



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit

US Army Corps of Engineers  
Regulatory Branch  
4735 E. Marginal Way S., Bldg 1202  
Seattle, WA 98134-2388  
Telephone: (206) 561-6746  
ATTN: Sarah Albright-Garland,  
Project Manager

Public Notice Date: May 28, 2025  
Expiration Date: June 27, 2025

Reference No.: NWS-2025-163  
Name: Cape Flattery School District  
(CFSD) (New Campus Development)

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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 404 of the Clean Water Act (CWA), for certain work described below and shown on the enclosed drawings dated April 30, 2025.

APPLICANT:

Attention: Ms. Michelle Parkin  
Cape Flattery School District  
Post Office Box 850  
Neah Bay, Washington 98357  
Telephone: 360-780-6537

AGENT:

Attention: Mr. Rusty Pritchard  
OAC Services  
1717 South Rustle Street, Suite 105  
Spokane, Washington 99224  
Telephone: 509-979-6717

LOCATION: The project is located at 100 Cougar Heights Road, Neah Bay, Clallam County. Project location is shown on page 1 of 8 on the enclosed drawings.

WORK: The project proposes to fill a total of 0.56 acres (24,579 square feet (SF)) of wetland, temporarily impact 1,290 SF of wetland, and re-meander 921 linear feet (LF) of Stream Z for the purpose of developing a K-12 school.

6,813 SF of Wetland A (Category III), 3,897 SF of Wetland B (Category II), and 13,869 SF of Wetland C (Category III) would be directly impacted. There would be approximately 1,290 SF of temporary impacts to Wetland C during the construction of the project and during the construction of the proposed wetland creation mitigation area. Once construction activities are completed, elevations within this area would be established in conjunction with the proposed wetland creation area and then would be planted with an assortment of native wetland vegetation.

Phase 2 of the project on the "east site" consists of developing a future sports stadium. These impacts are not being evaluated as part of this proposal at this time and would be evaluated separately in the future. However, approximately 30,000 cubic yards of excavated materials from Phase 1 would be transported, managed, and stored on non-wetland areas on the eastern portion of the project site to be used as fill for future proposed development.

PURPOSE: The purpose of the project is to relocate the existing K-12 school located in Neah Bay to a location above the potential Tsunami zone.

ADDITIONAL INFORMATION:

Copies of this public notice which have been mailed or otherwise physically distributed feature project drawings in black and white. The electronic version features those drawings in color, which we think more accurately communicates the scope of project impacts. To access the electronic version of this public notice, go to the Seattle District's web page at <http://www.nws.usace.army.mil/> and under the heading Open Public Comment Periods select Regulatory Public Notices. Recently issued public notices are listed in chronological order of the date of issuance. Select and view the listing for this project.

The wetland boundaries and location of the ordinary high water mark shown on the project drawings have not yet been verified by the U.S. Army Corps of Engineers (Corps). If the Corps determines the boundaries of the wetland/waters are substantially inaccurate a new public notice may be published.

MITIGATION: Mitigation currently proposed includes 23,424 SF of wetland creation abutting Wetland D, 13,427 SF of enhancement in Wetland D, and 1,290 SF of wetland re-establishment in Wetland C, and construction of 890 LF of new stream channel and enhancing stream habitat conditions. The mitigation proposal is currently under review.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of the ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat.

After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to proposed and/or listed species and their designated critical habitat.

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 NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH).

If the U.S. Army Corps of Engineers (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 Corps has reviewed the latest published version of the National Register of Historic Places, Washington Information System for Architectural and Archaeological Records Data and other sources of information. No known historic properties occur in the vicinity of the proposed project. However, the property is relatively undisturbed. Because of its location on the landscape there is a potential that unknown historic properties occur in the project area. An historic properties investigation may be required during the permit application review. The Corps 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 regarding historic properties and sites of religious and cultural significance at or near the project area. After receipt of comments from this public notice, the Corps will evaluate potential impacts and consult with the State Historic Preservation Officer and Native American Nations in accordance with Section 106 of the National Historic Preservation Act, as appropriate.

**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 impacts, 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 Washington Department of Ecology has or will evaluate the proposed project in accordance with Section 401 of the Clean Water Act and for consistency with the Coastal Zone Management Act.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, 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

NWS-2025-163; Cape Flattery School District (New Campus Development)

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.

EVALUATION – ECOLOGY: The Washington Department of Ecology has or will evaluate the proposed project for consistency with the Coastal Zone Management Act.

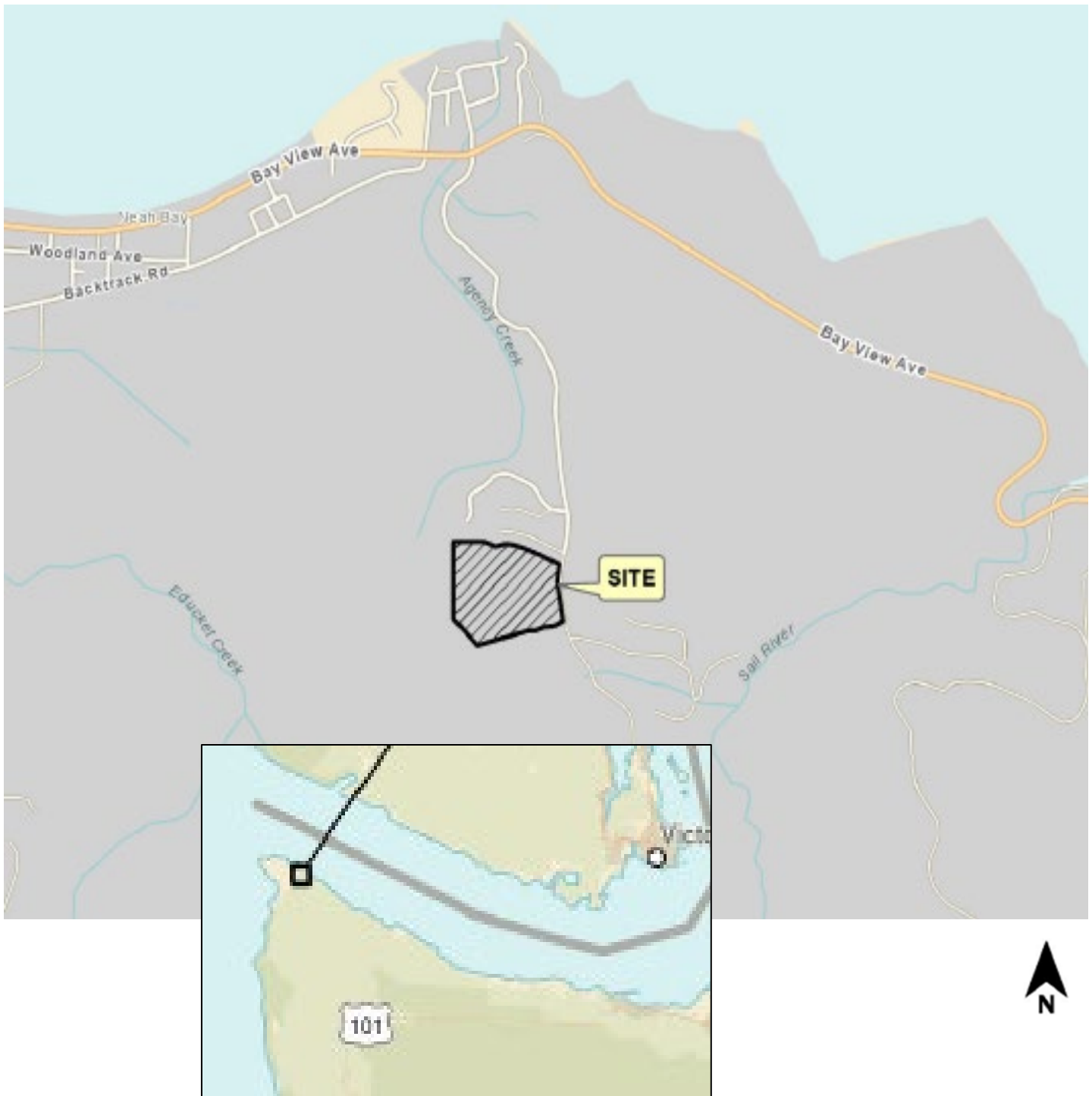
COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether authorizing the work would not be contrary to the public interest. In order to be accepted, e-mail comments must originate from 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 [sarah.l.albright@usace.army.mil](mailto:sarah.l.albright@usace.army.mil). Either conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commenter's name, address, and phone number. All comments received will become part of the administrative record and are subject to public release under the Freedom of Information Act including any personally identifiable information such as names, phone numbers, and addresses. 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.

You may also now submit project specific comments to the Corps through the new Regulatory Request System (RRS) through this link: <https://rrs.usace.army.mil/rrs> ; Click Public Notices and filter to Washington State to see all current Seattle District Public Notices, including this notice. You may submit your comments directly through this portal.

Conventional mail comments should be sent to:  
U.S. Army Corps of Engineers, Regulatory Branch,  
Attention: Sarah Albright-Garland, 4735 E. Marginal Way S, Bldg. 1202, Seattle, Washington 98134-2388.

To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: NWS-2025-163; Cape Flattery School District (CFSD) (New Campus Development)

Encl: Figures (8)



<p><b>Reference:</b> NWS-2025-163</p> <p>*****</p> <p><b>Applicant:</b> Cape Flattery School District</p> <p><b>Adjacent Property Owners:</b> Makah Tribe of Indians</p>	<p><b>Location:</b> 100 Cougar Heights Road Neah Bay, WA 08357</p> <p><b>LAT/LONG:</b> 48.355357°N/ 124.587648°W</p> <p><b>PAGE:</b> 1 of #8</p>	<p><b>Proposed Project:</b> Cape Flattery School District Neah Bay K-12 Campus Relocation</p> <p><b>Title:</b> Figure 1- Site Vicinity Map</p> <p><b>Date:</b> 04/30/2025</p>
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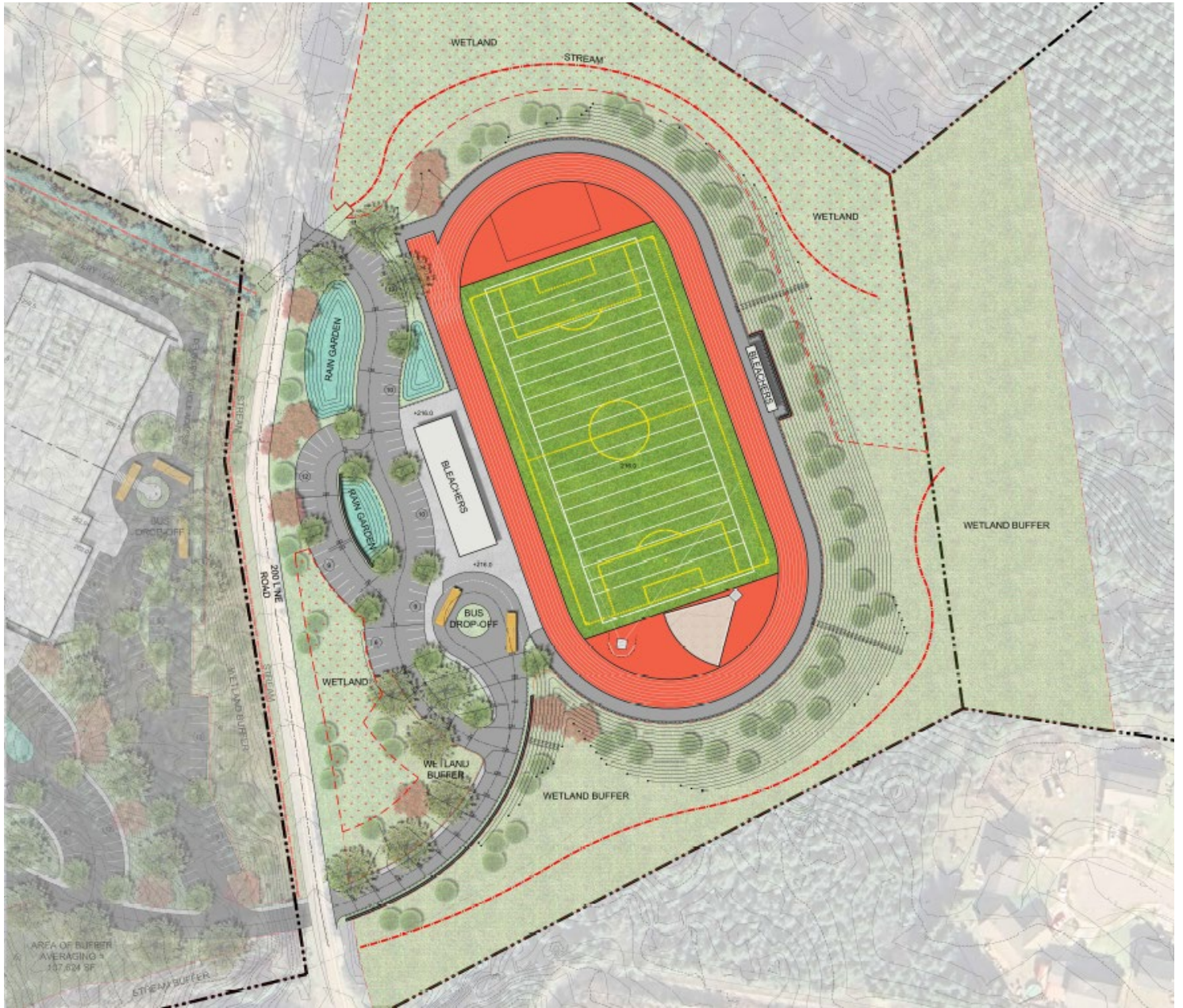
See Attachment A for detailed project drawings.



Reference \*\*\*\*\* NWS-2025-163  
 Applicant: Cape Flattery School District  
 Proposed Project: Neah Bay K-12 Campus Relocation  
 Location: Neah Bay, WA  
 Sheet: # of # 2 of 8  
 Date:

Figure 2  
 Proposed West Site  
 Development





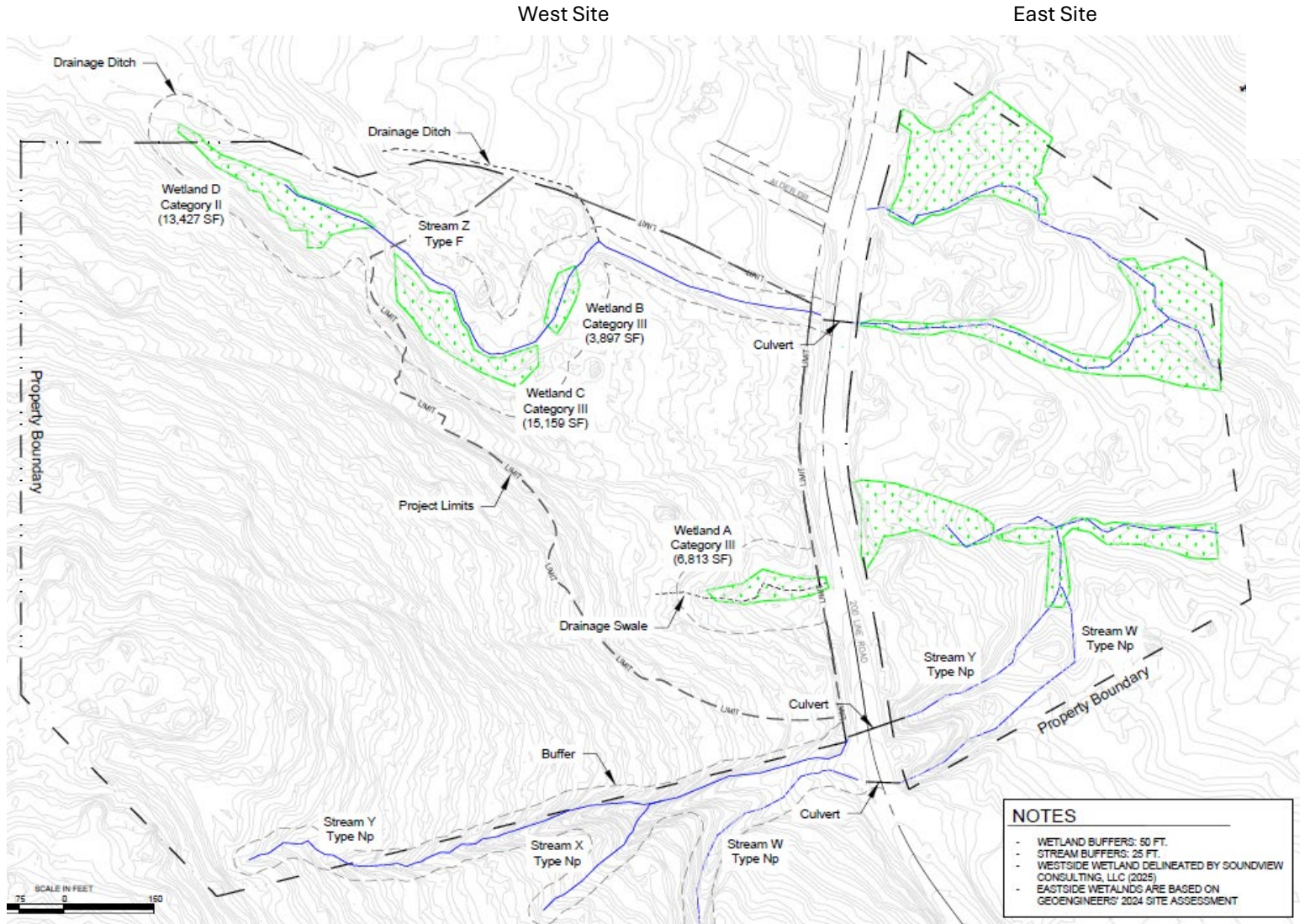
See Attachment A for detailed project drawings.



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Figure 3  
 Future East Site Conceptual  
 Development





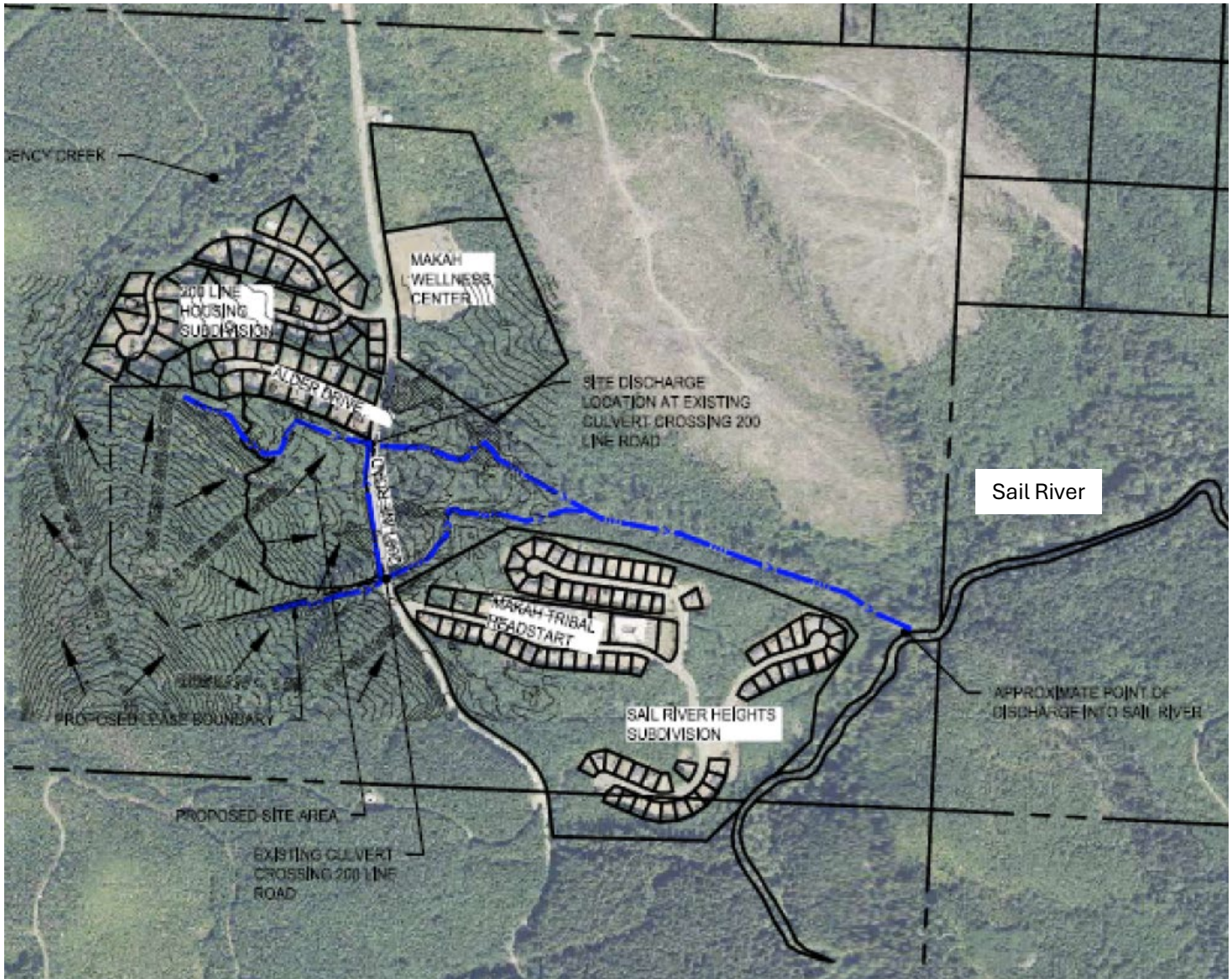
See Attachment A for detailed project drawings.



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Figure 4  
Existing Site Conditions





See Attachment A for detailed project drawings.



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<b>Proposed Project:</b>	Neah Bay K-12 Campus Relocation
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<b>Date:</b>	

Figure 5  
Sail River Watershed  
Site Area Drainage

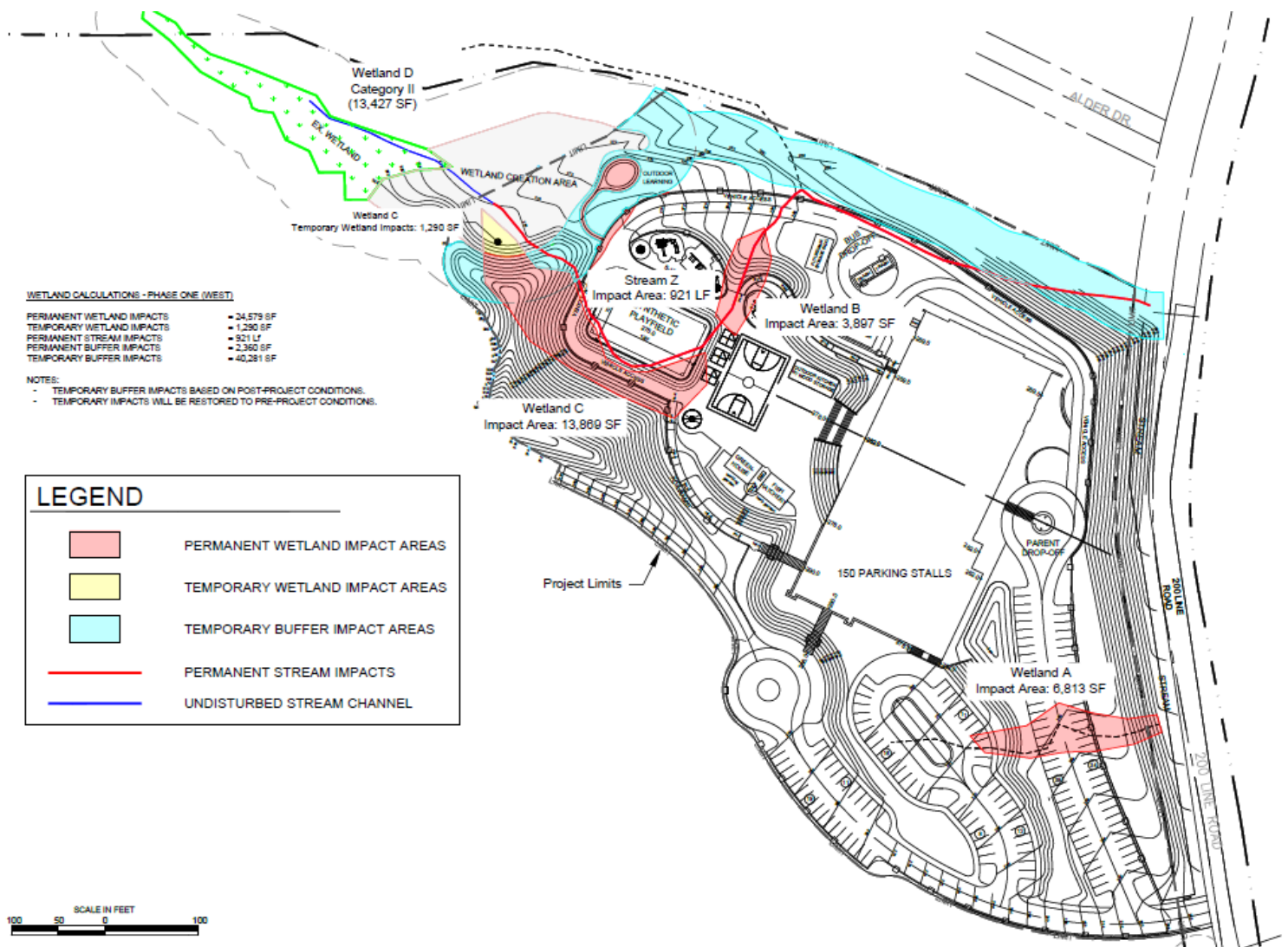




See Attachment A for detailed project drawings.

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Figure 6  
 Excess Soil Storage  
 Area- East Site



See Attachment A for detailed project drawings.

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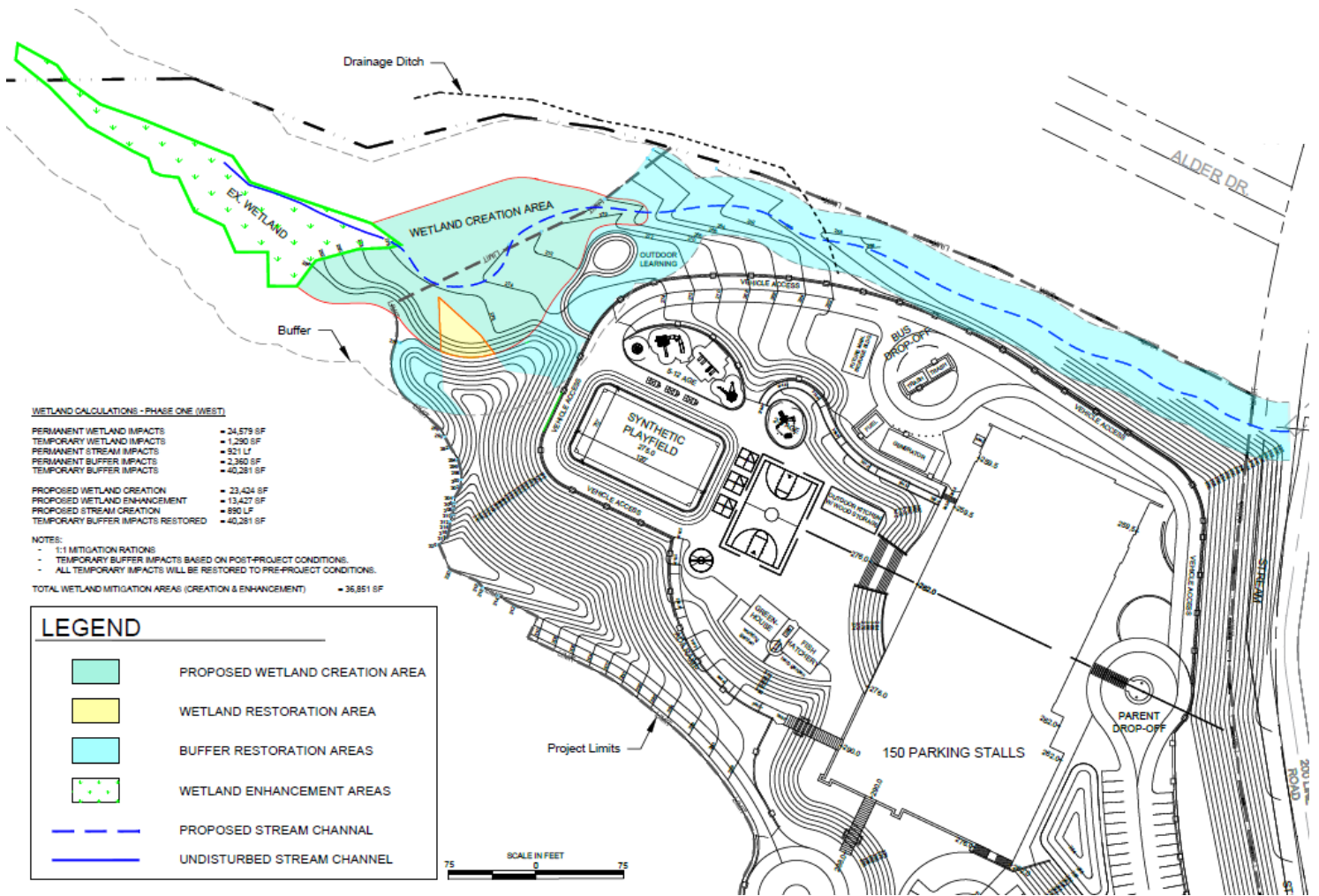
**Location:** Neah Bay, WA

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**Date:**

Figure 7  
West Site - Wetland  
Impact Areas





See Attachment A for detailed project drawings.

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**Location:** Neah Bay, WA

**Sheet:** # of # 8 of 8

**Date:**

Figure 8  
West Site - Wetland  
Mitigation and  
Enhancement Areas