



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: Jack Gossett, Project Manager

Public Notice Date: December 10, 2003
Expiration Date: January 10, 2003
Reference: 200300897
Name: Jai Matadi, LLC

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT - Jai Matadi LLC
3601 East 11th Street, #4
Vancouver, WA 98661
ATTN: Mr. Mike Heston
Telephone: (360) 694-5175

AGENT - The Resource Company
1014 West Franklin
Vancouver, WA 98660
ATTN: Mr. Brian Bieger
Telephone: (360) 693-4555

LOCATION - The proposed construction project is located in wetlands, in the NW $\frac{1}{4}$ of Section 3, Township 3 North, Range 2 East, at Battle Ground, Clark County, Washington. The proposed mitigation site is in the SE $\frac{1}{4}$ of Section 33, Township 4 North, Range 2 East.

WORK - Discharge fill material into 1.11 acres of wetlands.

PURPOSE - To construct a multi-purpose project, including a motel, restaurant, meeting halls, parking, and the continuation of 15th Street.

MITIGATION - The applicant proposes to create 1.0 acre of new wetlands and enhance 3.79 acres of emergent wetlands. The proposed mitigation is at an off-site location. Emergent wetland impacts will be mitigated at a 4:1 ratio; forested wetland impacts will be mitigated at a 3:1 ratio for creation, and an 8:1 ratio for enhancement.

ENDANGERED SPECIES - A preliminary determination indicates that the activity will not affect endangered or threatened species, or their critical habitat, designated under the Endangered Species Act of 1973. Consultation under Section 7 of the ESA is not required.

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). No EFH occurs in the project area. No 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 following is current knowledge of the presence or absence of historic properties and the effects of the undertaking upon these properties:

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.

The District Engineer invites responses to this public notice from Federal, Native American Nations or tribal governments, State, and local agencies, historical and archeological societies, 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.

The U.S. Army Corps of Engineers (Corps) 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. 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.

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. This evaluation will include an alternatives analysis.

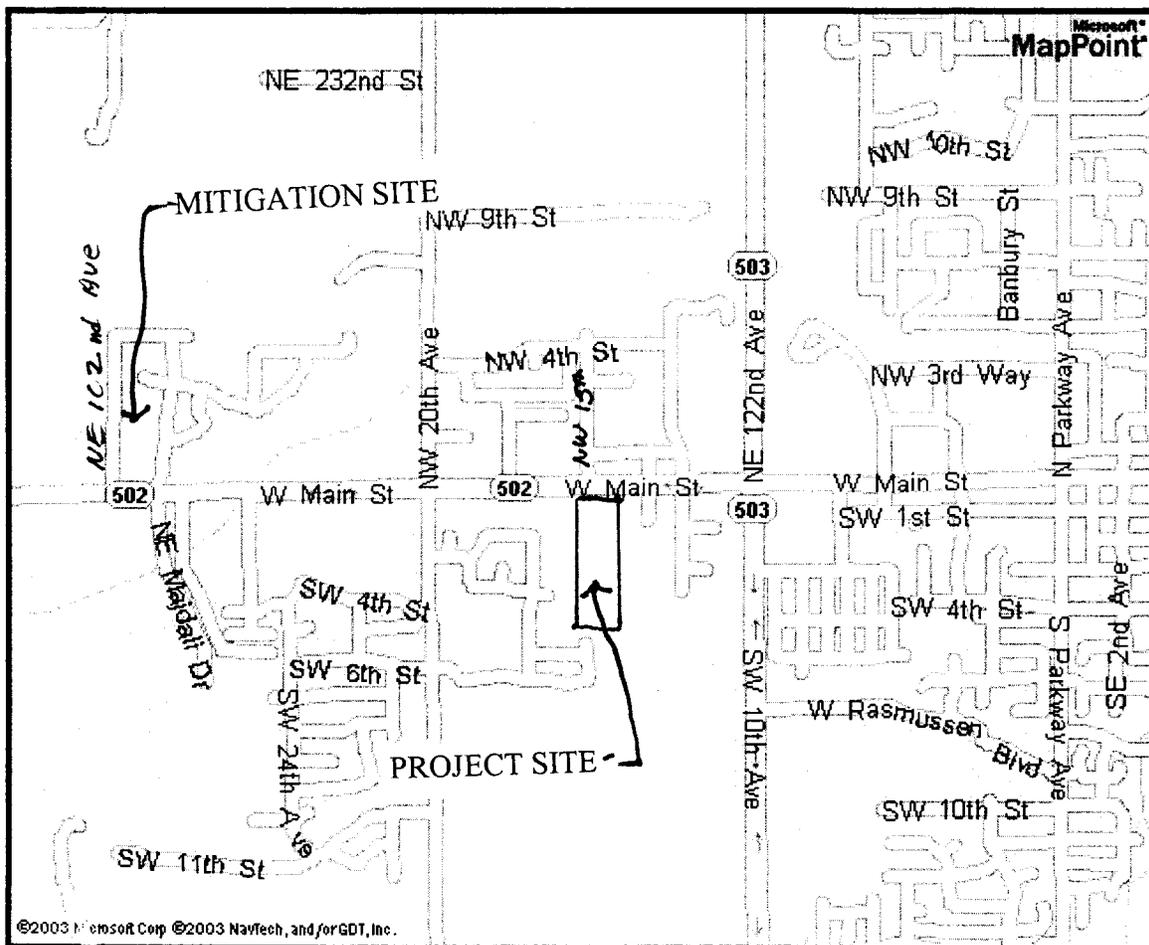
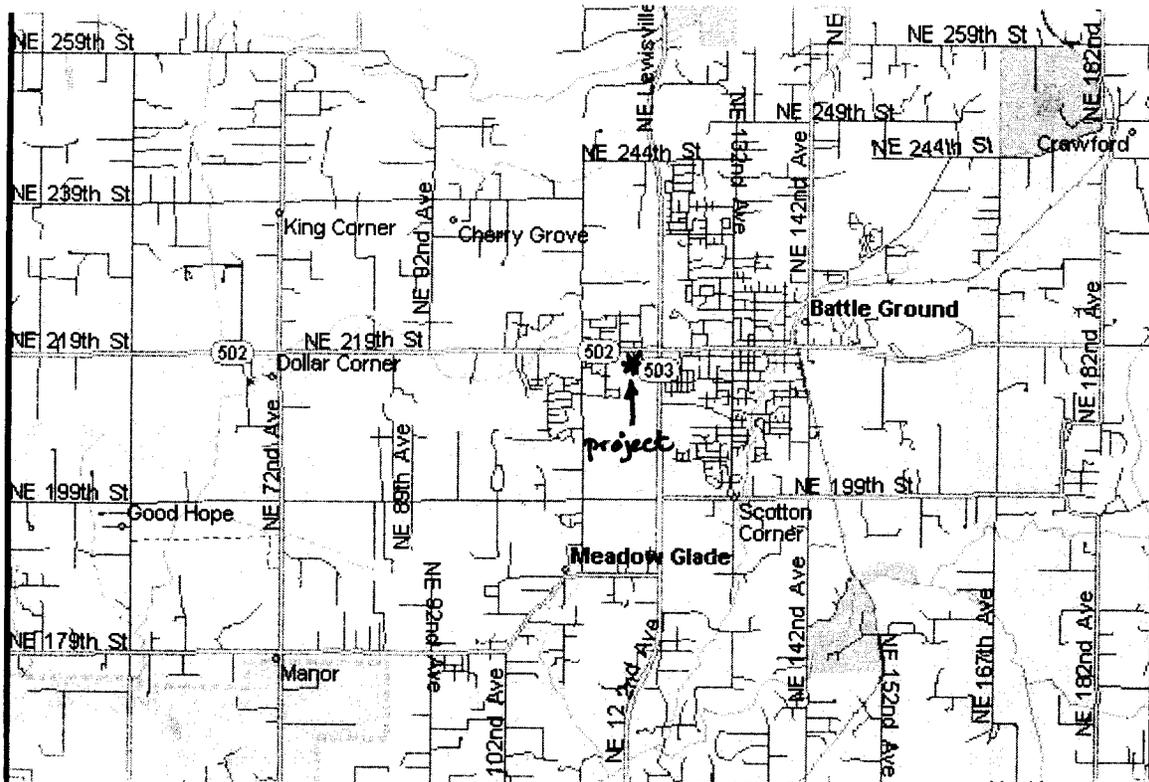
ADDITIONAL EVALUATION - The State of Washington is reviewing this work for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act.

200300897

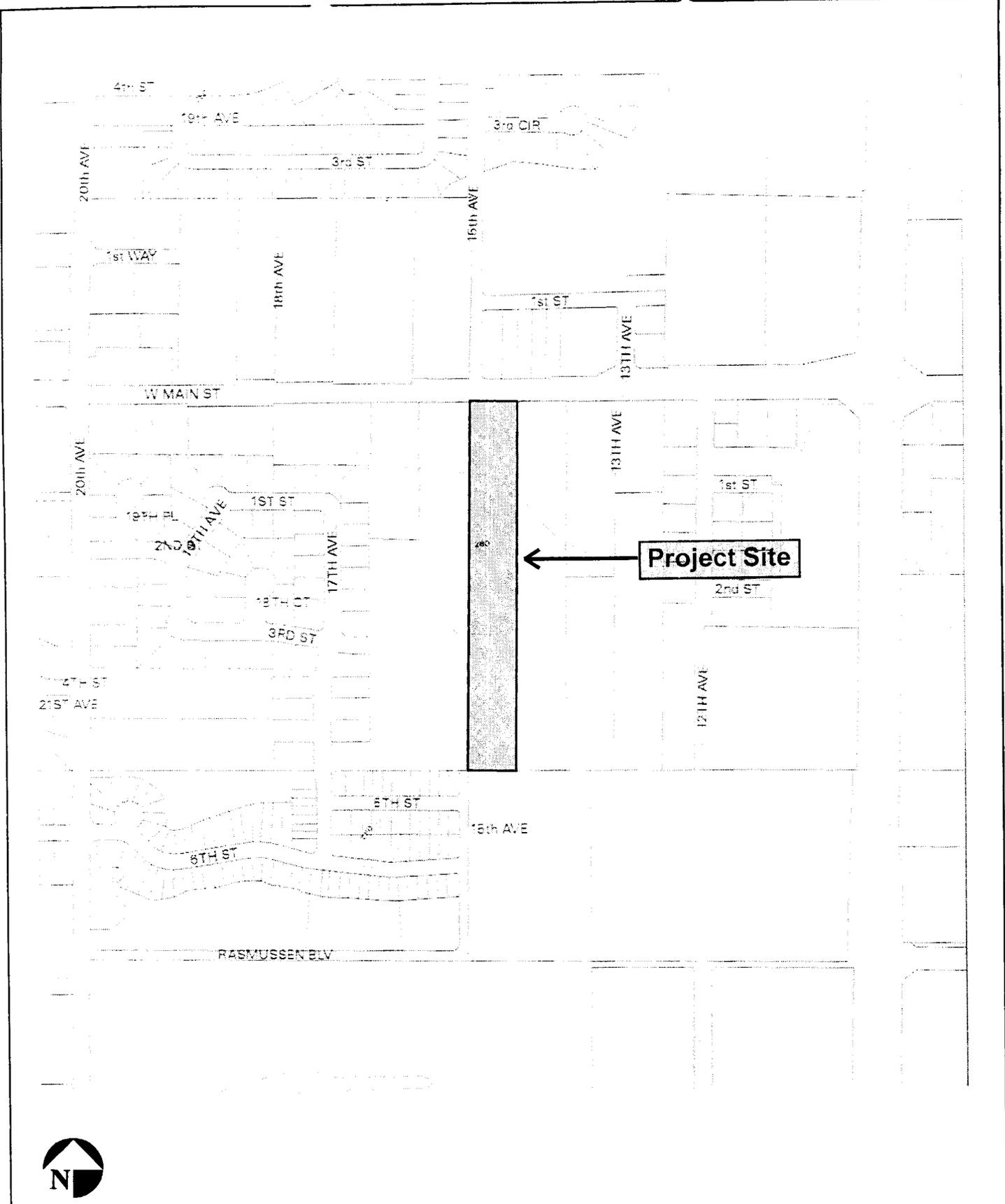
COMMENT AND REVIEW PERIOD – Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from 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 Edwin.J.Gossett@nws02.usace.army.mil. Conventional mail comments should be sent ATTN: 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:

Jai Matadi, LLC,
200300897

Encl
Drawings 8



LOCATION MAP



Project: Construction of restaurant, lodging, and banquet facilities.
Purpose: Provide family dining, lodging and meeting facilities
Aplicant: Jai Matadi, LLC
 3601 E. 11th Street #4, Vancouver, WA 98661
Datum:
Adjacent Property Owners: See attached list
Watershed: Salmon Creek

Topographic Map Silver Star Lodge Project Battle Ground, WA

Jai Matadi LLC 200300897

Location: West Main Street and NE 15th Ave., Battle Ground, WA
Legal: NW ¼ of section 03, T3N, R2E; WM
Near: Battle Ground, WA
County: Clark County, WA
Date: September 9, 03

Figure 2 of 8

13TH AVE

Main Street

13TH

**Wetland A, Palustrine Emergent
Category 2, 0.51-acres
No Base Buffer**

**Wetland B, Palustrine Forested
Category 2, 0.36-acres
No Base Buffer**

280

**Wetland C, Palustrine Forested
Category 2, 0.18-acres
No Base buffer**

**Wetland D, Palustrine Forested
Category 2, 0.21-acres
No Base buffer**

**Wetland E, Palustrine Forested
Category 2, 0.04-acres
No Base buffer**

5TH ST

15th AVE



Scale 1" = 200'

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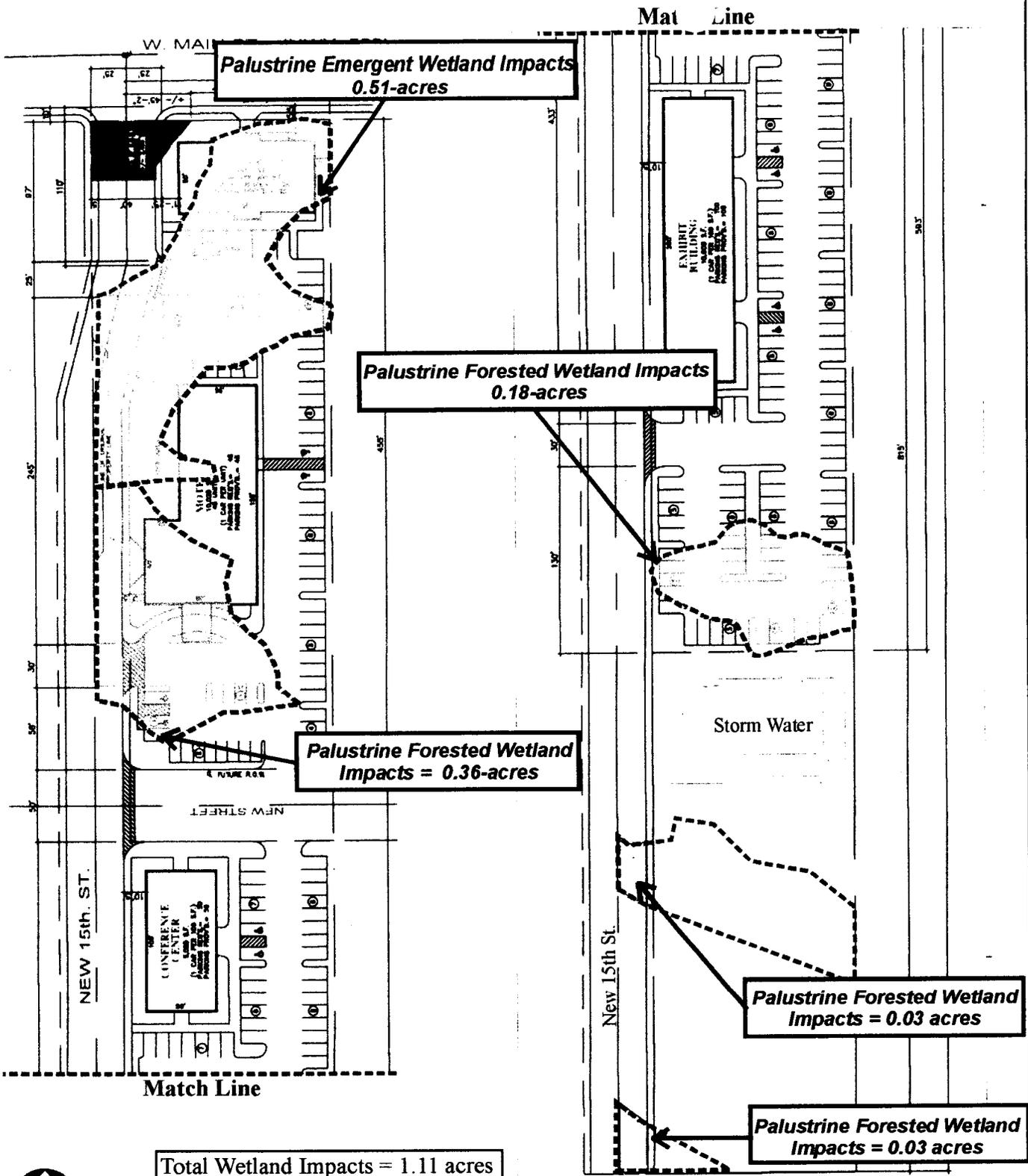
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**Wetland Locations
Silver Star Lodge Project
Battle Ground, WA**

Jai Matadi LLC 200300897

Location: West Main Street and NE 15th Ave., Battle Ground, WA
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Figure 3 of 8



Scale 1" = 100'

“ Project Site is Open Land, All Man Made Features are Proposed”

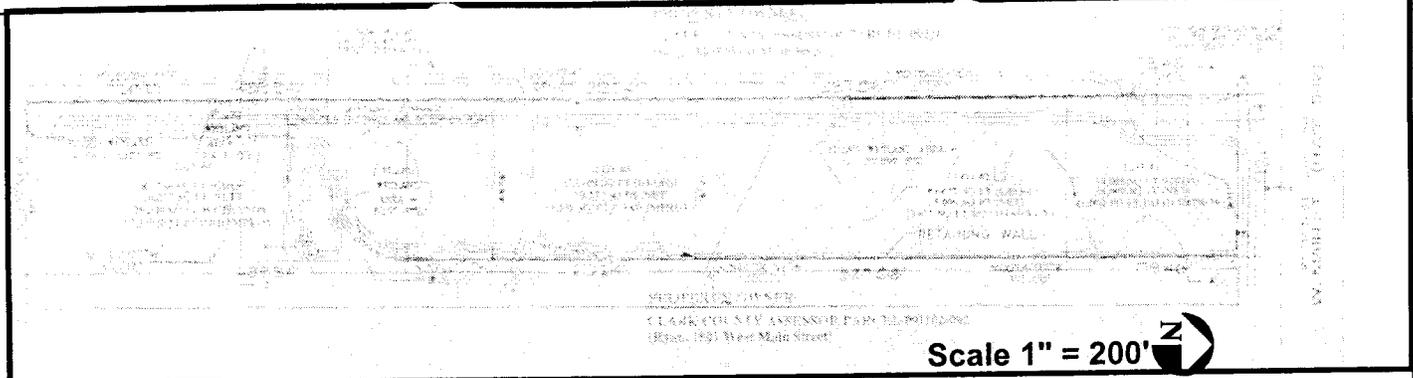
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Proposed Wetland Impacts
Silver Star Lodge Project
Battle Ground, WA

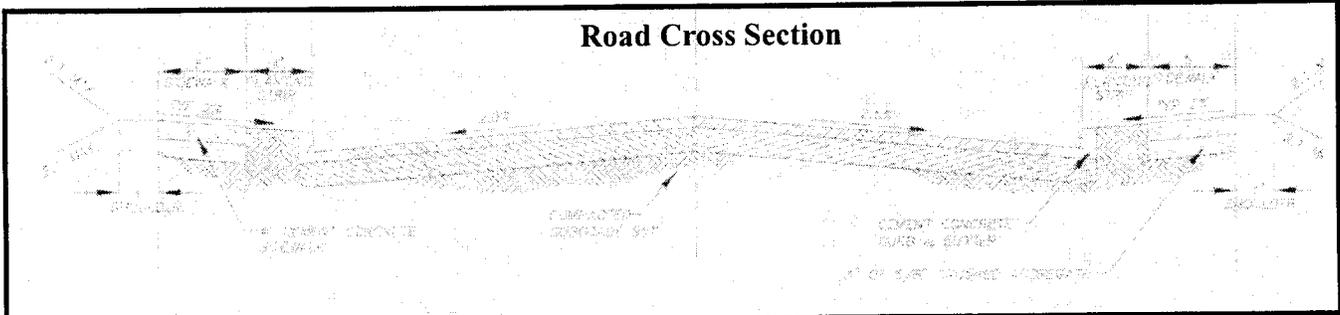
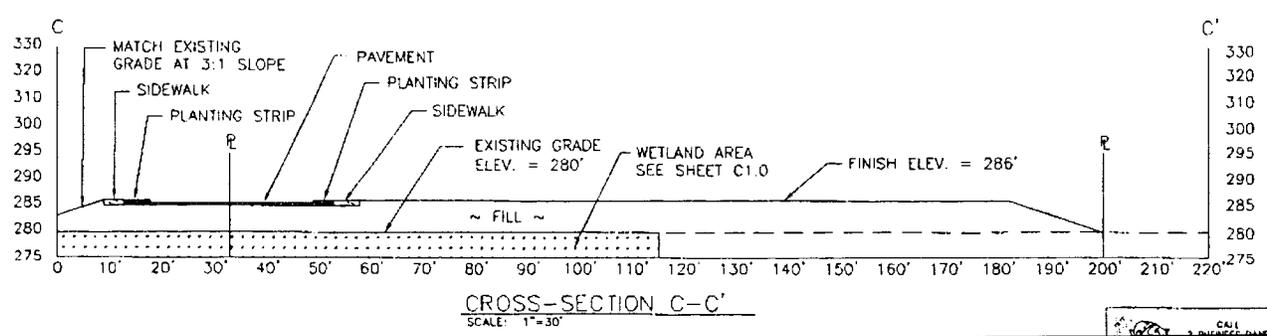
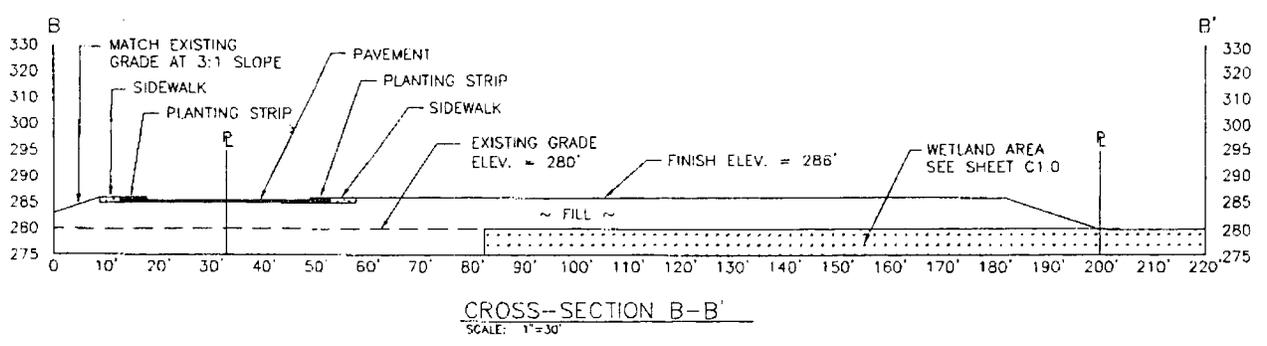
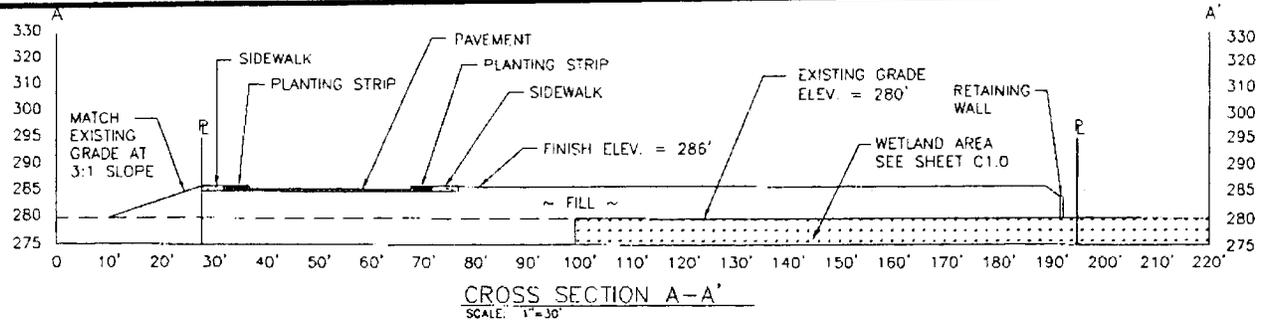
Jai Matadi LLC 200300897

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Figure 4 of 8



Scale 1" = 200'

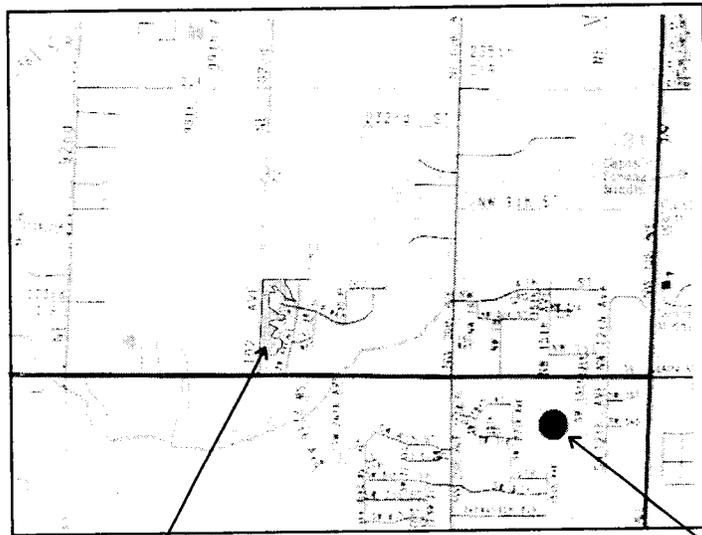
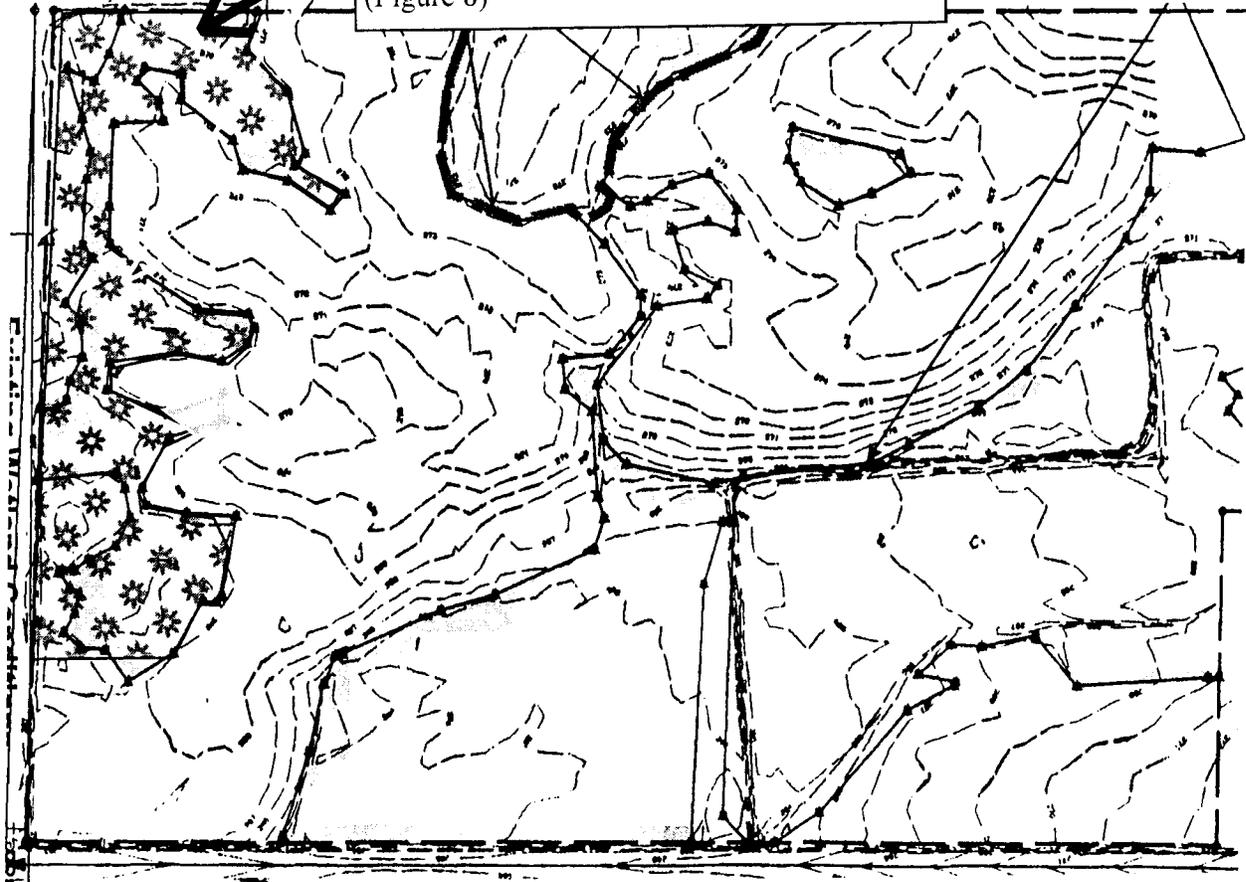


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Watershed: Salmon Creek

Grading Plans - X-Sections
Silver Star Lodge Project
Battle Ground, WA
 Jai Matadi LLC 200300897

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Figure 5 of 8

Wetland Enhancement and Creation Area
 Total Area = 4.79 Acres
 1.0 acres creation, 3.79 Acres of enhancement
 (Figure 8)



Mitigation Site Location

Project Location

Scale 1" = 300'

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**Wetland Mitigation Area
 Silver Star Lodge Project
 Battle Ground, WA**

Jai Matadi LLC 200300897

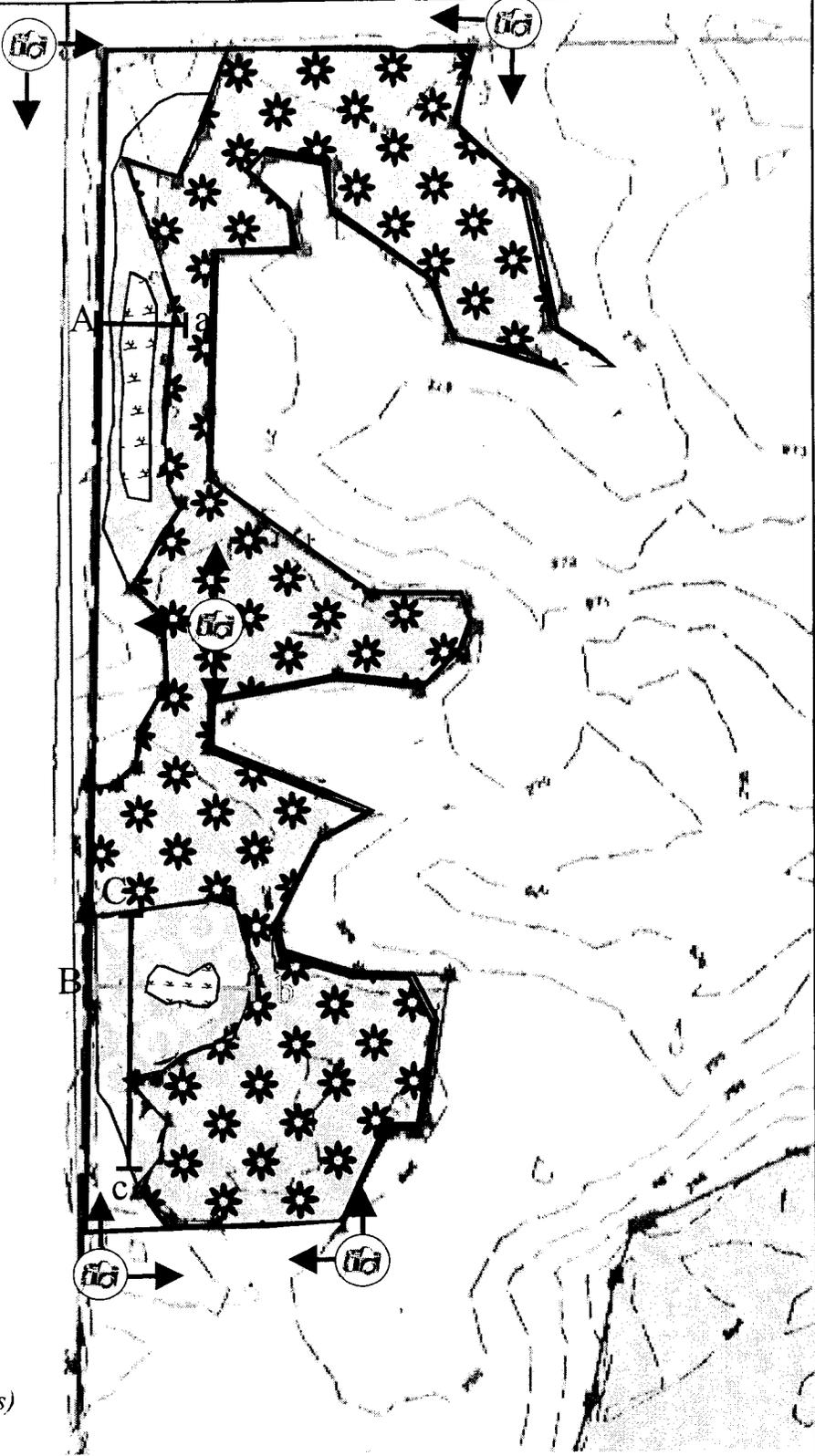
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Figure 6 of 8

-  **Wetland Enhancement Area**
3.79 acres
- Western red cedar
- Oregon ash
- Water birch
- Black Cottonwood
- Red Alder
- Vine mapple
- Nootka rose
- Red-osier dogwood
- Western Crabapple
- Black twinberry
- Pacific ninebark
- Pacific willow
- Scoulers' willow
- Black Hawthorn
- Black twinberry
- Spiraea
- Serviceberry

-  **Wetland Creation Area**
Forested Plant Community
(0.86 acres)
- Western red cedar
- Oregon ash
- Water birch
- Black Cottonwood
- Red Alder
- Vine mapple
- Nootka rose
- Red-osier dogwood
- Western Crabapple
- Black twinberry
- Pacific ninebark
- Pacific willow
- Scoulers' willow
- Black Hawthorn
- Black twinberry
- Spiraea
- Serviceberry

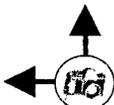
-  **Wetland Creation Ares**
Emergent Vegetation Area
Broadcast Seeded (0.14 acres)
- Spike Rush (*Eleocharis palustris*)
- Sawbeak Sedge (*Carex stipata*)
- Dense Sedge (*Carex densa*)
- Tapered Rush (*Juncus acuminatus*)



Cross Sections shown in Figure 9.



Scale 1" = 150'



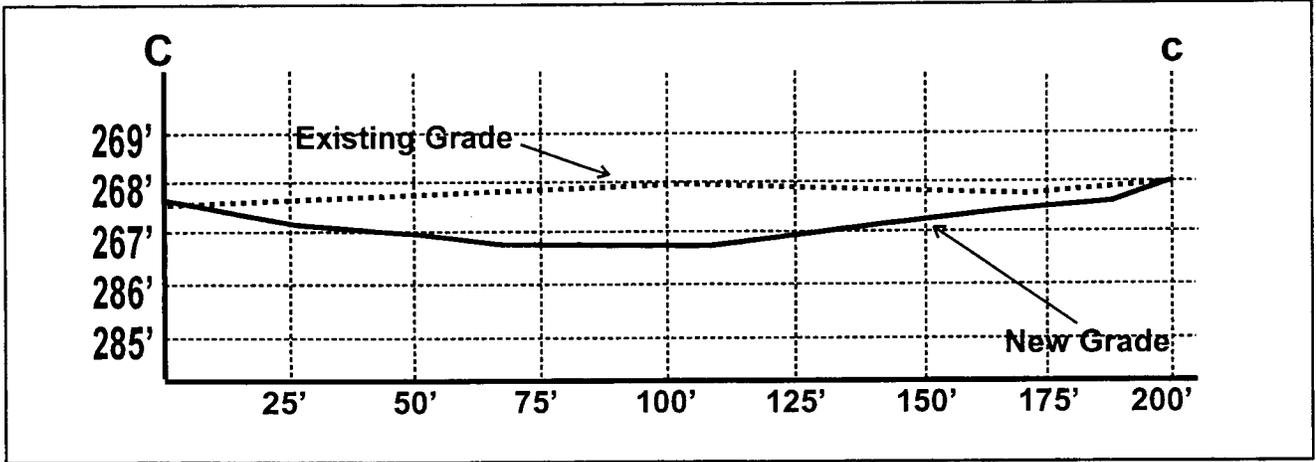
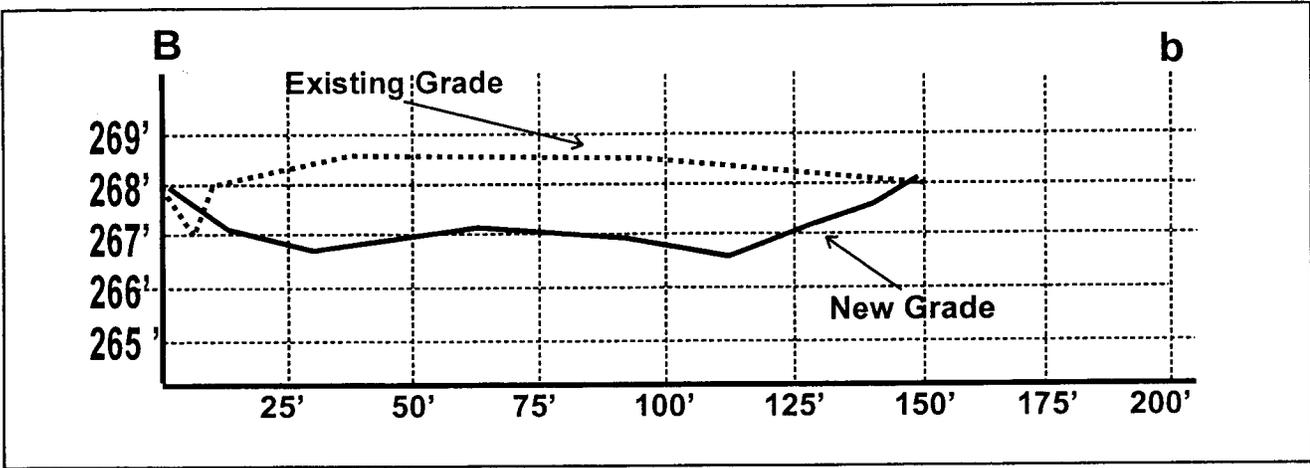
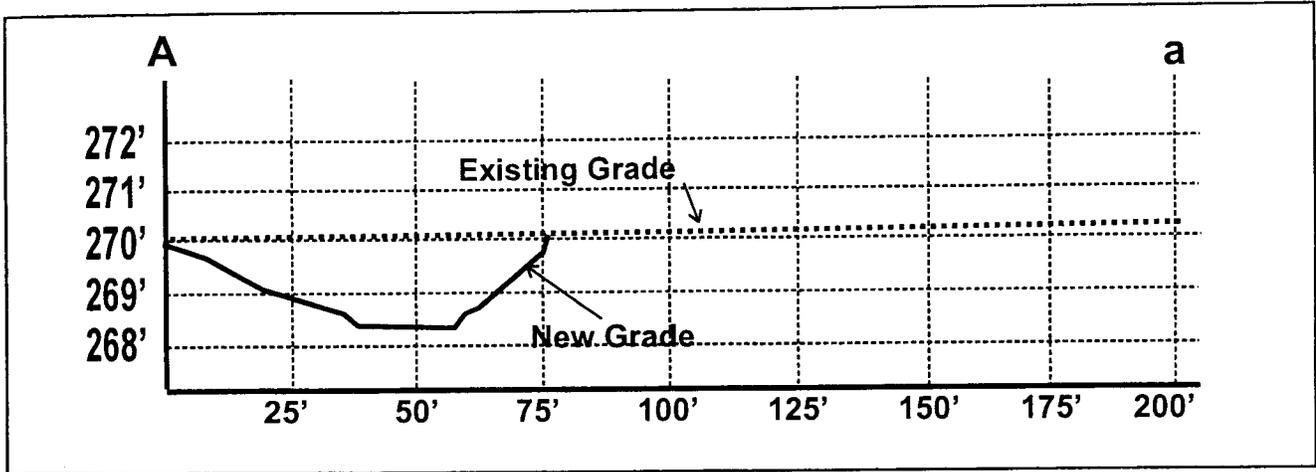
- Photo monitoring Station Location

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Wetland Mitigation Details
Silver Star Lodge Project
Battle Ground, WA

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Cross Sections shown in Figure 7.

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Wetland Creation X-Sections
Silver Star Lodge Project
Battle Ground, WA

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Figure 8 of 8



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

Date: December 5, 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. 200300897 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.

Any person desiring to present views on the project pertaining to compliance with water pollution control laws 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