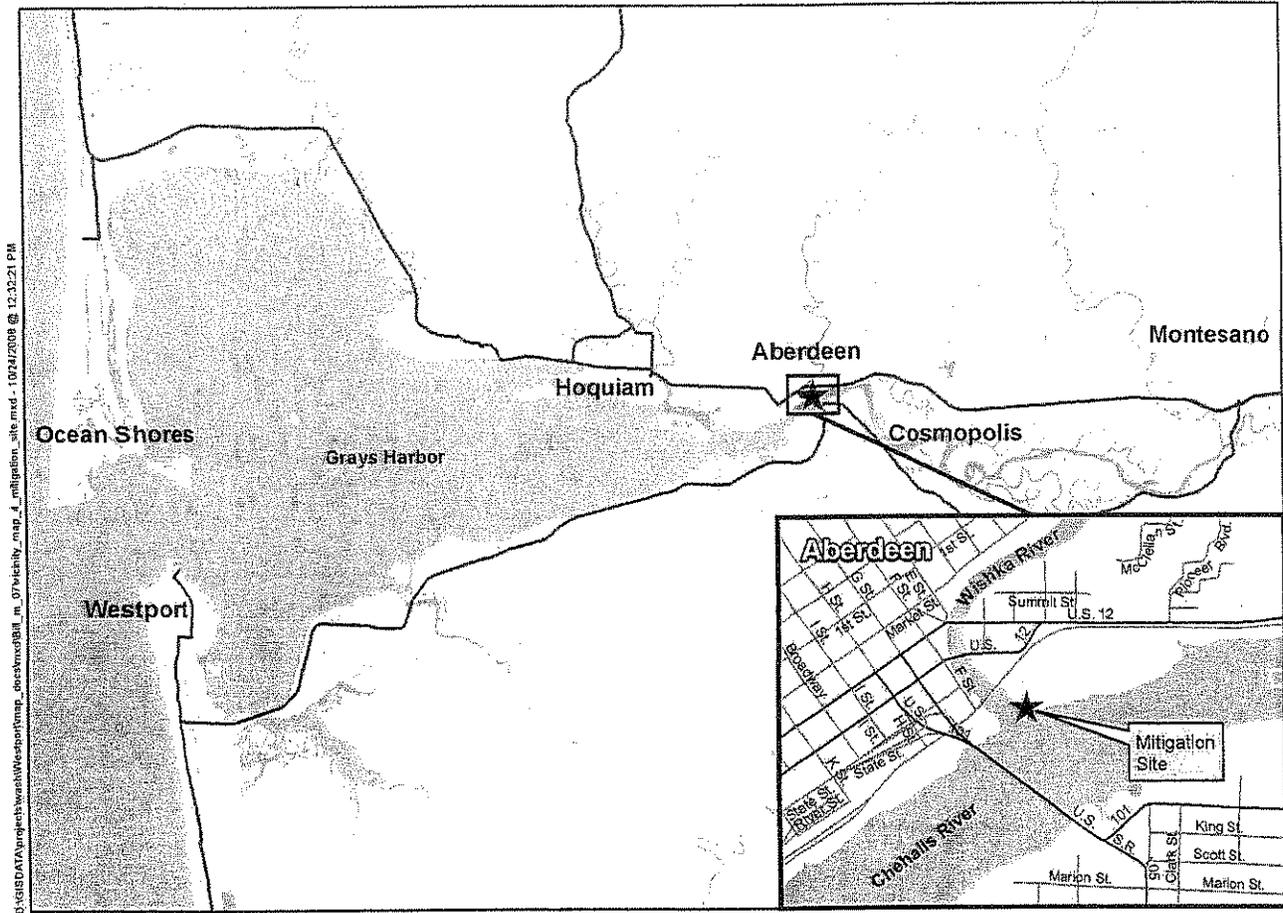
ReidMiddleton

728 134th Street SW · Suite 200
Everett, Washington 98204
Ph: 425 741-3800

IN: WESTPORT MARINA BOAT BASIN
AT: WESTPORT
COUNTY OF: GRAYS HARBOR
APPLICATION BY: PORT OF GRAYS HARBOR

DATUM: MLLW=0.0'

SHEET 1 OF 9 DATE: NOV 2008



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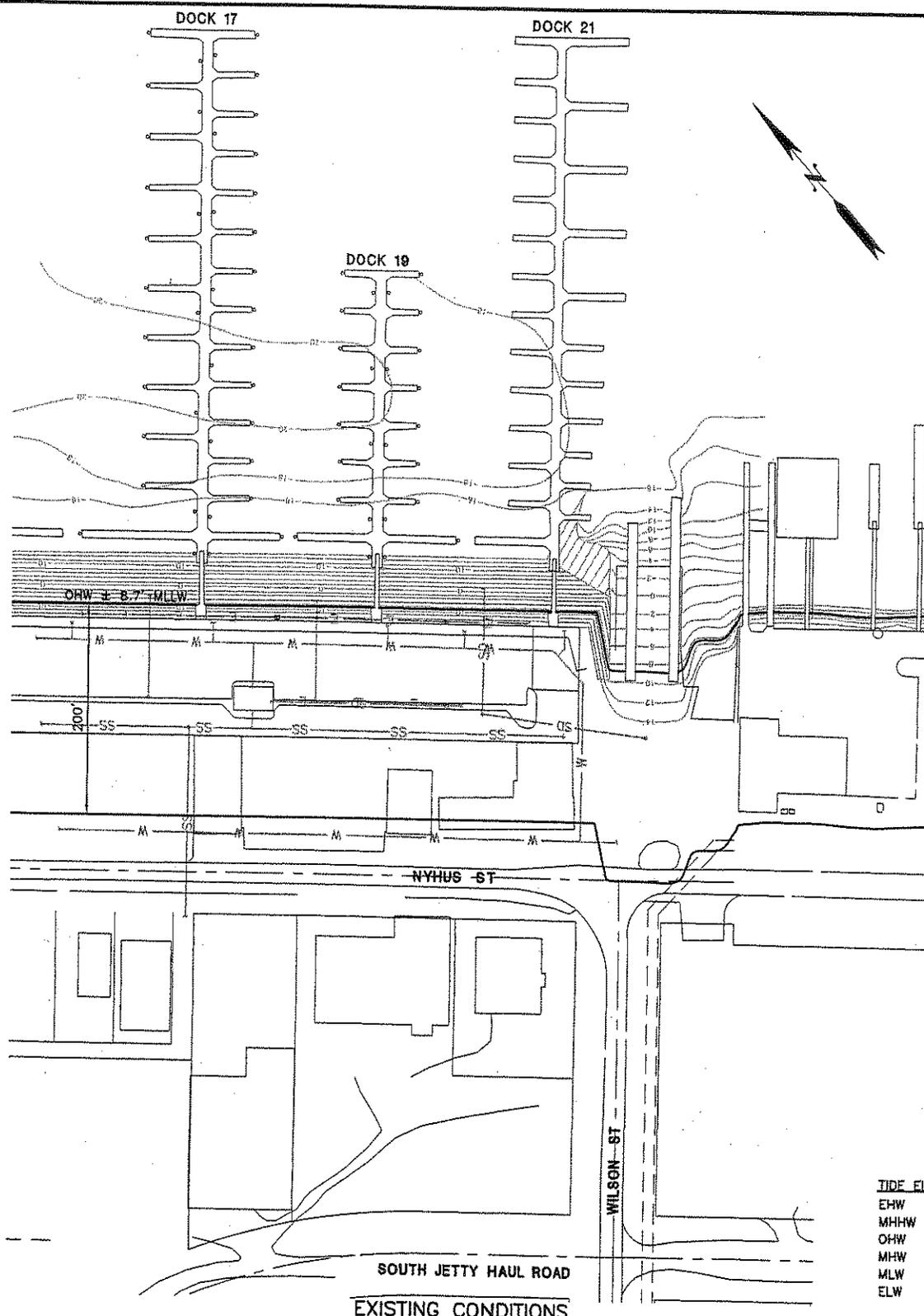
COMPENSATORY MITIGATION SITE VICINITY MAP
NOT TO SCALE

COMPENSATORY MITIGATION:

The applicant proposes to implement off-site compensatory mitigation at a Port of Grays Harbor (POGH) owned site in the Chehalis River estuary, adjacent to the mouth of the Wishkah River in the city of Aberdeen, Washington. The POGH site is located on the east shore of the Wishkah River estuary and contains creosote piles as well as non-creosoted piles. A total of 25 creosote-treated timber piles with an average diameter of 16 inches and the associated 8' x 15' overwater structure waterward of the MHHW line will be removed. Timber piles will be removed in whole, wherever possible, by using a vibratory mechanism. Best Management Practices (BMPs) as identified by the ACOE Dredge Management Office (DMMO) will be observed during piling removal.

NWS-2007-2092-50

<p>PURPOSE: REMOVAL OF FINGER FLOATS, NEW BOAT LIFT DOCK, AND NEW BOAT LIFT DOCK ACCESS FLOATS</p>	<p align="center">PORT OF GRAYS HARBOR WESTPORT BOAT LIFT DOCK</p>	<p align="right">Reid Middleton 728 134th Street SW - Suite 200 Everett, Washington 98204 Ph: 425 741-3600</p>
<p>ADJACENT PROPERTY OWNERS:</p> <ol style="list-style-type: none"> 1. IRVING, STEPHAN C & LESLIE L 2. PORT OF GRAYS HARBOR 3. WASHINGTON CRAB PRODUCERS, INC 4. WESTPORT SHIPYARD, INC 5. ARNSDORF, BRUCE A 6. WOLFENBERGER, DAVID L & MITSUE K 7. CITY OF WESTPORT 	<p>NAME: PORT OF GRAYS HARBOR ADDRESS: 326 LAMB STREET WESTPORT, WA 98595</p>	<p>IN: WESTPORT MARINA BOAT BASIN AT: WESTPORT COUNTY OF: GRAYS HARBOR APPLICATION BY: PORT OF GRAYS HARBOR DATUM: MLLW=0.0' SHEET 2 OF 9 DATE: NOV 2008</p>



TIDE ELEVATIONS

EHW	+14.0'
MHHW	+8.9'
OHW	+8.7'
MHW	+8.2'
MLW	+1.4'
ELW	-3.5'

NWS-2007-2092-50

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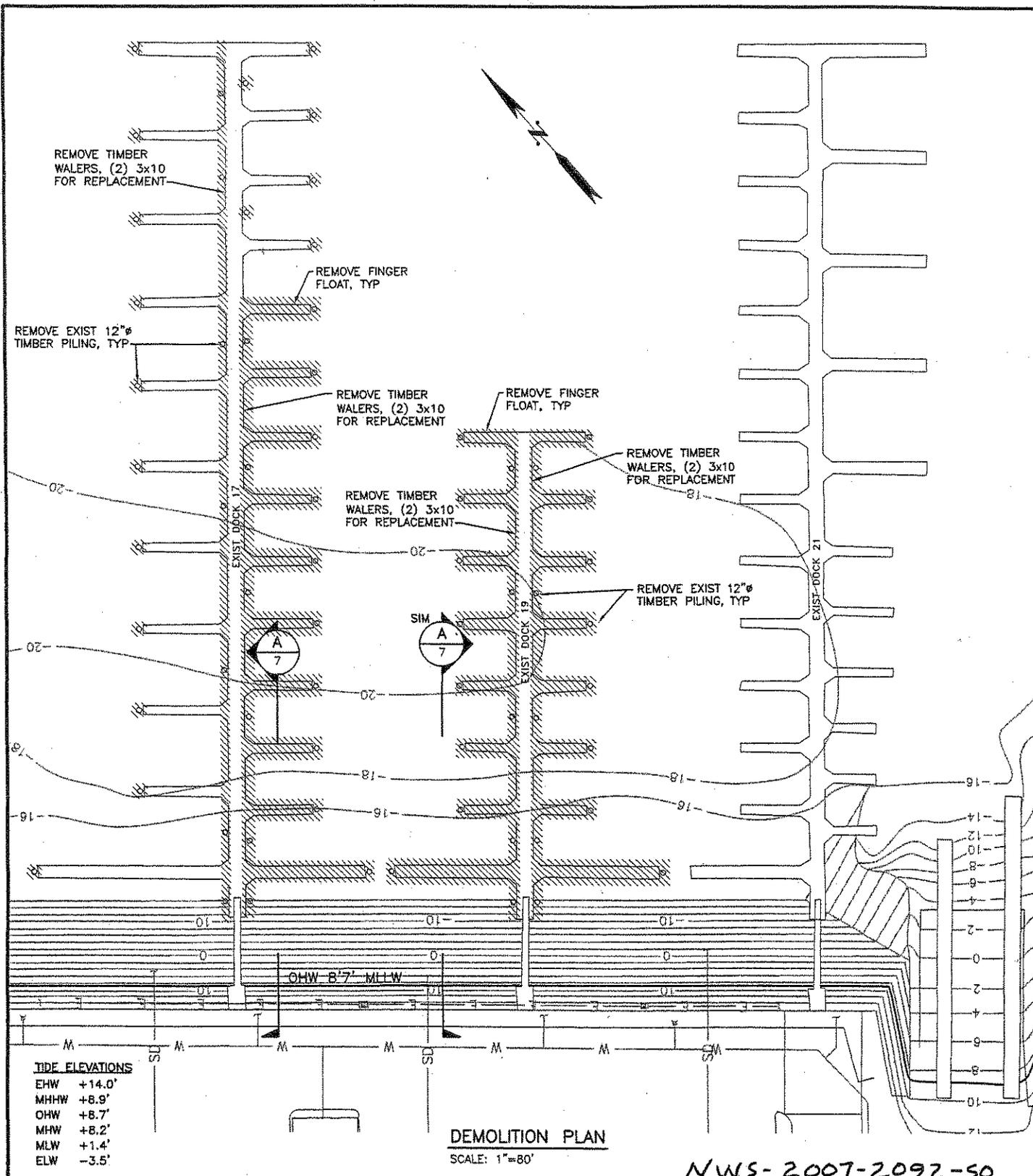
**PORT OF GRAYS HARBOR
WESTPORT BOAT LIFT DOCK**

NAME: PORT OF GRAYS HARBOR
ADDRESS: 326 LAMB STREET
WESTPORT, WA 98595

Reid Middleton

728 134th Street SW Suite 200
Everett, Washington 98204
Ph: 425 741-3800

IN: WESTPORT MARINA BOAT BASIN
AT: WESTPORT
COUNTY OF: GRAYS HARBOR
APPLICATION BY: PORT OF GRAYS HARBOR
DATUM: MLLW=0.0'
SHEET 3 OF 9 DATE: NOV 2008



PURPOSE: REMOVAL OF FINGER FLOATS, NEW BOAT LIFT DOCK, AND NEW BOAT LIFT DOCK ACCESS FLOATS

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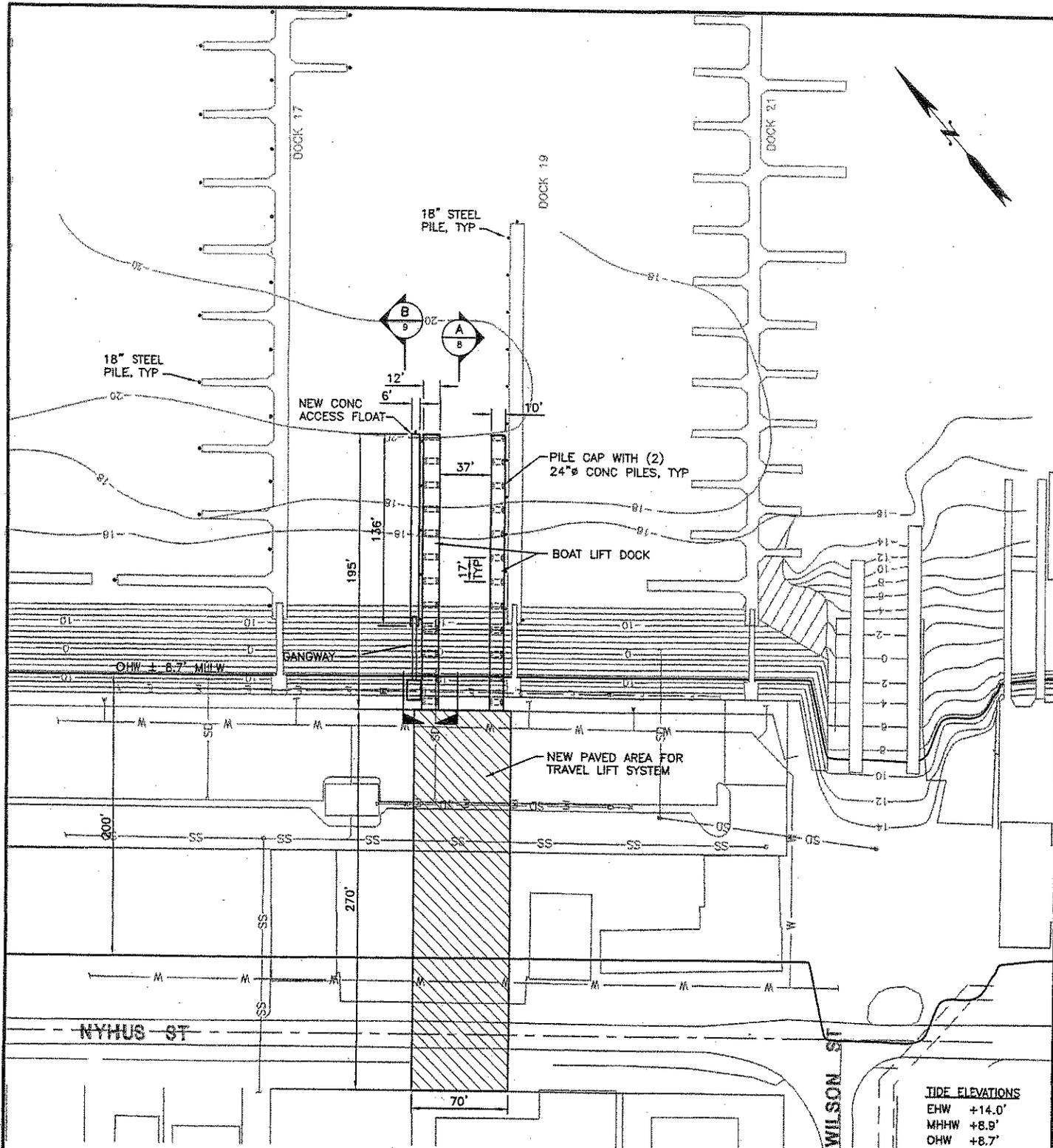
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SITE PLAN
SCALE: 1"=100'

TIDE ELEVATIONS

EHW	+14.0'
MHHW	+8.9'
OHW	+8.7'
MHW	+8.2'
MLW	+1.4'
ELW	-3.5'

NWS-2007-2092-S0

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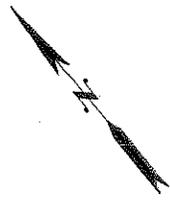
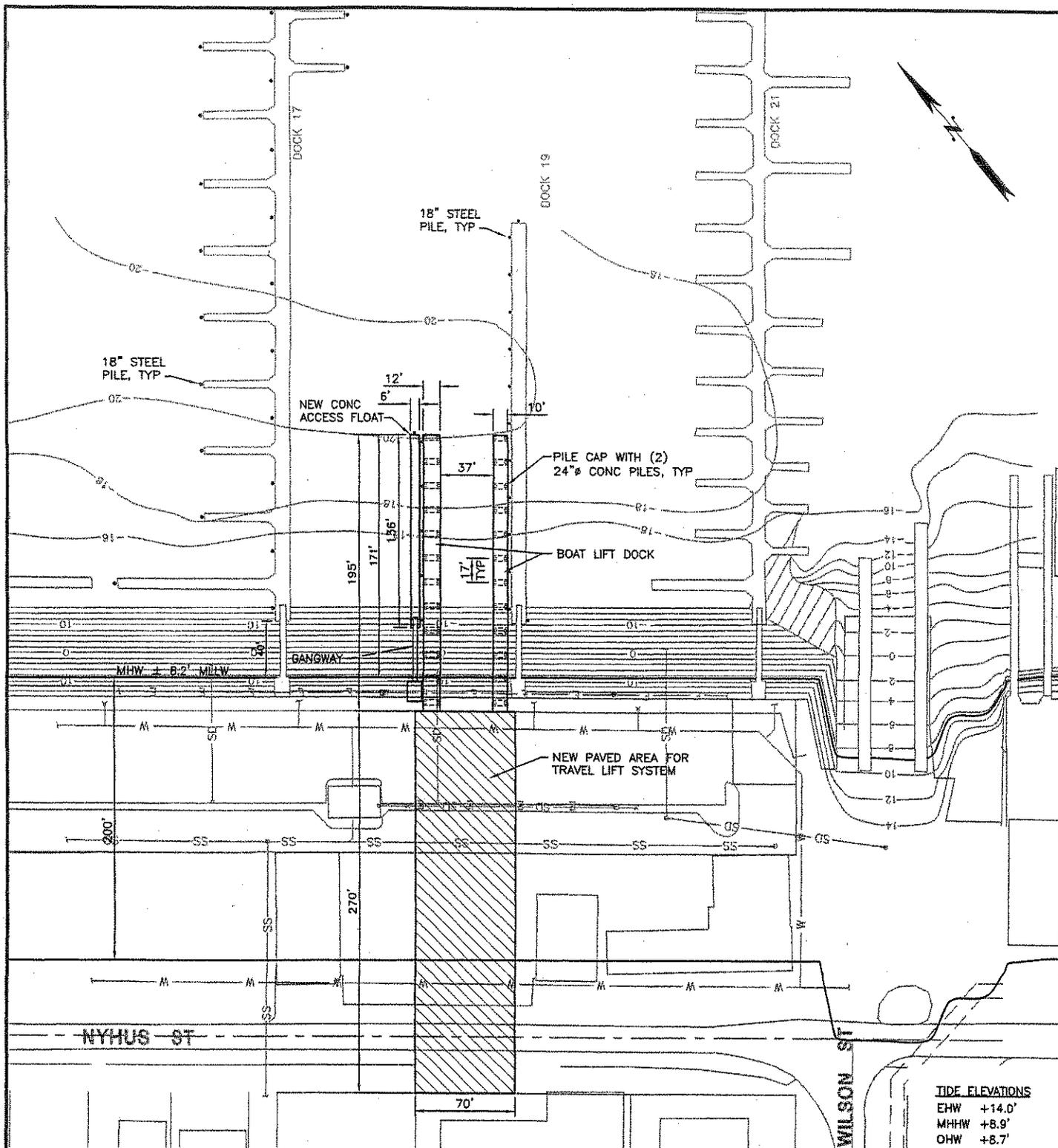
**PORT OF GRAYS HARBOR
WESTPORT BOAT LIFT DOCK**

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ADDRESS: 326 LAMB STREET
WESTPORT, WA 98595

ReidMiddleton

728 134th Street SW - Suite 200
Everett, Washington 98204
Ph: 425 741-3800

IN: WESTPORT MARINA BOAT BASIN
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APPLICATION BY: PORT OF GRAYS HARBOR
DATUM: MLLW=0.0'
SHEET 5 OF 9 DATE: NOV 2008



DIMENSIONS FROM MEAN HIGH WATER
 SCALE: 1"=100'

TIDE ELEVATIONS

EHW	+14.0'
MHHW	+8.9'
OHW	+8.7'
MHW	+8.2'
MLW	+1.4'
ELW	-3.5'

NWS-2007-2092-50

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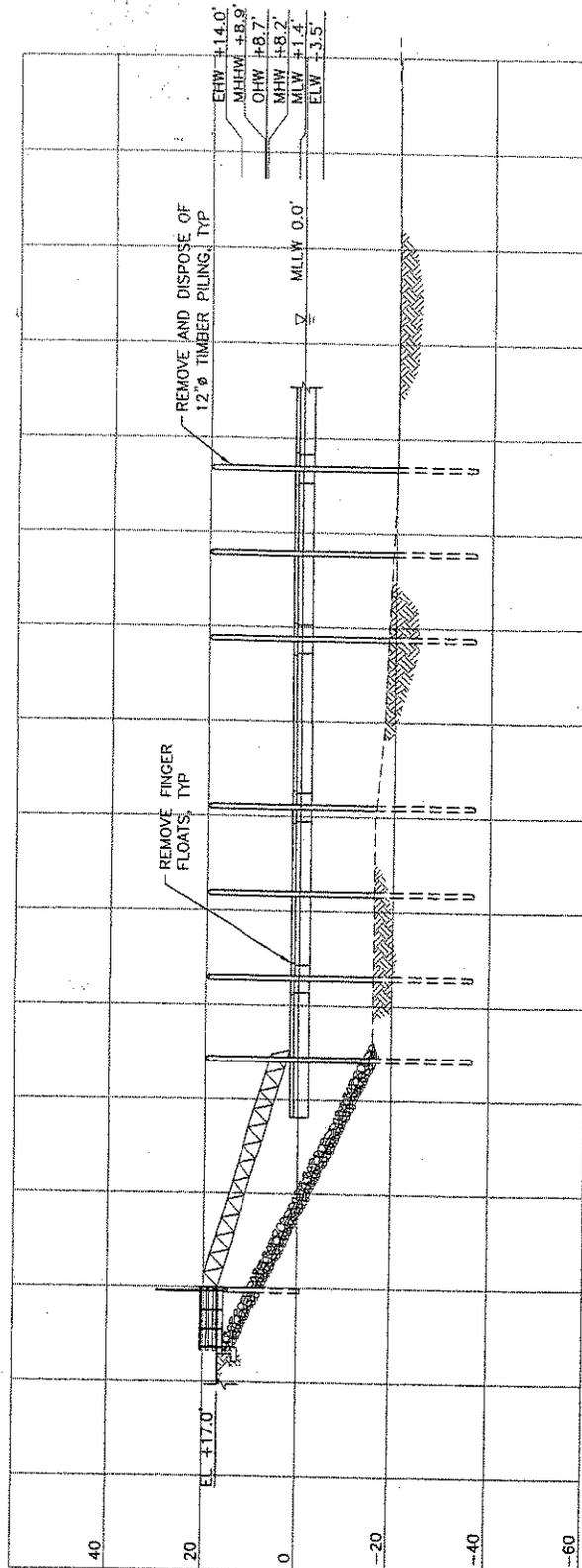
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DATUM: MLLW=0.0'
SHEET 6 OF 9 **DATE:** NOV 2008



A
EXISTING PIER AND FLOAT ELEVATION
4
 SCALE: 1"=40'

NWS-2007-2092-50

PURPOSE: REMOVAL OF FINGER FLOATS, NEW BOAT LIFT DOCK, AND NEW BOAT LIFT DOCK ACCESS FLOATS

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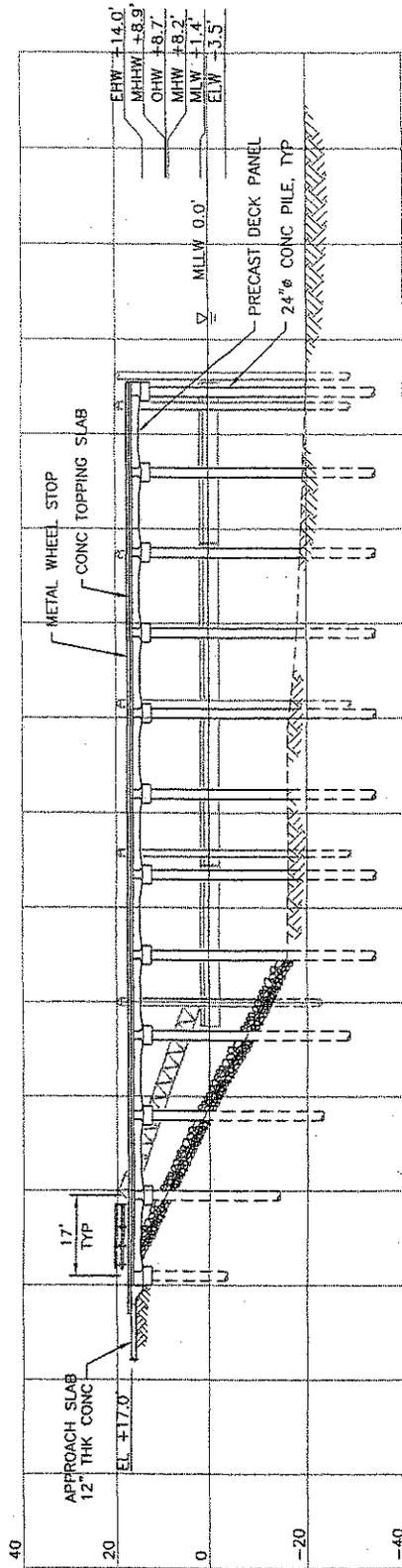
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ReidMiddleton

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 DATUM: MLLW=0.0'
 SHEET 7 OF 9 DATE: NOV 2008



A
5
PROPOSED BOAT LIFT SECTION
 SCALE: 1"=40"

NWS-2007-2092-50

PURPOSE: REMOVAL OF FINGER FLOATS, NEW BOAT LIFT DOCK, AND NEW BOAT LIFT DOCK ACCESS FLOATS

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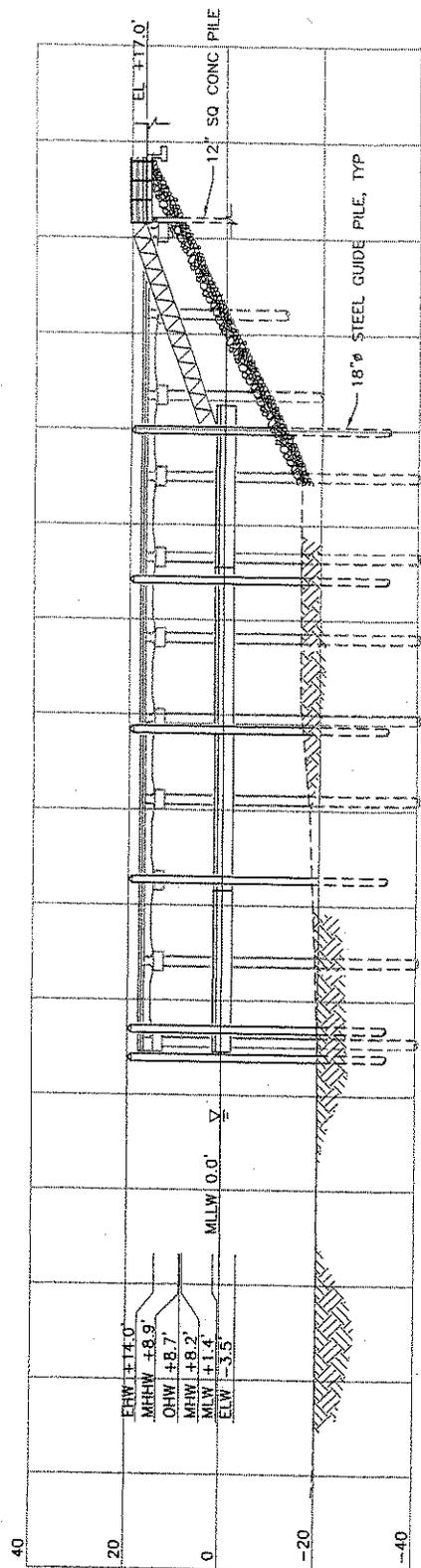
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Reid Middleton 728 134th Street SW - Suite 200
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 AT: WESTPORT
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 DATUM: MLLW=0.0'
 SHEET 8 OF 9 DATE: NOV 2008



B PROPOSED ACCESS FLOAT SECTION
 SCALE: 1"=40'
 5

NWS-2007-2092-50

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