



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: Mr. Joe Brock, Project Manager

Public Notice Date: January 5, 2004
Expiration Date: February 5, 2004
Reference: 200301093
Name: Mr. Kent C. Dietrich

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 – Mr. Kent C. Dietrich
220 Michael Place
Wenatchee, Washington 98801
Telephone: (509) 662-8907

LOCATION – In Lake Chelan near Hollywood Beach, Chelan County, Washington. The project is located in the SW ¼ of Sec. 16, T. 28 N., R. 21 E. The project address is 12750 South Lakeshore Drive.

WORK – Construct a 350-square-foot pier and place a total of 13.5 cubic yards of dredged or fill material. Nine steel piles, secured to concrete footings, would support the pier. Nine cubic yards of material would be excavated from the lakebed to install the piling footings. Placement of dredged or fill material associated with the project include: 3 cubic yards of concrete for the piling footings, 6 cubic yards of excavated material for backfill, and 4.5 cubic yards of riprap to armor the piling footings. Excavated material not needed for backfill would be disposed in uplands. The landward end of the pier would be secured to a concrete abutment constructed landward of the ordinary high water mark.

PURPOSE – Private boat moorage and recreational use.

ENDANGERED SPECIES – The Endangered Species Act (ESA) of 1973, as amended, requires assessment of potential impacts to listed and proposed species. The Bald eagle (*Haliaeetus leucocephalus*) listed threatened; the Columbia River bull trout (*Salvelinus confluentus*), listed threatened; and the Ute ladies'-tresses (*Spiranthes diluvialis*), listed threatened in the state of Washington, may occur in the proposed project area. 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, bull trout, and Ute ladies'-tresses. A preliminary determination indicates that the proposal "may affect, but is not likely to adversely affect" endangered or threatened species, or their critical habitat, designated under the ESA. The Corps will initiate informal consultation under Section 7 of the ESA.

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). There is no designated EFH in the vicinity of the proposed project.

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 proposed work is of such a limited nature and extent that little likelihood exists for the project to impinge upon an unrecorded 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.

This proposal requires a Shorelines Substantial Development Permit determination from Chelan 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

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reference number as shown below. All e-mail comments should be sent to joseph.w.brock@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:

Kent C. Dietrich
200301093

Encl
Drawings 5

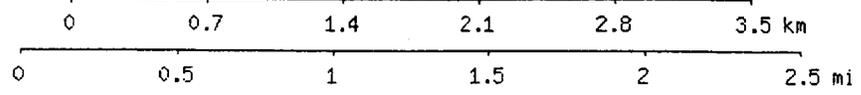
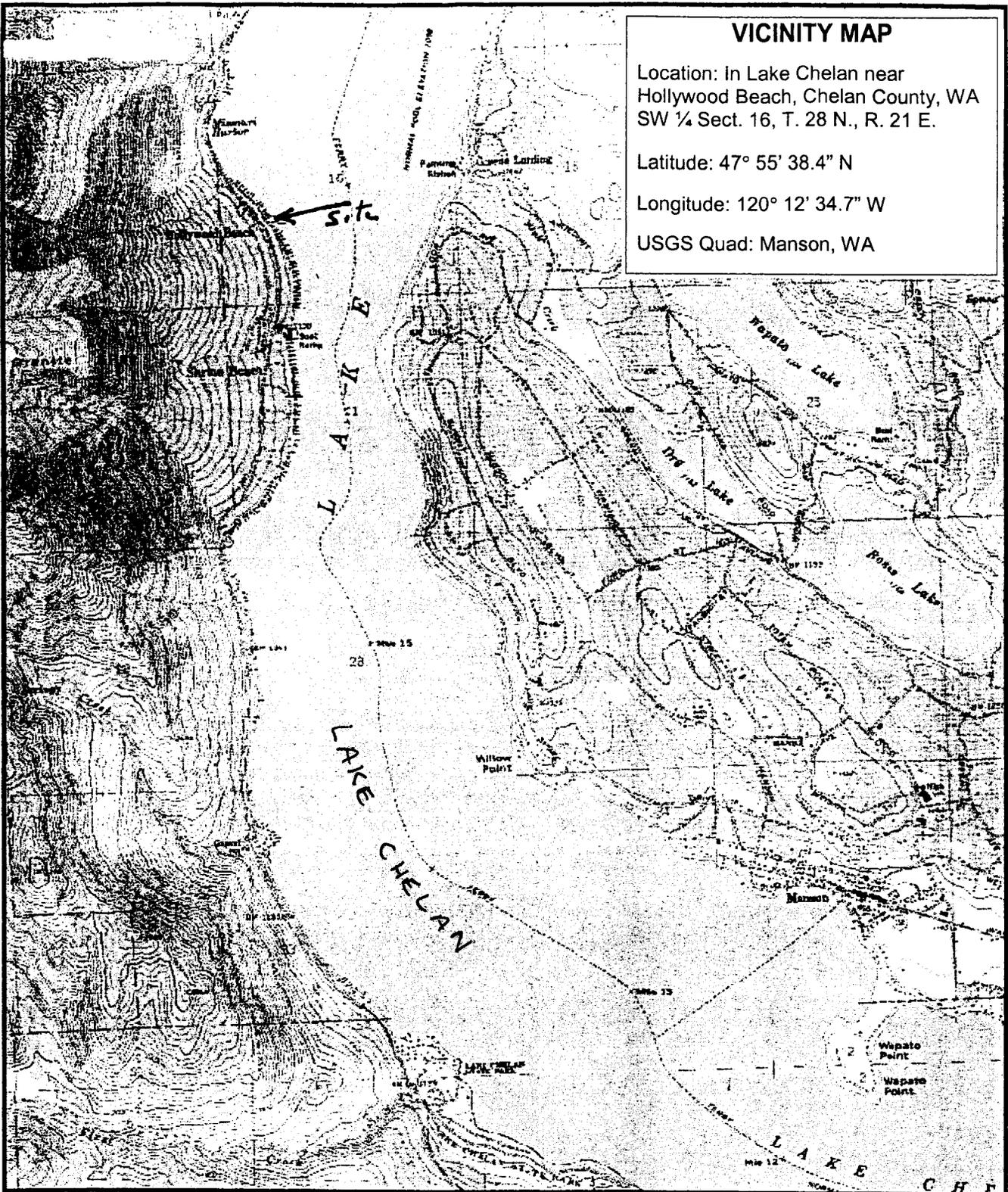
VICINITY MAP

Location: In Lake Chelan near
Hollywood Beach, Chelan County, WA
SW ¼ Sect. 16, T. 28 N., R. 21 E.

Latitude: 47° 55' 38.4" N

Longitude: 120° 12' 34.7" W

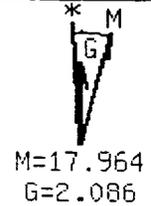
USGS Quad: Manson, WA



Map center is UTM 10 709955E 5309391N (WGS84/NAD83)

Manson quadrangle - TopoZone Pro elevation display

Projection is UTM Zone 10 NAD83 Datum



Kent C Dietrich
220 Michael Pl
Wenatchee WA
DATE: 12-15-03

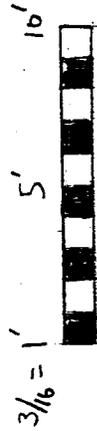
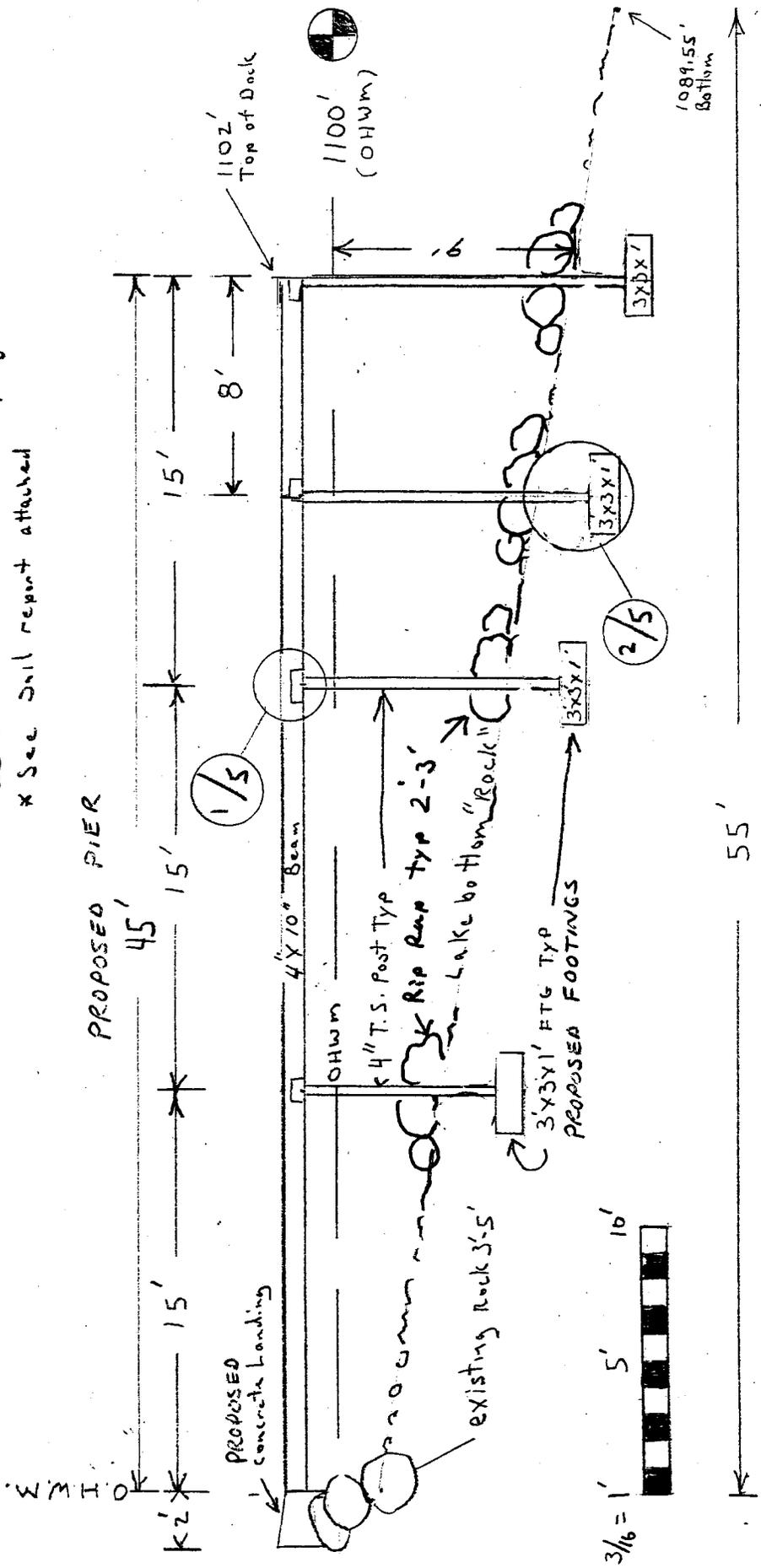
pen at lake Chelan WA
12750 S Lakeshore Dr.
Chelan WA

Reference #
20030193
SHEET 1 OF 5

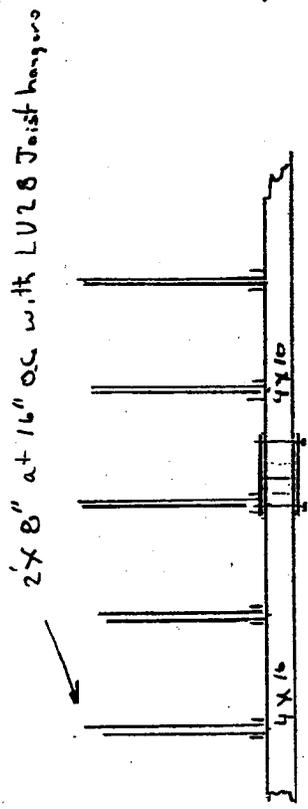
Reference: 200301093
 Applicant: Kent C. Diefenbach
 280 Michael Pl. Lakeside, WA
 Proposed: Pier
 At Lake Chelan Washington
 Sheet 3 of 5 Date 12/15/03

Note: there are 9 footings each will require 3 yd of excavation for a total of 9 cubic yards.

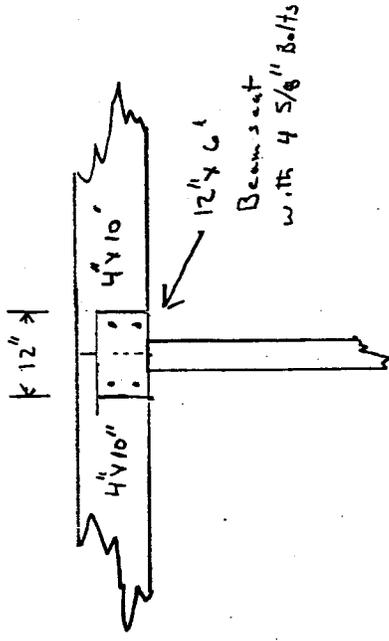
Footings are 1/3 of cubic yard each of concrete for a total of 3 cubic yards. Back fill, 1/3 of excavated material will be large enough to use as per WA 54 Dept of fish and wildlife for a total of 6 cubic yards. 4.5 cubic yards of large rock 2'-3' will need to be imported. There will be no fill on this project. The excess excavated material will be hauled inland for land scaping.
 * See Soil report attached



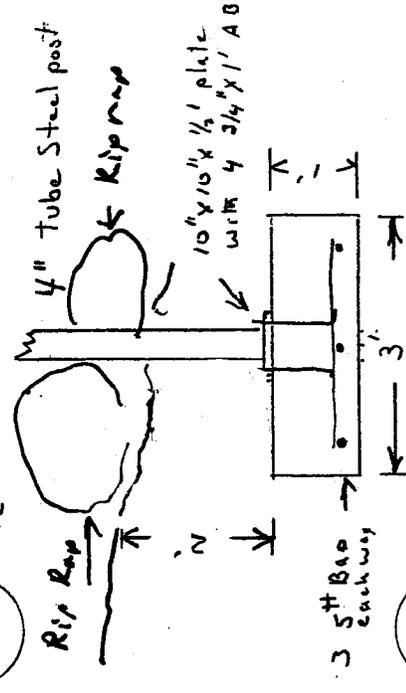
Reference: 2003 01093
 Applicant: Kent Co District
 Proposed: Pier
 At Lake Chelan Washington
 Rev
 Sheet 5 of 5 Date 2/15/03



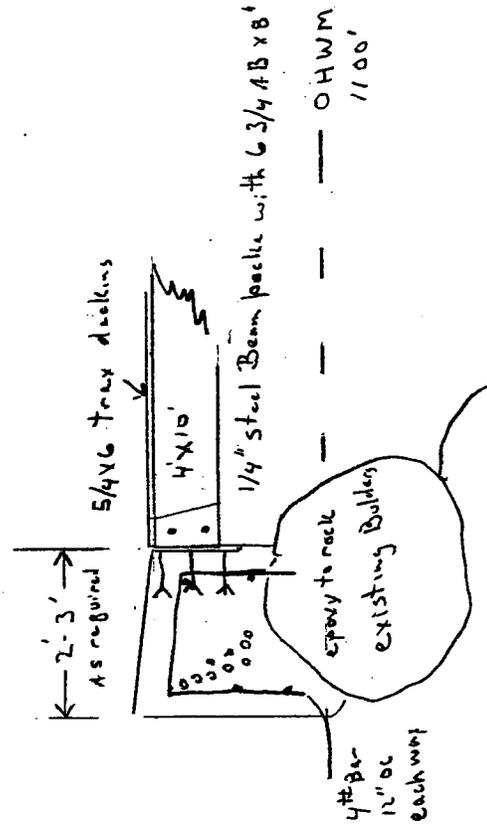
4 Typical Beam to post top view



1 Typical Beam to post connection
1/2" = 1'



2 Typical footing Backfill with Large rocks per Wash Gravel Dept
1/2" = 1' (PROPOSED)



3 PROPOSED Concrete Landing (Above and inland from OHWM)
1/2" = 1'



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: January 5, 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. 200301093 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