



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) 764-6985
Attn: Randel Perry, 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: November 3, 2008
Expiration Date: December 2, 2008

Reference No.: NWS-2008-1143-NO
Name: Fairhaven Shipyard

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: Fairhaven Shipyard
201 Harris Avenue
Bellingham, Washington 98225
ATTN: Bill Hickok
Telephone: (360) 647-0080

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

LOCATION: In Bellingham Bay at 201 Harris Avenue, Bellingham, Washington.

WORK: The proposed work is the replacement of an existing floating drydock and attendant

PURPOSE: Improve shipbuilding, maintenance, and repair capabilities.

ADDITIONAL INFORMATION – Work involves the replacement of an existing 375-foot long by 82-foot wide floating drydock with a new 875-foot long by 186-foot wide drydock; installation of 3 new mooring dolphins; installation of seven new anchor and mooring line assemblies; and modifications to the existing pier and access ramp. New structure will extend approximately 600 feet farther out into the bay than the existing drydock. Piling will be installed using a barge-mounted impact hammer. Endangered Species Act conservation measures include sound dampening for pile driving and a spill prevention and response plan.

MITIGATION: No mitigation proposed.

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. 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 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. The proposed work is of such a limited nature and extent that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. 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 whether to certify or deny certification for the proposed project.

ADDITIONAL EVALUATION: This proposal is the subject of a Shorelines Substantial Development Permit, No. SHR 2008-00019, being processed by the City of Bellingham.

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 randel.j.perry@usace.army.mil. Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Attn: [NAME], Post Office Box 3755, Seattle, Washington, 98124-3755.

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: 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

To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: Fairhaven Shipyard, NWS-2008-1143-NO

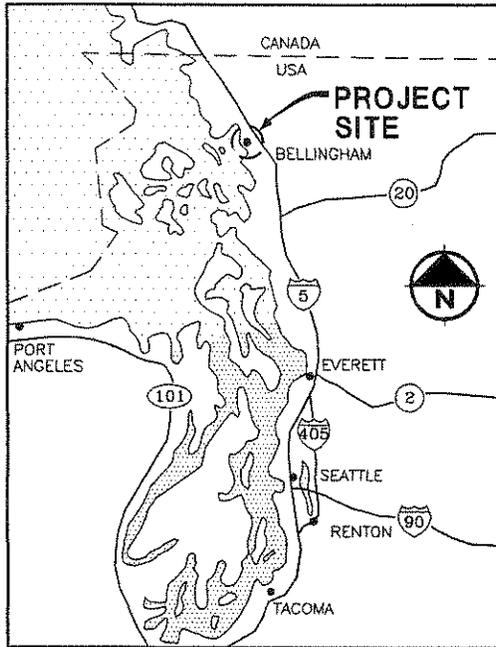
Encl: Figures (6)

SITE ADDRESS

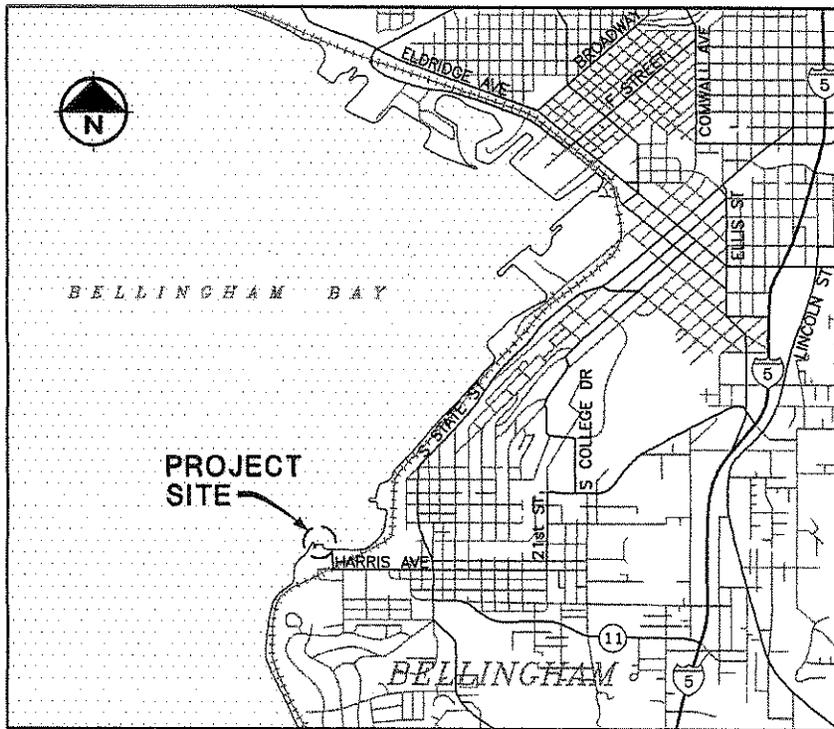
201 HARRIS AVENUE
BELLINGHAM WASHINGTON, 98225

(SECTION 2, TOWNSHIP 37 N,
RANGE 02 E, W.M. IN THE COUNTY
OF WHATCOM, STATE OF WASHINGTON)

LATITUDE: 48° 43' 30"
LONGITUDE: 122° 30' 30"



LOCATION MAP



VICINITY MAP

PURPOSE: PROVIDE MOORING SUPPORT
STRUCTURES AND UPGRADE OF EXISTING
ACCESS PIER FOR A DRY DOCK

DATUM: MLLW = 0.0'

ADJACENT PROPERTY OWNERS:
SEE ATTACHED LIST

**FAIRHAVEN SHIPYARD
DRY DOCK REPLACEMENT**

Corps Ref # NWS-2008-1143-NO

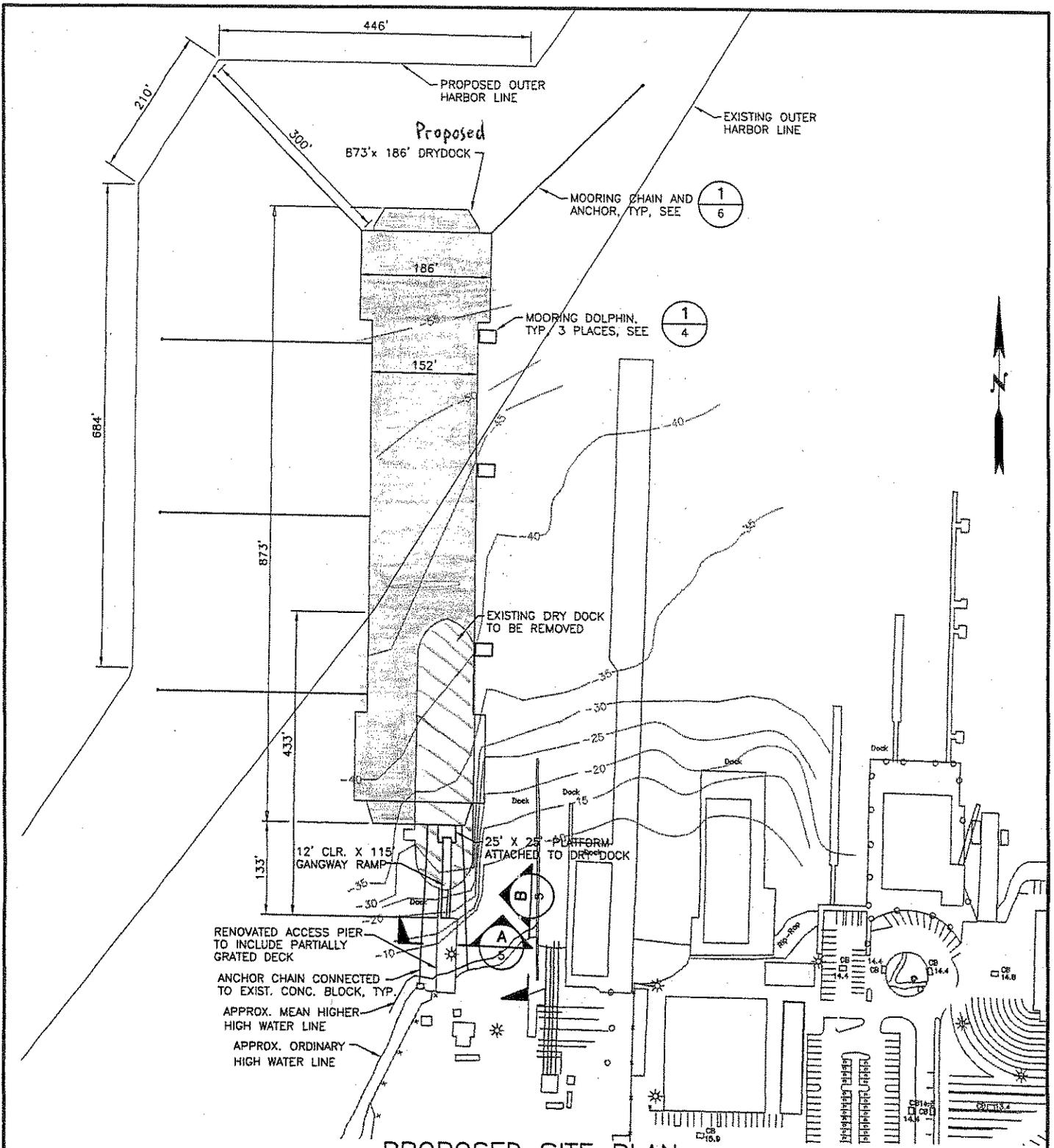
NAME: FAIRHAVEN SHIPYARD
ADDRESS: 201 HARRIS AVENUE
BELLINGHAM, WA 98225

Reid Middleton

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

IN: PUGET SOUND
AT: BELLINGHAM BAY
COUNTY OF: WHATCOM
APPLICATION BY: FAIRHAVEN SHIPYARD

SHEET 1 OF 6 DATE: MAY 2008



PROPOSED SITE PLAN
SCALE: 1"=200'

PURPOSE: PROVIDE MOORING SUPPORT STRUCTURES AND UPGRADE OF EXISTING ACCESS PIER FOR A DRY DOCK

DATUM: MLLW = 0.0'

ADJACENT PROPERTY OWNERS: SEE ATTACHED LIST

FAIRHAVEN SHIPYARD DRY DOCK REPLACEMENT

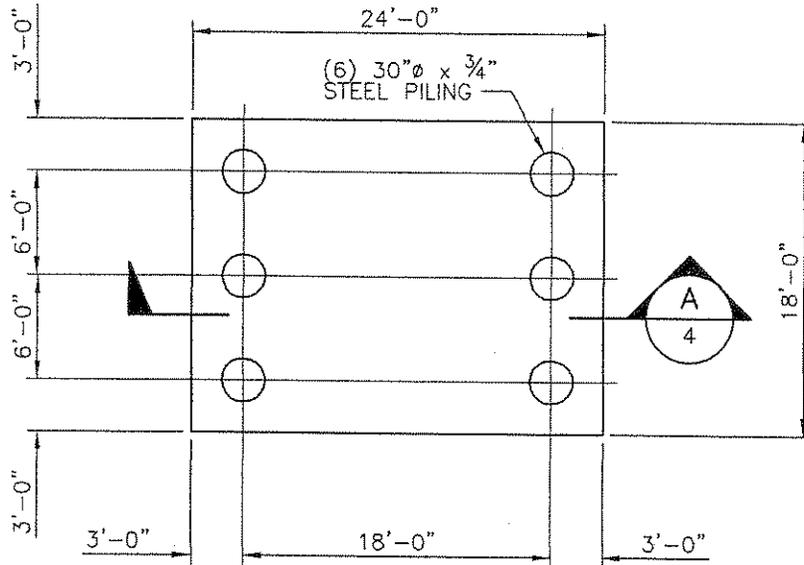
NWS-2008-1143-NO

NAME: FAIRHAVEN SHIPYARD
ADDRESS: 201 HARRIS AVENUE
BELLINGHAM, WA 98225

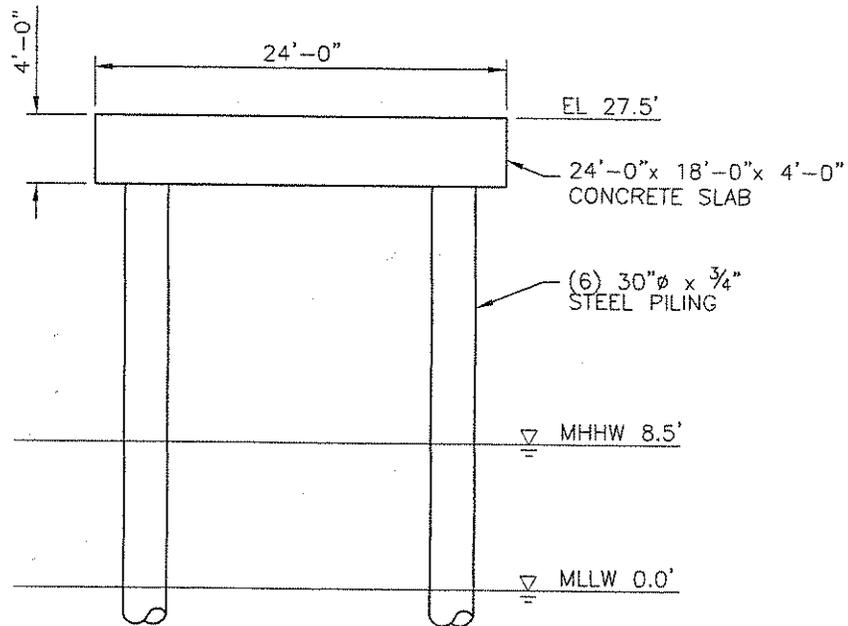
Reid Middleton 728 134th Street SW · Suite 200
Everett, Washington 98204
Ph: 425 741-3800

IN: PUGET SOUND
AT: BELLINGHAM BAY
COUNTY OF: WHATCOM
APPLICATION BY: FAIRHAVEN SHIPYARD

SHEET 3 OF 6 DATE: MAY 2008



1 MOORING DOLPHIN
4 SCALE: $\frac{3}{32}$ " = 1'-0"



A SECTION
4 SCALE: $\frac{3}{32}$ " = 1'-0"

PURPOSE: PROVIDE MOORING SUPPORT STRUCTURES AND UPGRADE OF EXISTING ACCESS PIER FOR A DRY DOCK

DATUM: MLLW = 0.0'

ADJACENT PROPERTY OWNERS:
SEE ATTACHED LIST

**FAIRHAVEN SHIPYARD
DRY DOCK REPLACEMENT**

NWS-2008-1143-ND

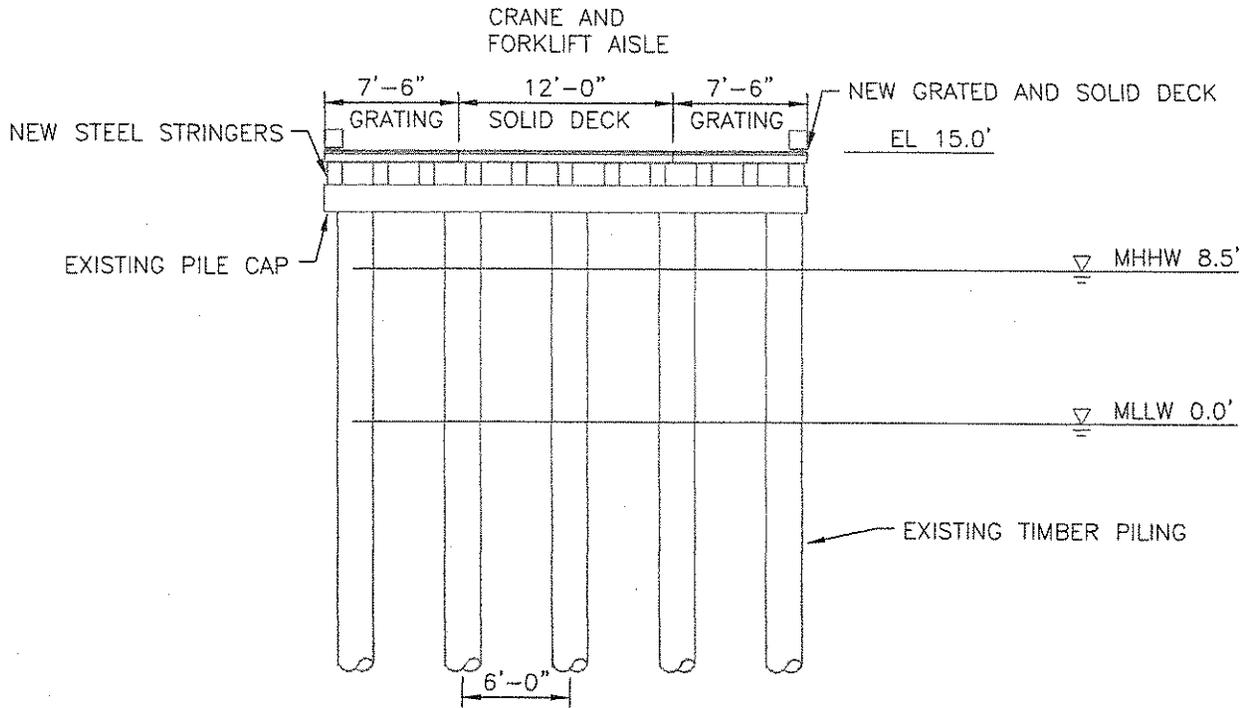
NAME: FAIRHAVEN SHIPYARD
ADDRESS: 201 HARRIS AVENUE
BELLINGHAM, WA 98225

Reid Middleton

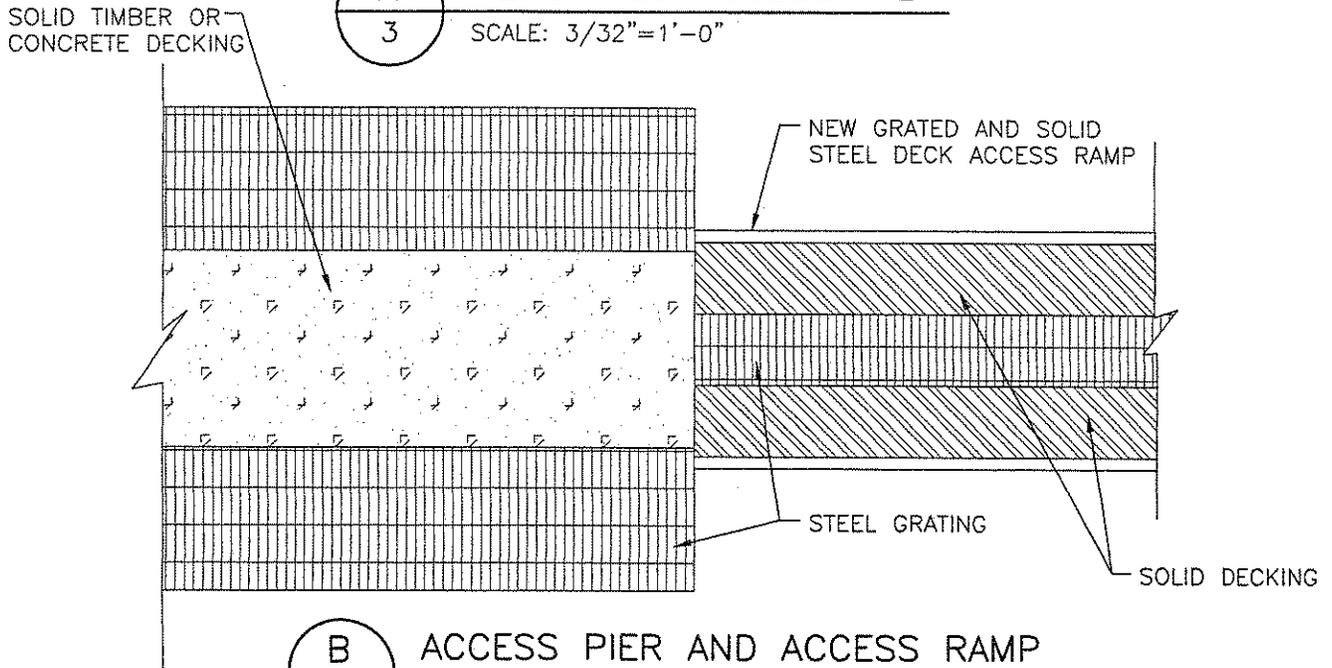
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COUNTY OF: WHATCOM
APPLICATION BY: FAIRHAVEN SHIPYARD

SHEET 4 OF 6 DATE: MAY 2008



A RENOVATED ACCESS PIER
 3 SCALE: 3/32"=1'-0"



B ACCESS PIER AND ACCESS RAMP
 3 SCALE: 3/32"=1'-0"

PURPOSE: PROVIDE MOORING SUPPORT STRUCTURES AND UPGRADE OF EXISTING ACCESS PIER FOR A DRY DOCK

DATUM: MLLW = 0.0'

ADJACENT PROPERTY OWNERS: SEE ATTACHED LIST

**FAIRHAVEN SHIPYARD
 DRY DOCK REPLACEMENT**

NWS-2008-1193-N0

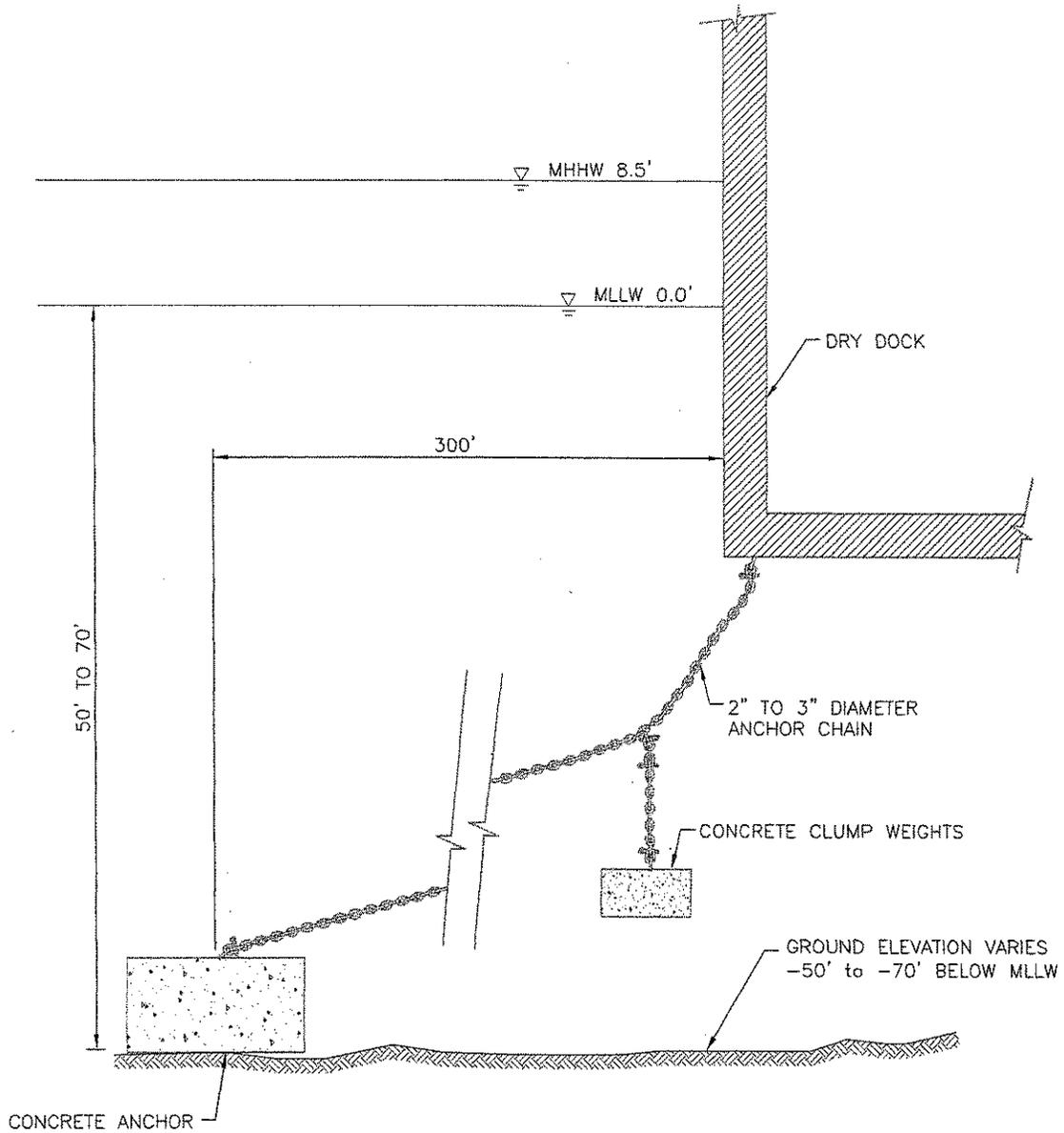
NAME: FAIRHAVEN SHIPYARD
 ADDRESS: 201 HARRIS AVENUE
 BELLINGHAM, WA 98225

Reid Middleton

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

IN: PUGET SOUND
 AT: BELLINGHAM BAY
 COUNTY OF: WHATCOM
 APPLICATION BY: FAIRHAVEN SHIPYARD

SHEET 5 OF 6 DATE: MAY 2008



A TYP. MOORING CHAIN SYSTEM
3 SCALE: NO SCALE

PURPOSE: PROVIDE MOORING SUPPORT STRUCTURES AND UPGRADE OF EXISTING ACCESS PIER FOR A DRY DOCK

DATUM: MLLW = 0.0'

ADJACENT PROPERTY OWNERS:
 SEE ATTACHED LIST

**FAIRHAVEN SHIPYARD
 DRY DOCK REPLACEMENT**

NWS-2008-1143-NO

NAME: FAIRHAVEN SHIPYARD
 ADDRESS: 201 HARRIS AVENUE
 BELLINGHAM, WA 98225

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