



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: Rozwin Liera, Project Manager

Public Notice Date: September 13, 2004
Expiration Date: October 13, 2004
Reference: 200301111
Name: Port Orchard Marina Corp.

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 - Port Orchard Marina Corporation
405 Bay Street
Port Orchard, Washington 98366
ATTN: Mr. Hilton Smith
Telephone: (206) 999-2500, x105

AGENT - Ms. Emese Kiss
18032 12th Avenue Northeast
Shoreline, Washington 98155
Telephone: 425-444-2143

LOCATION - Sinclair Inlet, at the City of Port Orchard, Kitsap County, Washington

WORK - The project includes the following elements under U.S. Army Corps of Engineers (Corps) jurisdiction:

- A. Installation of a 112-foot by 7-foot extension to the west float and a 176-foot by 7-foot extension to the main float.
- B. Installation of a new 192-foot by 6-foot float with ten 40-foot by 4-foot finger floats.
- C. Installation of four 20-foot by 4-foot finger slips to the south side of "A" float.
- D. Construction of 12-16 storage units on top of existing deck on the east pier.
- E. Installation of a mobile pump station/boat to provide increased sanitary pump-out capacity.
- F. Covering all finger floats located on "C" float with corrugated fiberglass.
- G. Moving the "C" float 168 feet north along with the floats attached to it and attaching it to the end of "M" float parallel to the harbor line.
- H. Moving two boathouses.

- I. Rebuilding the foundation of the west building by encapsulating 34 creosote piles.
- J. Repair deck and install grating.

The project also includes the following elements not under Corps jurisdiction:

- K. Relocating diesel fuel tank pumping station and dispensing equipment. (Upland)
- L. Removing old railway consisting of 332 feet of rail, 372 feet of cross beams, 155 creosote piles, railway sled, engine bed and engine. (Upland)
- M. Removing paint shed, waste oil storage. (Upland)
- N. Construction of a bioswale to treat stormwater runoff. (Upland)

PURPOSE – The purpose of the project is to provide additional moorage and parking and bring facility into compliance with current regulatory requirements.

ENDANGERED SPECIES - A preliminary determination indicates that the activity may affect, but will not adversely affect the endangered or threatened species, or their critical habitat, designated under the Endangered Species Act of 1973. Informal consultation under Section 7 of the ESA has been initiated with National Marine Fisheries Service and U.S. Fish and Wildlife Service.

ESSENTIAL FISH HABITAT - The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the National Marine Fisheries Service 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 3.2 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. No further 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 Native American Nations or tribal governments, Federal, 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 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.

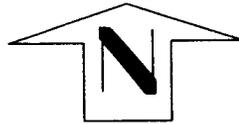
ADDITIONAL EVALUATION - The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program.

This proposal is the subject of Shorelines Substantial Development Permit No. 155-03, which has been issued by the City of Port Orchard.

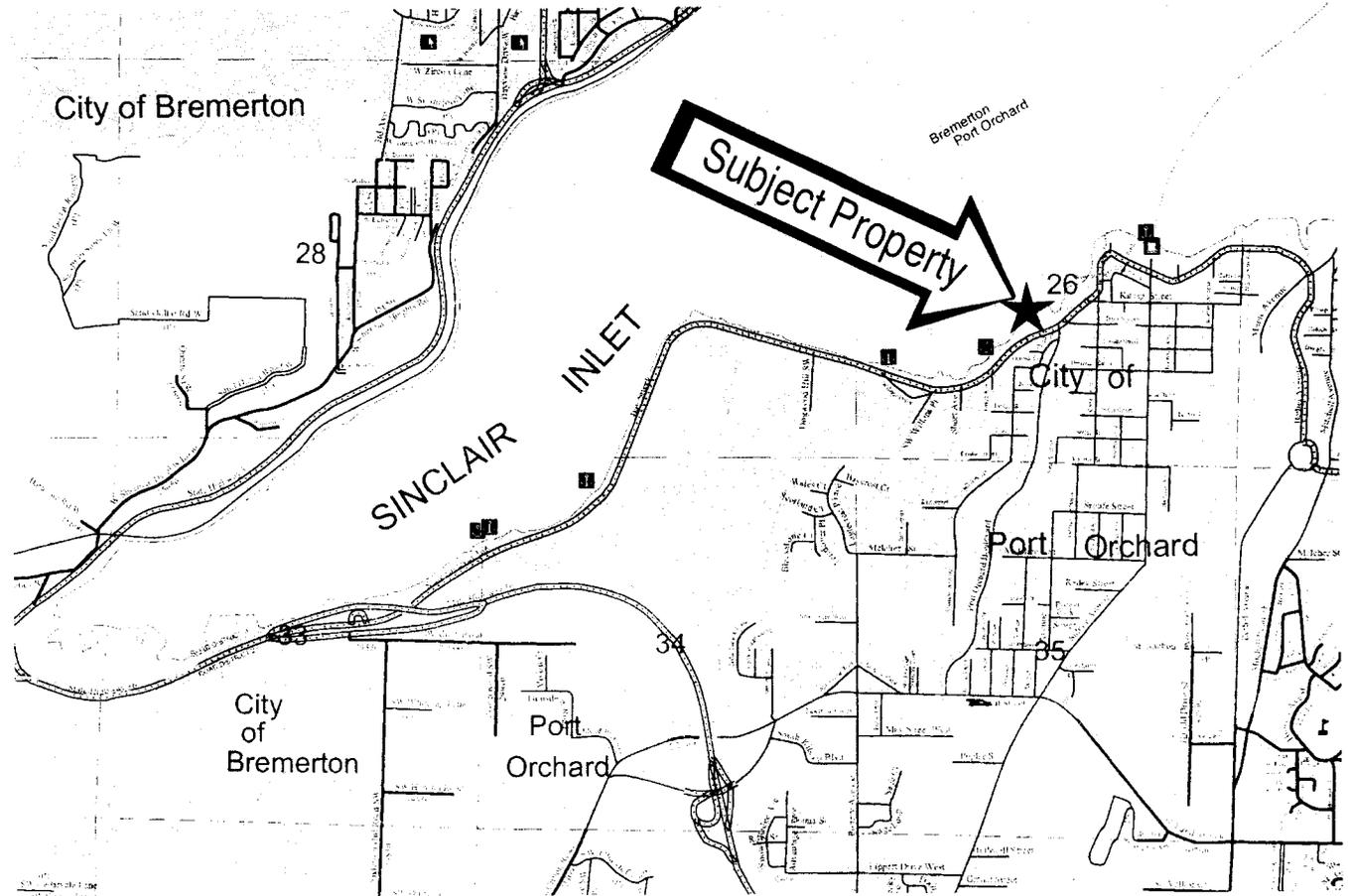
COMMENT AND REVIEW PERIOD - Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from 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 rozwin.k.liera@nws02.usace.army.mil. Conventional mail comments should be sent to: U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington, 98124-3755. 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:

Port Orchard Marina, 200301111

Encl
Drawings (24)



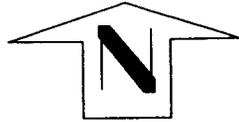
No Scale



★ N 47°32'23"
W 122°38'32"

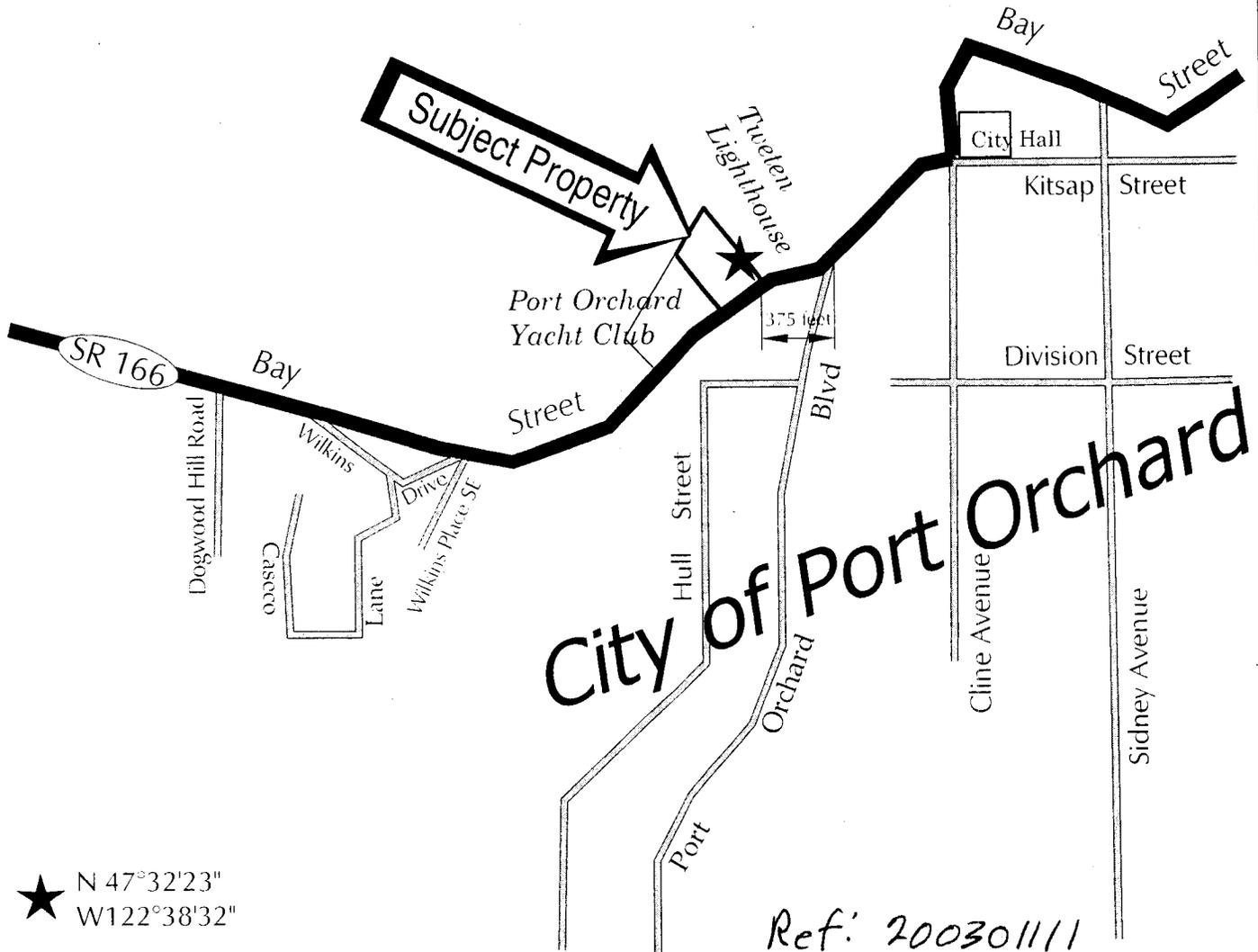
Ref: 200301111

Purpose: Marina Expansion	Name: Port Orchard Marine Railways	Proposed: Additional Floats and Piliings
Datum: Mean Lower Low Water	Reference #: 200301111	In: Sinclair Inlet
Adjacent Property	Sec: 26 Twn: 24N Rge: 1East W.M.	Near: Port Orchard
Owners:	Site Location Address:	County: Kitsap State: WA
1. Port Orchard Yacht Club	405 Bay Street	Reference: 200301111
2. Twenten Lighthouse	Port Orchard, WA 98366	Sheet: 1 of 24 <i>Revised</i>
		Date: May 6, 2004 <i>6/15/04</i>



No Scale

Sinclair Inlet



★ N 47°32'23"
W 122°38'32"

Ref: 200301111

Purpose: Marina Expansion

Datum: Mean Lower Low Water

Adjacent Property

Owners:

1. Port Orchard Yacht Club
2. Twenten Lighthouse

Name: Port Orchard Marine Railways

Reference #: 200301111

Sec: 26 **Twn:** 24N **Rge:** 1East W.M.

Site Location Address:

405 Bay Street
Port Orchard, WA 98366

Proposed: Additional Floats and Piliings

In: Sinclair Inlet

Near: Port Orchard

County: Kitsap **State:** WA

Reference: 200301111

Sheet: 2 of 24 Revised

Date: May 6, 2004 6/15/04

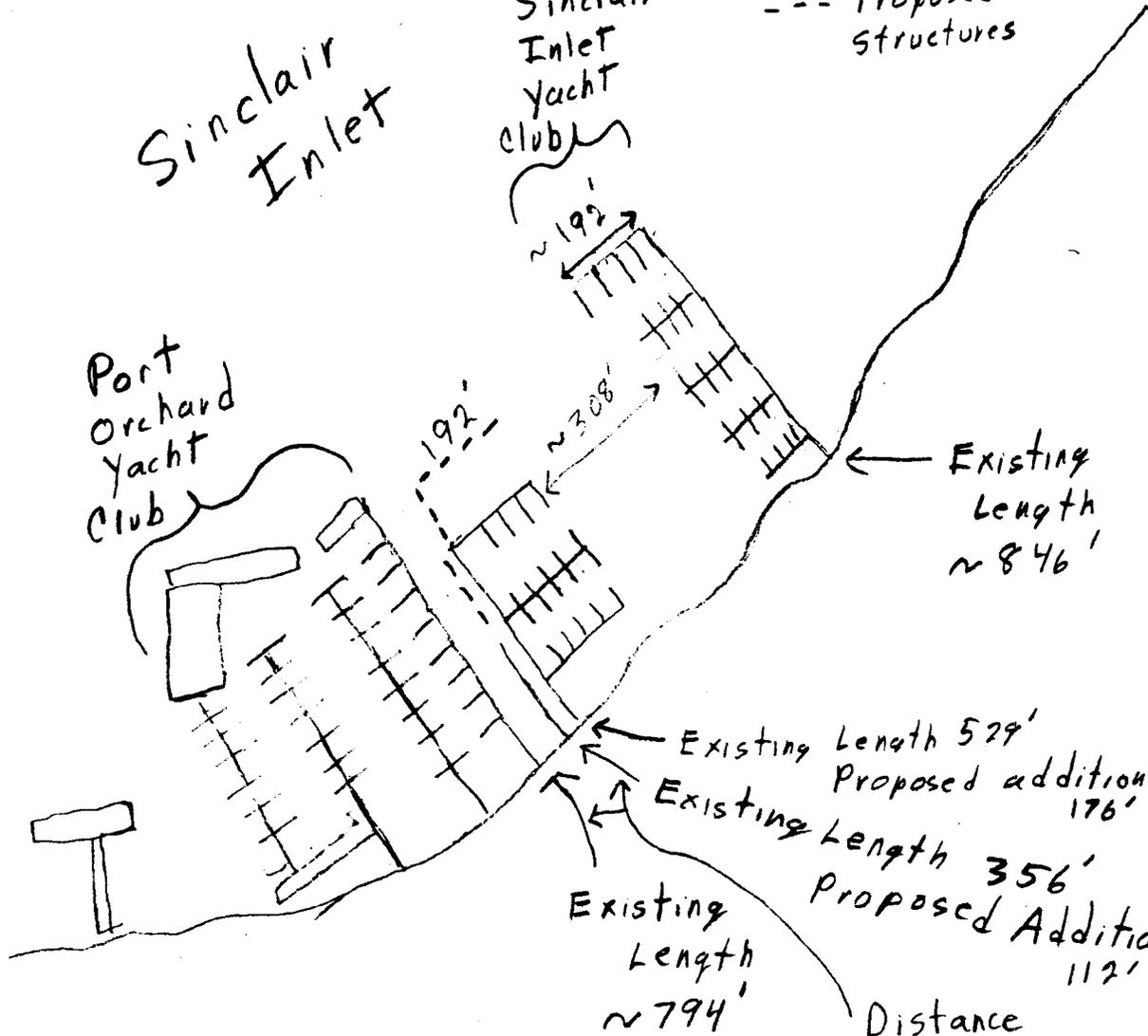


Sinclair Inlet

— Existing Structures
 --- Proposed Structures

Sinclair Inlet Yacht Club

Port Orchard Yacht Club



Existing Length ~ 846'

Existing Length 529' Proposed addition = 176' Total = 705'

Existing Length 356' Proposed Addition 112' Total = 468'

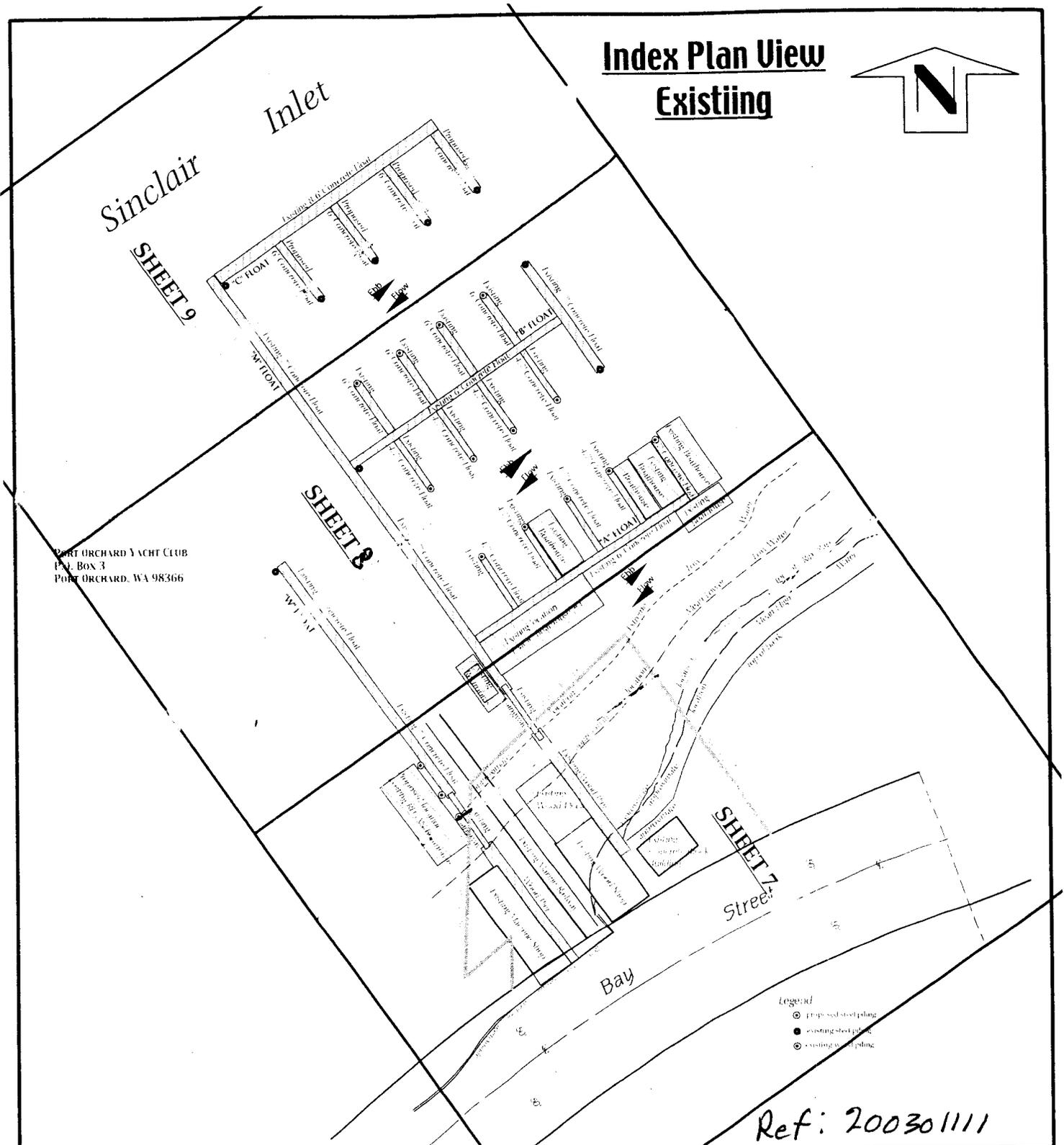
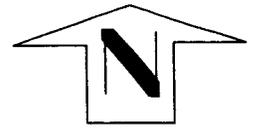
Existing Length ~ 794'

Distance Between = 21'

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		Reference: 200301111
		Sheet: 3 of 34 Revised
		Date: May 6, 2004 6/15/04

Index Plan View Existing



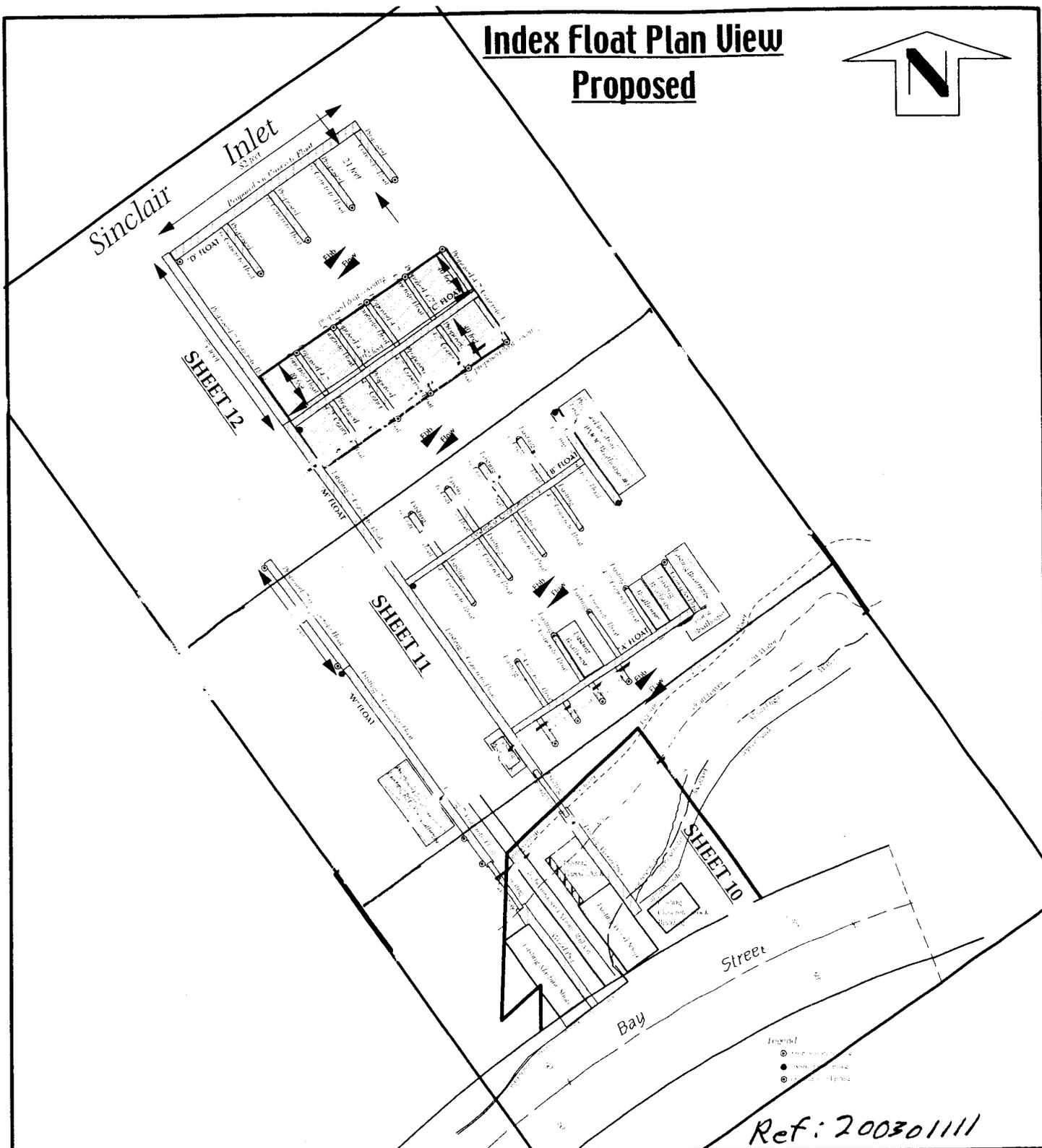
PORT ORCHARD YACHT CLUB
P.O. BOX 3
PORT ORCHARD, WA 98366

Legend
 ○ proposed steel piling
 ● existing steel piling
 ⊙ existing steel piling

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1. Port Orchard Yacht Club 2. Twenten Lighthouse	Site Location Address: 405 Bay Street Port Orchard, WA 98366	County: Kitsap State: WA Reference: 200301111 Sheet: 4 of 24 Revised Date: May 6, 2004 6/15/04

Index Float Plan View Proposed



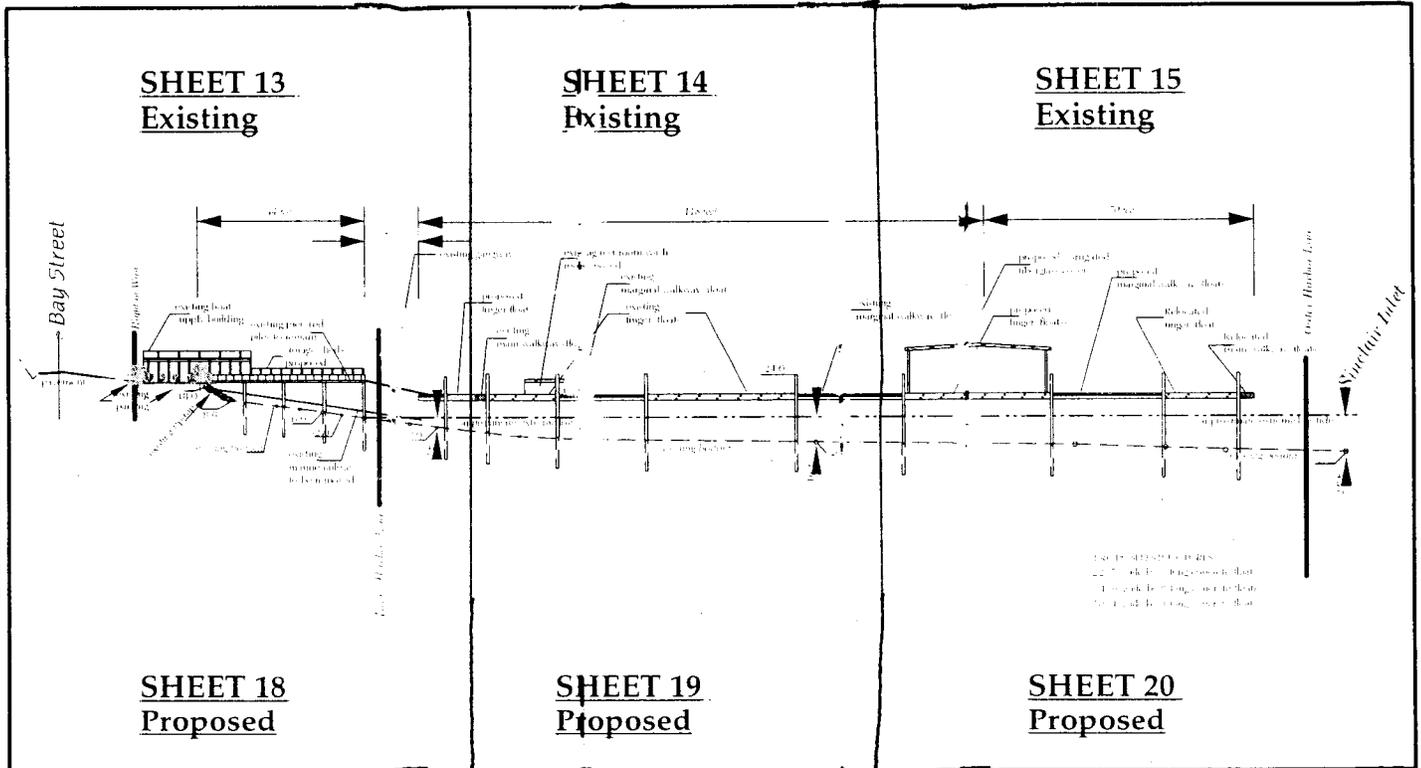
Purpose: Marina Expansion
Datum: Mean Lower Low Water
Adjacent Property Owners:
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Name: Port Orchard Marine Railways
Reference #: 200301111
Sec: 26 **Twn:** 24N **Rge:** 1East W.M.
Site Location Address:
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 Port Orchard, WA 98366

Proposed: Additional Floats and Piliings
In: Sinclair Inlet
Near: Port Orchard
County: Kitsap **State:** WA
Reference: 200301111
Sheet: 5 of 24 Revised
Date: May 6, 2004 6/15/04

Index Existing and Proposed Float Profile View

"A", "B", "C", "D" and "M" floats

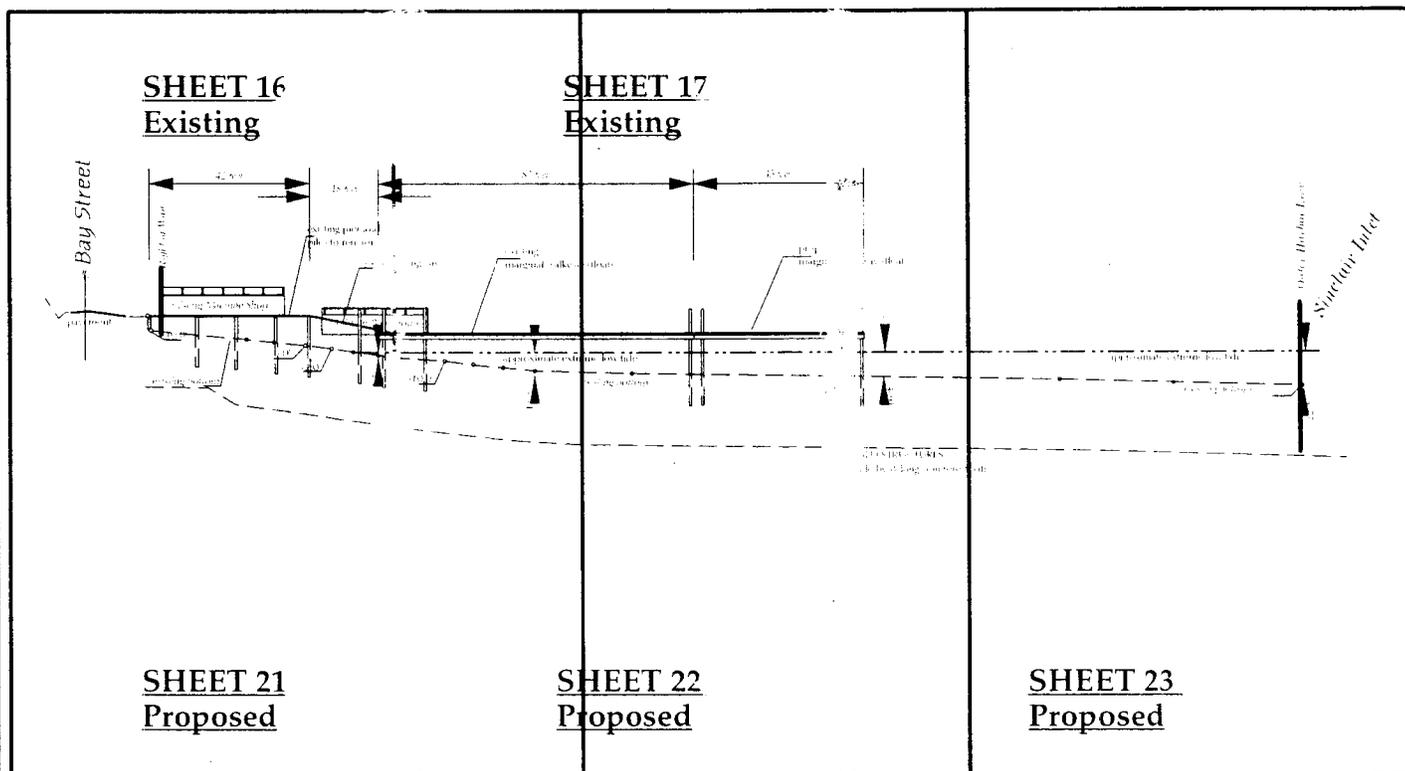


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Index Existing and Proposed Float Profile View

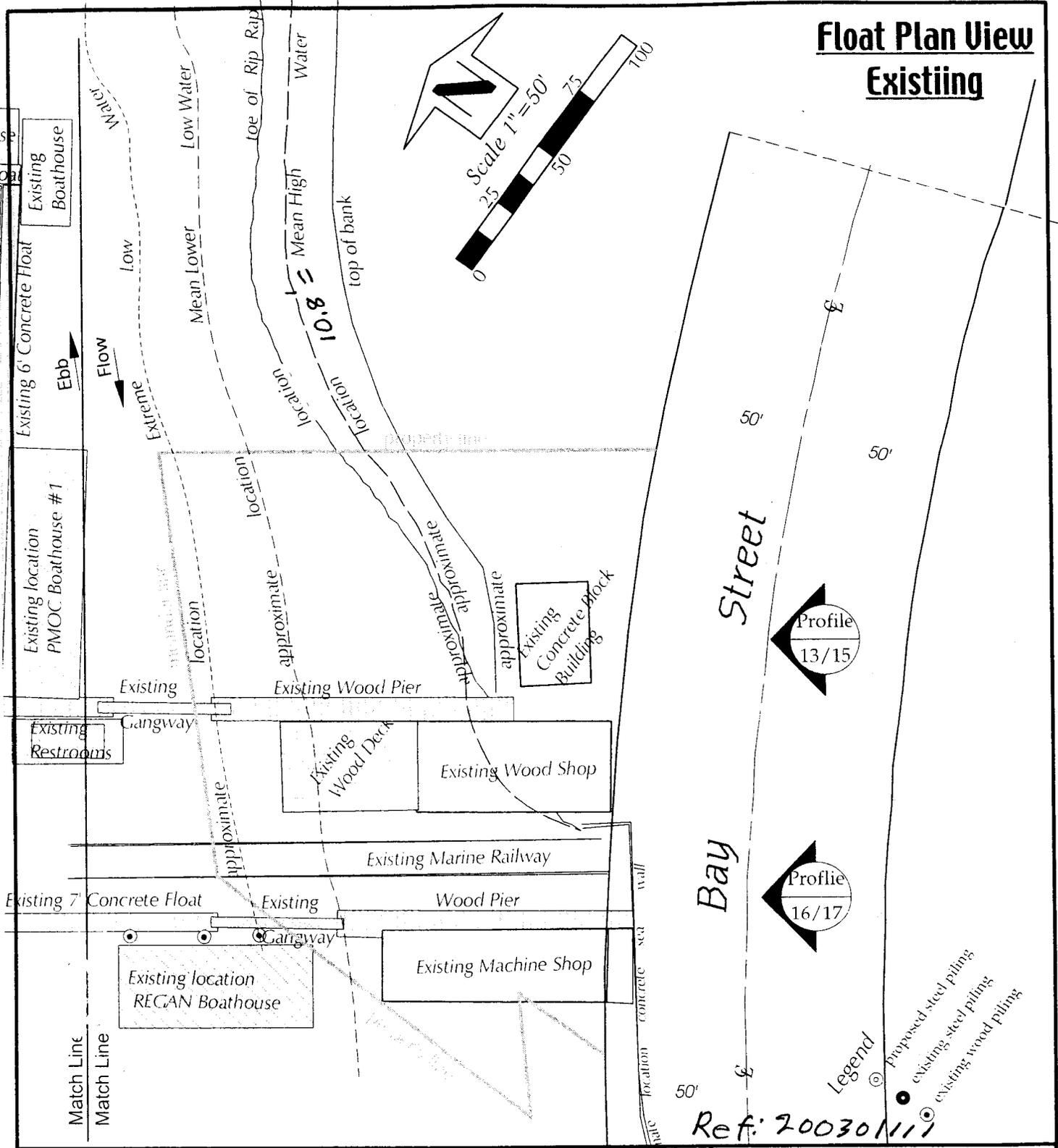
"W" float



Rcf: 200301111

<p>Purpose: Marina Expansion</p> <p>Datum: Mean Lower Low Water</p> <p>Adjacent Property Owners:</p> <ol style="list-style-type: none"> Port Orchard Yacht Club Twenten Lighthouse 	<p>Name: Port Orchard Marine Railways</p> <p>Reference #: 200301111</p> <p>Sec: 26 Twn: 24N Rge: 1East W.M.</p> <p>Site Location Address: 405 Bay Street Port Orchard, WA 98366</p>	<p>Proposed: Additional Floats and Piliings</p> <p>In: Sinclair Inlet</p> <p>Near: Port Orchard</p> <p>County: Kitsap State: WA</p> <p>Reference: 200301111</p> <p>Sheet: <i>7 of 24 Revised</i></p> <p>Date: May 6, 2004 <i>6/15/04</i></p>
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Float Plan View Existing



Purpose: Marina Expansion

Datum: Mean Lower Low Water

Adjacent Property

Owners:

1. Port Orchard Yacht Club
2. Twenten Lighthouse

Name: Port Orchard Marine Railways

Reference #: 200301111

Sec: 26 **Twn:** 24N **Rge:** 1East WM

Site Location Address:

405 Bay Street
Port Orchard, WA 98366

Proposed: Additional Floats and Piliings

In: Sinclair Inlet

Near: Port Orchard

County: Kitsap **State:** WA

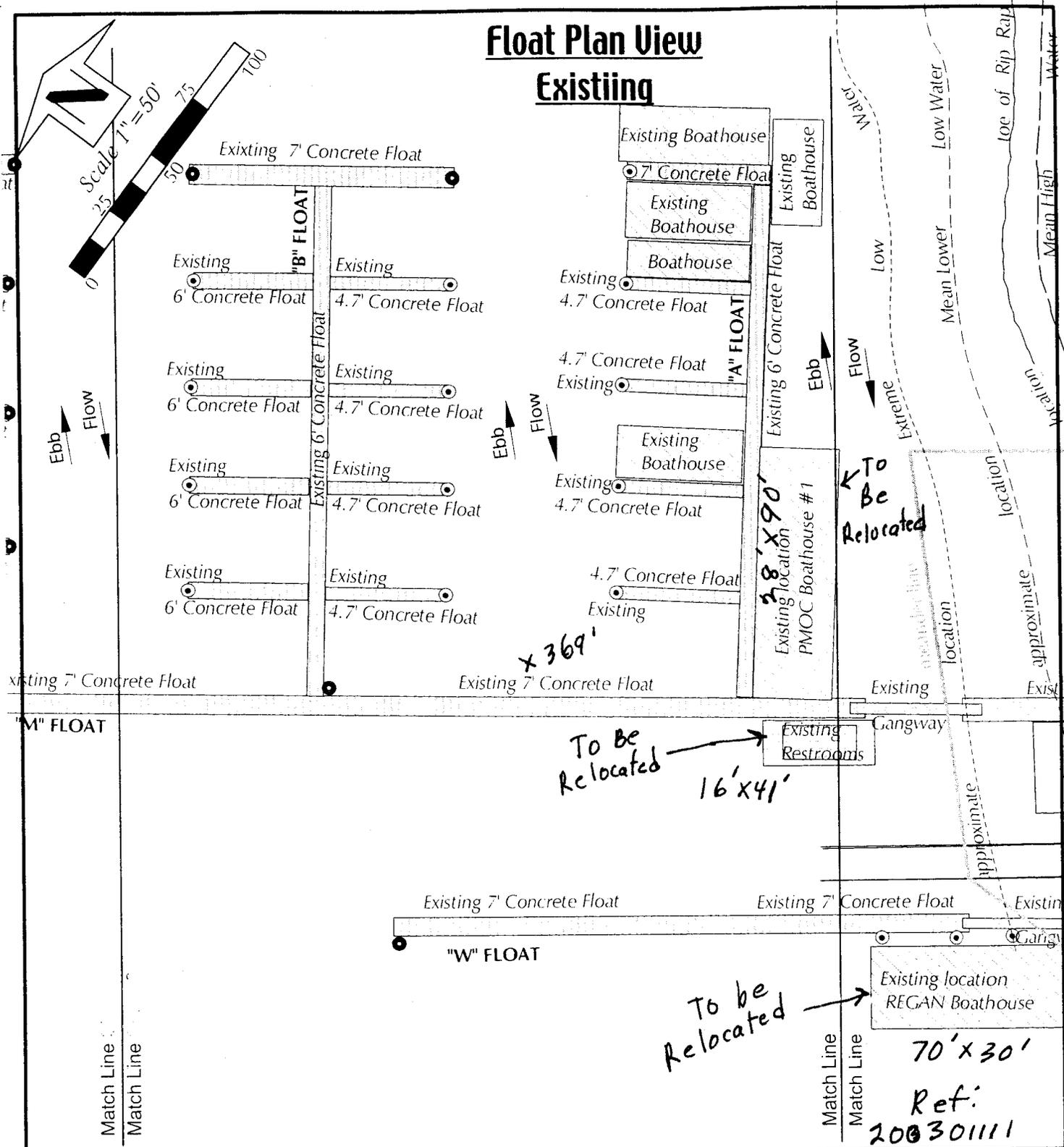
Reference: 200301111

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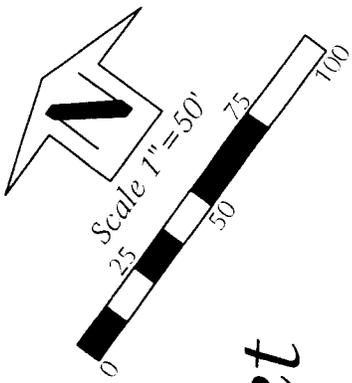
Date: May 6, 2004 6/15/04

Float Plan View

Existing



Purpose: Marina Expansion	Name: Port Orchard Marine Railways	Proposed: Additional Floats and Piliings
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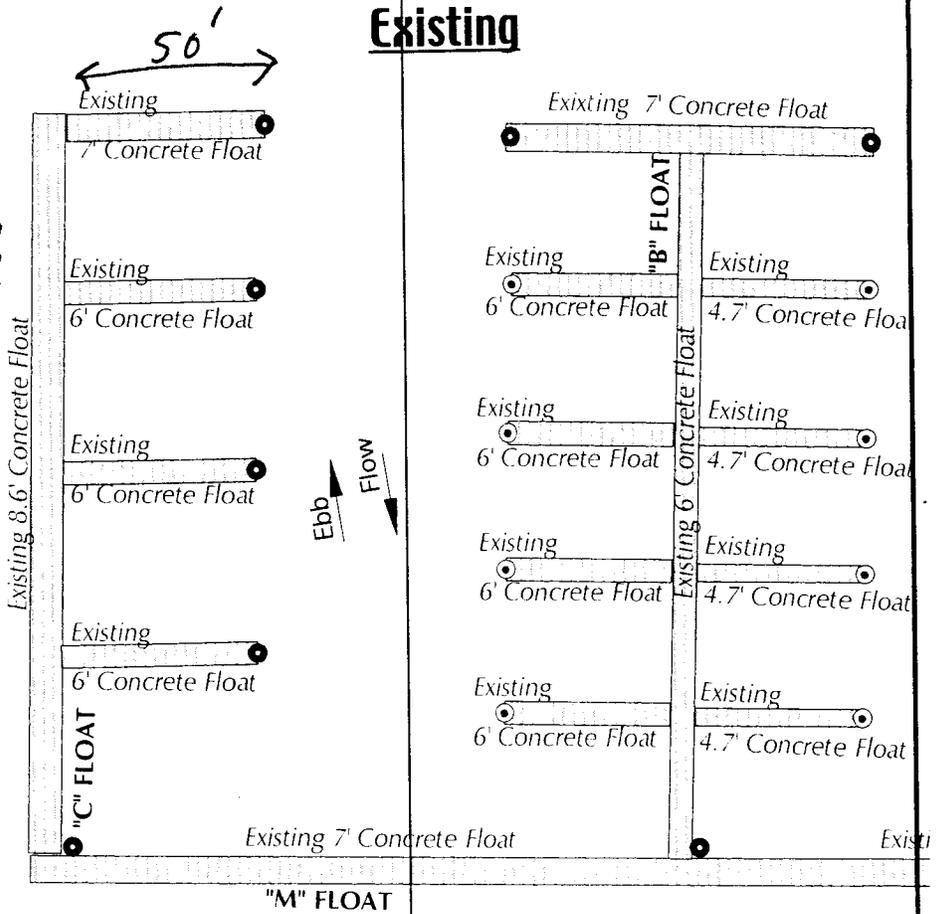


Sinclair Inlet

Becomes "D" Float ← To Be Relocated

Float Plan View

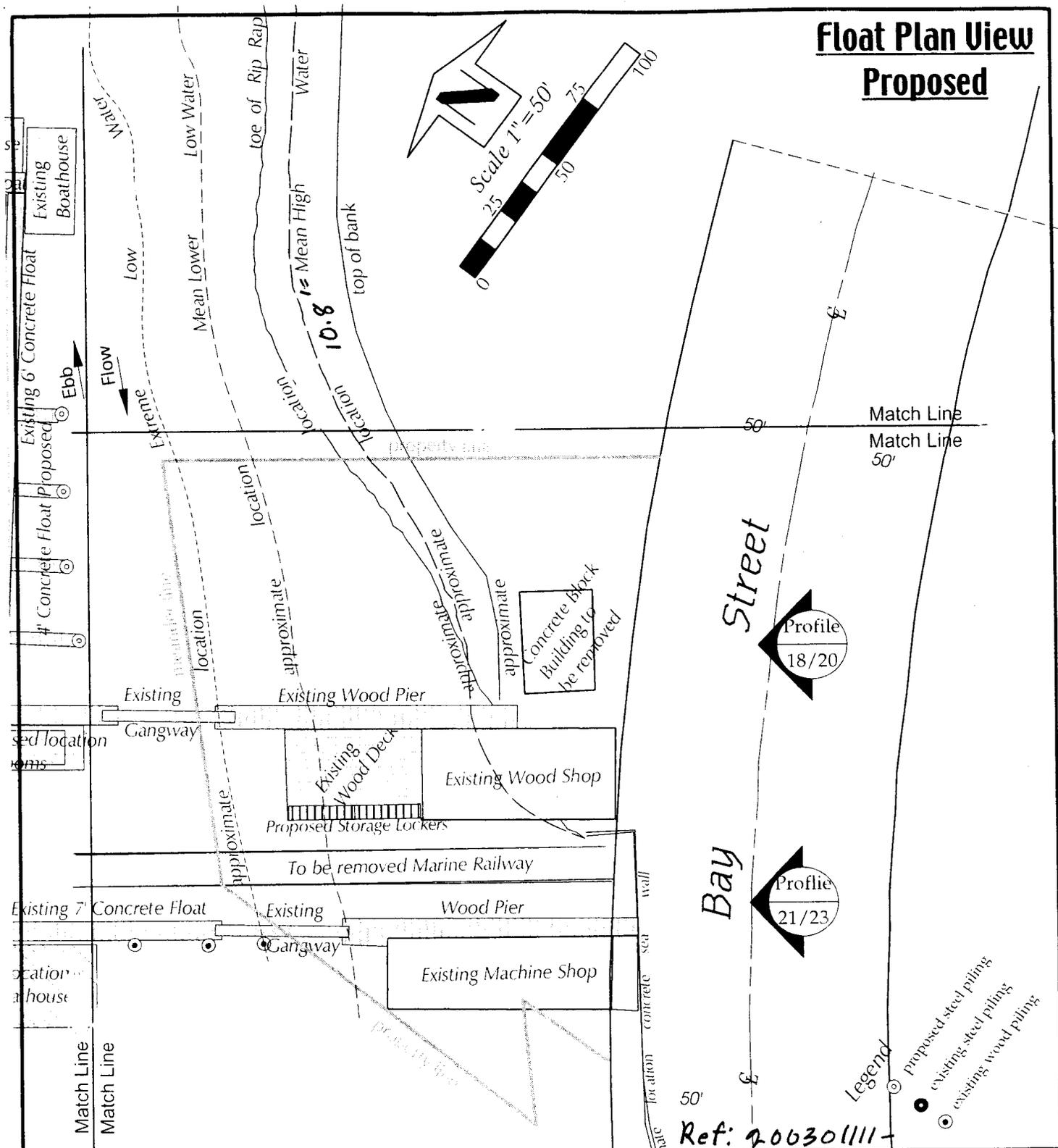
Existing



Ref:
200301111

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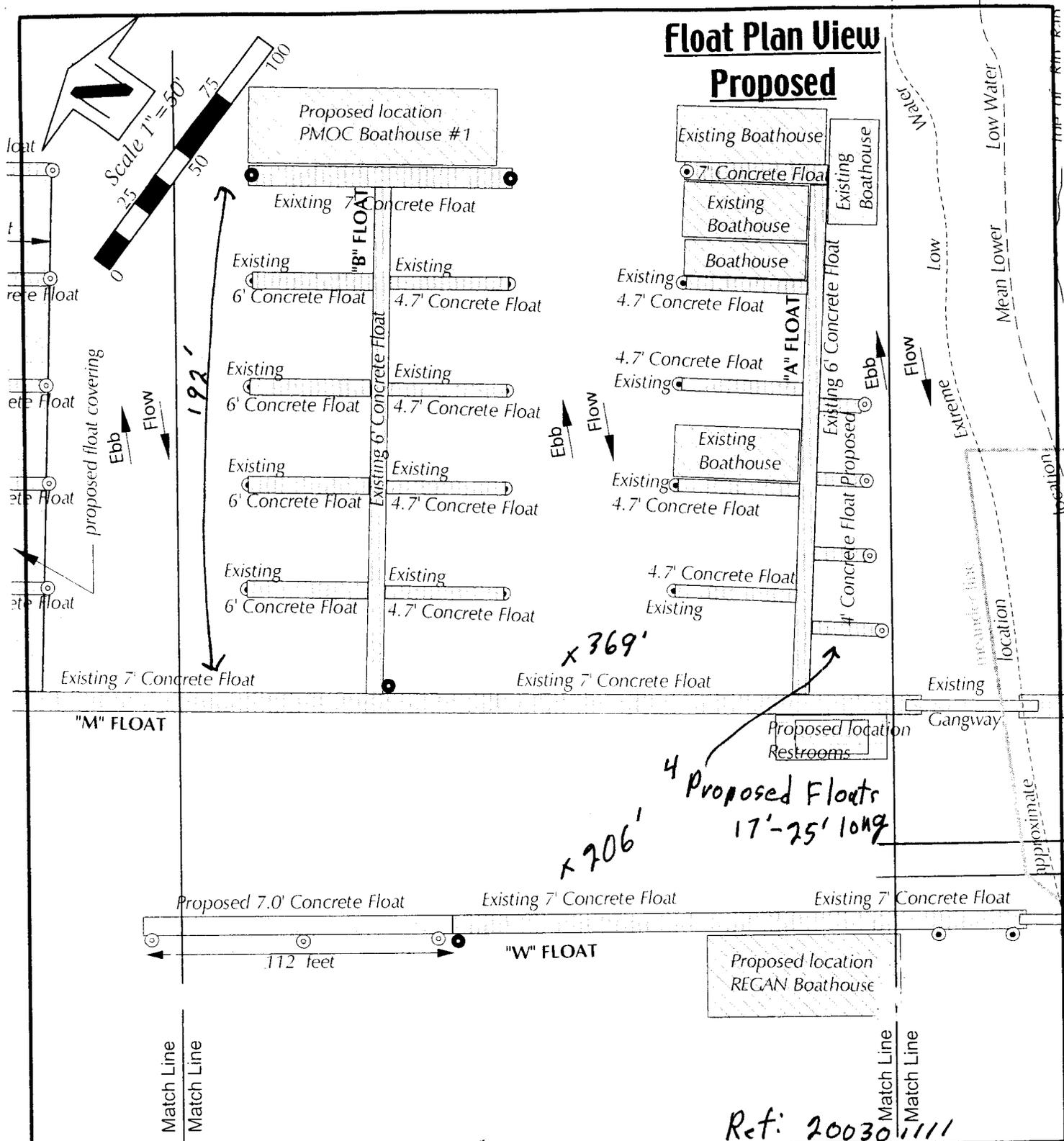
Float Plan View Proposed



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Float Plan View

Proposed



Purpose: Marina Expansion
Datum: Mean Lower Low Water
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Name: Port Orchard Marine Railways
Reference #: 200301111
Sec: 26 **Twn:** 24N **Rge:** 1East W.M.
Site Location Address:
 405 Bay Street
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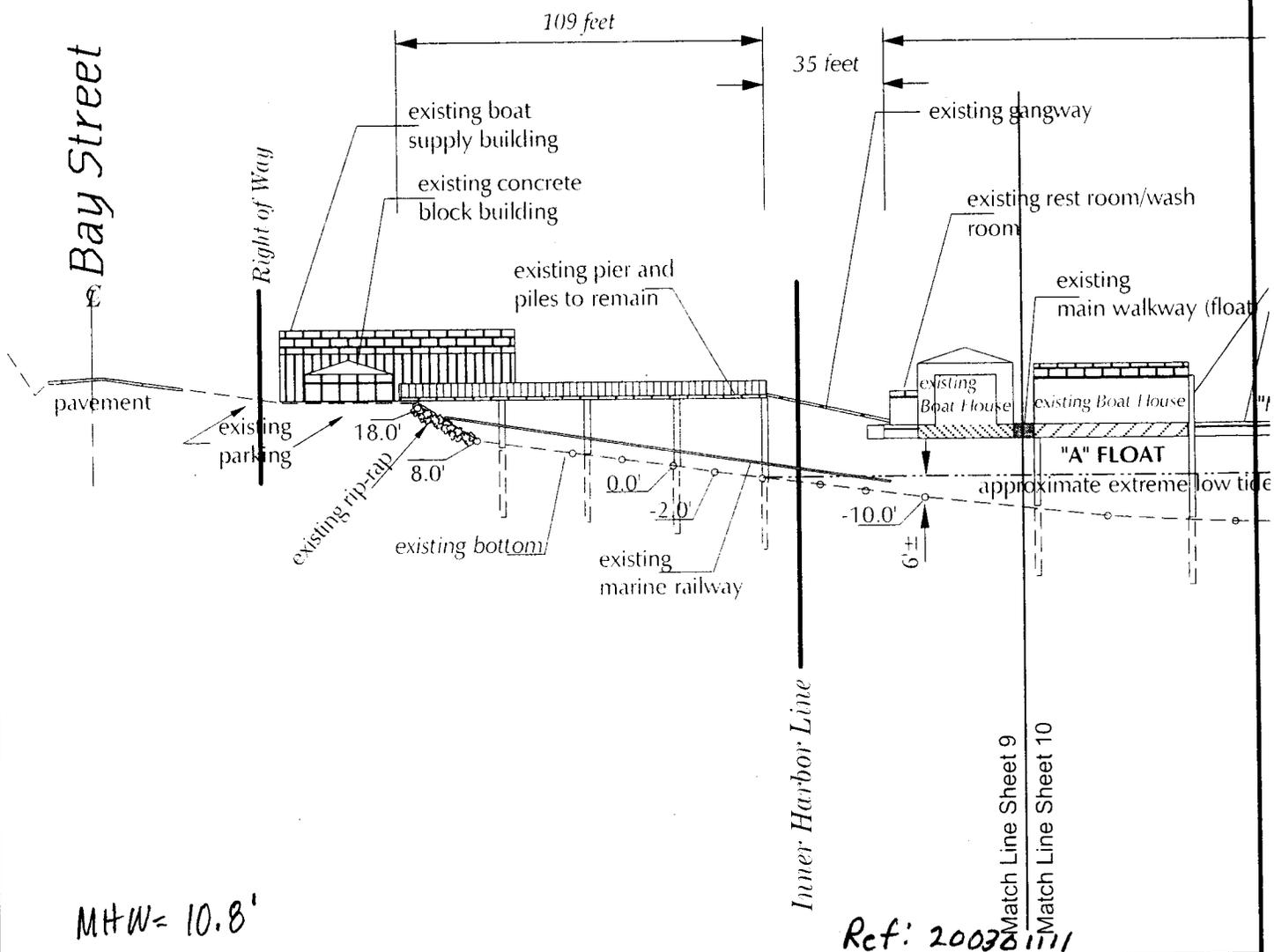
Proposed: Additional Floats and Piliings
In: Sinclair Inlet
Near: Port Orchard
County: Kitsap **State:** WA
Reference: 200301111
Sheet: 17 of 24 *Revised*
Date: May 6, 2004 *6/15/04*

Ref: 200301111

Existing Float Profile View

"A", "B", "C" and "M" floats

Scale 1"=50'



MHW = 10.8'

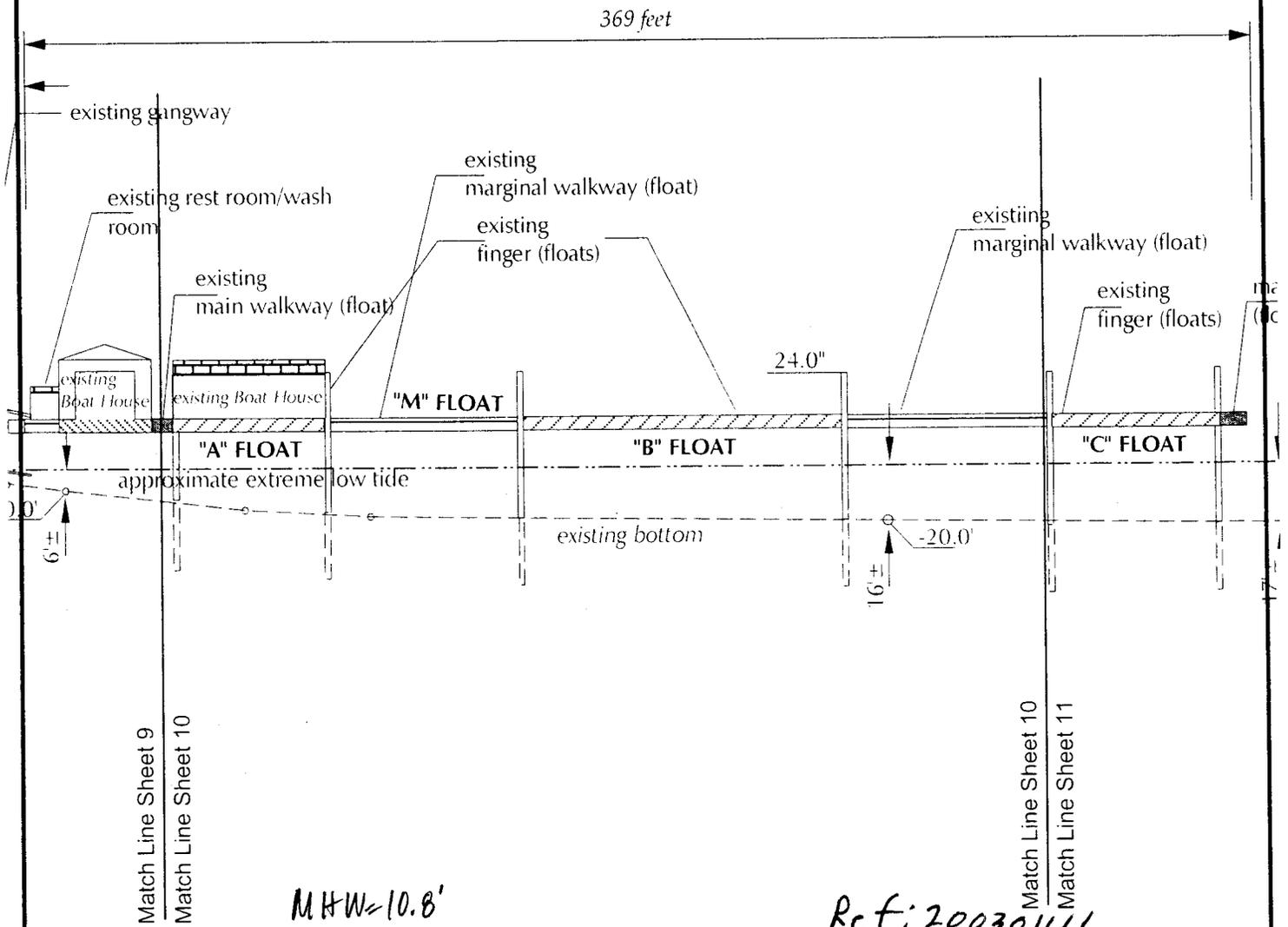
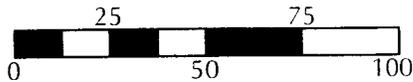
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Existing Float Profile View

"A", "B", "C" and "M" floats

Scale 1" = 50'



Purpose: Marina Expansion

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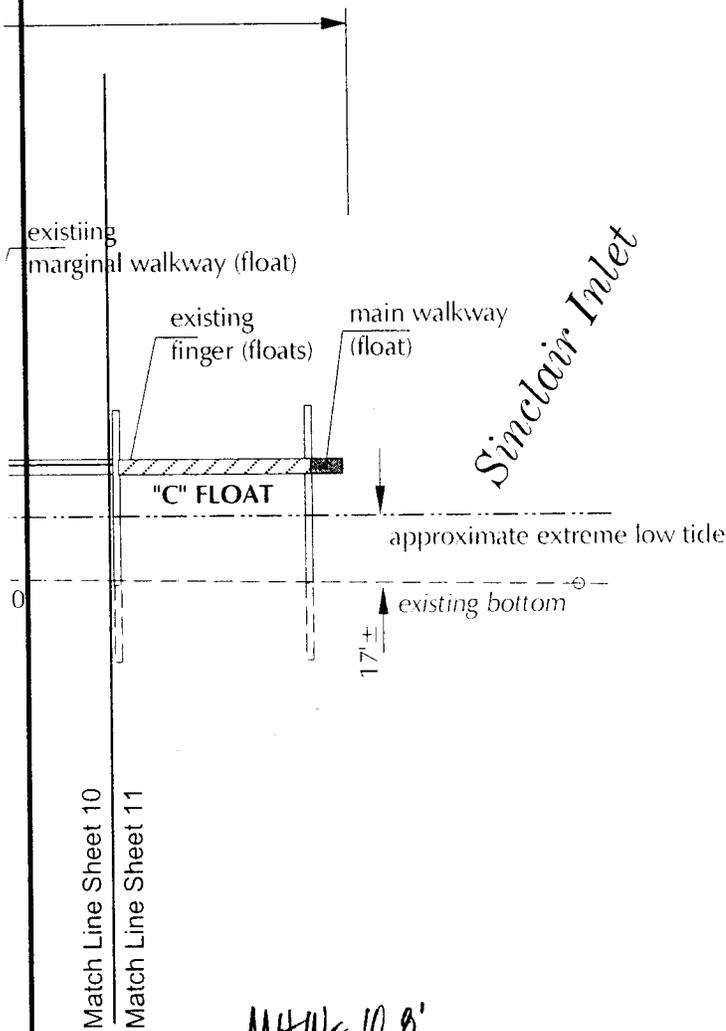
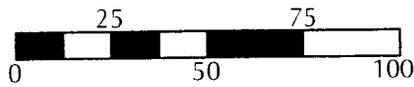
Sheet: 15 of 24 Revised

Date: May 6, 2004 E/15/04

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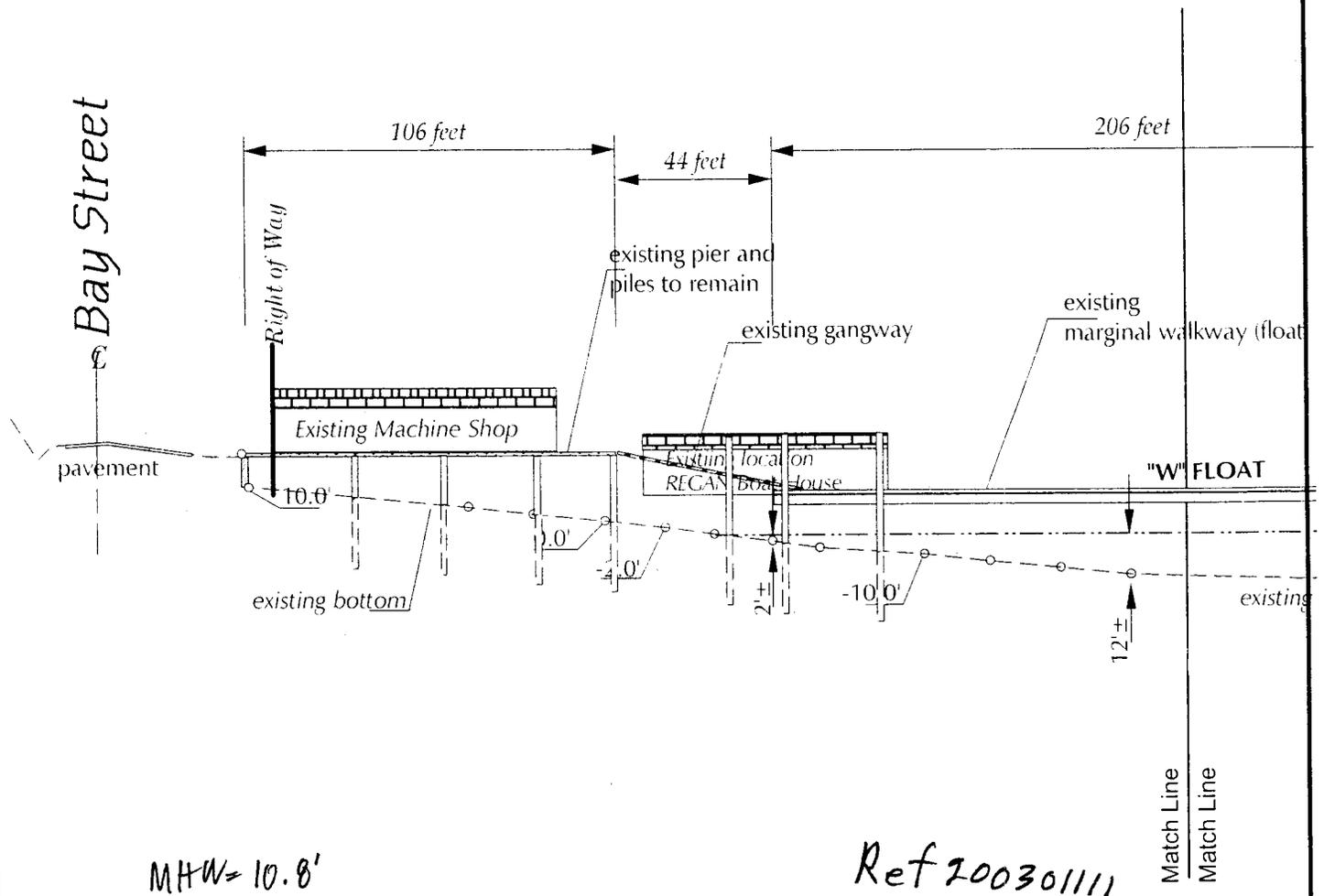
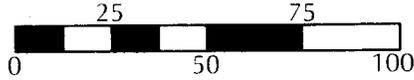
Sheet: 16 of 24 Revised

Date: May 6, 2004 6/15/04

Existing Float Profile View

"W" float

Scale 1" = 50'



Purpose: Marina Expansion
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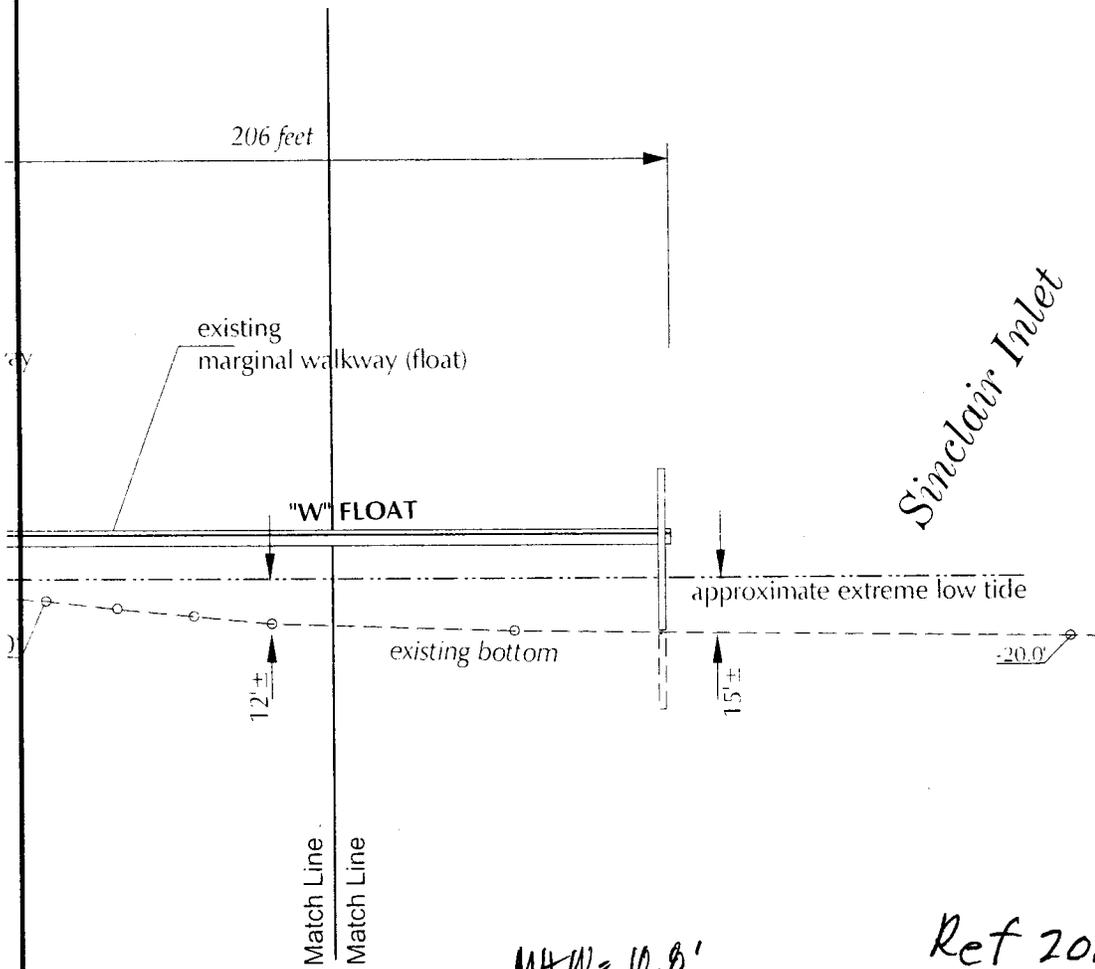
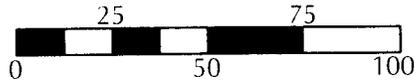
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Reference: 200301111
Sheet: 17 of 24 Revised
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Existing Float Profile View

"W" float

Scale 1" = 50'



Sinclair Inlet

MHW = 10.8'

Ref 200301111

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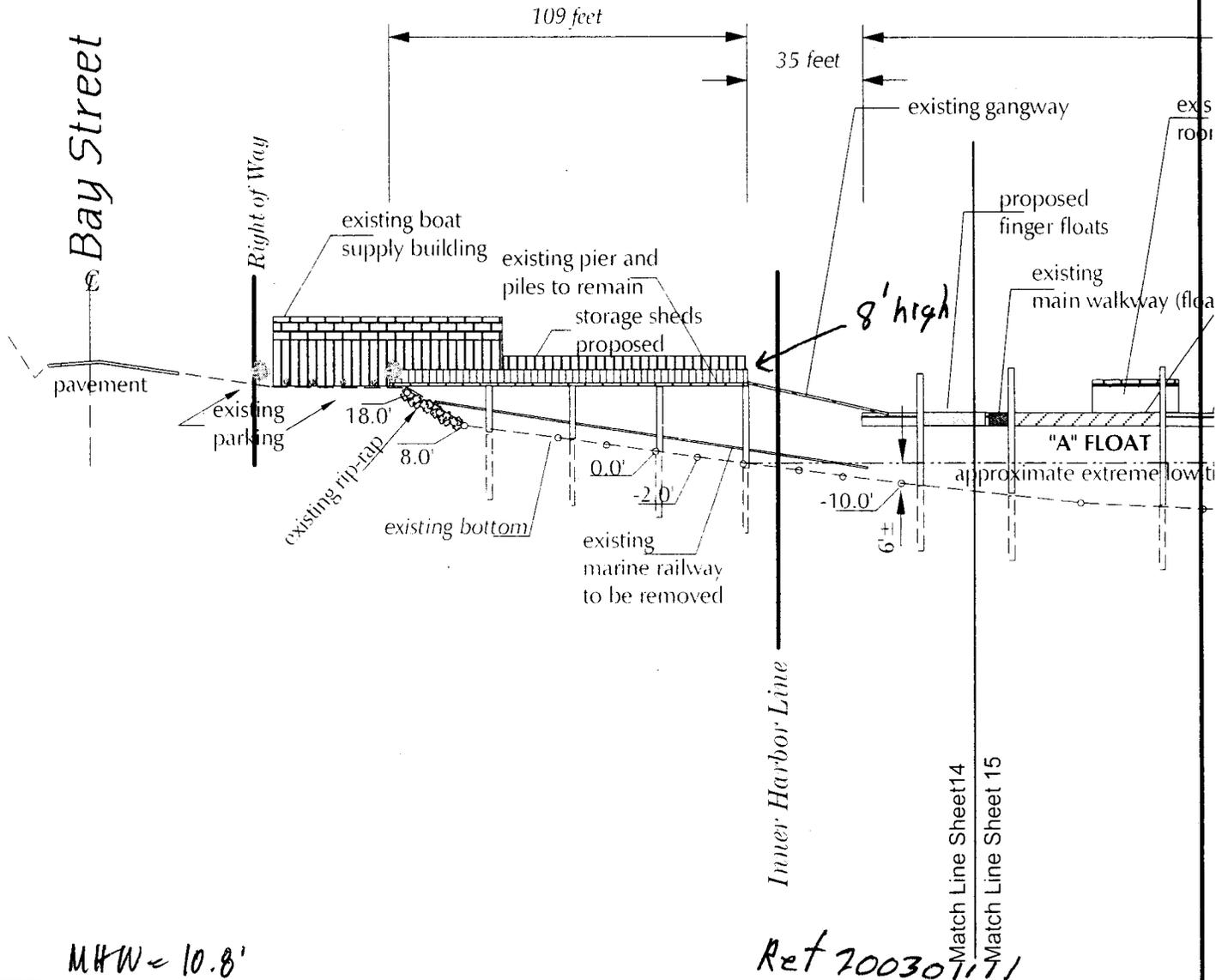
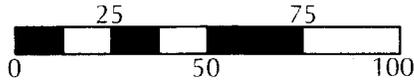
Sheet: 18 of 24 Revised

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Proposed Float Profile View

"A", "B", "C", "D" and "M" floats

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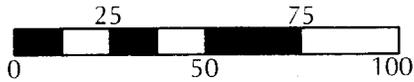


<p>Purpose: Marina Expansion</p> <p>Datum: Mean Lower Low Water</p> <p>Adjacent Property Owners:</p> <ol style="list-style-type: none"> Port Orchard Yacht Club Twenten Lighthouse 	<p>Name: Port Orchard Marine Railways</p> <p>Reference #: 200301111</p> <p>Sec: 26 Twn: 24N Rge: 1East W.M</p> <p>Site Location Address:</p> <p>405 Bay Street Port Orchard, WA 98366</p>	<p>Proposed: Additional Floats and Piliings</p> <p>In: Sinclair Inlet</p> <p>Near: Port Orchard</p> <p>County: Kitsap State: WA</p> <p>Reference: 200301111</p> <p>Sheet: 19 of 24 Revised</p> <p>Date: May 6, 2004 6/15/04</p>
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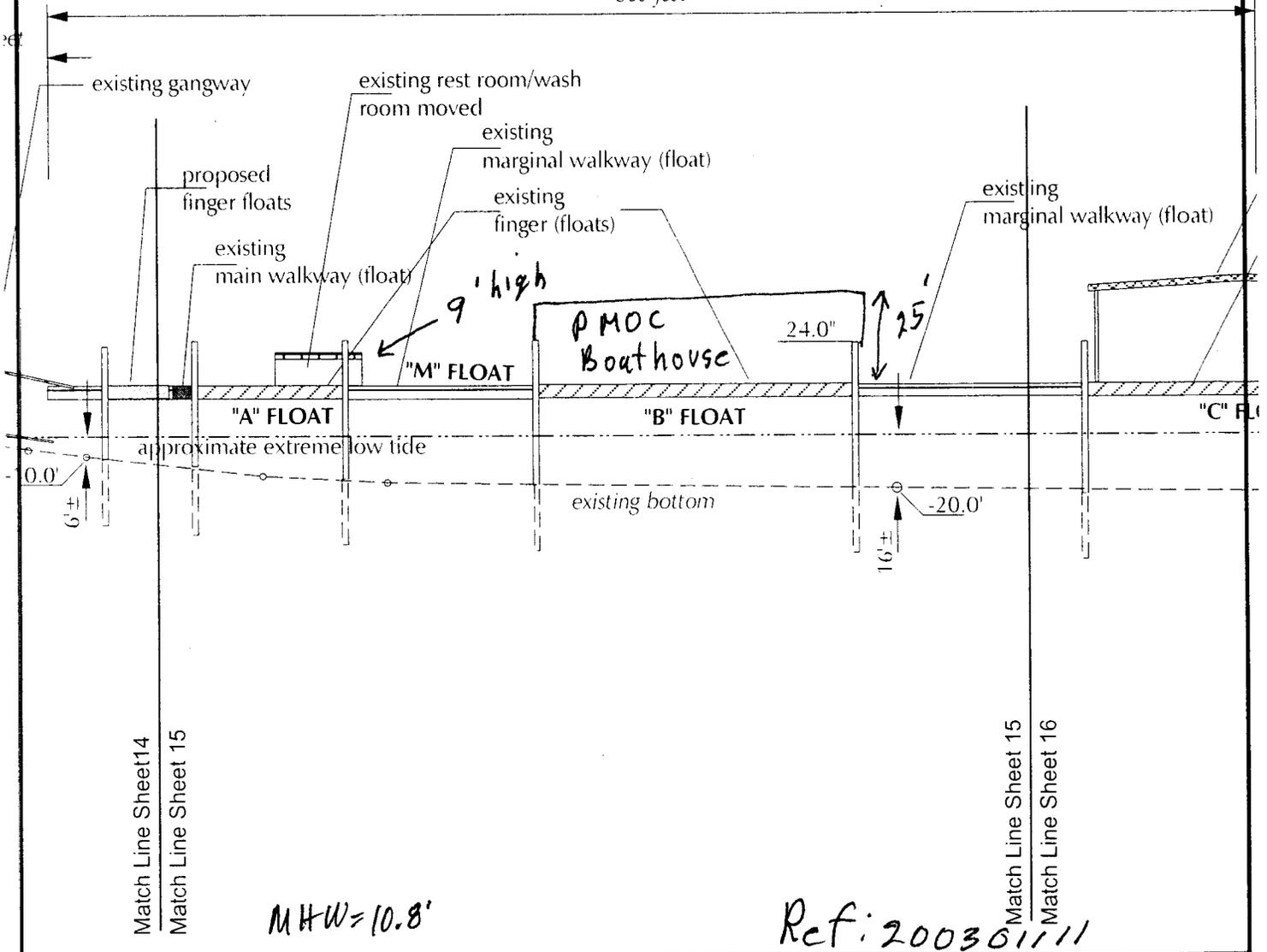
Proposed Float Profile View

"A", "B", "C", "D" and "M" floats

Scale 1" = 50'



369 feet



Purpose: Marina Expansion

Datum: Mean Lower Low Water

Adjacent Property

Owners:

1. Port Orchard Yacht Club
2. Twenten Lighthouse

Name: Port Orchard Marine Railways

Reference #: 200301111

Sec: 26 **Twn:** 24N **Rge:** 1East W.M.

Site Location Address:

405 Bay Street
Port Orchard, WA 98366

Proposed: Additional Floats and Piliings

In: Sinclair Inlet

Near: Port Orchard

County: Kitsap **State:** WA

Reference: 200301111

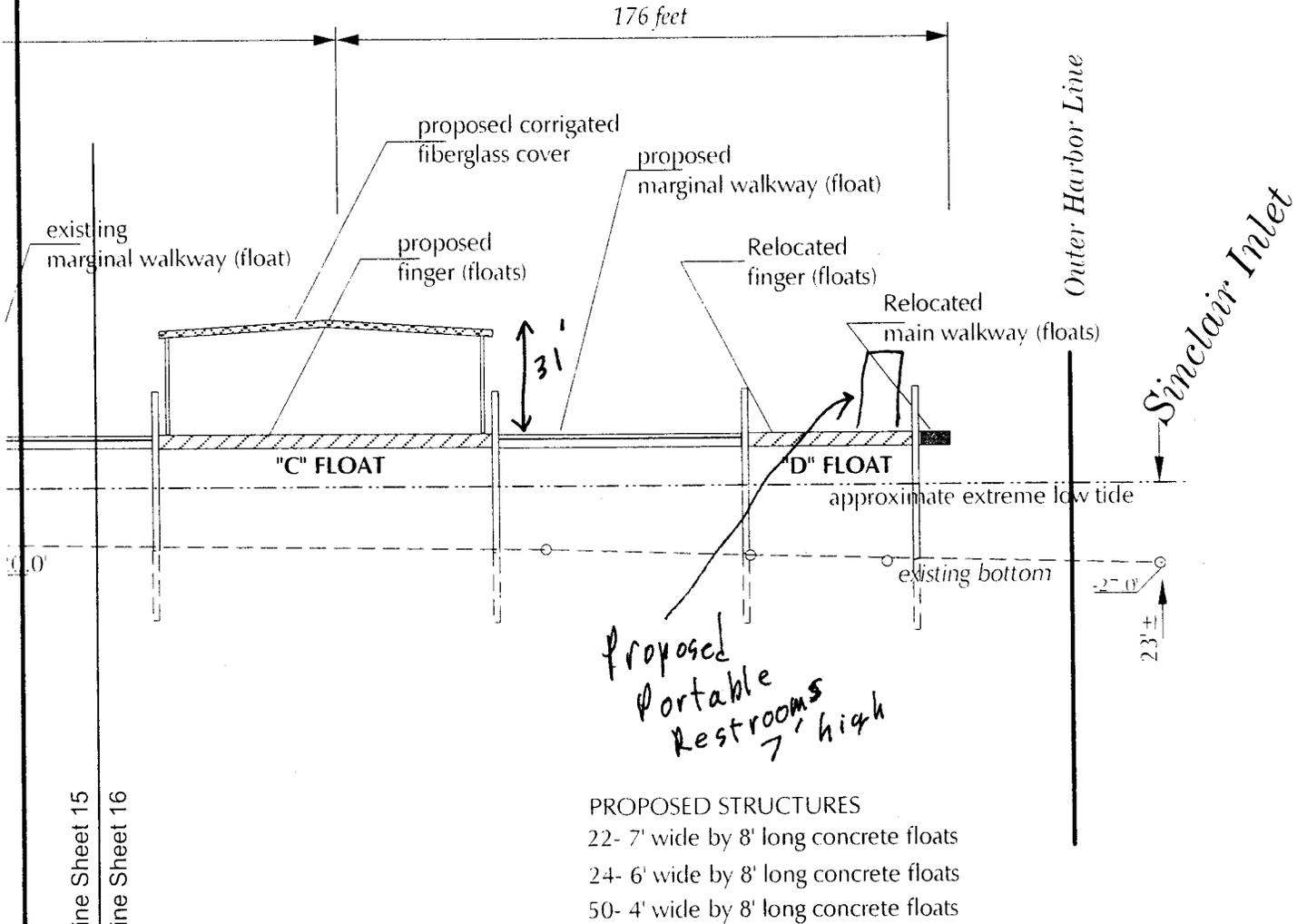
Sheet: 20 of 24 Revised

Date: May 6, 2004 6/15/04

Proposed Float Profile View

"A", "B", "C", "D" and "M" floats

Scale 1" = 50'



MHW = 10.8'

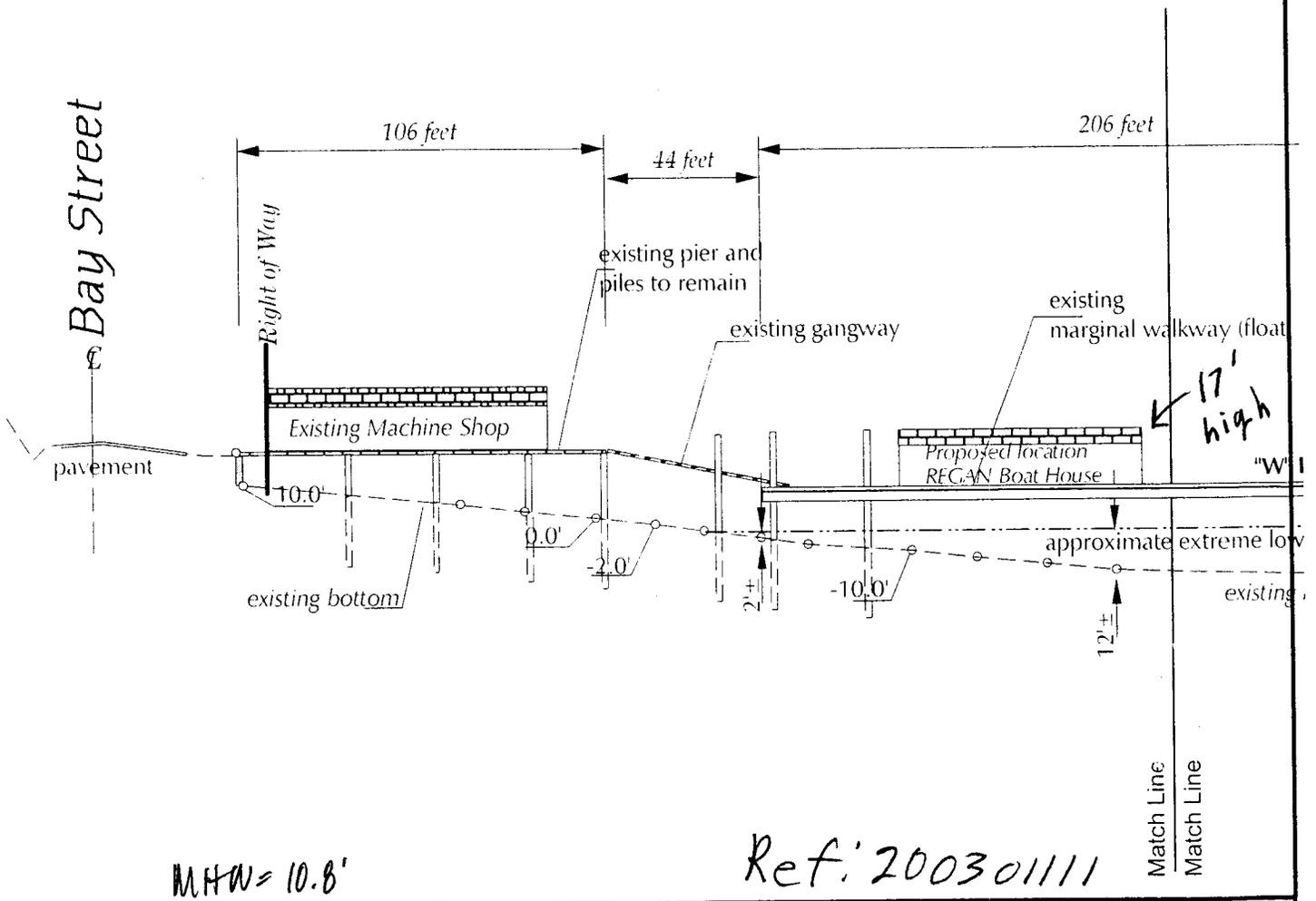
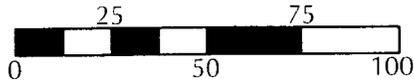
Ref: 200301111

<p>Purpose: Marina Expansion</p>	<p>Name: Port Orchard Marine Railways</p>	<p>Proposed: Additional Floats and Piliings</p>
<p>Datum: Mean Lower Low Water</p>	<p>Reference #: 200301111</p>	<p>In: Sinclair Inlet</p>
<p>Adjacent Property Owners:</p>	<p>Sec: 26 Twn: 24N Rge: 1East W.M.</p>	<p>Near: Port Orchard</p>
<p>1. Port Orchard Yacht Club 2. Twenten Lighthouse</p>	<p>Site Location Address: 405 Bay Street Port Orchard, WA 98366</p>	<p>County: Kitsap State: WA Reference: 200301111 Sheet: 21 of 24 Revised Date: May 6, 2004 6/15/04</p>

Proposed Float Profile View

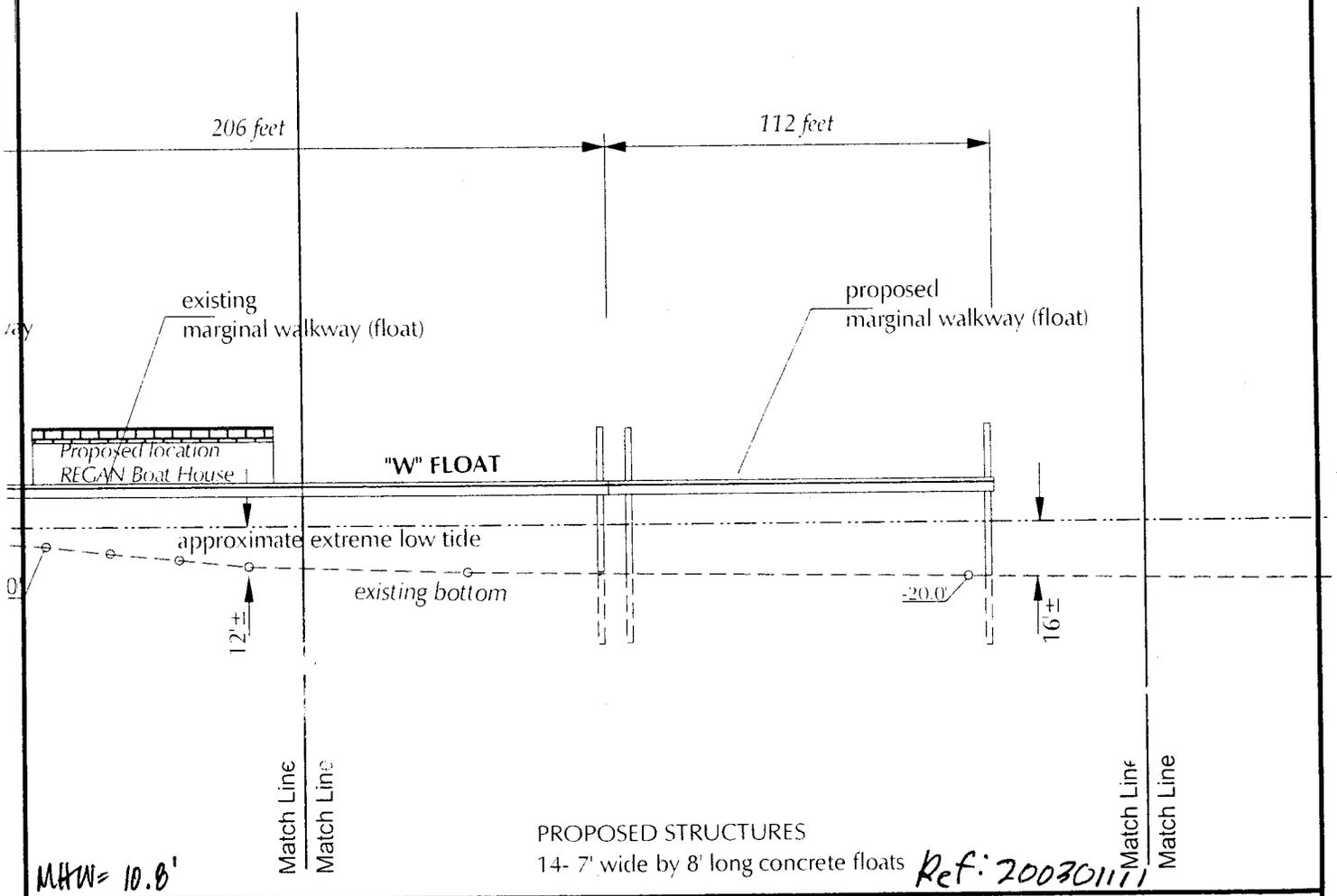
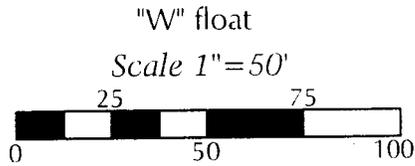
"W" float

Scale 1" = 50'



<p>Purpose: Marina Expansion</p> <p>Datum: Mean Lower Low Water</p> <p>Adjacent Property Owners:</p> <ol style="list-style-type: none"> 1. Port Orchard Yacht Club 2. Twenten Lighthouse 	<p>Name: Port Orchard Marine Railways</p> <p>Reference #: 200301111</p> <p>Sec: 26 Twn: 24N Rge: 1East W.M.</p> <p>Site Location Address: 405 Bay Street Port Orchard, WA 98366</p>	<p>Proposed: Additional Floats and Piliings</p> <p>In: Sinclair Inlet</p> <p>Near: Port Orchard</p> <p>County: Kitsap State: WA</p> <p>Reference: 200301111</p> <p>Sheet: 22 of 24 Revised</p> <p>Date: May 6, 2004 6/15/04</p>
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Proposed Float Profile View



Purpose: Marina Expansion

Datum: Mean Lower Low Water
Adjacent Property

Owners:

1. Port Orchard Yacht Club
2. Twenten Lighthouse

Name: Port Orchard Marine Railways

Reference #: 200301111

Sec: 26 **Twn:** 24N **Rge:** 1East W.M.

Site Location Address:

405 Bay Street
Port Orchard, WA 98366

Proposed: Additional Floats and Piliings

In: Sinclair Inlet

Near: Port Orchard

County: Kitsap **State:** WA

Reference: 200301111

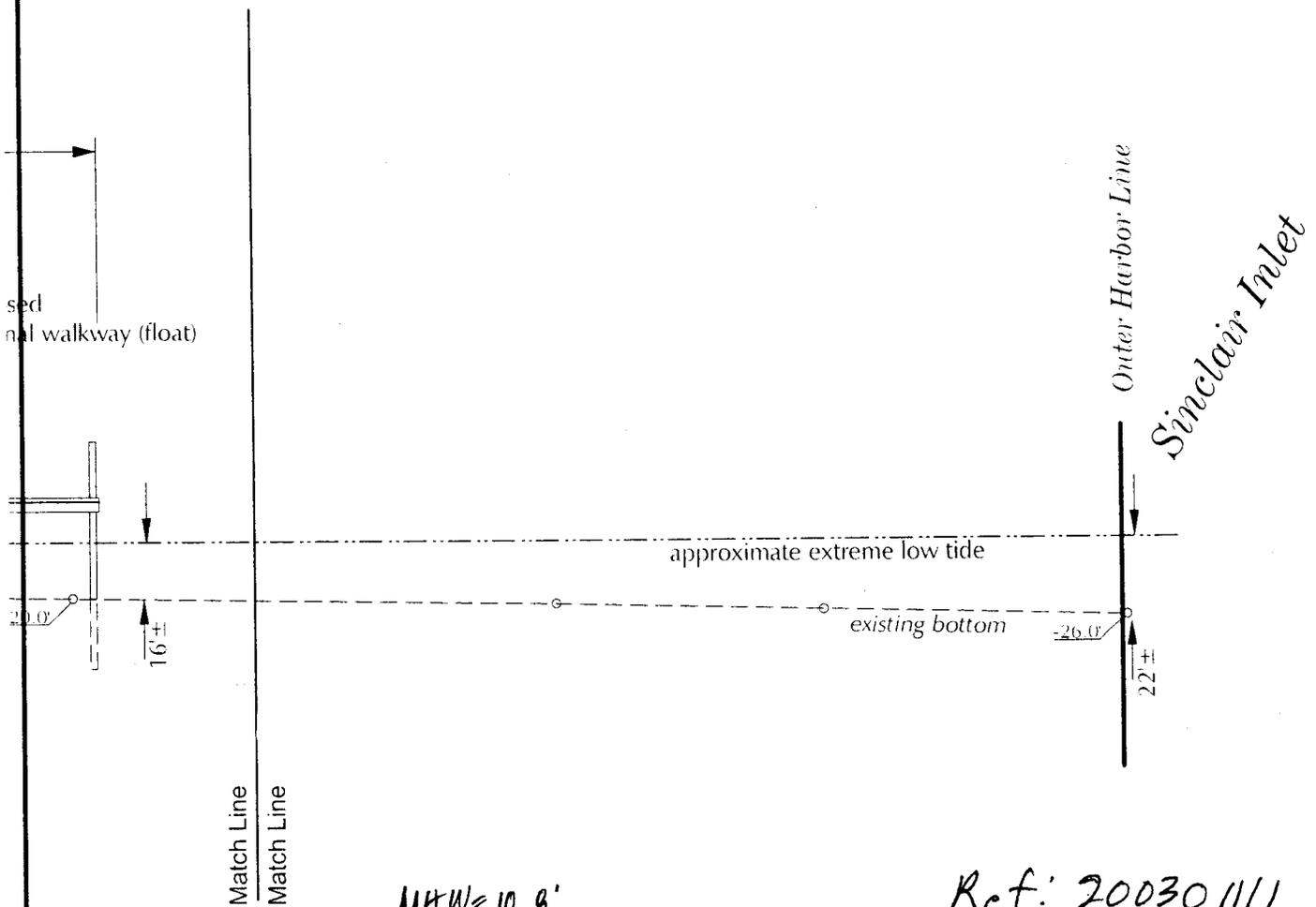
Sheet: 23 of 24 Revised

Date: May 6, 2004 6/15/04

Proposed Float Profile View

"W" float

Scale 1" = 50'



Ref: 200301111

Purpose: Marina Expansion

Datum: NGVD 29

Adjacent Property

Owners:

1. Port Orchard Yacht Club
2. Twenten Lighthouse

Name: Port Orchard Marine Railways

Reference #: 200301111

Sec: 26 **Twn:** 24N **Rge:** 1East

Site Location Address:

405 Bay Street
Port Orchard, WA 98366

Proposed: Additional Floats and Piliings

In: Sinclair Inlet

Near: Port Orchard

County: Kitsap **State:** WA

Reference: 200301111

Sheet: 24 of 24 Revised 6/15/04

Date: May 6, 2004



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
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: September 13, 2004

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 project described in the U.S. Army Corps of Engineers Public Notice No. 200301111 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'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