



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit

**US Army Corps of Engineers**

Regulatory Branch  
Post Office Box 3755  
Seattle, WA 98124-3755  
Telephone: (978) 318-8676  
ATTN: Colin Greenan,  
Project Manager

**Public Notice Date:** 7 July 2021

**Expiration Date:** 22 July 2021

**Reference No.** NWS-2020-00722-AQ

**Name:** Pacific Shellfish Nahcotta  
LLC, Willapa-Stony Point Lease

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The Corps will review the work in accordance with Section 404 of the Clean Water Act (CWA) and Section 10 of the Rivers and Harbors Act. The Washington Department of Ecology (Ecology) will review the work separately pursuant to Section 401 of the CWA, with applicable provisions of State water pollution control laws and the Coastal Zone Management Act.

**APPLICANT:** Pacific Shellfish Nahcotta LLC  
1200 Robert Bush Drive  
South Bend, Washington 98586  
Telephone: (360) 875-5557

**AGENT:** Pacific Shellfish/Pacific Seafood Company  
Attention: Miranda Ries  
1200 Robert Bush Drive  
South Bend, Washington 98586  
Telephone: (360)- 951-7334

**LOCATION:** Approximately 429.5 acres within 12 distinct parcels in Willapa Bay near Bruceport, Pacific County, Washington on privately owned property assigned a shellfish farming use designation. The parcel numbers are: 79001000024, 79001000020, 79001000153, 79001000266, 79001000157, 79001000032, 79001000345, 79001000148, 79001000039, 79001000292, 79001000241, and 79001000271. The approximate latitude/longitude coordinates for the center of the site are 46.678974 / -123.923679, and the project corners are indicated on the project plans.

**WORK:** This project proposes to continue the commercial cultivation of Manila clams, Pacific oyster and Kumamoto oysters within a 429.5-acre cultivation area spread across 12 parcels. Approximately 19.2 acres of the cultivation area located between approximately +2 feet and 0 feet MLLW would be used to cultivate Manila clams. Gravelling is proposed for the 19.2-acre clam area. No more than 1 inch of cleaned and washed gravel and/or shell would be placed in this area up to one time annually. Clam seed would be spread by hand during low water. Area netting measuring 16-foot x 64-foot would be placed over the seeded area and would be on site for the first year of clam growth. Market-sized clams would be hand harvested approximately 2-3 years after seeding.

Oysters would be cultivated using two techniques: on-bottom and off-bottom. For on-bottom cultivation, approximately 354.3 acres of the cultivation area located between 0 feet and -2 feet MLLW would be seeded with oysters dispersed from a boat at high tide. Harrowing of the on-bottom area would occur periodically depending on substrate conditions. Market-sized oysters would be harvested either by hand at low tide or by mechanical dredge at

high tide approximately 2-3 years after seeding. For off-bottom cultivation of oysters, a rack and bag (basket) system or longlines would be used. The rack and bag technique utilizes pipes to support a mainline that bags or SEAPA baskets containing oysters are attached to. Up to 17,500 bags/baskets would be present on the site. Rebar or aluminum racks may also be used to keep bags/baskets off the bottom. The longline technique would use pipes to support rope lines which oysters are then attached to. Up to 2,800 longlines would be present on the site. Oysters grown off-bottom using the rack and bag technique would be harvested at high tide using a boat to remove the bags/baskets. Oysters grown off-bottom using the longline technique would be harvested by hand at low tide by removing market-sized oysters from longlines, and then placing into tubs for pick up by boat.

Access to the site will be primarily by boat; however, access from shore for maintenance activities would also occur (applicant owns property off Route 101 as indicated on the attached figures).

**PURPOSE:** Cultivation of shellfish for commercial sale and human consumption

**ADDITIONAL INFORMATION:** The applicant has requested that the project be authorized for 12 years.

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 location of the line of mean high water and high tide line 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:** Compensatory mitigation has not been proposed for this project.

**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. There are no recorded historic properties within the permit area. The permit area has been so extensively disturbed by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The Corps invites responses to this public notice from Native American Tribes 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 Tribes in accordance with Section 106 of the National Historic Preservation Act, as appropriate.

**ENDANGERED SPECIES:** The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and 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.

The Corps is assessing the potential impacts to listed species and critical habitat in the project area for consistency with the Programmatic Biological Opinions for Shellfish Activities in Washington State Inland Marine Waters (U.S. Fish and Wildlife Service (USFWS) Reference Number 01EWF00-2016-F-0121, National Marine Fisheries Service (NMFS) Reference Number WCR-2014-1502).

**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).

The Corps is assessing potential impacts to Essential Fish Habitat in the project area for consistency with the with the Programmatic Biological Opinion for Shellfish Activities in Washington State Inland Marine Waters (National Marine Fisheries Service (NMFS) Reference Number WCR-2014-1502).

**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 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 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.

**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 [colin.m.greenan@usace.army.mil](mailto:colin.m.greenan@usace.army.mil). Conventional mail comments should be sent U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington, 98124-3755. 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. Please include the following name and reference number: NWS-2020-00722-AQ; Pacific Shellfish Nahcotta LLC, Willapa-Stony Point Lease.

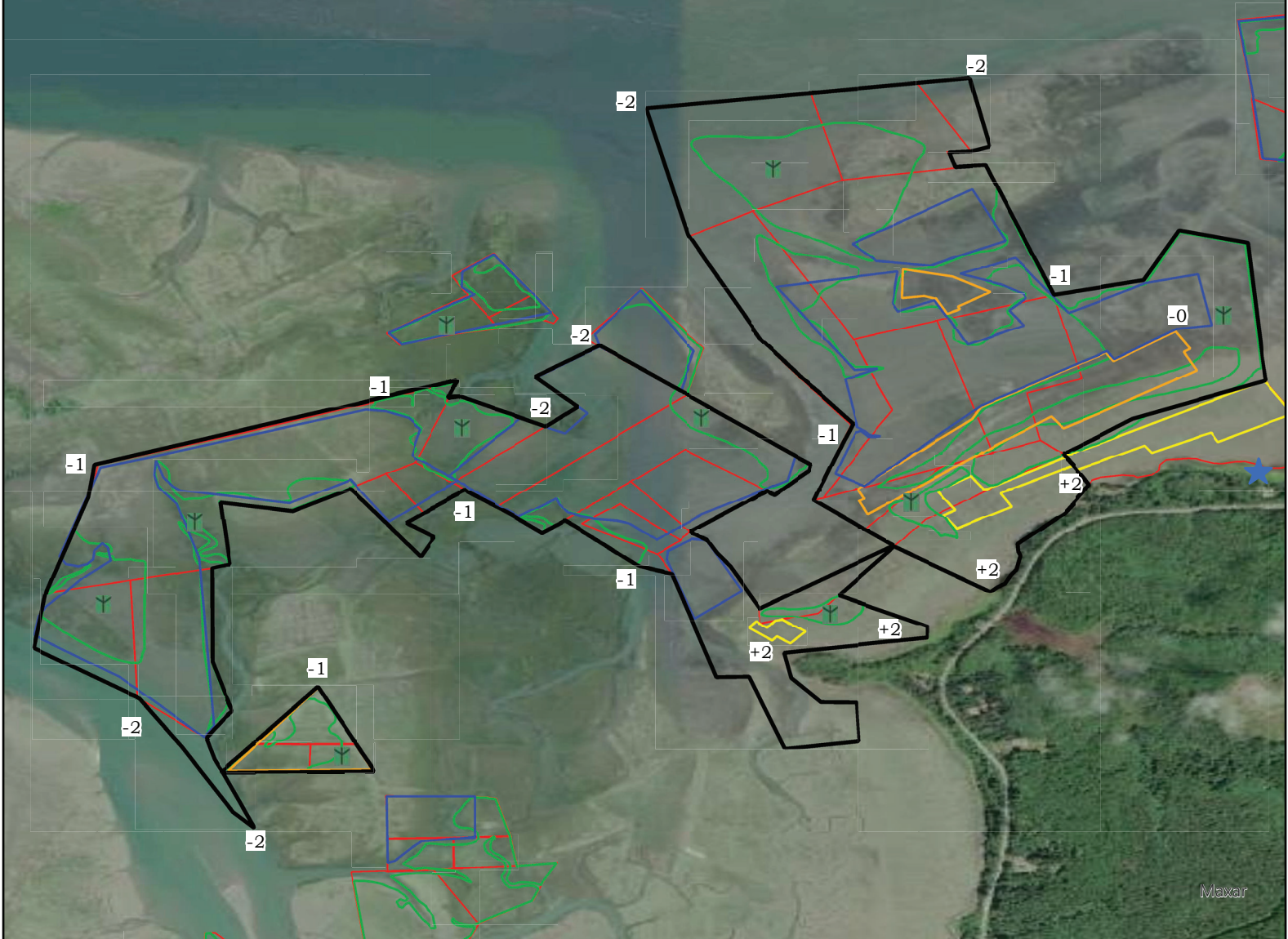
Encl: Figures (5)

Notes:  
 \*Areas shown as "Clam" will receive graveling, up to 1" per year.  
 \*Cultivation sites outside of the black outlined area, are projects being otherwise permitted and are not a part of this application.

Shore access to site ★

## Legend

- Outline of Reference Area —
- On Bottom Culture —
- Off Bottom Culture —
- Clam —
- Eel Grass Delineation —
- Property Lines —

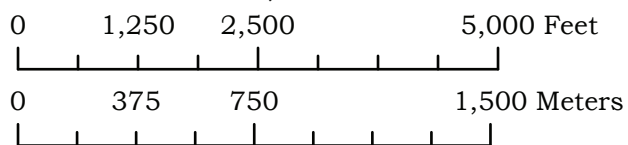


Company Name: Pacific Shellfish South Bend LLC

Project Name: Willapa-Stony Point

Attachment Reference:

Date: June 3, 2021



Description  
Stony Point

Current  
711.95 Acres

On Bottom  
Off Bottom  
Clam  
Natural Catch

354.30 Acres  
56.00 Acres  
19.20 Acres  
0 Acres

Parcel List:  
 79001000024  
 79001000020  
 79001000153  
 79001000266  
 79001000157  
 79001000032  
 79001000345  
 79001000148  
 79001002039  
 79001000292  
 79001000241  
 79001000271





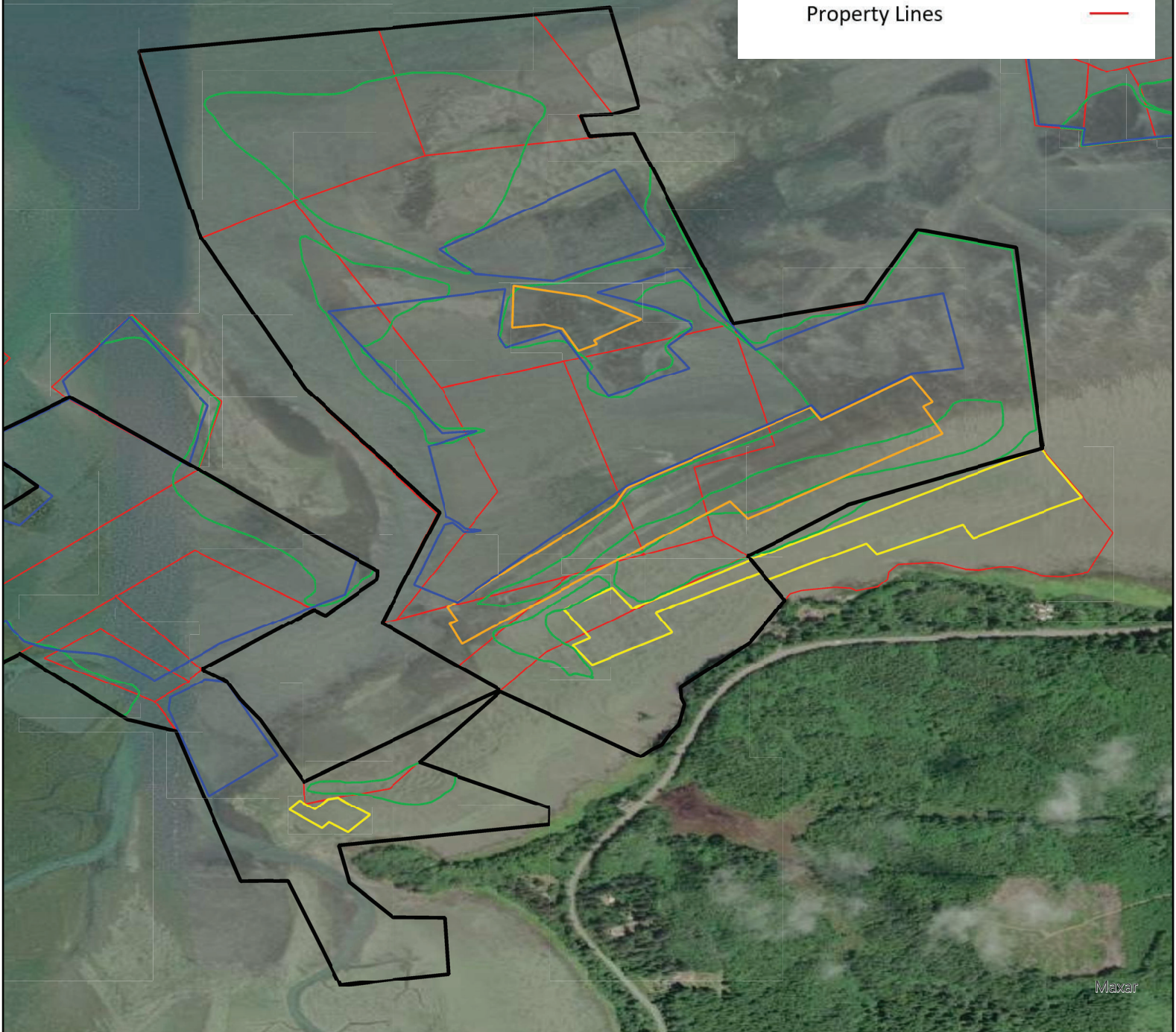
Notes:

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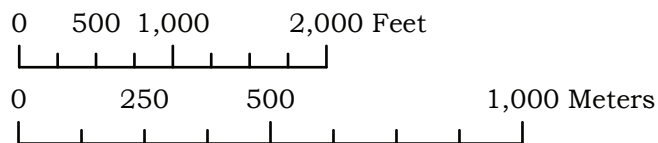
\*Cultivation sites outside of the black outlined area, are projects being otherwise permitted and are not a part of this application.

Legend

- Outline of Reference Area
- On Bottom Culture
- Off Bottom Culture
- Clam
- Eel Grass Delineation
- Property Lines



Company Name: Pacific Shellfish South Bend LLC  
Project Name: Willapa-Stony Point  
Attachment Reference: Willapa-Stony Point (Eastside)  
Date: June 3, 2021



Please see first page of PDF  
for acreage breakdown. this  
zoomed in version is only  
for clarity

Parcel List:  
79001000024  
79001000020  
79001000153  
79001000266  
79001000157  
79001000032  
79001000345  
79001000148  
79001002039  
79001000292  
79001000241  
79001000271





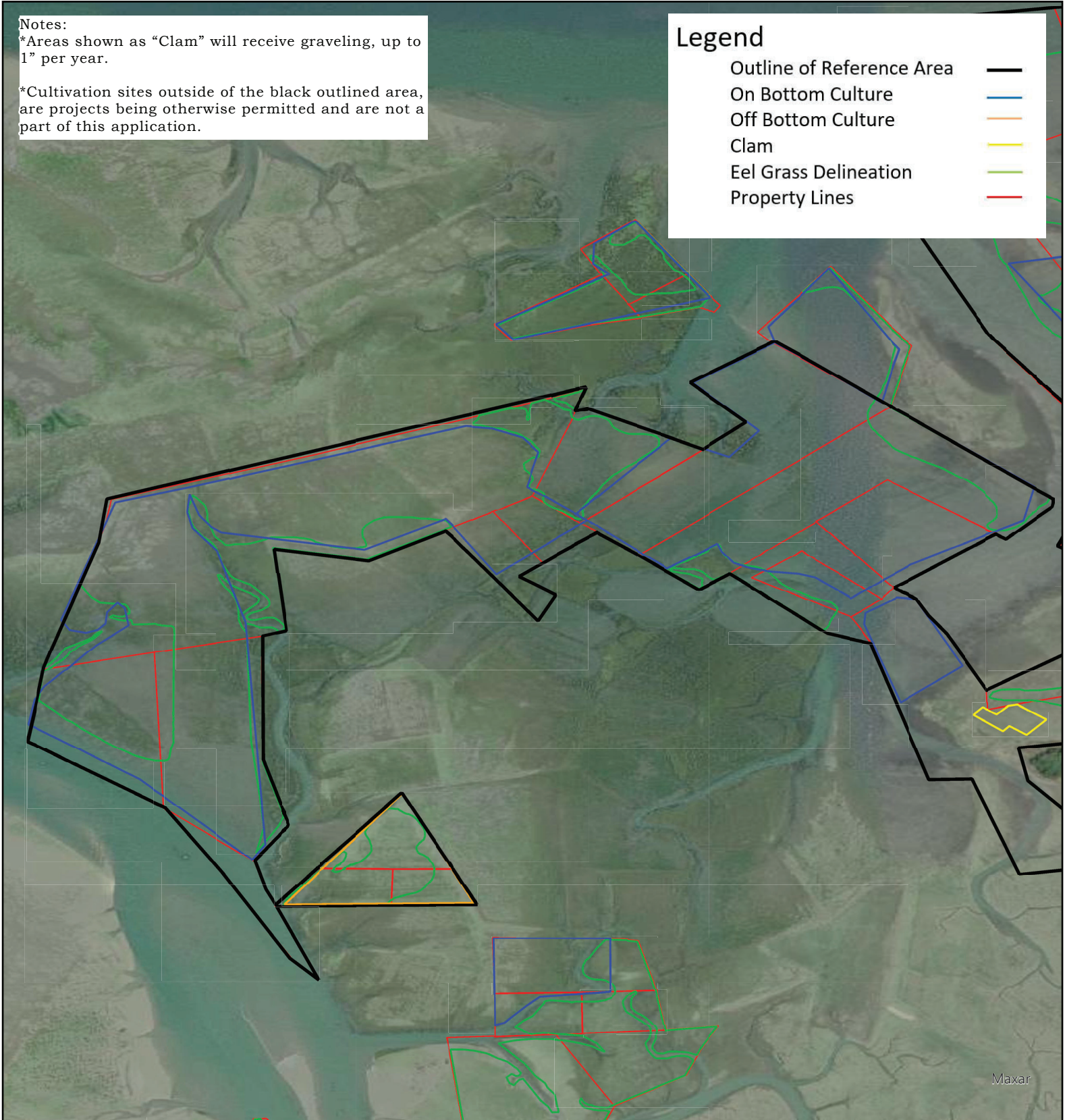
Notes:

\*Areas shown as "Clam" will receive graveling, up to 1" per year.

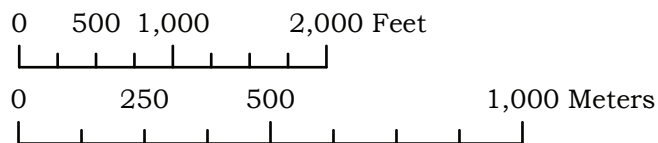
\*Cultivation sites outside of the black outlined area, are projects being otherwise permitted and are not a part of this application.

Legend

- Outline of Reference Area
- On Bottom Culture
- Off Bottom Culture
- Clam
- Eel Grass Delineation
- Property Lines



Company Name: Pacific Shellfish South Bend LLC  
Project Name: Willapa-Stony Point  
Attachment Reference: Willapa-Stony Point (Westside)  
Date: June 3, 2021



Please see first page of PDF  
for acreage breakdown. this  
zoomed in version is only  
for clarity

Parcel List:  
79001000024  
79001000020  
79001000153  
79001000266  
79001000157  
79001000032  
79001000345  
79001000148  
79001002039  
79001000292  
79001000241  
79001000271



Company Name: Pacific Shellfish South Bend LLC  
Project Name: Willapa-Stony Point  
Attachment Reference:  
Date: June 3, 2021

GPS Coordinate Points:

Northern Point  
46.692703 N lat./ 123.920019 W long.

Eastern Point  
46.681967 N lat./ 123.909764 W long.

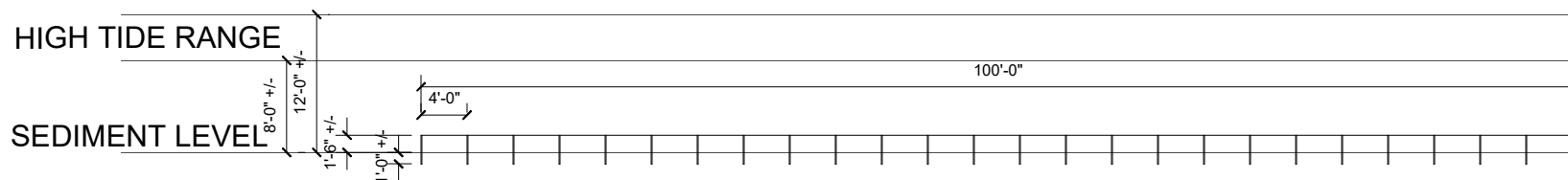
Southern Point  
46.669175 N lat./ 123.926403 W long.

Western Point  
46.672717 N lat./ 123.952919 W long.

- KEY:
- 1) PIPE DIAMETER 1"
  - 2) PIPE LENGTH 2'-6"
  - 3) ROPE DIAMETER 1/4"
  - 4) ROPE LENGTH 100'-0"



AERIAL IMAGERY AND PHOTO OF LONG LINE  
SCALE: NO SCALE



SECTION LONG LINES (D01)  
SCALE: 1/8" = 1'-0"

# PACIFIC SHELLFISH

PROJECT NAME:	D01		
DATE OF DRAWINGS:	DATE: JAN-19-2021	SHEET NAME:	SECTION LONG LINES
PROJECT LOCATION:	SMOKEY HOLLOWS	SCALE:	1/8" = 1'-0"
	NAHCOTTA LLC	NUMBER OF SHEETS:	1 OF 1