

WAC 197-11-970 MITIGATED DETERMINATION OF NON-SIGNIFICANCE

Description of Current Proposal: The Port is addressing environmental cleanup requirements at the Central Waterfront Site under an Agreed Order (as amended) with the Washington State Department of Ecology. The project action will be conducted as an interim action under the Model Toxics Control Act (MTCA), to address the cleanup of petroleum hydrocarbon sheens that have been observed on the southern shoreline of the Chevron subarea of the Central Waterfront site. The project will include the excavation and off-site disposal of up to 1,000 cubic yards of petroleum-contaminated soil and the backfill of the excavated area with a protective cap of clean material. The construction activities will take place during low-tide conditions in the winter of 2013 (January – February 2013).

Proponent: Port of Bellingham

Location of Current Proposal: The Site is located within the City of Bellingham at 1020 C Street, near the southern end of C Street. The Site is within the Central Business District West neighborhood and the planning area known as the “Waterfront District”.

The Project site is located at:

Section 25, Township 38 North, Range 2 East

Approximately 48.450159 North latitude / -122.292040 West longitude

Tax parcel: 380225493165

Lead Agency: Port of Bellingham

The lead agency of this proposal has determined that it does not have a probable significant adverse impact on the environment, provided the proponent complies with the mitigation measures listed below. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). The 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 upon request.

Mitigation Requirements: Mitigation measures to protect public health and the environment include:

1. Use of Best Management Practices (BMPs) for erosion control during construction consistent with the Washington State Department of Ecology Stormwater Management Manual for Western Washington.
2. Use of BMPs to prevent the uncontrolled release of excavated soils and construction debris from upland portions of the Site to adjacent shoreline and Bellingham Bay.
3. Use of BMPs to suppress the release of airborne dust from excavated soil and construction debris generated at the Site.
4. Use of standard handling procedures and BMPs in accordance with MTCA site requirements to protect human health and the environment, including contractors and agency personnel providing oversight of construction and monitoring activities.

Mitigated Determination of Non-Significance (MDNS) Comment Period: This MDNS is issued under 197-11-340(2). The lead agency will not act on this proposal for 30 days from July 17, 2012, the date this document is being made publicly available. **Comments must be submitted by August 15, 2012 to the Responsible Official.**

Responsible Official: Michael G. Stoner
Director of Environmental Programs
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Signature

7/12/12
Date

Appeals: There is no agency appeal.