



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit -Erratum-

Regulatory Branch  
Post Office Box 3755  
Seattle, Washington 98124-3755  
Telephone (206) 764-6902  
ATTN: Keith Gordon, Project Manager

Public Notice Date: February 3, 2004  
Erratum Date: February 12, 2004  
Reference: 200300924  
Name: WA State Parks and Recreation

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**ERRATUM:** This erratum extends the 30-day comment period on the above public notice from an expiration date of March 2, 2004 to an expiration date of March 12, 2004 for all recipients. When issued the public notice was not sent electronically to all recipients. Therefore, on February 12, 2004 it will be electronically sent only to those electronic addresses to which it was never originally sent. This is a re-transmission of the same information only; there is no change to the project as originally proposed.



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: February 3, 2004

Expiration Date: March 2, 2004

Reference: 200300924

Name: WA State Parks and Recreation

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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, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT - Washington State Parks & Recreation Commission  
220 North Walnut Street  
Burlington, Washington 98233-1138  
ATTN: Mr. Jim Ellis  
Telephone: (360) 755-5262

AGENT - CH2M Hill  
Post Office Box 91500  
Bellevue, Washington 98009-2050  
ATTN: Mr. Burt Miller  
Telephone: (425) 453-5000

LOCATION - In Cornet Bay, within Deception Pass State Park, Island County, Washington.

WORK - Replace existing bulkhead, boat ramp and floats. A concrete ramp will be constructed through a gap in the bulkhead wall, extending three feet out from the new bulkhead. Three existing concrete boat launch ramps (4,800 square feet) will be removed and replaced with four new concrete boat launch lanes (9,830 square feet). Three new finger floats consisting of six grounding floats each, will replace two finger floats. A 24-inch-diameter pile will be installed at the end of each of the three groups of grounding floats. Up to 5,400 square feet of quarry spalls will be removed. Up to 720 square feet of quarry spalls will be placed at the end of the boat ramps. Placement of the quarry spalls and any necessary grading will be by trackhoe.

PURPOSE - To provide bank stabilization and more efficient and safe use of boat launch facilities for general public use.

ENDANGERED SPECIES - The Endangered Species Act (ESA) of 1973, as amended, requires assessment of potential impacts to listed and proposed species. The marbled murrelet (*Brachyramphus marmoratus*) threatened, bald eagle (*Haliaeetus leucocephalus*) threatened, Coastal/Puget Sound bull trout (*Salvelinus confluentus*) threatened, Puget Sound chinook salmon (*Oncorhynchus tshawytscha*) threatened, Steller sea lion (*Eumetopias jubatus*) threatened, humpback whale (*Megaptera novaeangliae*) endangered, and leatherback sea turtle (*Dermochelys coriacea*) endangered in the State of Washington, *may occur* in the proposed project area. For the marbled murrelet, critical habitat has been designated. After receipt of comments from this public notice, the U.S. Army Corps of Engineers (Corps) will evaluate the potential impacts to the bald eagle,

marbled murrelet and its critical habitat, coastal/Puget Sound bull trout, Puget Sound chinook salmon, Steller sea lion, humpback whale and leatherback sea turtle.

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, Coastal Pelagic Species occurs in the project area. The proposed action would impact approximately 0.03 acres of EFH for these species.

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

a. 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 has been 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, 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.

The 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

200300924

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 consistency with the approved Washington Coastal Zone Management Program and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act.

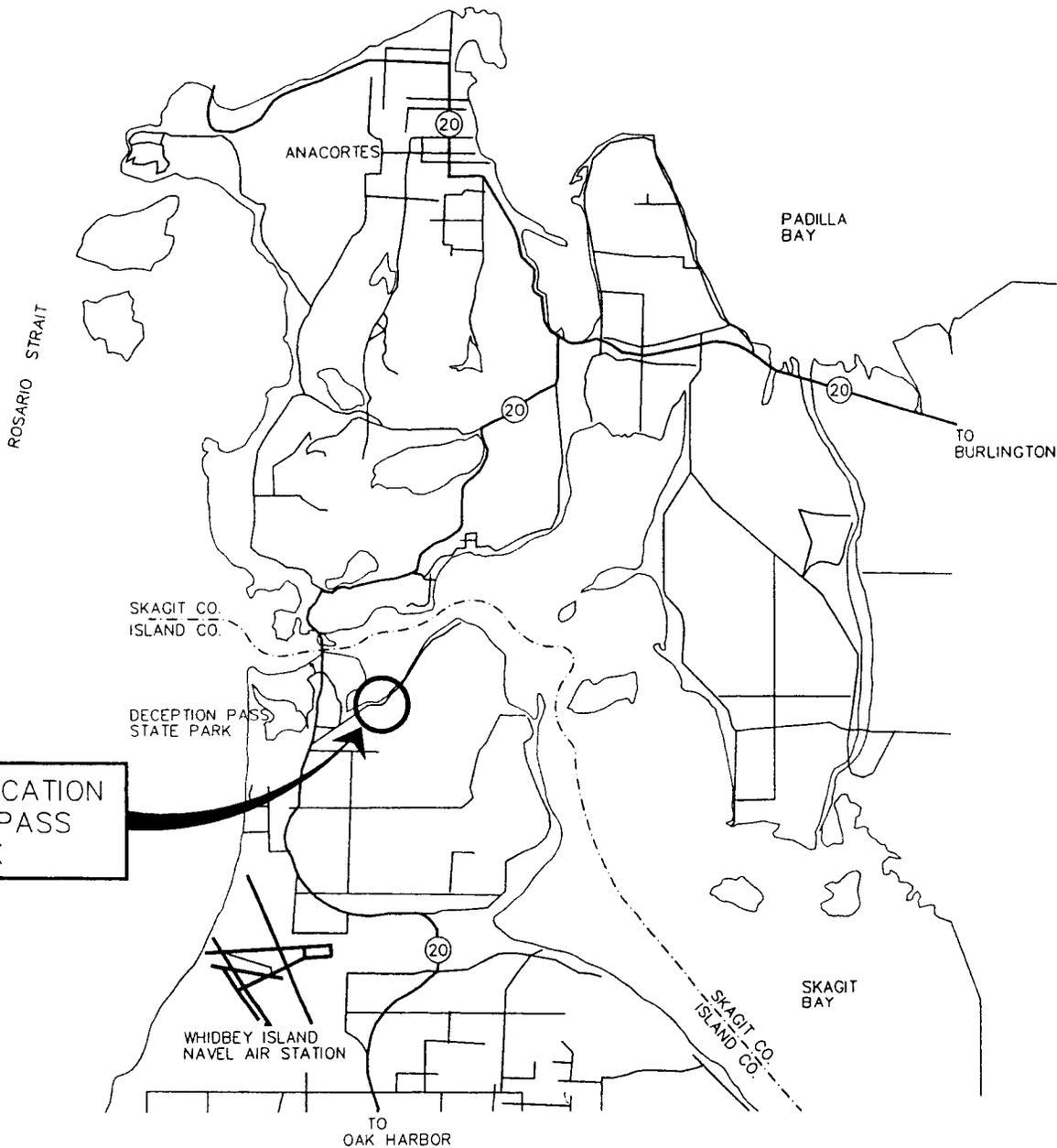
This proposal is the subject of Shorelines Substantial Development Permit No. 243/03, being processed by Island County.

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@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:

WA State Parks and Recreation  
200300924

Encl  
Drawings (4)  
Attachment (1)

Driving Directions from Seattle:  
 Drive north on I-5 to exit 230, then travel 18 miles west on SR 20 toward Oak Harbor. Park entrance is on right, one mile south of Deception Pass Bridge.



PROJECT LOCATION  
 DECEPTION PASS  
 STATE PARK

Latitude: N 48° 24' 04"  
 Longitude: 122° 37' 25" T 34N, R 1E, Sec. 25, SE ¼

Purpose: Boat Launch Improvements  
 And Bulkhead Repair  
 Datum: NOAA, MHW=10.20, MLLW=0.00  
 MHW 9.3  
 Adjacent Property Owners:  
 See attachment 1 for adjacent  
 property owner names, addresses  
 and phone numbers.  
 Deception Pass State Park, Island County

VICINITY MAP



**CH2MHILL**

APPLICANT: Washington State Parks  
 and Recreation Commission  
 COUNTY: Island County  
 REFERENCE NO. 200300924 ---  
 WATERWAY: Cornet Bay  
 Section 25, Township 34 North,  
 Range 11 East, WM  
 FIGURE 1 OF 4

June 2003

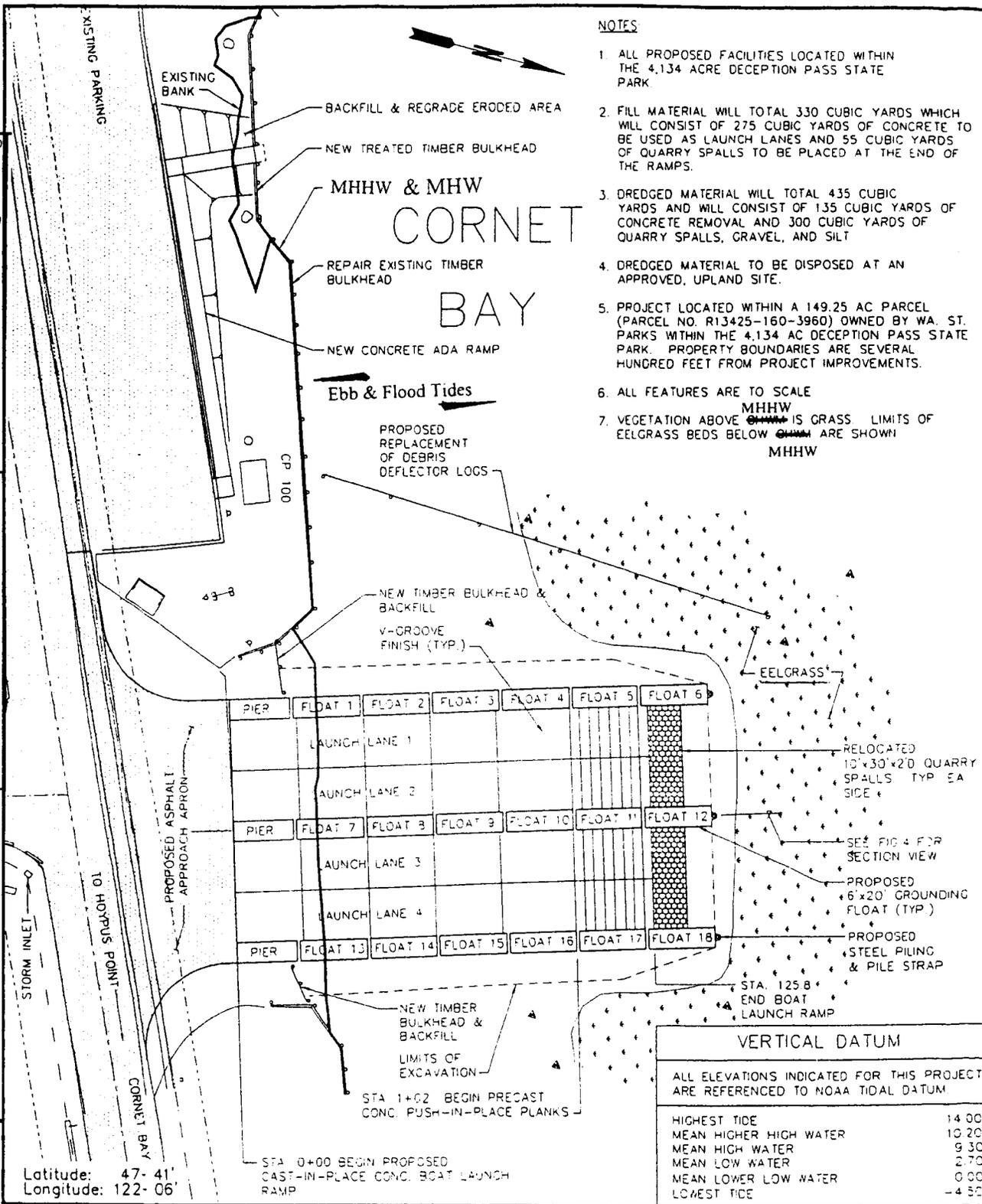
FILE NAME: CB-ppd04-548.dwg PLOT DATE: 6-23-03 (2)

FILE NAME CB-ppd02-548.dwg

Purpose: Boat Launch Improvements  
And Bulkhead Repair  
Datum: NOAA, MHHW=10.20, MLLW=0.00  
MHW 9.3  
Adjacent Property Owners:  
See Attachment 1 for adjacent  
property owner names, addresses  
and phone numbers.  
Deception Pass State Park, Island County

PLAN VIEW  
PROPOSED FACILITIES  
SCALE IN FEET  
0 40 80  
**CH2MHILL**

APPLICANT: Washington State Parks  
and Recreation Commission  
COUNTY: Island County  
REFERENCE NO: 200300924  
WATERWAY: Cornet Bay  
Section 25, Township 34 North,  
Range 11 East, WA  
FIGURE 2 OF 4  
JUNE 2003



- NOTES**
1. ALL PROPOSED FACILITIES LOCATED WITHIN THE 4.134 ACRE DECEPTION PASS STATE PARK
  2. FILL MATERIAL WILL TOTAL 330 CUBIC YARDS WHICH WILL CONSIST OF 275 CUBIC YARDS OF CONCRETE TO BE USED AS LAUNCH LANES AND 55 CUBIC YARDS OF QUARRY SPALLS TO BE PLACED AT THE END OF THE RAMPS.
  3. DREDGED MATERIAL WILL TOTAL 435 CUBIC YARDS AND WILL CONSIST OF 135 CUBIC YARDS OF CONCRETE REMOVAL AND 300 CUBIC YARDS OF QUARRY SPALLS, GRAVEL, AND SILT
  4. DREDGED MATERIAL TO BE DISPOSED AT AN APPROVED, UPLAND SITE.
  5. PROJECT LOCATED WITHIN A 149.25 AC PARCEL (PARCEL NO. R13425-160-3960) OWNED BY WA. ST. PARKS WITHIN THE 4.134 AC DECEPTION PASS STATE PARK. PROPERTY BOUNDARIES ARE SEVERAL HUNDRED FEET FROM PROJECT IMPROVEMENTS.
  6. ALL FEATURES ARE TO SCALE
  7. VEGETATION ABOVE ~~MHHW~~ IS GRASS. LIMITS OF EELGRASS BEDS BELOW ~~MHHW~~ ARE SHOWN MHHW

**VERTICAL DATUM**

ALL ELEVATIONS INDICATED FOR THIS PROJECT ARE REFERENCED TO NOAA TIDAL DATUM

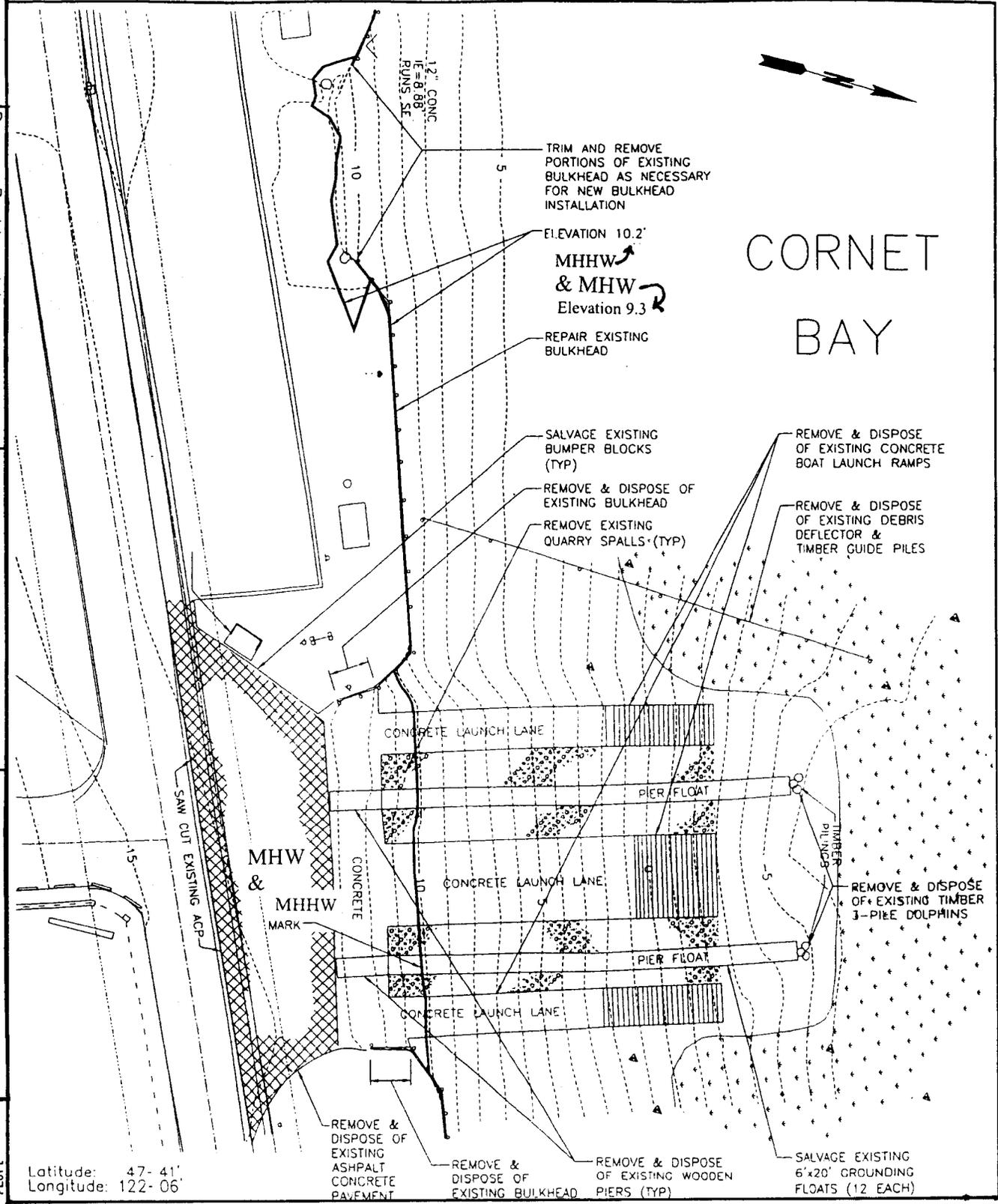
HIGHEST TIDE	14.00
MEAN HIGHER HIGH WATER	10.20
MEAN HIGH WATER	9.30
MEAN LOW WATER	2.70
MEAN LOWER LOW WATER	0.00
LOWEST TIDE	-4.50

Latitude: 47-41'  
Longitude: 122-06'

STA 0+00 BEGIN PROPOSED  
CAST-IN-PLACE CONC. BOAT LAUNCH  
RAMP

STA 1+02 BEGIN PRECAST  
CONC. PUSH-IN-PLACE PLANKS

# CORNET BAY



FILE NAME: CB-ppd01-548.dwg

Purpose: Boat Launch Improvements  
And Bulkhead Repair

Datum: NOAA, MHHW=10.20, MLLW=0.00  
MHW: 9.3

Adjacent Property Owners:  
See attachment 1 for adjacent  
property owner names, addresses  
and phone numbers.

Deception Pass State Park, Island County

PLAN VIEW  
EXISTING FACILITIES

SCALE IN FEET  
0 40 80

**CH2MHILL**

APPLICANT: Washington State Parks  
and Recreation Commission

COUNTY: Island County

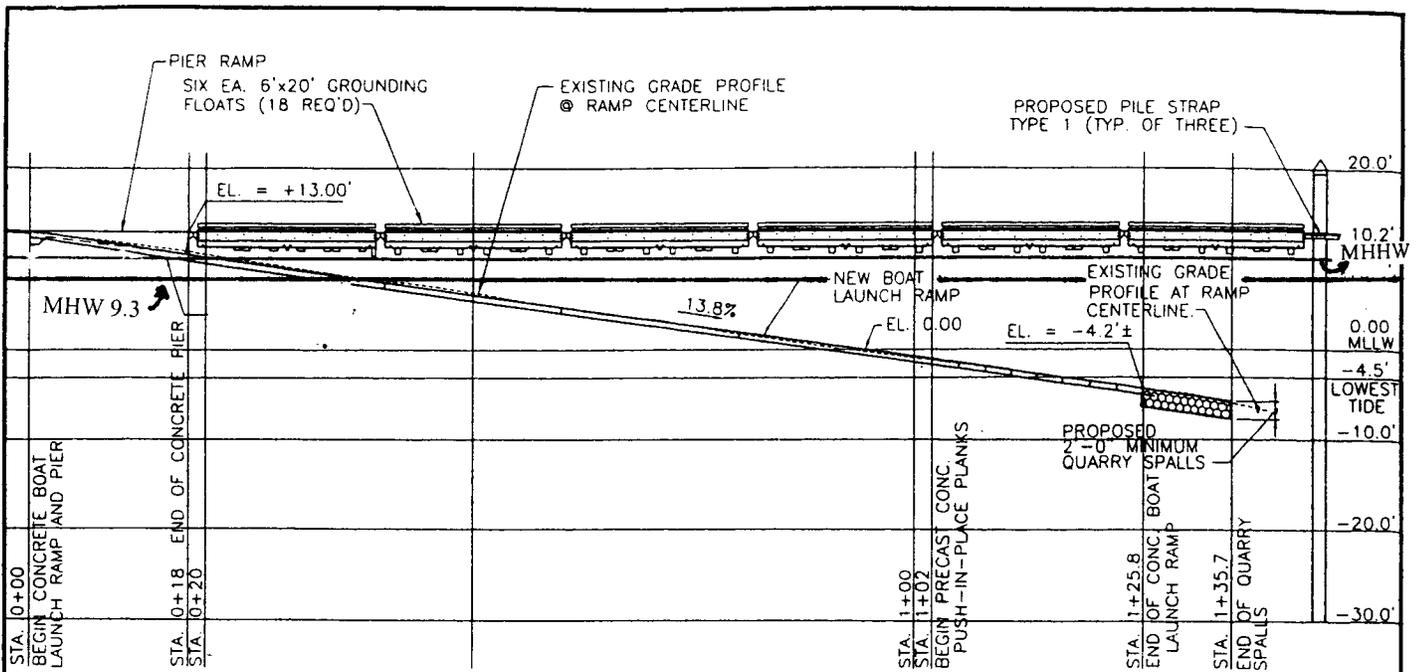
REFERENCE NO 200300924

WATERWAY: Cornet Bay  
Section 25, Township 34 North,  
Range 11 East, WM

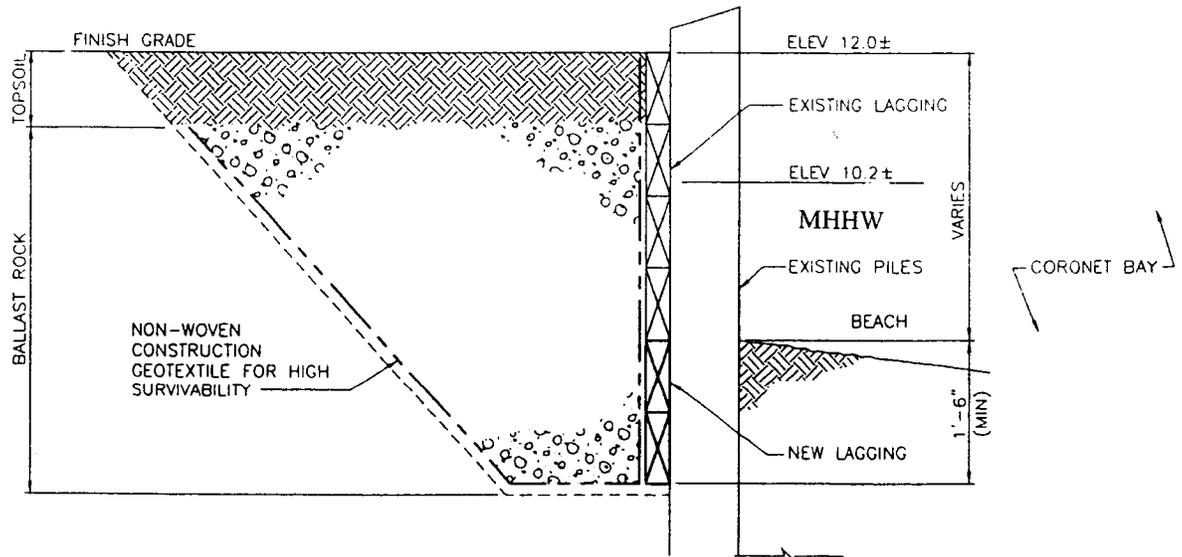
FIGURE 3 OF 4

June 2003

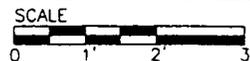
Latitude: 47- 41'  
Longitude: 122- 06'



BOAT LAUNCH RAMP SECTION



TYPICAL TIMBER BULKHEAD REPAIR



PLOT DATE: 6-23-03

Latitude: N 49° 24' 04"

Longitude: 122° 37' 25"

Purpose: Boat Launch Improvements  
And Bulkhead Repair

Datum: NOAA, MHHW=10.20, MLLW=0.00  
MHW 9.3

Adjacent Property Owners:  
See attachment 1 for adjacent  
property owner names, addresses  
and phone numbers.

Deception Pass State Park, Island County

SECTION VIEW

See scales above

**CH2MHILL**

APPLICANT: Washington State Parks  
and Recreation Commission

COUNTY: Island County

REFERENCE NO. 200300924

WATERWAY: Cornet Bay  
Section 25, Township 34 North,  
Range 11 East, WM

FIGURE 4 OF 4

June 2003

200300924  
Attachment 1  
Adjoining Property Owner Names

1. Mr. Joseph Payne
2. Mr. George Pepelnjak
3. Mr. John Millenaar
4. Waldron Construction Inc.
5. Mr. Glyn Lanham
6. Mr. Robert & Ms. Di-anna Pike
7. Mr. John M. Aydelotte
8. Deception Pass Marina, Inc.
9. Mr. Tuyet B. Shadel
10. Mr. Paul & Ms. Jean McVicar
11. Mr. Michael Williams et al, Ms. Sarah Williams, Ms. Janis Williams
12. Mr. Tawni Christensen
13. Ben Ure Island Community Service Association
14. Mr. Charles Brady Jr.



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: February 3, 2004

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. 200300924 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