



Public Notice

**US Army Corps
Of Engineers**
Seattle District

Planning Branch
Post Office Box 3755
Seattle, Washington 98124-2255
Rustin A. Director, Environmental Coordinator
Telephone: (206) 764-3636

Public Notice Date: February 1, 2004
Expiration Date: March 2, 2004
Reference: PL-04-07
Name: Seattle District,
Corps of Engineers

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Seattle District, plans to perform work related to the Cedar River Side Channel Replacement Project, King County, Washington. This work is subject to Section 404 of the Clean Waters Act and described below and shown on the enclosed drawing(s).

LOCATION: The proposed project is located in the floodplain along the left bank between RM 3.4 and 3.6 on the Cedar River in the City of Renton, King County Washington (T21N, R05E, Section 21). The project location is east of the Royal Hills Neighborhood; west of the Maple Garden Neighborhood within City owned property.

PROJECT BACKGROUND: The U.S. Army Corps of Engineers, Seattle District, (Corps) with the city of Renton as the local project sponsor, constructed the Cedar River Section 205 Flood Control Project between 1998 and 2000. The project consisted of dredging within, and constructing concrete floodwalls and earthen levees along the lower 1.25 miles of the Cedar River. A groundwater-spawning channel constructed near River Mile 5.0 of the Cedar River (within Ron Regis Park) was also constructed during this time period to serve as mitigation for the assumed loss of salmonid spawning habitat in the lower 1.25 miles of the Cedar River following the initial and maintenance river dredging operations. Maintenance dredging was assumed to occur every 3 to 10 years to maintain the flood protection benefits. During the February 28, 2001 Nisqually Earthquake, a landslide occurred adjacent to the groundwater spawning channel and resulted in the loss of the channel's function as off-channel habitat. In response, the City of Renton requested and obtained assistance from the Corps under Public Law 84-99 to replace the channel to provide the long-term mitigation required for the Cedar River Section 205 Flood Damage Control Project. During the summer of 2004, the Corps is planning to construct the Cedar River Side Channel Replacement Project. The proposed work includes replacing the earthquake-damaged side channel with a new river-fed channel containing habitat features suitable for salmonid spawning and rearing located between River Mile 3.4 and 3.6.

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PURPOSE: This project is necessary to reestablish a salmonid spawning and rearing side-channel to the Cedar River to fulfill the mitigation agreements between the Corps and the Washington Department of Fish and Wildlife.

MITIGATION: No mitigation is required for this project as it is considered self-mitigating.

COORDINATION: The proposed work is being coordinated with the following federal, state, or local agencies:

Federal

U.S. Fish and Wildlife Service
National Marine Fisheries Service

Indian Tribes

Muckleshoot Tribe

State of Washington

Department of Ecology
Department of Fish and Wildlife

Local

City of Renton

CULTURAL AND HISTORIC 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. A field reconnaissance of the site did not identify any significant cultural or historic resources that would directly be affected by the proposed project. Unknown archeological, scientific, prehistoric or historical data may be lost or destroyed by work to be accomplished under the requested work.

The District Engineer invites responses to this Public Notice from Federal, State and local agencies, historical and archeological societies, Indian tribes and other parties likely to have knowledge of or concerns with historic properties in the area.

ENDANGERED SPECIES - In accordance with Section 7(a)(2) of the Endangered Species Act of 1973, as amended, federally funded, constructed, permitted, or licensed projects must take into consideration impacts to federally listed and proposed threatened or endangered species.

Several species listed as either threatened or endangered are potentially found in vicinity of the project:

Species	Listing Status	Critical Habitat
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Bald Eagle <i>Haliaeetus leucocephalus</i>	Threatened	—
Coastal/Puget Sound Bull Trout <i>Salvelinus confluentus</i>	Threatened	—
Puget Sound Chinook Salmon <i>Oncorhynchus tshawytscha</i>	Threatened	Designated
Puget Sound/Strait of Georgia Coho Salmon <i>Oncorhynchus kisutch</i>	Candidate	—

A Biological Assessment (BA) was prepared and submitted to National Marine Fisheries Service (NMFS) and the U.S. Fish and Wildlife Service (USFWS) on July 30, 2002. The BA concluded that the proposed project is *not likely adversely affect* any species protected under the Act, largely because construction will occur when chinook and bull trout are least likely to be present in the project area, and during a portion of the year when bald eagles are most tolerant of disturbance. The Corps will not proceed with the proposed work until letters concurring with the determinations made in the BA have been received.

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 - The decision whether to perform the proposed work will be based on an evaluation of the probable impact, 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 U.S. Army Corps of Engineers (Corps) is soliciting comments from the public; federal, state, and local agencies and officials; Indian tribes; 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 not proceed with the proposed 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 also used to determine the need for a public hearing and to determine the overall public interest of the activity.

The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act.

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ADDITIONAL EVALUATION - The State of Washington will review this work for consistency with the approved Washington Coastal Zone Management Program. A coastal zone consistency statement will be prepared and submitted to the Department of Ecology. A preliminary determination has been made that the proposed maintenance work is consistent to the maximum extent practicable with the enforceable policies of the City of Renton Shoreline Master Program.

A Section 401 water quality certification is requested from the State of Washington.

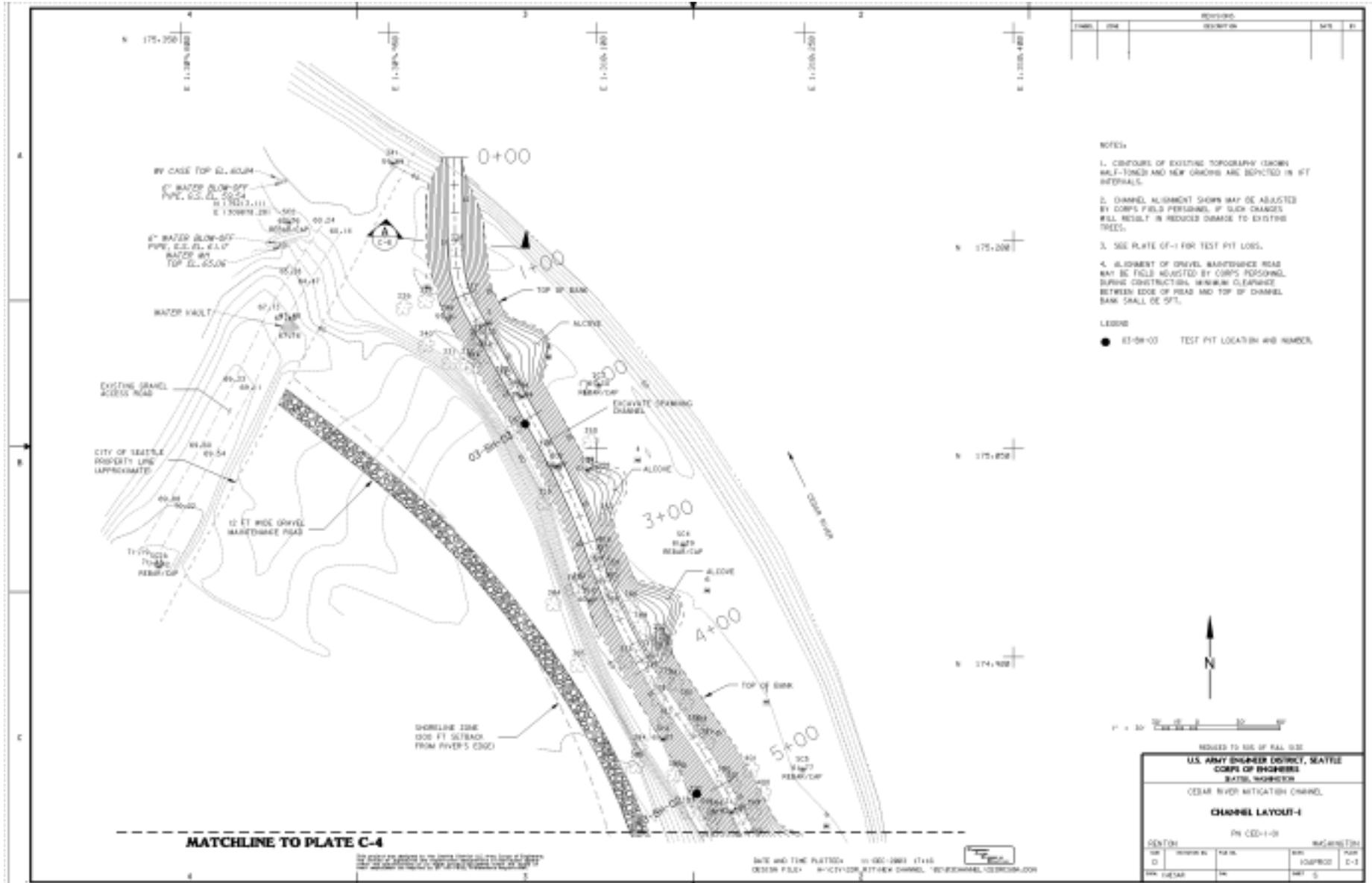
Pursuant to the National Environmental Policy Act, a final Environmental Assessment will be prepared based on responses to this Public Notice. Once complete, the Environment Assessment (EA) will be posted and available on the Seattle District web site at: <http://www.nws.usace.army.mil/ers/envirdocs.html>. A preliminary determination has been made that the proposed maintenance work will not significantly affect the quality of the human environment and, therefore, an Environmental Impact Statement is not required.

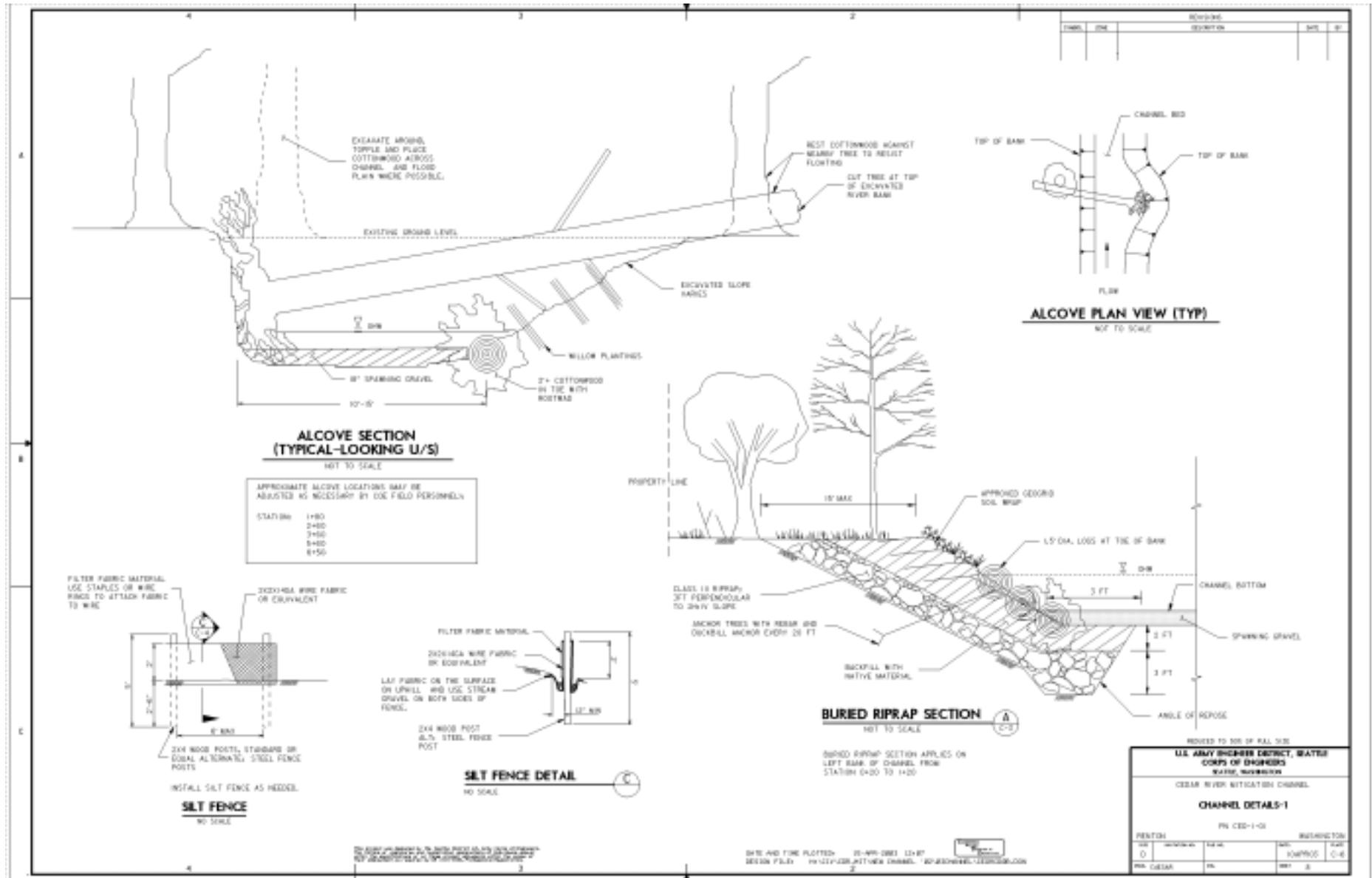
COMMENT AND REVIEW PERIOD: Additional information concerning the project may be obtained at the above referenced address from Mr. Rustin A. Director, (206) 764-3636, or from Mr. Noel Gilbrough, (206) 764-3652. Comments on these factors will be accepted and made part of the record. Comments should refer to the reference number shown above and reach this office, Attn: Mr. Rustin A. Director, NWS-PM-PL-ER, no later than the expiration date of this public notice to insure consideration.

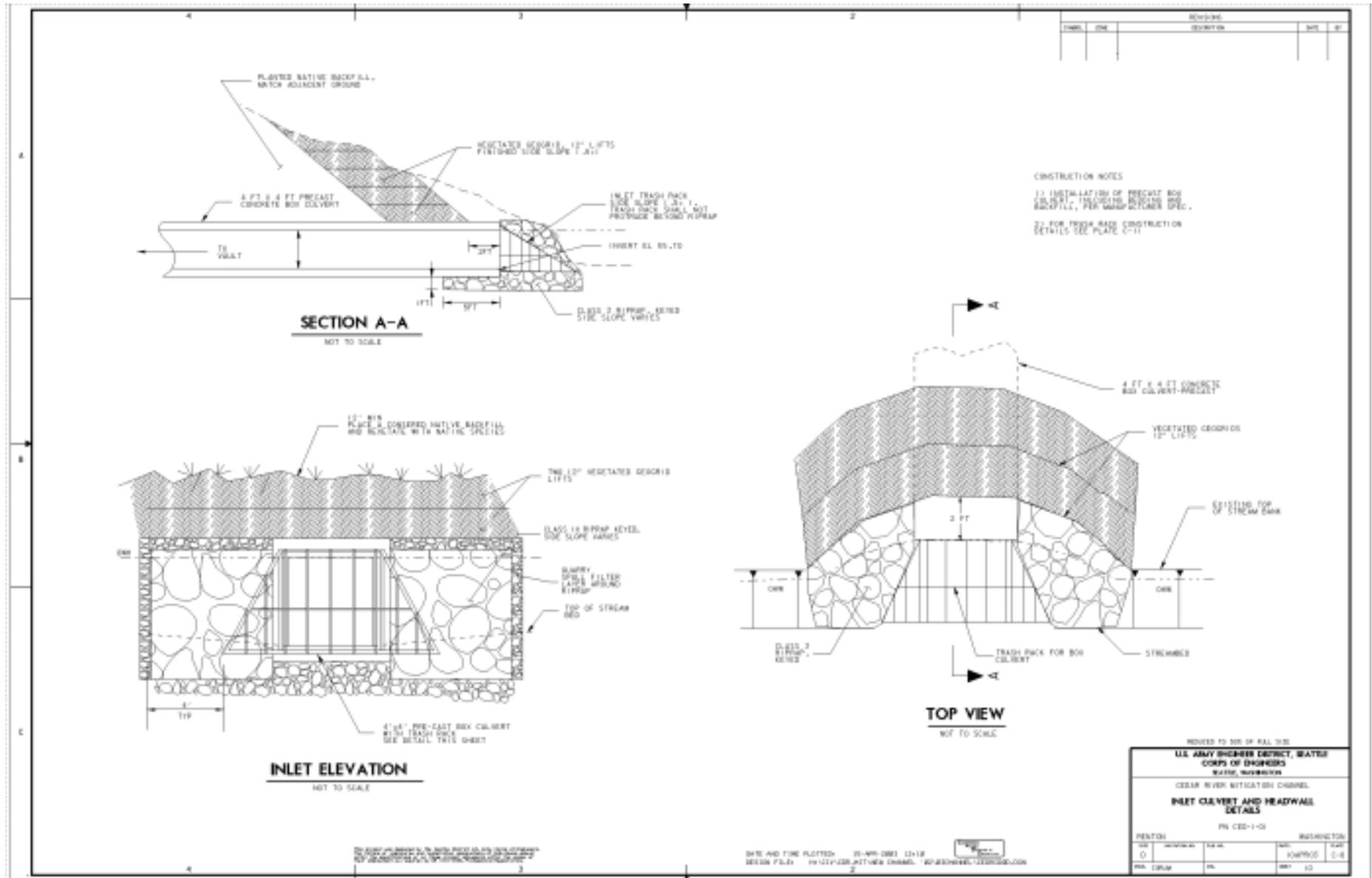
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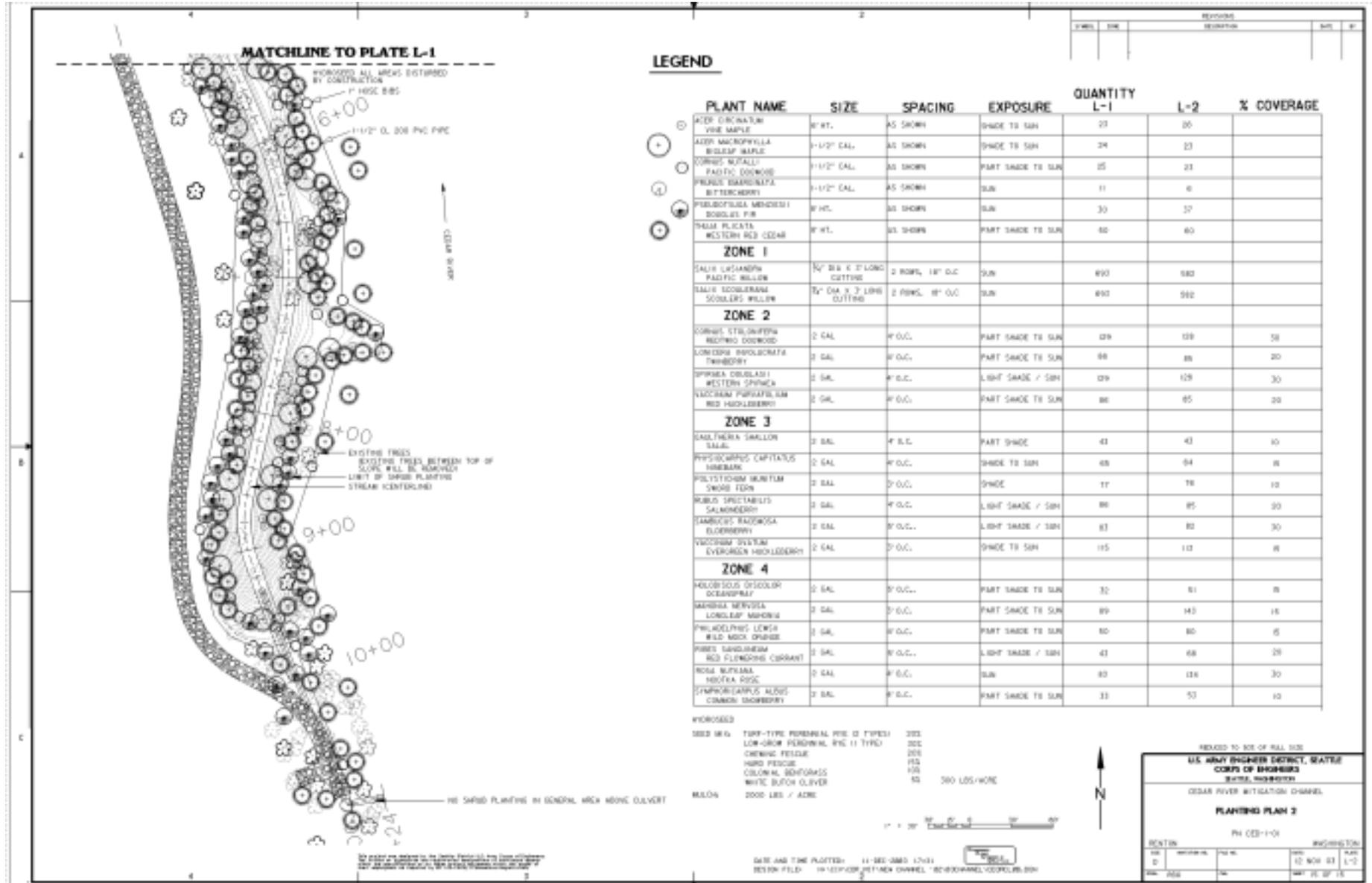
Drawing () or Drawings (x)

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LEGEND

PLANT NAME	SIZE	SPACING	EXPOSURE	QUANTITY L-1	L-2	% COVERAGE
ACER FRAXINUM WIDE MAPLE	8" HT.	AS SHOWN	SHADE TO SUN	23	20	
ACER MACROPHYLLA BIGLEAF MAPLE	7-1/2" CAL.	AS SHOWN	SHADE TO SUN	24	23	
CORNUS ROYALI PACIFIC DOGWOOD	7-1/2" CAL.	AS SHOWN	PART SHADE TO SUN	25	23	
FRAXINUS BACCINATA BITTERCHERRY	7-1/2" CAL.	AS SHOWN	SUN	11	6	
FRAXINUS BACCINATA BITTERCHERRY	8" HT.	AS SHOWN	SUN	31	37	
TRIALIA FLICATA WESTERN RED CEDAR	8" HT.	AS SHOWN	PART SHADE TO SUN	60	60	
ZONE 1						
SALIX LASIOLEPS PACIFIC WILLOW	1/2" DIA. X 2' LONG CUTTING	2 ROWS, 12" O.C.	SUN	490	580	
SALIX SCOUERIANA SCOUER'S WILLOW	1/2" DIA. X 2' LONG CUTTING	2 ROWS, 12" O.C.	SUN	490	580	
ZONE 2						
CORNUS STYLIACIFERA REDTID DOGWOOD	2 CAL.	4' O.C.	PART SHADE TO SUN	29	29	58
LONICERA HYPOLEUCATA TRUBERRY	2 CAL.	4' O.C.	PART SHADE TO SUN	88	88	20
SPYRINIA OBLONGA WESTERN SPINACH	2 CAL.	4' O.C.	LIGHT SHADE / SUN	29	29	30
VACCINIUM PARVIFOLIUM RED Huckleberry	2 CAL.	4' O.C.	PART SHADE TO SUN	80	85	20
ZONE 3						
SALIXINIA SMALLER SALIX	2 CAL.	4' O.C.	PART SHADE	43	43	10
RYTHIDOCARPUS CAPITATUS HERRBARK	2 CAL.	4' O.C.	SHADE TO SUN	68	64	8
POLYSTICHUM MUNITUM SHORE TERN	2 CAL.	3' O.C.	SHADE	17	18	10
RUBUS SPECTABILIS SALMONBERRY	2 CAL.	4' O.C.	LIGHT SHADE / SUN	86	85	20
SAMBUCUS RACEMOSA ELDERBERRY	2 CAL.	4' O.C.	LIGHT SHADE / SUN	83	82	30
VACCINIUM OVALE EVERGREEN Huckleberry	2 CAL.	3' O.C.	SHADE TO SUN	115	112	8
ZONE 4						
HELOPSOLUS DISCOLOR OCEANPNY	2 CAL.	3' O.C.	PART SHADE TO SUN	32	31	8
SAMBUCUS NERVOSA LONICELIF HERRBARK	2 CAL.	3' O.C.	PART SHADE TO SUN	89	143	18
PHILADELPHUS LORNA WILD ROSE	2 CAL.	4' O.C.	PART SHADE TO SUN	80	80	5
RIBES SANDWICHENSE RED FLENDERS CURRANT	2 CAL.	4' O.C.	LIGHT SHADE / SUN	43	48	28
ROSA RUTIANA NEOTIA ROSE	2 CAL.	4' O.C.	SUN	82	118	30
SYMPHORICARPOS ALBUS CANNON SHAWBERRY	2 CAL.	4' O.C.	PART SHADE TO SUN	23	53	10

- HYDROSED**
- 8000 SGA 200
 - 1000 TYP-TYPE PERMANAL PFC 2 TYPE1 200
 - LOW-GROW PERMANAL PFC 11 TYPE1 200
 - CHENING FELDGE 200
 - HARD PESCUE 150
 - COLONIAL SETHORAS 100
 - WHITE BUTCH OLIVER 50 500 LBS-HORE
- MALON**
- 2000 LBS / ADM

REDUCED TO SIZE OF FULL SIZE

**U.S. ARMY ENGINEER DISTRICT, WATER
CORPS OF ENGINEERS**
BATTLE MOUNTAIN
CEDAR RIVER UTILIZATION CHANNEL

PLANTING PLAN 2

PH CED-1-01

WESTON WASHINGTON

DATE AND TIME PLANTED: 11-02-00 17:00
DESIGN FIELD: 14-103-COR-021-TANK CHANNEL - B-C-B-004-001-000-000-000

DATE: 12 NOV 01
TIME: 11:25 AM '01



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Mail Stop PV-11 • Olympia, Washington 98504-8711 • (206) 459-6000

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Water Quality Certification
and for
Certification of Consistency with the
Washington Coastal Zone Management Program

1 February 2003

Date:

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the Corps of Engineers Public Notice No. PL-04-07 will comply with Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is also given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307(c) of the federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above-referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that Program.

Any person desiring to present views pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Permit Coordination Unit
Department of Ecology
P.O. Box 47703
Olympia, WA 98504-7703