

**SKAGIT COUNTY PLANNING AND DEVELOPMENT SERVICES
MITIGATED DETERMINATION OF NONSIGNIFICANCE (MDNS)
And NOTICE OF DECISION
For
Del Mar Community Services, Inc
File # PLAN1-2025-0158**

PROJECT DESCRIPTION: Notice is hereby given that on February 19, 2026, Skagit County Planning and Development Services approved the State Environmental Policy Act (SEPA) checklist reviewed in conjunction with PLAN1-2025-0158 application for the Lake Chiquita tide gate replacement.

PROPONENT: Del Mar Community Services c/o Canyon Environmental, 112 Ohio Street Suite #115, Bellingham, WA 98225.

PROJECT LOCATION: The project is located at 11642 North Del Mar Drive south of Anacortes, within the SW ¼ of Section 34, Township 35N, Range 1E W.M., situated within Skagit County, Washington. (P68219)

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 16.12. Such conditions are considered binding and may not be altered by subsequent decisions unless a threshold determination is re-issued.

1. The applicant must obtain and comply with all applicable permits, including but not necessarily limited to a floodplain development permit, land disturbance permit, and building permit.
2. Temporary erosion/sedimentation control measures, as approved by the Skagit County Planning and Development Services, must be in place prior to start of work. The applicant must maintain all temporary erosion/sedimentation control measures in accordance with the Skagit County Stormwater Management Ordinance. Said measures shall remain in place until completion of the project.
3. No fill material may be placed within Lake Chiquita.
4. An Inadvertent Discovery Plan (IDP) must be on site and followed. Should any human remains, archaeological, historic or cultural materials be discovered during construction, work in the affected area shall cease immediately and the area shall be secured. Within 24 hours of the discovery, or as soon thereafter as possible, the owner or designee shall notify the Skagit County Sheriff's office, Skagit County Planning and Development Services, the Washington State Department of Archeology and Historic Preservation, and affected tribes. If following consultation with the above parties it is determined that an archaeological and cultural resource assessment is required, the project proponent March 5 shall retain the services of a professional archaeologist to prepare such an assessment. Project work in the affected area shall only continue when in conformance with applicable state and federal laws.

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 16.12 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: **March 5, 2026**.

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: 02/19/2026

Signature: Leah Forbes

On behalf of Jack Moore

Planning and Development Services Director

cc: WDOE, NW Clean Air Agency, Fire Marshal, WDFW, Skagit River Systems Coop, Samish Indian Nation, Swinomish Indian Tribal Community, Parties of Record, Applicant

Please Publish: February 19, 2026