

**MITIGATED DETERMINATION OF NONSIGNIFICANCE (MDNS)  
And Notice of Decision**

**File PL05-0257**

Notice is hereby given that on May 9, 2005 Kenneth N. Shultz filed a Forest Practice Conversion Application. The applicant proposes conversion of approximately 1 acre (P51922) of a 15 acre parcel (P122751) for future residential use. The application was deemed complete on May 24, 2005.

PROPONENT: Kenneth N. Shultz, 45242 Duffy Street, Concrete, WA 98237

PROJECT LOCATION: The subject property is within a portion of the S1/2 of the SW ¼ of the SE1/4 of Section 31, Township 36N, Range 11E, W.M., Skagit County, Washington. Skagit County Parcel No. P122751, P51922

LEAD AGENCY: Skagit County Department of Planning and Development Services

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(C). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request. This determination is subject to the mitigated measures as identified below and shall be deemed conditions of approval of the land use and/or permit pursuant to Skagit County Code 14.12. Such conditions are considered binding and may not be altered by subsequent decisions unless a threshold determination is re-issued.

1. Skidder, tractor, cat and/or shovel yarding shall be prohibited at time of high soil moisture. Skidding shall stop if soil rutting exceeds 10 inches in depth until soils dry.
2. The public right-of-way shall be kept clean. Tracking of mud and debris from the site will not be allowed.
3. Temporary erosion and sedimentation control measures may be required at the discretion of the Department of Natural Resources or the County.
4. A Copy of this MDNS and an approved Department of Natural Resources Forest Practice permit shall be kept on site and made available to inspecting agencies during all phases of harvest activity.
5. Applicant shall adhere to the submitted site plan. Revisions or alterations must be approved by Skagit County and the DNR prior to any deviation.

**The Lead Agency previously issued a comment period for this proposal under the Optional DNS process outlined under WAC 197-11-355.**

You may appeal this threshold determination in accordance with Skagit County Code 14.12 and 14.06 and then by filing such with the Skagit County Department of Planning & Development Services for service to the SEPA responsible official within fourteen (14) calendar days after the date of the threshold determination.

Appeals must be submitted no later than: 6-30-05.

RESPONSIBLE OFFICIAL: Director

CONTACT PERSON: Dan Cox, Senior Planner

ADDRESS: 1800 Continental Place, Mount Vernon, WA 98273.

PHONE: (360) 336-9410

Date: 6-14-05

Signature: \_\_\_\_\_

cc: DNR, WDOE, WSDF&W, NWAPA, Public Works, Fire Marshal, Skagit Systems Cooperative,  
Applicant

Please Publish: 6-16-05

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