

BEFORE THE HEARING EXAMINER FOR SKAGIT COUNTY

**In the Matter of the Appeal
of:**

**Central Samish Valley
Neighbors**

re: Mitigated Determination of
Nonsignificance

Appeal No.: PL22-0142

Application Nos.:
PL16-0097
PL16-0098

Exhibit & Witness List

Skagit County respectfully submits the following lists of exhibits and witnesses:

1. EXHIBITS

- C-1. Staff Report
- C-2. GIS Images and Assessor's Parcel Information
- C-3. GIS Map of Subject Parcels & Neighboring Parcels under same ownership
- C-4. Site Visit Photographs taken April 15, 2022
- C-5. Application, Narrative, Criteria of Approval, SEPA checklist/addendum, & Acreage Clarification Letter
- C-6. Mitigated Determination of Non-Significance (May 26, 2016)
- C-7. Notice of Withdrawal and Re-Issued Mitigated Determination of Non-Significance (April 15, 2021)
- C-8. Withdrawal of Mitigated Determination of Non-Significance (May 13, 2021)
- C-9. Issued SEPA Mitigated Determination of Non-Significance (February 22, 2022)
- C-10. Samish River Ordinary High Water Mark/Wetland Edge Report by Graham-Bunting & Associates (May 18, 2015)

**RESPONSE TO
MOTION TO INTERVENE**
PL22-0142

Skagit County Prosecuting Attorney

CIVIL DIVISION

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- C-11. Fish and Wildlife Site Assessment by Graham Bunting Associates, (August 20, 2015)
- C-12. Addendum to Fish & Wildlife Site Assessment by Graham Bunting Associates (April 18, 2017)
- C-13. 300-Foot Buffer Drawings by Semrau Engineering (July 2018)
- C-14. Critical Area Assessment (Wetland Delineation and Fish & Wildlife HCA), Impact Assessment, and Mitigation Plan by Northwest Ecological Services, LLC (December 2021)
- C-15. Hydrogeologic Site Assessment & Maps by Associated Earth Sciences (August 21, 2015)
- C-16. Geotech Report /Geologic Hazard Requirement Grip Road Mine Haul Road by Associated Earth Sciences Incorporated (December 16, 2021)
- C-17. Cultural Resources Assessment by Cultural Resource Consultants (March 9, 2017)
- C-18. Preliminary Traffic Information Memorandum by DN Traffic Consultants (February 8, 2016)
- C-19. Maximum Daily Truck Traffic Memorandum by DN Traffic Consultants (November 30, 2016)
- C-20. Memorandum, Traffic Study Summary by DN Traffic Consultants (June 6, 2019)
- C-21. Traffic Peer Review: Review Memorandum by Gibson Traffic Consultants (December 18, 2018)
- C-22. Traffic Peer Review Memorandum by HDR (April 28, 2020)
- C-23. Response to Additional Information Request Letter by Semrau Engineering (October 8, 2020)
- C-24. Traffic Impact Analysis by DN Traffic Consultants (September 10, 2020)
- C-25. Private Internal Road As Built Drawings by Semrau Engineer (September 2018)
- C-26. Bridge Rating Letter by Janicki Logging & Construction Company (October 5, 2015)
- C-27. Bridge Load Rating Memorandum by DCG (April 13, 2017)
- C-28. Fugitive Dust Control Plan by Concrete Nor'West
- C-29. Timber Management Plan by Randy R. Bartelt Forester with Trillium Corporation (November 5, 2009)
- C-30. Updated Noise and Vibration Study by Ramboll US Corporation (November 21, 2018)

- C-31. Site Management Plan for Washington Department of Ecology Sand & Gravel Permit
- C-32. Sand & Gravel General Permit NPDES & State Waste Discharge General Permit Environmental Protection Plans
- C-33. Public Comments Received (From 2016 to end of 2021)
- C-34. Public Comments Received 2022 During SEPA MDNS Comment Period,
- C-35. Public Comments Received 2022 Before SEPA MDNS Issuance & Comment Period
- C-36. Public Comments Received 2022 After SEPA MDNS Comment Period,
- C-37. Agency/Department Comments Received 2016 to end of 2021,
- C-38. Agency/Department Comments Received in 2022
- C-39. Applicant's Response to Comments
- C-40. Site Plan & Reclamation Plan
- C-41. Complete Beacon Plan

2. WITNESSES

Brandon Black

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DATED this 13th day of June, 2022.

RICHARD A. WEYRICH
PROSECUTING ATTORNEY
FOR SKAGIT COUNTY



JASON C. D'AVIGNON, WSBA #44259
Civil Deputy Prosecuting Attorney
Attorney for Skagit County

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2022, I filed the foregoing original document with the Skagit County Hearing Examiner via email to Cori Russel, Hearing Coordinator, at corir@co.skagit.wa.us and served the foregoing document via email to:

- Bill Lynn, Attorney for the Applicant, at blynn@gth-law.com;
- Kyle Loring, Attorney for the Appellant, at kyle@loringadvising.com

Dated this 13th day of June, 2022, at Mount Vernon, Washington.



JASON C. D'AVIGNON, WSBA #44259
Civil Deputy Prosecuting Attorney
Attorney for Skagit County