

## Countryman, Ryan

---

**From:** Zachary Lamebull <zlamebull@tulaliptribes-nsn.gov>  
**Sent:** Wednesday, February 12, 2020 5:00 PM  
**To:** MacCready, Paul  
**Subject:** point wells comment  
**Attachments:** Point\_Wells\_2\_12\_20.pdf

CAUTION : This email originated from outside of this organization. Please exercise caution with links and attachments.

Paul,

Please see attached

Thanks

Zach



6406 Marine DR NW  
Tulalip, WA 98271  
360-716-4214

---

February 12, 2020

Paul MacCready  
Snohomish County Planning and Development Services  
3000 Rockefeller Ave., M/S 604  
Everett, WA 98201

On behalf of The Tulalip Tribes we thank you for the opportunity to provide comments on this project and future proposals. We look forward to future correspondence and communication. These comments pertain to the Point Wells project numbers 11-101457 LU, 11-101457002 VAR, 11-101457003 VAR, and 11-101457 SHOR.

After review of the above stated permits The Tulalip Tribes have concerns that can be separated into four distinct categories. They are as follow:

1. Cultural resource assessment of the site
2. Increase/ reconfiguration of existing overwater structure/moorage
3. Storm water and existing contamination on site
4. Chevron Creek and offsite stream #2

Please contact The Tulalip Tribes cultural resource department with any cultural resource report or notice of ground disturbance. This is the proponents' responsibility.

There is proposed changes to the existing overwater structure. Please inform the Tulalip Tribes if eelgrass and macro algae surveys identify anything near the action area of the dock reconfiguration as this would have potential impacts to fish and wildlife. Also moorage of boats and the associated propeller scour can damage critical habitat like eelgrass and will not be allowed.

The building of the site is proposed in three phases. It is imperative that effluent that runs off the newly installed impervious surfaces does not come into contact with areas that still have legacy contamination.

The critical areas report states that both Stream #2 and Chevron Creek are: "very small streams that are steep and lack habitat required to sustain either

The Tulalip Tribes are federally recognized successors in the interest to the Snohomish, Snoqualmie, Skykomish, and other allied tribes and bands signatory to the Treaty of Point Elliott.



6406 Marine DR NW  
Tulalip, WA 98271  
360-716-4214

anadromous or resident salmonid populations". Also the report goes on to state the presence of man-made barriers further negate the possibility of fish presence and adequate habitat. According to Washington State Law man-made barriers do not preclude fish use on a section of stream. Furthermore the critical areas report states no measurements of the stream. Washington State Law states that streams in western Washington that are two feet bank full width and below a certain gradient for a consistent length are presumed fish habitat. No measurements were taken and the gradient does not become steep until the cliff grade east of the railroad. There is no evidence to rate these streams as non-fish habitat. The presence of man-made barriers segmenting and degrading the habitat gives more evidence that it can be restored until a natural barrier precludes fish use.

Sincerely,

A handwritten signature in black ink, appearing to read "Zach Lamebull". The signature is fluid and cursive, with a long horizontal stroke at the end.

Zach Lamebull  
Ecologist  
Tulalip Tribes Natural Resources Department  
(360) 716-4620