

**SKAGIT COUNTY PLANNING AND DEVELOPMENT SERVICES
MITIGATED DETERMINATION OF NONSIGNIFICANCE (MDNS)
And NOTICE OF DECISION
FILE #BP07-1225**

PROJECT DESCRIPTION: Notice is hereby given that on November 29, 2007, Skagit County Planning and Development Services will approve the environmental review conducted in conjunction with Grading permit application #BP07-1225 for the placement of approximately 50,000 cubic yards of material for the construction of approximately 8,400 lineal feet of 40 foot wide by 4 foot high seepage berm along the existing dike. The proposed project is located within the Agricultural Natural Resource Lands (Ag-NRL) zoning/comprehensive plan designated areas as indicated in the Skagit County Comprehensive Plan and associated maps adopted July 24, 2000, and as thereafter amended.

PROPONENT: Skagit County Diking District #3, c/o Dave Olson, P.O. Box 324, Conway, WA 98238. Contact Person: Leonard, Boudinot, & Skodje, P.O. Box 1228, Mount Vernon, WA 98273.

PROJECT LOCATION: The project is located along the existing dike from Riverview Lane to Britt Slough, Mount Vernon, within a portion of Section 36, Township 34N, Range 3 E W.M., situated within Skagit County, Washington.

LEAD AGENCY: Skagit County 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. Temporary erosion/sedimentation control measures, as approved by the Skagit County Department of Public Works, shall be in place prior to the placement of any fill material. The applicant shall maintain all temporary erosion/sedimentation control measures in accordance with the Skagit County Drainage Ordinance. Said measures shall remain in place until completion of the project.
2. The applicant shall comply with Northwest Clean Air Agency requirements.
3. The applicant shall comply with the provisions of Chapter 14.32 of the Skagit County Code, the Skagit County Drainage Ordinance, as it relates to increased runoff resulting from additional impervious surfaces.
4. The applicant shall comply with Fire Code Standards.
5. An engineered soils compaction report shall be required for all structures placed on fill material.
6. The applicant shall comply with all relevant provisions of 14.24 of the Skagit County Code (Skagit County Critical Areas

Ordinance).

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 14.06 and 14.12 and then by filing such with the Skagit County Planning and 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: **November 29, 2007.**

RESPONSIBLE OFFICIAL: Director of Planning and Development Services
CONTACT PERSON: Brandon Black, Senior Planner - Supervisor
ADDRESS: 1800 Continental Place, Mount Vernon, WA 98273.
PHONE: (360) 336-9410

Date: 11-13-07 Signature Brandon Black

On behalf of Gary Christensen

AICP, Planning and Development Services Director

cc: WDOE, Public Works, NW Clean Air Agency, Fire Marshal, WSDF&W, Skagit River Systems Coop, Drainage District #17, Army Corps., Applicant

Please Publish: 11-15-07

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