

**SKAGIT COUNTY PLANNING AND DEVELOPMENT SERVICES
MITIGATED DETERMINATION OF NONSIGNIFICANCE (MDNS)**

File #PL20-0507

PROJECT DESCRIPTION: Skagit Aggregates, LLC applied for Special Use Permit (SUP) PL20-0507, to expand an existing gravel mining operation from an approximate 10-acre tax parcel, P123394, to the contiguous southerly 30-acre tax parcel, P44865, for a total of approximately 40 acres. The proposed expansion will remove an estimated 2,670,000 cubic yards of material in three phases. The material will be processed on-site with a proposed crushing operation. No blasting will occur at the site. The existing and expanded mining operation will continue to generate 14 average daily truck trips, or 7 loads per day. The site is accessed from State Route (SR) 20 on an existing unnamed road. The applicant also applied for a Forest Practice Conversion (FPC) permit, PL22-0435, to harvest timber on the southerly 30 acres to allow for the mining expansion. A grading/land disturbance permit application is also required. The subject site is located within the Rural Resource-Natural Resource Lands (RRc-NRL) and the Mineral Resource Overlay (MRO) zoning/comprehensive plan designated area.

PROJECT CONTACT: Ronald Jepson

PROJECT LOCATION: P44865 (proposed gravel mine expansion tax parcel) & P123394 (existing gravel mine tax parcel) within the SW ¼ NE ¼ of Section 28 and the NW ¼ SE ¼ of Section 28, Township 35 North, Range 9 East, 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.

1. A written private road maintenance agreement addressing the rights and responsibilities to all benefited properties (Skagit County & Skagit Aggregates) will be required.
2. The applicant must obtain an access permit from Washington State Department of Transportation.
3. All recommendations and requirements listed in the special reports including but not limited to the geologic hazard assessment and hydrologic assessment are considered conditions of the permit approval.
4. The project must obtain and comply with all requirements of the Washington State Department of Ecology sand and gravel permit.
5. Water for dust suppression must be trucked in from an approved offsite source. Only bottled water may be used for human consumption. No plumbing onsite is approved without a septic permit.
6. An inadvertent discovery plan must be prepared and kept onsite at all times. All staff, contractors, and volunteers should be familiar with its contents and know where to find it.
7. The project must comply with the recommendations of the July 12, 2023, Noise and Vibration Code Compliance Report prepared by The Greenbusch Group, LLC.

8. All activities must comply with the recommendations of the Written Dust Suppression Plans as approved by Northwest Clean Air Agency.
9. The applicant must obtain all applicable state and federal permits before beginning any phase of construction.

This MDNS is issued under 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below.

Written comments must be received no later than 4:30 pm on January 25, 2024.

You may appeal this threshold determination in accordance with Skagit County Code 14.06 and 16.12 and then by filing such with Skagit County Planning and Development Services for service to the SEPA responsible official within fourteen (14) calendar days of publication of the threshold determination.

Appeals must be submitted by 4:30 pm on February 8, 2024.

RESPONSIBLE OFFICIAL: Director of Planning and Development Services
CONTACT PERSON: Leah Forbes, Senior Planner
MAILING ADDRESS: 1800 Continental Place, Mount Vernon, WA 98273.
PHONE: (360) 416-1320

Date: January 11, 2024

Signature: Leah Forbes
On behalf of Jack Moore
Planning and Development Services Director

cc: WDOE, WDFW, US Army Corps, DAHP, WDNR, WSDOT, Fire District #10, NWCAA, Upper Skagit Indian Tribe, Sauk-Suiattle Indian Tribe, SRSC, Swinomish Indian Tribal Community, Samish Indian Nation, WA State Parks, SCPW, Applicant

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