



US Army Corps  
of Engineers®  
Portland District



WASHINGTON STATE  
DEPARTMENT OF  
E C O L O G Y

# Joint Public Notice

## Application for a Department of the Army Permit and a Washington Department of Ecology Water Quality Certification

### US Army Corps of Engineers

Regulatory Branch  
P.O. Box 2946  
Portland, OR 97208-2946  
Telephone: (503) 808-4378  
ATTN: Kinsey Friesen,  
Project Manager

### WA Department of Ecology

SEA Program  
ecyrefedpermits@ecy.wa.gov  
Telephone: (360) 407-6076  
ATTN: SEA Program,  
Federal Permit Coordinator

**Public Notice Date:** July 29, 2025

**Expiration Date:** August 28, 2025

**Reference No.:** NWP-2010-352-2

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Interested parties are hereby notified that the U.S. Army Corps of Engineers, Portland District (USACE) and the Washington Department of Ecology (Ecology) have received an application to perform work in waters of the United States as described below and shown on the attached drawings. USACE and Ecology are soliciting comments on the proposed work.

The Corps will review the work in accordance with Section 404 of the Clean Water Act (CWA) and Section 10 of the Rivers and Harbors Act. Ecology will review the work pursuant to Section 401 of the CWA, with applicable provisions of State water pollution control laws.

USACE will also review the work in accordance with Section 14 of the Rivers and Harbors Act of 1899, as codified at 33 U.S.C. Section 408 (Section 408), for work that may alter a Corps civil works project. An alteration is defined as any action that builds upon, alters, improves, moves, occupies or otherwise affects the usefulness, or the structural or ecological integrity of a USACE federally authorized project. The proposed project may alter the Columbia River Navigation Channel.

**APPLICANT:** The Port of Camas-Washougal  
Attention: Jennifer Taylor  
24 South A Street  
Washougal, Washington, 98671  
Email: jennifer@portcw.com  
Telephone: (360) 335-3685

**AGENT:** MacKay Sposito  
Attention: Alexis Casey  
18405 SE Mill Plain Blvd. Suite 100,  
Vancouver, Washington 98683.  
Email: acasey@mackaysposito.com  
Telephone: (925) 765-5088.

**LOCATION:** The project is located at Southeast 41st Street, between South Lincoln Street and Grant Street in Washougal, Clark County, Washington. The site is in Sections 16, 21 and 47, Township 1 North, Range 4 East. Latitude/Longitude: 45.563001°, -122.324041°

WATERWAY: The project is located within Wetland A. The wetland boundary shown on the project drawings have not yet been verified by USACE. If the Corps determines the boundaries of the wetland are substantially inaccurate a new public notice may be published.

PROJECT PURPOSE: The purpose is to improve transportation to the Port's Steigerwald Commerce Center by constructing a new roadway between Lincoln and Grant Streets.

PROJECT DESCRIPTION: The Port would construct approximately 1,575 linear feet of new roadway known as 41<sup>st</sup> Street to connect Lincoln Street with Grant Street at the Port's Steigerwald Commerce Center. The Port would clear and grub approximately 2.256 acres of Wetland A for soil preloading or recharge activities in order to compact and settle the wetland soils prior to road construction and ensure the area is stable for roadway installation. There would be an approximately 6-12 month settling period between road construction and the clearing, grubbing, and preloading of wetland soils in order to reach the required soil compaction for structural stability.

The Port would permanently discharge 9,717 cubic yards of road fill within 0.808 acres of Wetland A. The Port would also conduct temporary removal and fill activities for approximately four months within 0.277 acre of Wetland A to facilitate the permanent road construction. The temporary work area would be returned to pre-construction conditions within four months. Approximately 80 feet of Wetland A immediately adjacent to the permanent road construction on both sides would experience reduced wetland habitat values and functions within approximately 1.171 acres of Wetland A. It should be noted that the 0.277 acres of the temporary construction area within Wetland A overlaps with the 80-foot (1.171 acre) buffer area by 15 feet on both sides of the new road alignment.

The Port would install three 12-inch diameter culverts, approximately 55 feet in length beneath the new 41<sup>st</sup> Street to maintain hydrology on both sides of the new 41<sup>st</sup> Street where Wetland A is bisected. Road construction includes asphalt pavement, a sidewalk on the west side of the roadway, a compost-amended vegetated filter strip, pull through areas on the east side of the new roadway to accommodate Electric Vehicle (EVs) charging stations for trucks, sanitary sewer, water main and dry utilities, and landscaping. Stormwater would be managed using Compost-Amended Vegetated Filter Strip (CAVFS), located partially within Wetland A. The CAVFS would be constructed adjacent to and along the entire length of the new 41<sup>st</sup> Street to provide stormwater treatment for water quality. Once treated, stormwater from the CAVFS would infiltrate into a proposed French drain system that conveys water towards the low point of the new 41<sup>st</sup> Street on the west side, and discharge into the Wetland A in the vicinity of the outlets of the proposed culverts.

The Port would install a new waterline and sanitary sewer utility lines by trenching and backfilling within the overall fill footprint of the new 41<sup>st</sup> Street. Due to the high groundwater levels, temporary well pumps would be installed at an approximate spacing of every 30 feet along the proposed 41<sup>st</sup> Street in order to dewater the utility trench during construction. The staging and stockpile area is located within the southern portion of the road alignment outside of wetlands.

MITIGATION: The applicant proposes to avoid and minimize impacts from the project by returning approximately 0.277 acre of Wetland A to pre-construction conditions. The project would result indirect impact to 1.171 acres of Wetland A from the reduced functions within 80 feet of the remaining wetland adjacent to the direct wetland impact from the road construction. The applicant has provided a proposed compensatory wetland mitigation plan to offset losses of waters of the U.S. that may result from the proposed project. The applicant would purchase 1.4 credits from the Columbia River Wetland Mitigation Bank (CRMB) for unavoidable direct impact to 0.808 acres of Wetland A and indirect impact to 1.171 acre of Wetland A. The applicant would restore 0.277 acres of temporary impacts to Wetland A by

returning the area to preconstruction contours and seed with a native wetland seed mix. The Corps will determine the type and amount of compensatory mitigation necessary to offset environmental losses from the proposed project.

**DRAWINGS:** Eight (8) drawings are attached and labeled USACE No. NWP-2010-352-2. Copies of this public notice, which have been mailed or otherwise physically distributed, feature project drawings in black and white. The electronic version features those drawings in color, which we think more accurately illustrates the proposed project. To access the electronic version of this public notice, go to the Portland District Regulatory website at <http://www.nwp.usace.army.mil/Missions/Regulatory> and under Regulatory Pages select Permit Application Public Notices.

**ADDITIONAL INFORMATION:** The Port was founded in 1935 and provides facilities and services for land, air, and water-based commerce. The Port provides local businesses with a location to grow and maintains property throughout the area for various industries. The nearest waterbody is the Columbia River, located 0.10 mile south of the project. No activities are proposed within the 100-year floodplain of any waterbodies. The three culverts to be installed have been designed to convey the 100-year storm event to maintain wetland hydrology and flows past the roadway. Earthmoving work would be conducted during the dry season of June to November to minimize impacts to soil compaction and sedimentation.

The Port would install erosion and sediment controls including silt fence, straw wattles, stabilized construction entrances, and storm drain inlet protection, vegetated buffers, seeding and mulching, plastic coverings, spill prevention and spill response measures, spill kits on-site, trained crews to respond to spills, and inspecting equipment daily to protect Wetland A as described in the Erosion and Sediment Control Plan (ESCP). Daily inspections of best management practices (BMPs) and the active work area would be performed such as dust control measures, street sweepers, tire wash stations. Heavy construction equipment will be utilized to complete the new roadway and sidewalk, located partially within Wetland A, including but not limited to a grader, excavator, paver, roller, and concrete trucks. Fill would be brought onsite using dump trucks. Storage of fuel and refueling of vehicles will take place outside wetland boundaries and away from waterbodies. The Port would ensure the Contractor adheres to BMPs for temporary spill prevention, control, and containment. Stormwater BMPs from the 401 Water Quality Certification (WQC) would be incorporated to avoid and minimize construction-related and long-term impacts to fish and wildlife habitats both onsite and offsite during and after construction. All BMPs comply with the Washington Department of Ecology's Stormwater Management Manual for Western Washington (2019). The construction would be phased to minimize the amount of disturbed ground surface that is susceptible to erosion at any given time.

**CLEAN WATER ACT SECTION 404(b)(1) GUIDELINES:** The described discharge will be evaluated for compliance with guidelines promulgated by the U.S. Environmental Protection Agency under authority of Section 404(b)(1) of the Clean Water Act. The Section 404(b)(1) Guidelines are the substantive criteria used in evaluating discharges of dredged or fill material into waters of the United States. The Corps will evaluate the fill material source (i.e., borrow site) prior to finalizing a permit decision. In order to construct approximately 1,575 linear feet of new 41<sup>st</sup> Street, the Port will utilize off-site fill material such as gravel, crushed rock, asphalt, culverts, concrete, and soil.

**ENDANGERED SPECIES:** Section 7 of the Endangered Species Act (ESA) (16 U.S.C. 1536) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or that may adversely modify designated critical habitat. USACE's preliminary review indicates the described activity may affect an endangered or threatened species or designated critical habitat. USACE will initiate consultation under Section 7 of the ESA. USACE will complete the required consultation prior to finalizing a permit decision.

ESSENTIAL FISH HABITAT: Section 305(b)(2) of the Magnuson-Stevens Fishery Conservation and Management Act (MSA) as amended (16 U.S.C. 1855), requires Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). USACE's preliminary review indicates the described activity would not adversely affect EFH at the project location or in its vicinity. USACE will make a final determination on the need to consult on EFH after receipt of comments from this public notice including any comments provided by the NMFS.

HISTORIC PROPERTIES/CULTURAL RESOURCES: Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 306108), requires Federal agencies to consult with the appropriate State and/or Tribal Historic Preservation Officer to take into account the effects of actions they undertake or permit on historic properties listed in or eligible for listing in the National Register of Historic Places. USACE's preliminary review indicates a previous historic properties investigation has been conducted within the permit area. No sites determined eligible for or listed on the National Register of Historic Places were found to exist within the permit area.

This notice has been provided to the Washington State Department of Archaeology and Historic Preservation, interested Native American Tribes, and other interested parties. If you have information pertaining to cultural resources within the permit area, please provide this information to the Corps' project manager identified at the end of this notice to assist in a complete evaluation of potential effects.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION – USACE: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

USACE is soliciting comments from the public; Federal, state, and local agencies and officials; Native American Tribes; and other interested parties in order to consider and evaluate the impacts of the proposed activity. Any comments received will be considered by USACE to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

EVALUATION – ECOLOGY: Ecology is soliciting comments from the public; Federal, Native American Tribes, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Ecology will be considering all comments to determine whether to certify or deny a Section 401 Water Quality Certification for the proposed project.

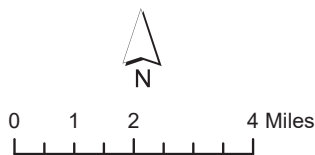
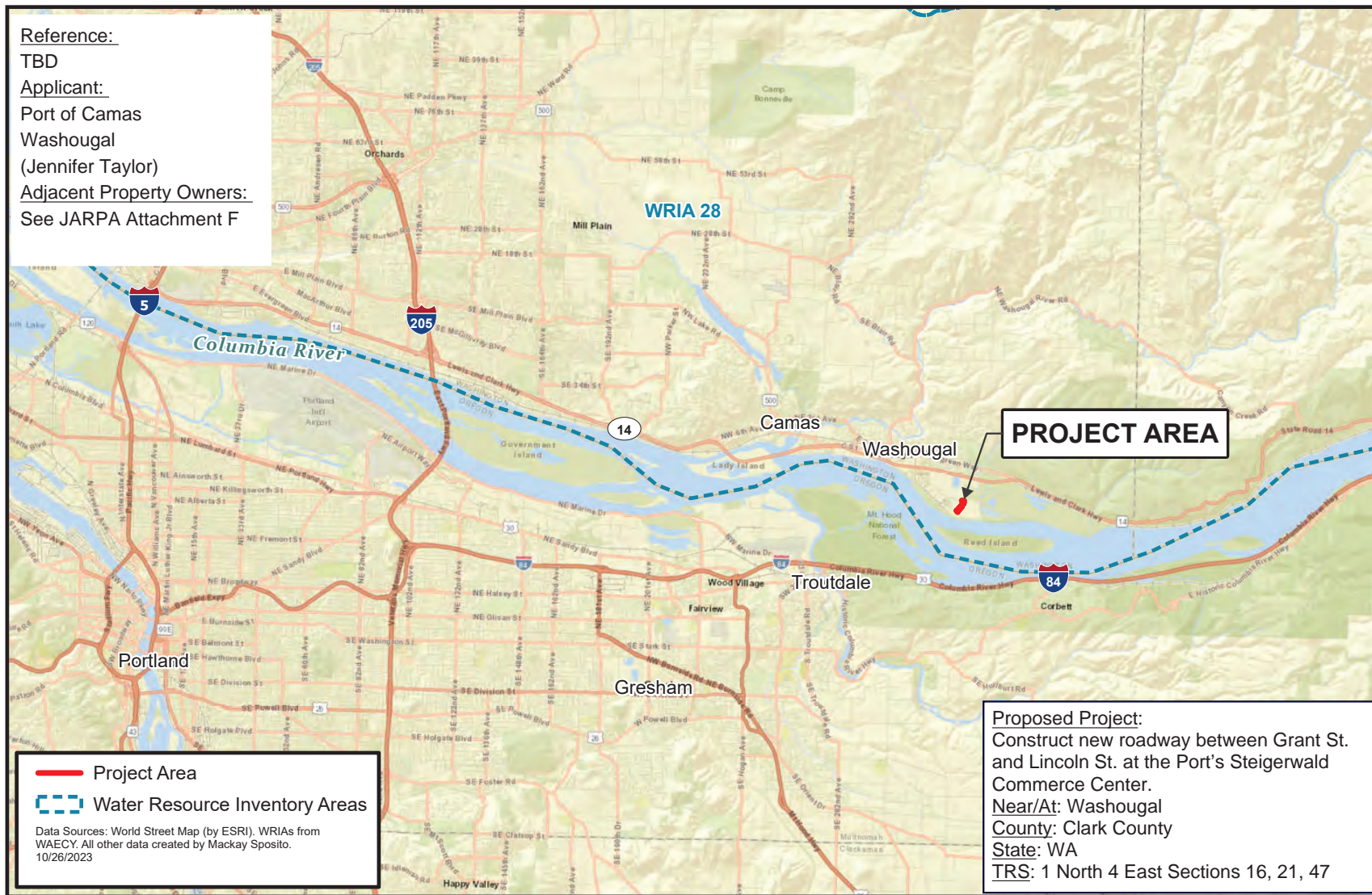
STATE AND LOCAL AUTHORIZATIONS: This proposal is the subject of a State Environmental Policy Act (SEPA) and Substantial Development Permits being processed by the City of Washougal as well as a substantial development permit and a critical areas ordinance permit from the city or county government.

COMMENT AND REVIEW PERIOD: Conventional mail or email comments on this public notice will be accepted and made part of the record and will be considered in determining whether authorizing the work would not be contrary to the public interest. In order to be accepted, email comments must originate from the author's email account and must include on the subject line of the email message the permit applicant's name and Corps reference number as shown on page one. Either conventional mail or email comments must include the permit applicant's name and reference number, and the commenter's name, address, and phone number. All comments whether conventional mail or email must reach this office, no later than the expiration date of this public notice to ensure consideration.

CORPS COMMENTS: All email comments should be sent to [kinsey.m.friesen@usace.army.mil](mailto:kinsey.m.friesen@usace.army.mil). Conventional mail comments should be sent to: U.S. Army Corps of Engineers, Regulatory Branch, Attention: Kinsey Friesen, P.O. Box 2946, Portland, OR 97208-2946. Additional information about the proposed project may be obtained from the Corps Project Manager listed above. All comments received will become part of the administrative record and are subject to public release under the Freedom of Information Act including any personally identifiable information such as names, phone numbers, and addresses.

ECOLOGY COMMENTS: Any person desiring to present views on the project pertaining to a request for water quality certification under Section 401 of the CWA and/or Coastal Zone Management consistency concurrence, may do so by submitting written comments to the following address: Washington State Department of Ecology, Attention: Federal Permit Coordinator, Post Office Box 47600, Olympia, Washington, 98504-7600, or email to [ecyrefedpermits@ecy.wa.gov](mailto:ecyrefedpermits@ecy.wa.gov).





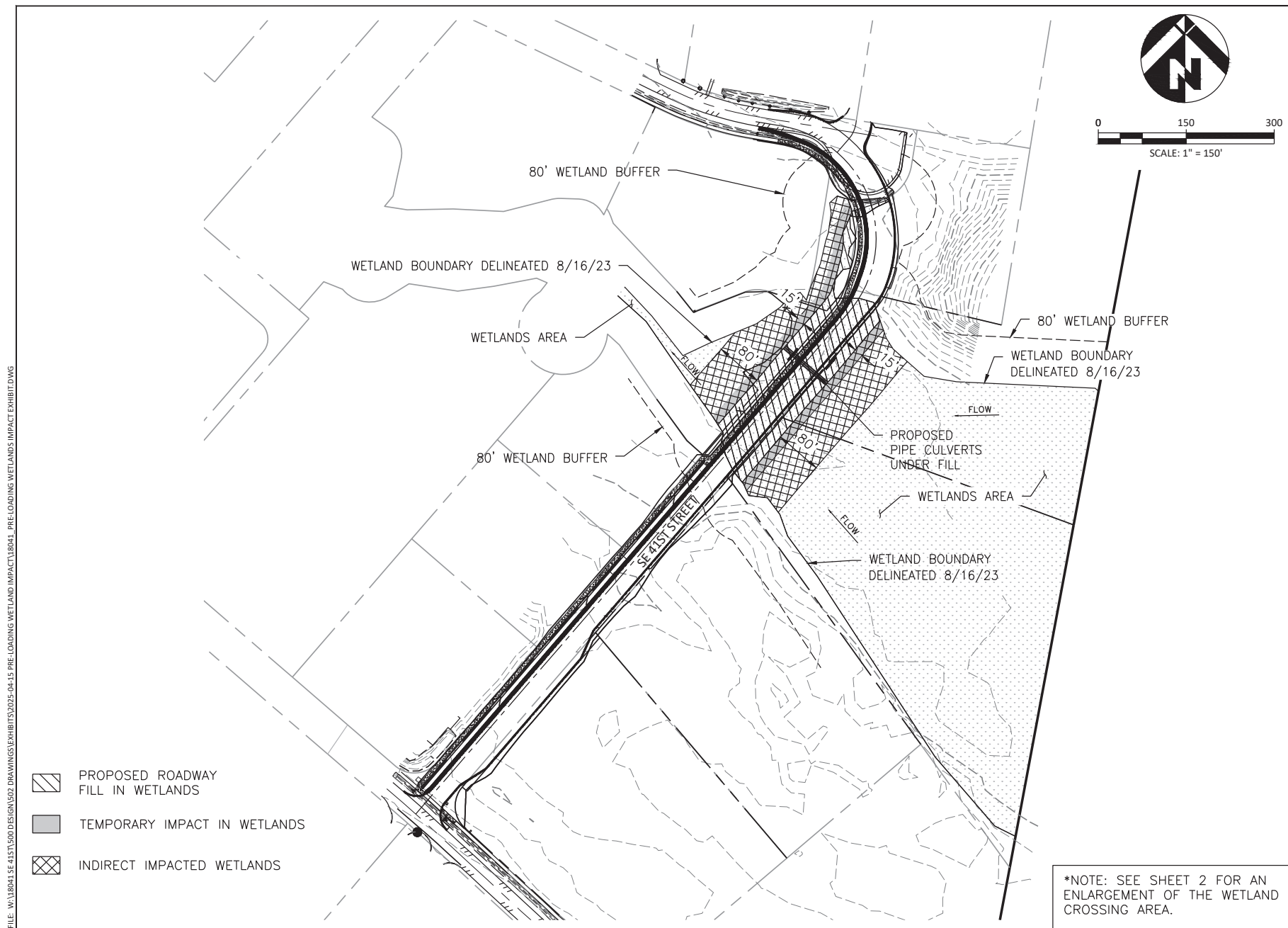
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SE 41st St. between S. Lincoln St. and Grant St.

**Lat/Long:**  
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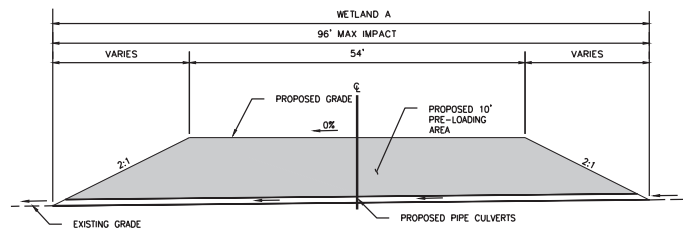
**Figure Page:** # 2 of # 4

**Date:** November 6, 2023

**Figure 1**  
**Project Vicinity Map**  
**SE 41st Street**  
**Port of Camas Washougal**  
Mackay Sposito

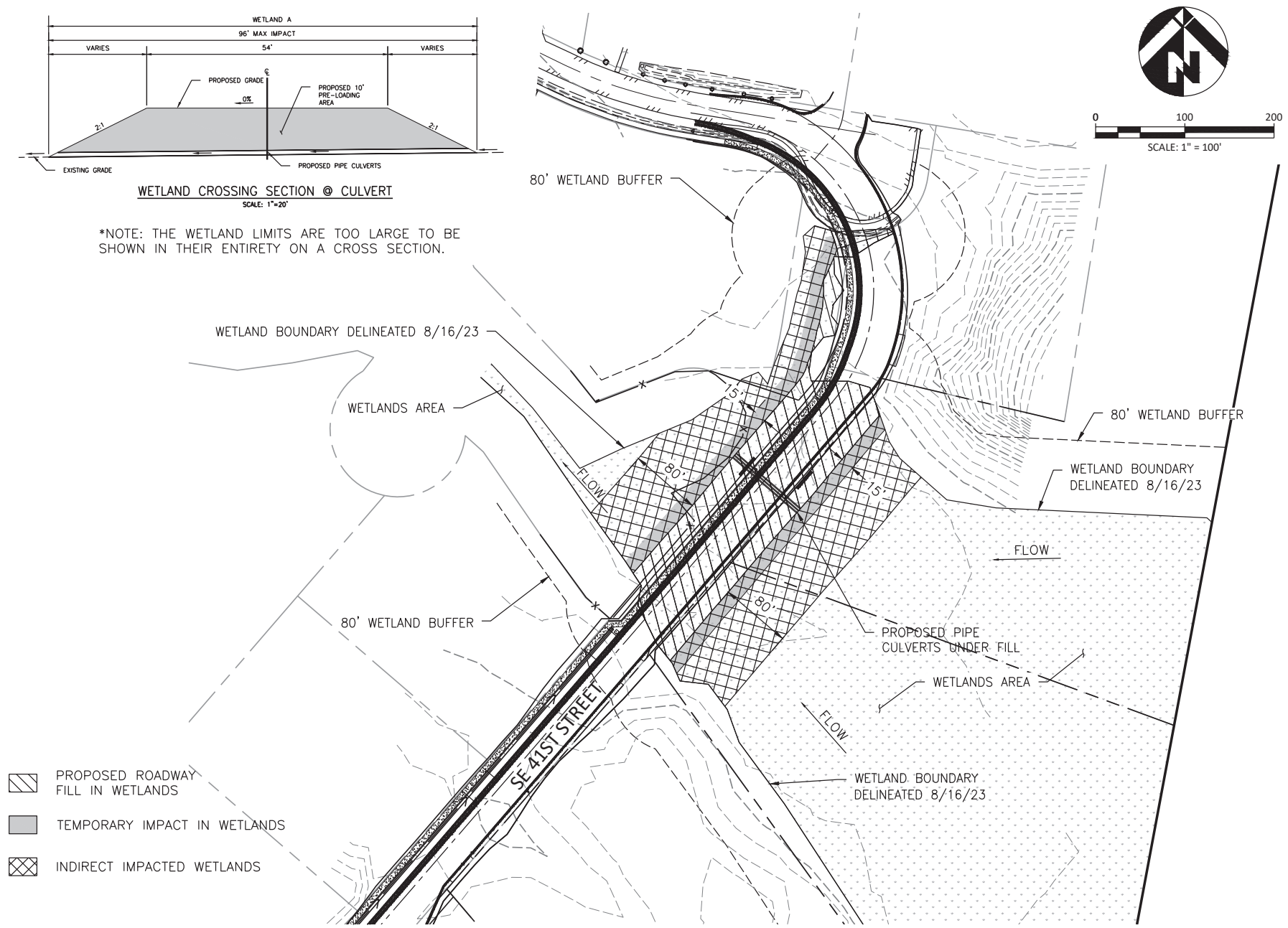


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**WETLAND CROSSING SECTION @ CULVERT**  
SCALE: 1"=20'

\*NOTE: THE WETLAND LIMITS ARE TOO LARGE TO BE SHOWN IN THEIR ENTIRETY ON A CROSS SECTION.

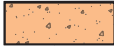


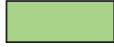



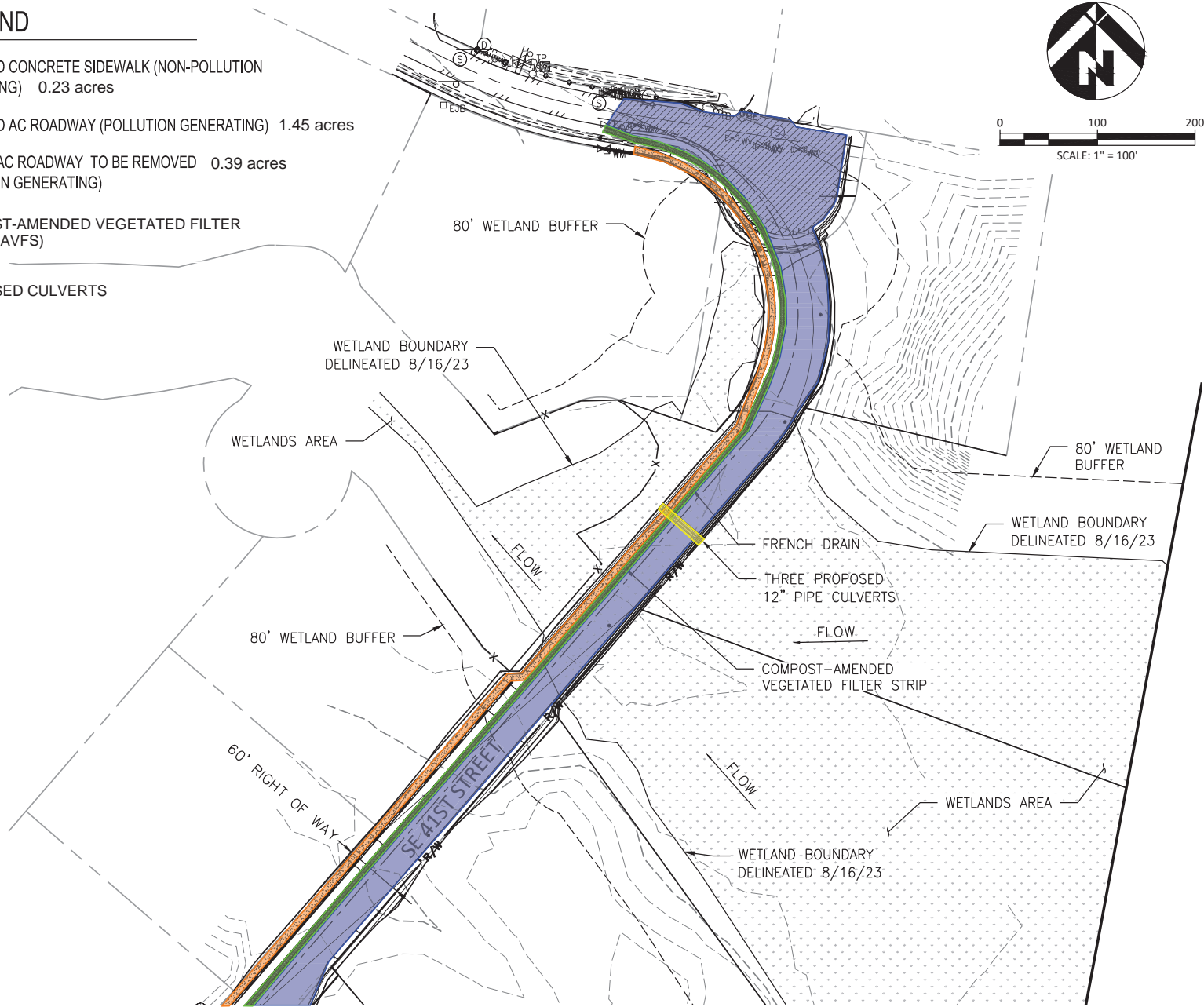
- PROPOSED ROADWAY FILL IN WETLANDS
- TEMPORARY IMPACT IN WETLANDS
- INDIRECT IMPACTED WETLANDS



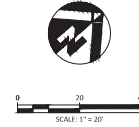
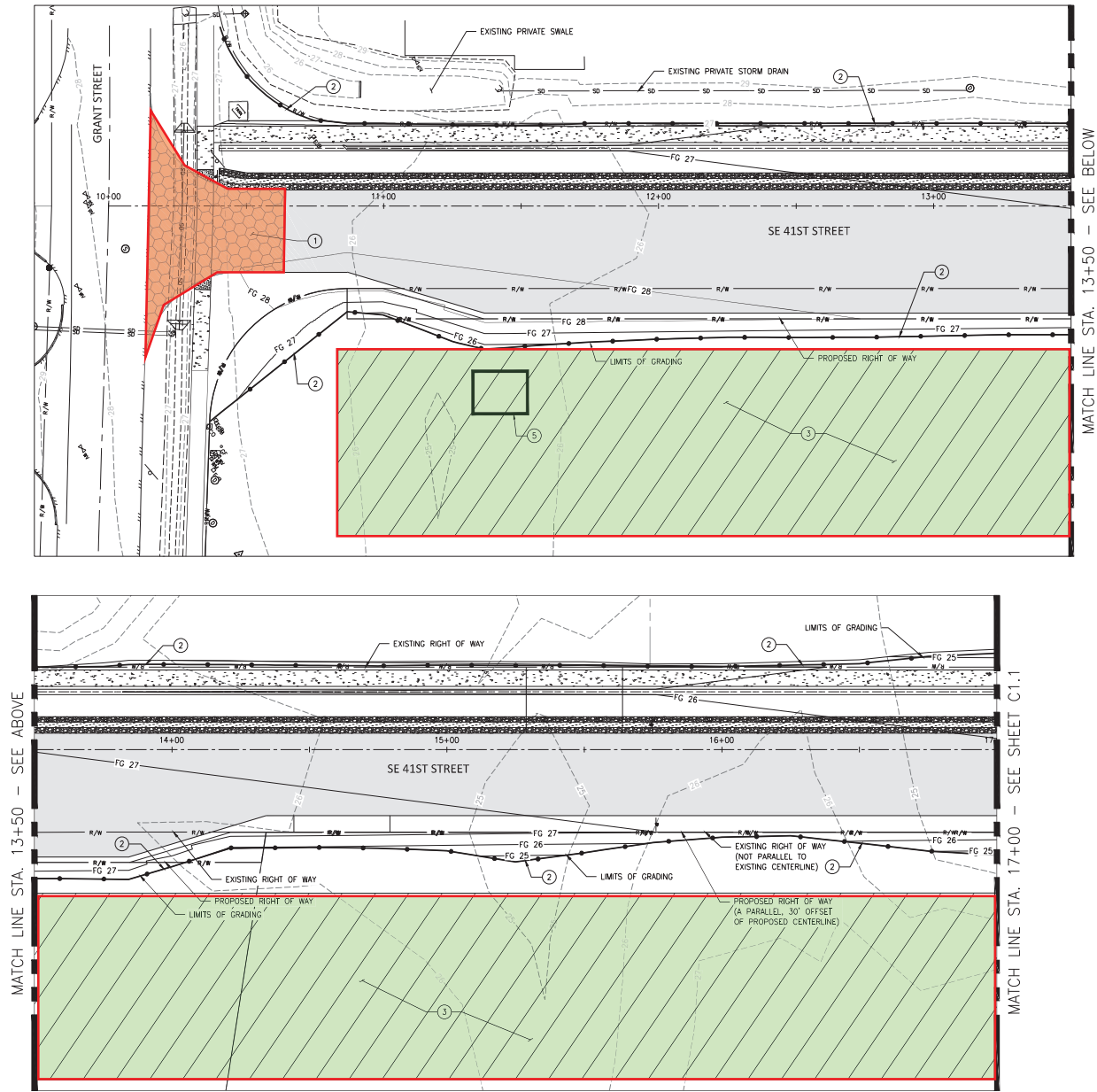
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## HATCHING LEGEND

-  PROPOSED CONCRETE SIDEWALK (NON-POLLUTION GENERATING) 0.23 acres
-  PROPOSED AC ROADWAY (POLLUTION GENERATING) 1.45 acres
-  EXISTING AC ROADWAY TO BE REMOVED 0.39 acres (POLLUTION GENERATING)
-  COMPOST-AMENDED VEGETATED FILTER STRIP (CAVFS)
-  PROPOSED CULVERTS



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EROSION CONTROL NOTES:

1. INSTALL GRAVEL CONSTRUCTION ENTRANCE PER DETAIL ON SHEET C5.0.
2. INSTALL SILT FENCE PER DETAILS ON SHEET C5.1.
3. TEMPORARY STAGING AND STOCKPILE AREA.
4. INSTALL CONCRETE WASHOUT AREA PER BMP C154 OF THE 2019 SWMMWW.

GENERAL EROSION CONTROL NOTES:

1. SEE SHEET C5.0 FOR GENERAL EROSION CONTROL NOTES AND DETAILS.
2. CONTRACTOR SHALL ENSURE THAT NO SEDIMENT OR TRACKOUT LEAVES THE SITE.

EROSION CONTROL



GRAVEL CONSTRUCTION ENTRANCE



TEMPORARY STORM INLET PROTECTION



SILT/HIGH VISIBILITY FENCE



REVISIONS:

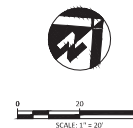
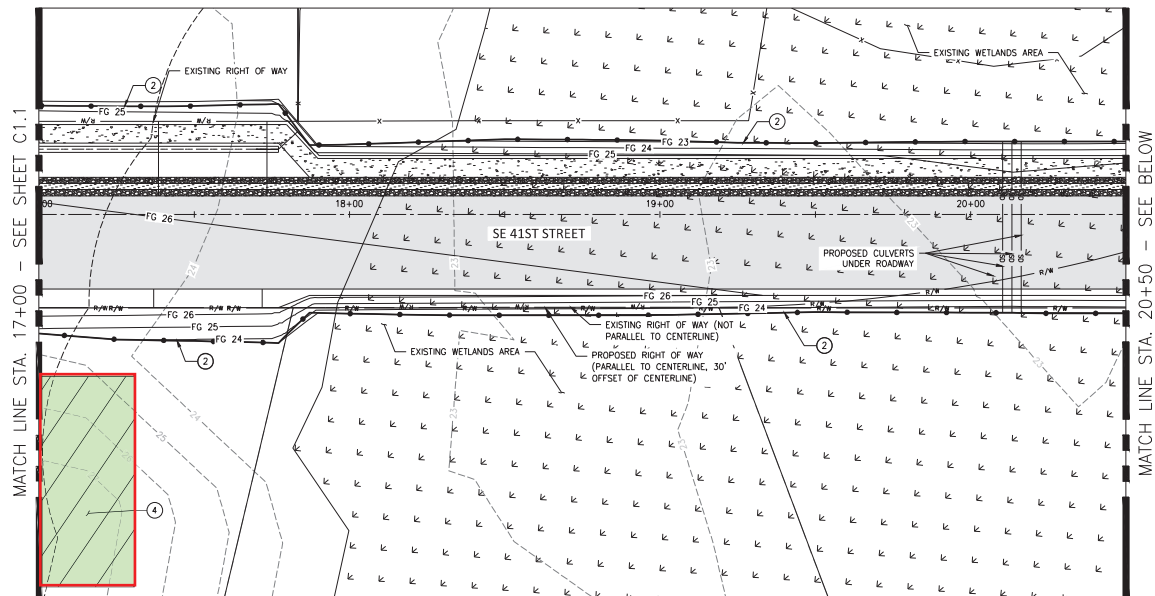

JOB NO.:	18041
DATE:	8/23/2023
SCALE:	1" = 20'
DESIGNED BY:	TAW
DRAWN BY:	TAW
CHECKED BY:	GO

60% PLAN

**C1.0**

NO. 4 OF 29

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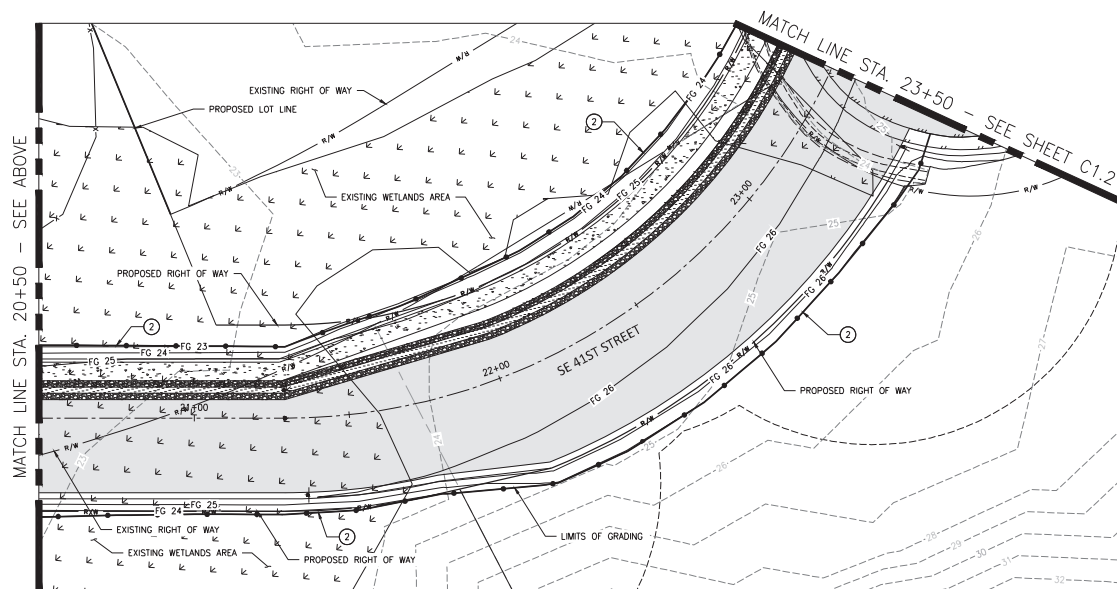


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EROSION CONTROL



GRAVEL CONSTRUCTION ENTRANCE



TEMPORARY STORM INLET PROTECTION



SILT FENCE



REVISIONS:

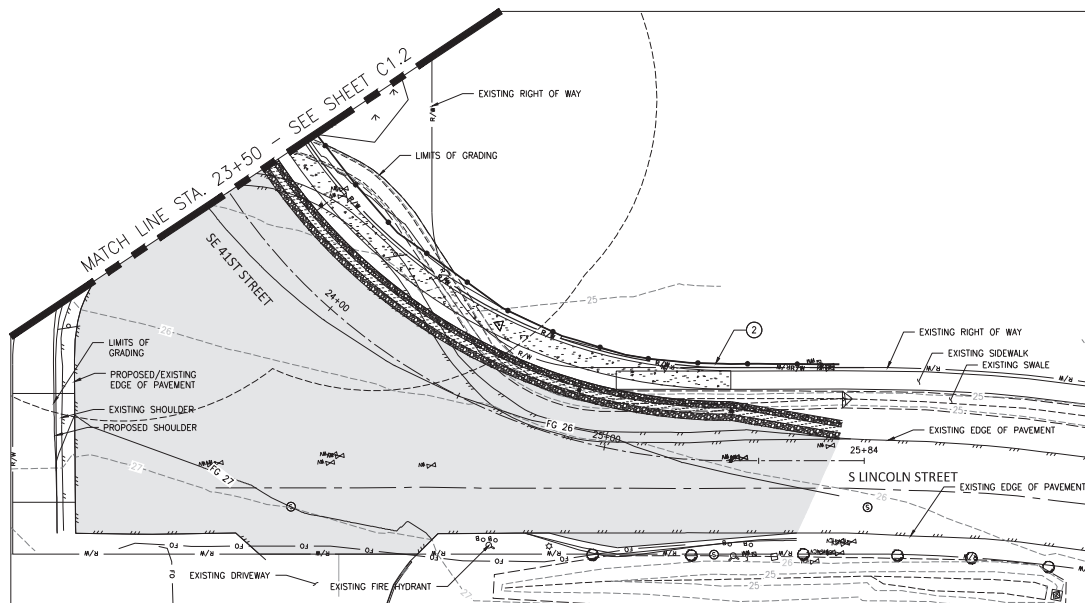
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60% PLAN

**C1.1**

NO. 5 OF 29

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**EROSION CONTROL NOTES:**

- ① INSTALL GRAVEL CONSTRUCTION ENTRANCE PER DETAIL ON SHEET C5.0.
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**EROSION CONTROL**



GRAVEL CONSTRUCTION ENTRANCE



TEMPORARY STORM INLET PROTECTION



SILT FENCE



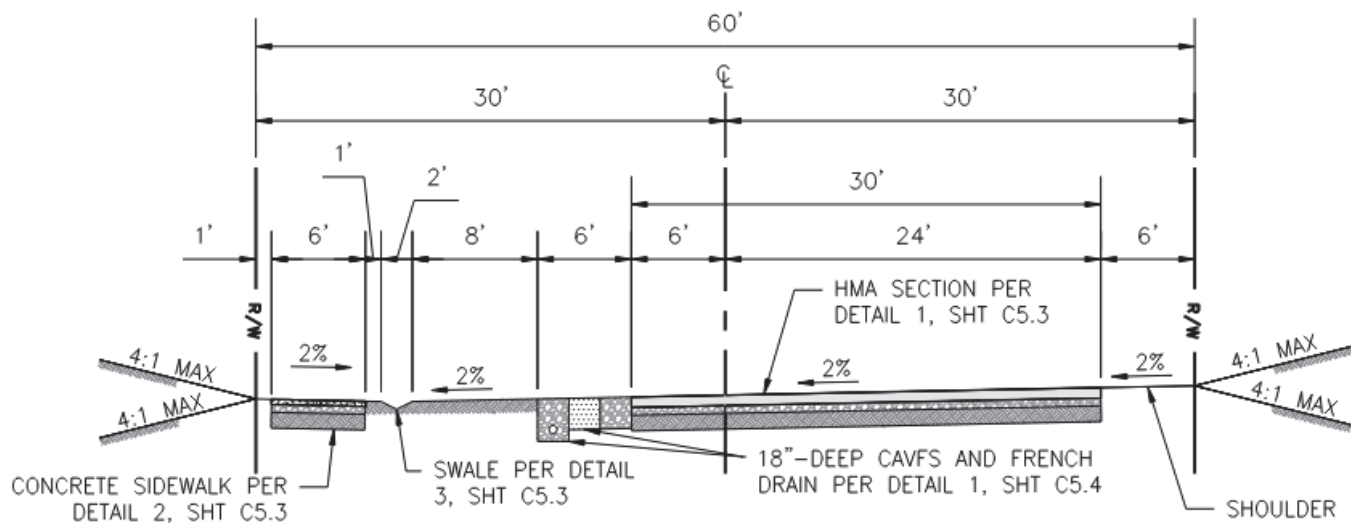
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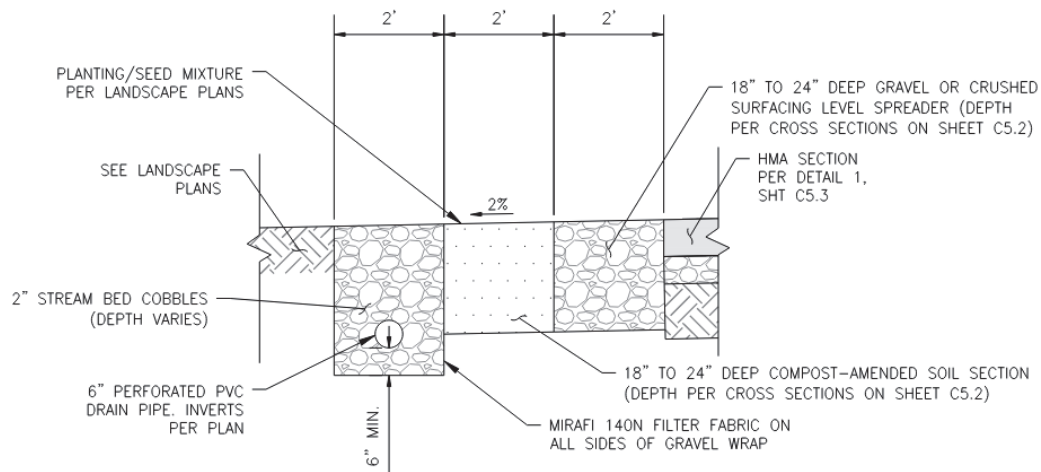
60% PLAN

**C1.2**

NO. 6 OF 29



Typical Roadway Section



- NOTE:**
1. ALL FRENCH DRAIN FITTINGS SHALL BE PVC SOLVENT WELD TYPE.
  2. THE COMPOST-AMENDED VEGETATED FILTER STRIP (CAVFS) SHALL BE IN COMPLIANCE WITH DESIGN CRITERIA FOR BMP T7.40 OF THE 2019 SWMMWW.

Compost-Amended Vegetated Filter Strip (CAVFS)

Figure 4. Typical Roadway Section and CAVFS

SE 41st Street Improvement Project  
Port of Camas Washougal