

WAC 197-11-970 Determination of Nonsignificance (DNS)

DETERMINATION OF NONSIGNIFICANCE

Description of proposal

The City of Lynnwood, in partnership with Snohomish County, proposes improvements to two miles of 36th/35th Avenue West, from Maple Road/179th Street SW to State Route 99, within portions of the City and unincorporated Snohomish County. The proposed project will add a two-way left turn lane; a traffic signal; a roundabout; and continuous curb, sidewalks, and bicycle facilities on both sides of the road for the length of the corridor.

Co-proponents

City of Lynnwood, Snohomish County

Location of proposal, including street address, if any

The project site includes 36th/35th Avenue West from Maple Road/179th Street SW to Highway 99 in the City of Lynnwood and unincorporated Snohomish County, Washington (Sections 3 and 10, Township 27 N, Range 04 E; and Section 34, Township 28 N, Range 04 E W.M.). The latitude and longitude of the central project area is approximately 47.8504 N by -122.2825 W.

Co-lead agencies for SEPA

City of Lynnwood, Snohomish County

Determination

The co-lead agencies for this proposal have determined that the proposal would not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required for SEPA compliance, under RCW 43.21C.030 (2)(c). This decision was made after the co-lead agencies' review of the following documents, which are available to the public for review on request.

- NEPA Categorical Exclusion Documentation Form
- Right-of-way Memorandum
- Conceptual Mitigation Plan
- Department of Archaeology and Historic Preservation (DAHP) Letter of Concurrence
- Hazardous Materials Technical Report
- Traffic Noise Technical Report
- Section 4(f) Exemption Memorandum
- Environmental Justice Memorandum
- No Effect Determination Memorandum
- Air Quality Technical Report
- 36th and 35th Avenue West Improvement Project Traffic Report (County portion)
- 36th and 35th Avenue West Improvement Project Traffic Report (City portion)

This Determination of Nonsignificance (DNS) issued under WAC 197-11-340(2) is issued on the basis of compliance of the proposal with all applicable federal, state and local laws, regulations, and standards and

does not modify or waive any such law, regulation or standard. This DNS is issued also on the basis of this proposal complying with all applicable Lynnwood Municipal Code and Snohomish County Code regulations and standards.

Comment Period

If there is new information or changes to the proposal after issuance of the DNS and prior to issuance of any required permit or approval indicating that the proposal will have probable significant adverse impacts, a new threshold determination will be required.

- There is no comment period for this DNS.
- This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS.
- This DNS is issued under WAC 197-11-340(2); the lead agencies will not act on this proposal for 21 days from the date below. This DNS becomes final at 4:00 PM on Monday, June 27, 2016, unless the determination is withdrawn or amended by the City or County SEPA Responsible Official (above).

Comments must be submitted to Ngan Ha Yang, PE, Project Manager, Public Works Department, Engineering Division, City of Lynnwood, 19100 44th Ave W, Lynnwood, WA, 98036 (nyang@lynnwoodwa.gov) by Monday, June 27, 2016.

Responsible Officials

Paul Krauss
City of Lynnwood Community Development Director
(425) 670-5401
4114 198th Street SW, Suite 7
P.O. Box 5008
Lynnwood, WA 98046-5008

Steven E. Thomsen, P.E.
Snohomish County Public Works Director
(425) 388-3488
3000 Rockefeller Avenue, M/S 607
Administration Building West, 5th Floor
Everett, WA 98201

Issued June 6, 2016



Paul Krauss, AICP, City of Lynnwood SEPA Responsible Official

5/25/16
Date



Steven E. Thomsen, P.E., Snohomish County Public Works Director

5/23/16
Date

Appeals

City of Lynnwood:

You may appeal this determination to Paul Krauss, SEPA Responsible Official, at City of Lynnwood, 19100 44th Ave W, Lynnwood, WA, 98036, no later than June 27, 2016, by mail or email (pkrauss@lynnwoodwa.gov). You should be prepared to make specific factual objections. Contact Paul Krauss at the City of Lynnwood (425) 670-5401 or pkrauss@lynnwoodwa.gov to read or ask about the procedures for SEPA appeals.

Snohomish County:

There is no opportunity for appeal at this time. Pursuant to Snohomish County Code 30.61.300(3), SEPA appeals related to a land disturbing activity (LDA), which is a Type 1 decision, shall be submitted to the Hearing Examiner together with appeal of the underlying permit.

Public Notice

The public notice of this DNS was published in the Everett Herald on Sunday, June 5, 2016.

Title VI and Americans with Disabilities Act (ADA) Information

It is Snohomish County's policy to assure that no person shall on the grounds of race, color, national origin, or sex as provided by Title VI of the Civil Rights Act of 1964, as amended, be excluded from participation in, be denied the benefits of, or otherwise be discriminated against under any County sponsored program or activity. For questions regarding Snohomish County Public Works' Title VI Program, or for interpreter or translation services for non-English speakers, or otherwise making materials available in an alternate format, contact the Department Title VI Coordinator via e-mail at spw-titlevi@snoco.org or phone 425-388-6660. Hearing/speech impaired may call 711.