



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit

## Regulatory Branch

Post Office Box 3755

Seattle, Washington 98124-3755

Telephone (206) 764-3495

ATTN: Keith Gordon, Project Manager

Public Notice Date: December 23, 2003

Expiration Date: January 22, 2004

Reference: 199901165

Name: Stinson, Patrick and Cathy Lee

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Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of March 3, 1899, for certain work described below and shown on the enclosed drawings.

APPLICANT - Mr. Patrick and Ms. Cathy Lee Stinson  
8494 Northeast Hidden Cove Road  
Bainbridge Island, Washington 98110

AGENT - Marine Floats  
Post Office Box 336  
Tacoma, Washington 98401  
ATTN: Mr. Wendell Stroud  
Telephone: (253) 383-2740

LOCATION - Within Hidden Cove abutting Port Madison, Bainbridge Island, Kitsap County, Washington.

WORK - The proposed project is the installation of a new pier, ramp and float for recreational private use. The pier would be 4 feet wide by 165 feet long, the ramp 3 feet wide by 36 feet long; the grated float 6 feet wide by 40 feet long. The overall structure would be 235 feet in length. Fourteen ACZA treated timber piles would be driven from a barge utilizing a drop hammer.

PURPOSE - Private recreational use including boat moorage.

ADDITIONAL INFORMATION - The Port Madison Yacht Club Marina borders the west side of the applicant's property and extends 370 feet waterward of the shoreline. The proposed pier-ramp-float would extend 235 feet waterward of the shoreline parallel to the east side of the Port Madison Yacht Club Marina. Whether or not the proposed pier-ramp-float would affect the marina's operations has not been determined (see attached drawings). Because the Yacht Club's membership is restricted to sailing vessels only, the applicant cannot join the Yacht Club. The applicant's vessel is a 42-foot powerboat. Private property and a private residence border the east side of the applicant's property. The applicant asked the property owner on the east side of their property if they wanted to participate in a joint-use pier-ramp-float. That property owner declined the offer. The applicant considered moving the proposed pier-ramp-float toward the east side of their property to increase the lateral separation between their proposed structure and the marina's. The applicant cannot move the proposed pier-ramp-float closer to the property line on the east side of their property because of a deed restriction on that property. The applicant states that they cannot use a buoy instead of the proposed

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pier-ramp-float because they do not have a tender to move from the shoreline to a vessel moored to an offshore buoy.

MITIGATION – The applicant proposed re-planting impacted red algae. The Services requested additional grating, which the applicant added in-lieu of re-planting red algae.

ENDANGERED SPECIES - The Endangered Species Act (ESA) of 1973, as amended, requires assessment of potential impacts to listed and proposed species. The Puget Sound chinook (threatened), coastal-Puget Sound bull trout (threatened), bald eagle (threatened), marbled murrelet (threatened), Steller sea lion (threatened), humpback whale (endangered), and leatherback sea turtle (endangered) within the state of Washington, occurs in the proposed project area. Informal consultation under Section 7 of the ESA has been concluded with the National Marine Fisheries Service and U.S. Fish and Wildlife Service. Both agencies concurred with the District Engineer's "may affect, not likely to adversely affect" determination.

ESSENTIAL FISH HABITAT - The Magnuson-Stevens Fishery Conservation and Management Act (MSA), as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). EFH for Pacific salmon, groundfish, and coastal pelagic species occurs in the project area. The proposed action would impact approximately 0.01 acres of EFH for these species. The Corps has determined that the proposed action will not adversely affect designated EFH for federally-managed fisheries in Washington waters. The NMFS has concurred with the EFH determination.

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 following is current knowledge of the presence or absence of historic properties and the effects of the undertaking upon these properties:

- a. Known Cultural Resources exist in the general vicinity. Due to the project area's position in the landscape (i.e. shoreline), there is the potential for unknown historic properties to occur in the project area. An historic properties investigation may be required during the permit review.

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.

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 issue a permit 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.

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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 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.

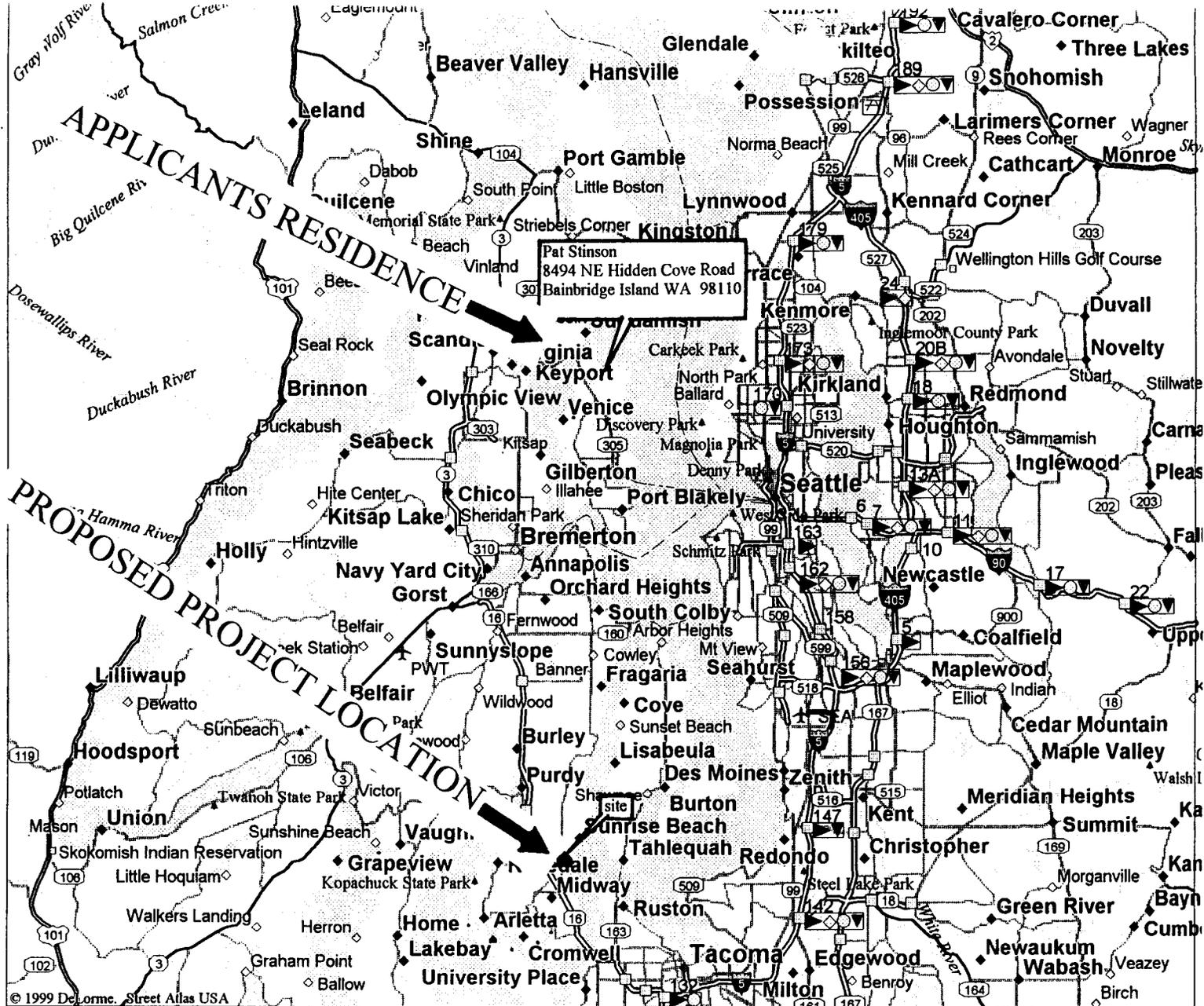
ADDITIONAL EVALUATION - The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program.

This proposal is the subject of Shorelines Substantial Development Permit No. SSDP03-25-99-1, which has been issued by City of Bainbridge Island.

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. All e-mail comments should be sent to keith.q.gordon@usace.army.mil. Conventional mail comments should be sent ATTN: Keith Gordon, Regulatory Branch. Both 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. Please include the following name and reference number:

Patrick & Cathy Lee Stinson  
199901165

Encl  
Drawings (4, attached)



© 1999 DeLorme, Street Atlas USA

Mag 10.00  
 Mon Oct 02 09:59 2000  
 Scale 1:500,000 (at center)  
 10 Miles  
 10 KM

- Primary State Route
- Major Forest Road
- Ferry
- Exit/Gas
- Exit/Lodging
- Exit/Food
- US Highway
- Interstate/Limited Access
- Rest Area with facilities
- Major Connector
- State Route
- Exit
- Point of Interest
- County Seat
- Small Town
- Large City

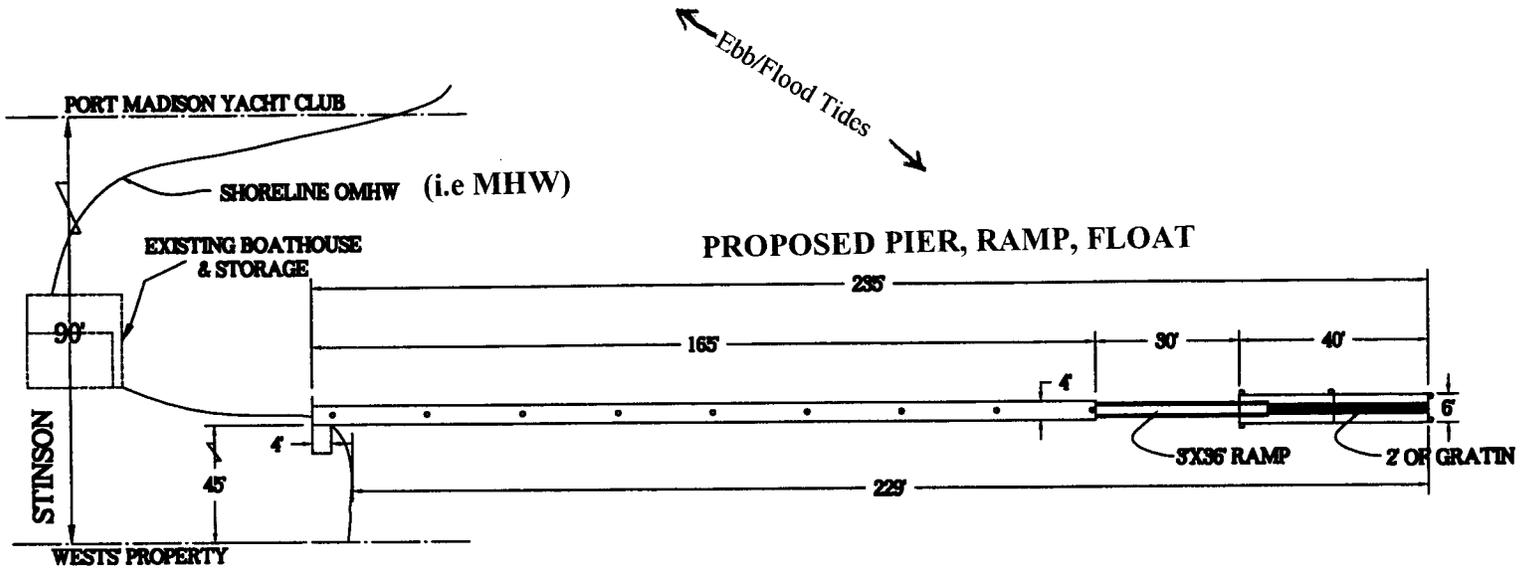


Lat. 47 deg. 41 mins, 122 deg. 31 mins.  
 T 26N, R 2E, S 34, SW

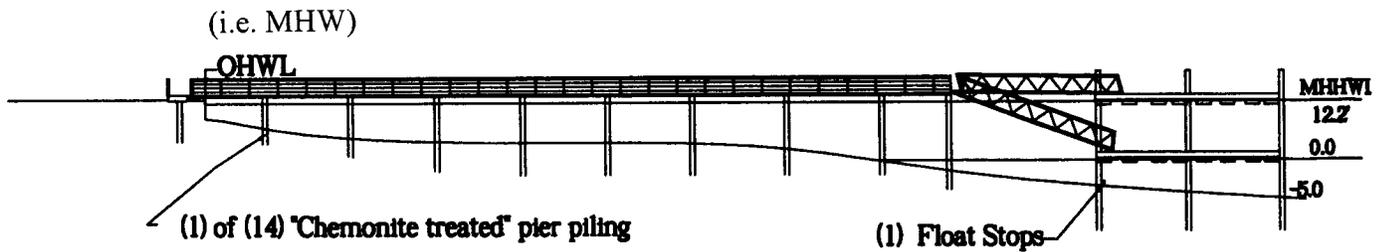
## VICINITY MAP

Corps Reference \* 1999-1-01165

<b>Purpose:</b> Private recreational dock and boat moorage <b>Datum:</b> 0.0	<b>MARINE FLOATS</b> Tacoma WA (253) 383-2740	<b>Proposed:</b> To construct a 6'x125' float, 3'x30' ramp, 6' x 80' float (2) 'Chemonite treated' piling
<b>Adjacent Property Owners:</b> (1) Port Madison Yacht Club (2) Beverly West	<b>Job Name:</b> Pat Stinson <b>Job Addr:</b> 8494 Hidden Cove Road Bainbridge Island WA 98110 <b>Mail Addr:</b> Same	<b>In:</b> Hidden Cove <b>At:</b> Port Madison <b>County:</b> Kitsap <b>State:</b> WA <b>Appl by:</b> Pat Stinson <b>Date:</b> 9/12/00



Plan View

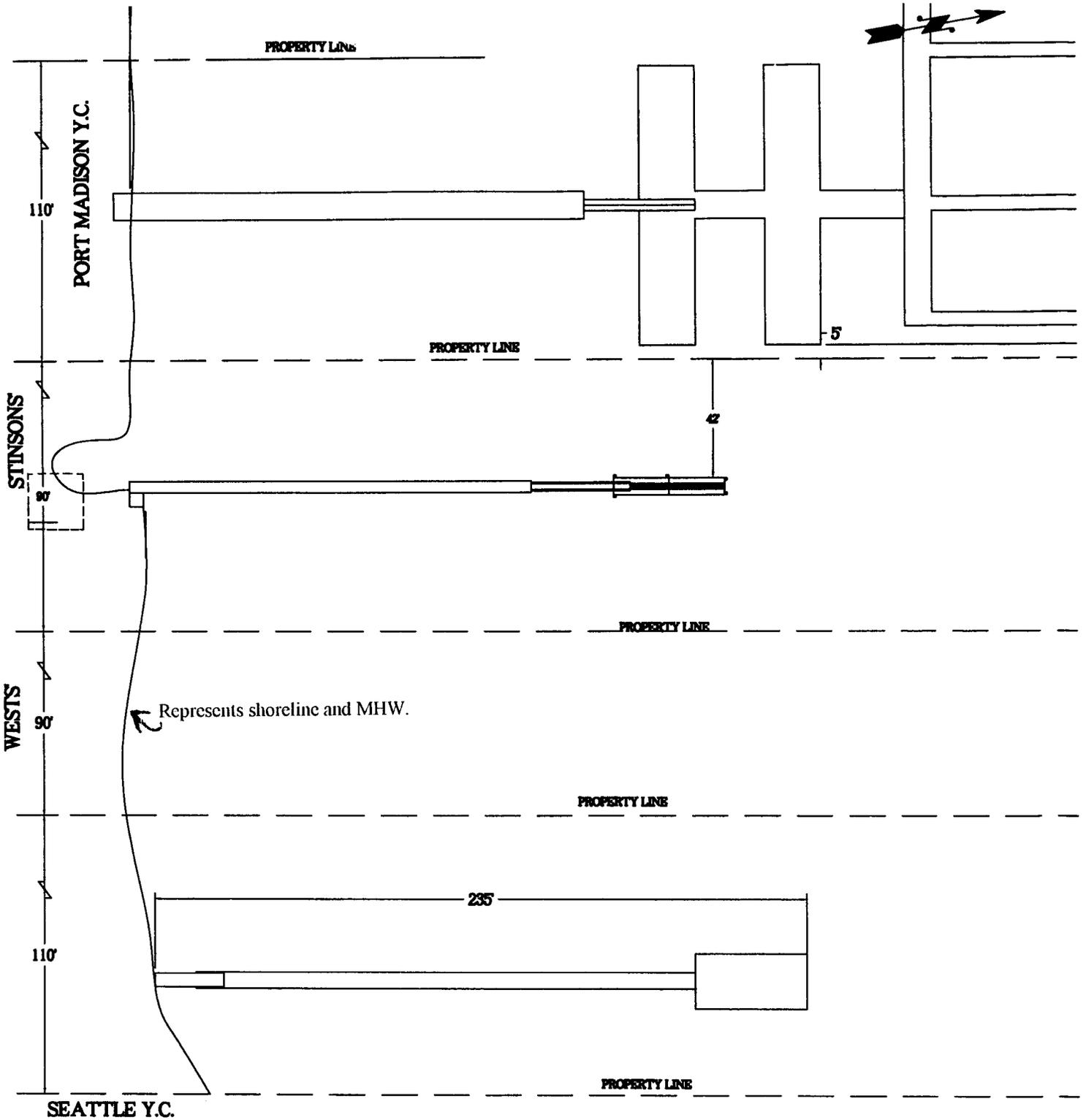


Elevation at Low and High Water

Scale: 1"=40'-0"

Corps Reference \* 1999-1-01165

Purpose: Private recreational dock and boat moorage Datum: 0.0	<b>MARINE FLOATS</b> Tacoma WA (253) 383-2740	Proposed: To construct a 4x165' float, 3x36' ramp, 6' x 40' float (14) "Chemonite treated" piling
Adjacent Property Owners: (1) Port Madison Yacht Club (2) Beverly West	Job Name: Pat Stinson Job Add: 8494 Hidden Cove Road Bainbridge Island WA 98110 Mail Add: Same	In: Hidden Cove At: Port Madison County: Kitsap State: WA Appl by: Pat Stinson Date: REV. 8/11/03 Page 2 of 4

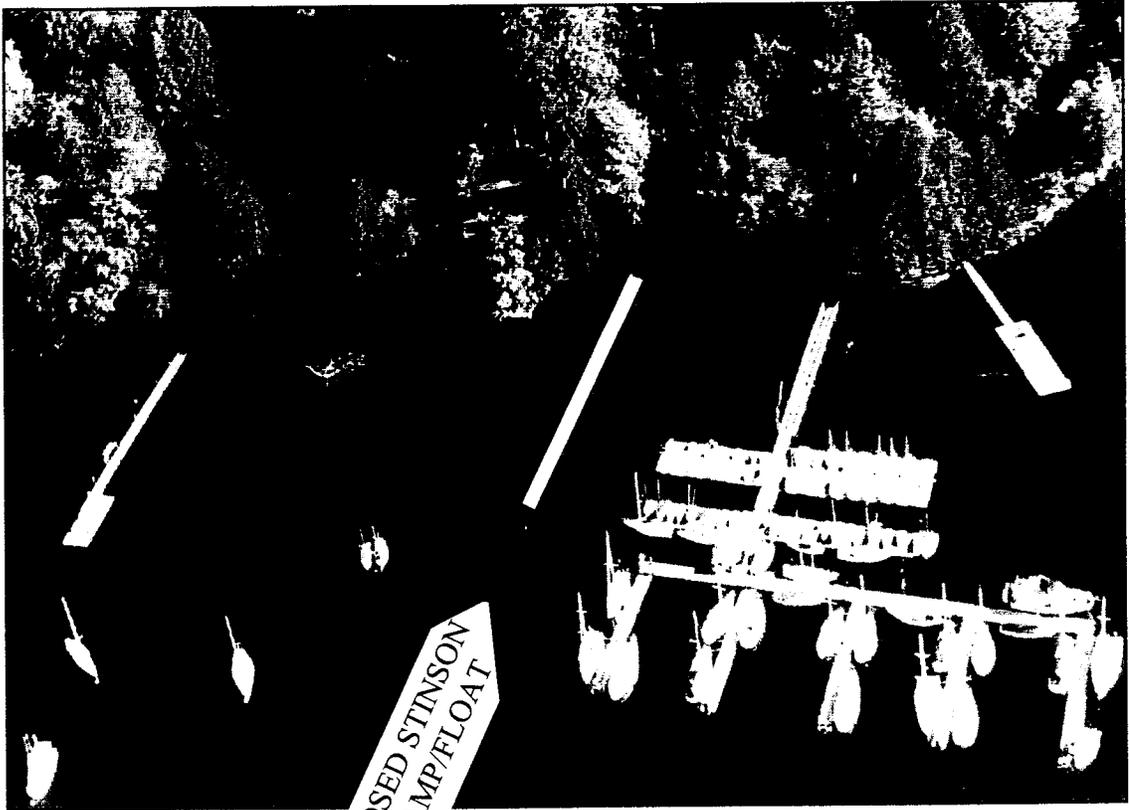


**PLAN VIEW OF ADJACENT STRUCTURES**

Scale: 1"=50'-0"

Corps Reference \* 1999-1-01165

Purpose: Private recreational dock and boat moorage Datum: 0.0	<b>MARINE FLOATS</b> Tacoma WA (253) 383-2740	Proposed: To construct a 4x165' float, 3x36' ramp, 6' x 40' float (14) "Chemonite treated" piling
Adjacent Property Owners: (1) Port Madison Yacht Club (2) Beverly West	Job Name: Pat Stinson Job Add: 8494 Hidden Cove Road Bainbridge Island WA 98110 Mail Add: Same	In: Hidden Cove At: Port Madison County: Kitsap State: WA Appl by: Pat Stinson Date: REV. 8/11/03 Page 3 of 4



PROPOSED STINSON  
PIER/RAMP/FLOAT

PORT MADISON  
YACHT CLUB MARINA

(Note: the proposed Stinson Pier/Ramp/Float represented above by a white line is the same length but slightly wider than the applicants proposal; e.g. the length is to scale the width is not)

**PURPOSE:** Recreational  
boat moorage

**RETOUCHED AERIAL**

**REFERENCE:** 199901165

**DATUM:** N.O.S. MLLW=0'

**IN:** Hidden Cove  
**AT/NEAR:** Port Madison Bay  
WA

**COUNTY:** Kitsap  
**APPLICANT:** Patrick Stinson

**DATE:** 11/12/2003

**SHEET:** Addendum (4 of 4)



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
*P.O. Box 47600 • Olympia, Washington 98504-7600*  
*(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

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

Date: December 23, 2003

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 U.S. Army Corps of Engineers Public Notice No. 199901165 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© 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 on the project 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:

Federal Permit Coordinator  
Department of Ecology  
SEA Program  
Post Office Box 47600  
Olympia, Washington 98504-7600