

PUBLIC NOTICE
DETERMINATION OF NONSIGNIFICANCE (DNS)
and LAND DISTURBING ACTIVITY (LDA) PERMIT APPLICATION

PROJECT NAME and NUMBER: 43rd Avenue SE Corridor Improvement RC1592 and UPI 16-0040

DESCRIPTION OF PROPOSAL:

Snohomish County Public Works proposes to improve approximately 1.7 miles of the 43rd Avenue SE corridor between 180th Street SE and SR524/Maltby Road by constructing an urban arterial section from 180th Street SE to just south of 188th Street SE, and a rural arterial section from just south of 188th Street SE to SR524/Maltby Road. The purpose of the project is to alleviate current high-traffic areas and improve traffic flow between 180th Street SE and SR 524/Maltby Road.

The existing paved two lane urban road, called Sunset Road that extends from 180th Street SE to 184th Street SE, dead ends at 42nd Drive SE. A new signalized intersection would be constructed at Sunset Road and 180th Street SE. Sunset Road would be extended, approximately 450 feet, from the dead end at 42nd Drive SE to 184th Street SE. A stop sign controlled intersection is proposed at this intersection. Sunset Road then becomes 43rd Avenue SE to the south of this intersection. Urban roadway improvements would be constructed from here to just south of 188th Street SE. The proposed urban section includes two 11-foot travel lanes, 7-foot turn lanes as needed, and 5-foot bike lanes with curb, gutter, 5-foot planter strips and 5-foot sidewalks.

The existing urban growth area boundary ends just south of 188th Street SE. Rural roadway improvements to 43rd Avenue SE are proposed south of here to SR524/Maltby Road. The proposed rural section includes two 11-foot travel lanes with 6-foot shoulders and a separated pedestrian path on the east side. Currently, the existing unpaved road between 196th Street SE and 200th Street SE is closed to through traffic. The project would construct approximately 1,400 linear feet of new rural roadway to connect to SR524/Maltby Road. Two single-lane roundabouts are proposed at the intersections of Jewell Road/196th Street SE and SR524/Maltby Road.

The project would upgrade existing stormwater treatment facilities along this corridor. Two new stormwater treatment ponds would be constructed. One would be located in the northeast corner of the Sunset Road and 180th Street SE intersection, and would be approximately 150 feet long by 50 feet wide and 8 feet deep. The other pond would be located on the east side of 43rd Avenue SE just south of the intersection with Jewell Road/196th Street SE. It would measure approximately 125 feet wide by 175 feet long and 8 feet deep. Three underground chambers are proposed on the west side of 43rd Avenue SE in the overhead powerline utility easement that extends from just north of Jewell Road/196th Street SE to 200th Street SE. Their configurations vary, but would be approximately 100 feet wide by 100 feet long and 5 feet deep. These chambers are designed to detain and treat stormwater runoff underground so that there is no open water below overhead powerlines. South of 200th Street SE to SR524/Maltby Road, biofiltration swales are proposed to be constructed behind the shoulders on both sides of the roadway. They would be 10 feet wide.

Associated work with the corridor improvements include: relocation of overhead power and communication utility lines, mailboxes, underground water systems and fire hydrants, and underground gas lines; construction of retaining walls, driveway reconfiguration and grading. Mitigation for impacts to wetlands, streams and their buffers is proposed to occur offsite at the Little Bear Creek Advance Mitigation Site currently undergoing regulatory review for approval.

LOCATION OF PROPOSAL:

The 43rd Avenue SE corridor improvements extend from SR524 to Sunset Road at 180th Street SE. This project would occur in phases: (1) planning and design, (2) right-of-way acquisition, and (3) construction. The project is currently in the planning and design phase, with right-of-way acquisition scheduled for 2020-2021. Construction is tentatively scheduled for 2021 to 2022.

APPLICANT AND LEAD AGENCY: Snohomish County Public Works

LAND DISTURBING ACTIVITY (LDA) PERMIT: This project will require an LDA permit. The preliminary estimates for cut and fill quantities are 45,500 cubic yards of cut and 35,500 cubic yards of fill. Approximately 9 acres would be impacted.

SEPA THRESHOLD DETERMINATION: Snohomish County is the lead agency and the Department of Public Works (PW) is the lead department for this proposal. PW has determined that it does not have a probably significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 4.21C.30(2)(c). This decision was made after review of a completed SEPA Environmental Checklist and other information on file with the lead department. This information is available to the public upon request.

PW has determined that the requirements for environmental analysis, protection, and mitigation measures have been adequately addressed in the county's development regulations and comprehensive plan adopted under chapter RCW 36.70A and in other applicable local,

state, or federal laws and rules, as provided by RCW 43.21C.240 and WAC 197-11-158. PW will not require any additional mitigation measures under Chapter 30.61 SCC.

PUBLIC COMMENT PERIOD: The LDA permit application is subject to a 21-day public and agency comment period. Written comments may be submitted by mail or email to the lead department's contact person. See name and address below. Comments must be received by 5 p.m. PST on **March 9, 2020**.

APPEALS: This DNS may be appealed pursuant to the requirements of SCC 30.61.300 and Chapter 2.02 SCC. There is a 14-day appeal period for the SEPA DNS that commences from the date of publication of notice and ends on **March 2, 2020**. Any appeal must be addressed to the County Hearing Examiner, accompanied by a filing fee of \$500.00, and be filed in writing at Snohomish County Public Works, 3000 Rockefeller Ave., Robert J. Drewel Building, 2nd Floor, Customer Service Center, Everett, Washington. The appeal must be received by 5 p.m. PST on **March 2, 2020**.

The appeal must contain the items set forth in SCC 30.71.050(5). In addition, SCC 30.61.305(1) also requires that any person filing an appeal of a threshold determination made pursuant to Chapter 30.61 SCC shall file with the County Hearing Examiner, within seven (7) days of filing the appeal, a sworn affidavit or declaration demonstrating facts and evidence, that if proven, would demonstrate that the issuance of the threshold determination was clearly erroneous.

CONTACT PERSON: Name: Stephanie Cotton
Telephone: 425-262-2481
Stephanie.Cotton@snoco.org

RESPONSIBLE OFFICIAL: Douglas W. McCormick, P.E.,
Snohomish County Engineer/Deputy Director
Snohomish County Public Works

ADDRESS: 3000 Rockefeller Ave., M/S 607
Everett, WA 98201-4046

Signature:  Date: February 14, 2020

DISCLAIMER:

The determination that an environmental impact statement does not have to be filed does not mean there will be no adverse environmental impacts. Snohomish County codes governing noise control, land use performance standards, construction and improvement of county roads, drainage control, and building practices will provide substantial mitigation of the aforementioned impacts.

The issuance of this Determination of Nonsignificance (DNS) should not be interpreted as acceptance or approval of this proposal as presented. Snohomish County Public Works reserves the right to deny or approve said proposal subject to conditions if it is determined to be in the best interest of the County and/or necessary to the general health, safety, and welfare of the public to do so.

Title VI/ADA: Interpreter and translation services for non-English speakers and accommodations for persons with disabilities are available upon request. Call 425-388-ROAD (7623). For questions regarding Public Works' Title VI Program, contact our Title VI Coordinator via email at spw-titlevi@snoco.org, or phone 425-388-6660. Hearing/speech impaired call 711.

Si los solicita, hay disponibles servicios de interpretación y traducción para personas que no hablan inglés y adaptaciones para personas con discapacidades. Llame al 425-388-7623. Si tiene preguntas sobre el Programa de Obras Públicas del Título VI, comuníquese con nuestro Coordinador del Título VI por correo electrónico a spw-titlevi@snoco.org, o por teléfono al 425-388-6660. Las personas con dificultades auditivas/del habla deben llamar al 711. (Spanish)

영어를 할 줄 모르는 분들을 위한 통역 및 번역 서비스와 장애인을 위한 편의 서비스를 요청하여 이용하실 수 있습니다. 전화로 사전에 예약해 주십시오 425-388-7623. 공공 사업 타이틀 VI 프로그램에 관해 문의 사항이 있는 경우 타이틀 VI 코디네이터에게 이메일 (spw-titlevi@snoco.org) 또는 전화 425-388-6660 로 문의해 주십시오. 청각/언어 장애가 있으신 분은 711 로 전화하십시오. (Korean)

Dịch vụ thông dịch và phiên dịch cho những người không nói được tiếng Anh và trợ giúp phương tiện cho người khuyết tật sẽ được cung cấp khi có yêu cầu. Xin sắp xếp trước bằng cách gọi điện thoại 425-388-7623. Nếu có thắc mắc liên quan đến Chương Trình Công Chánh Tiêu Đề VI, xin liên lạc với Phó Trí Viên Tiêu Đề VI của chúng tôi bằng email ở địa chỉ spw-titlevi@snoco.org, hoặc điện thoại số 425-388-6660. Những người bị khiếm thính/bị trở ngại về nói xin gọi số 711. (Vietnamese)

第六章章： 可应要求为非英语为母语人士提供提供口译和翻译服务，以及适用于残疾人士的翻译服务。请打电话作事前安排 425-388-7623。若對有关公共事务的第六章章计划上有疑问，可通过电子邮件 spw-titlevi@snoco.org，或致电 425-388-6660，跟我们的第六章章协调员联系。听力/语言障碍者可致电 711。 (Chinese)

DISTRIBUTION LIST:

Federal Agencies:

National Marine Fisheries Service/ SEPA Review
Natural Resources Conservation Service
NOAA, National Marine Fisheries Service
NOAA, National Marine Fisheries Service - North Puget Sound Branch
US Army Corps of Engineers Seattle District (Seattle District Corps of Engineers)
FHWA WA Division
US Fish & Wildlife Service/ SEPA Review

State Agencies:

Dept. of Ecology Environmental Review Section
Dept. of Archaeology & Historic Preservation
Dept. of Fish & Wildlife Attn. SEPA Review
Dept. of Transportation/Environmental Section/NEPA/SEPA Compliance
Dept. of Transportation/NW Region, Highways & Local Programs
WA Department of Natural Resources
WA Parks and Recreation Commission Northwest Region Office
WA Dept. of Fish & Wildlife Region 4 Office

Tribal Government:

Muckleshoot Tribe
Samish Indian Nation
Sauk-Suiattle Tribe
Skagit River System Cooperative
Snoqualmie Tribe
Stillaguamish Tribe of Indians
Suquamish Tribe
Swinomish Indian Tribal Community
Tulalip Tribes
Upper Skagit Indian Tribe

Other:

The Herald
Cities: Mill Creek and Bothell
School Districts: Northshore District 417
Libraries: Sno-Isle
Utilities: PUD #1 and Alderwood Water and Wastewater District
County: District 4
Fire Districts: Fire District 7
William Lider

Attachments: SEPA Checklist with appendices, Vicinity Map, Aerial Map