US Army Corps
of Engineers
Seattle District

Public Notice of Application for Permit

Regulatory Branch
Post Office Box 3755
Seattle, Washington 98124-3755
Telephone (206) 764-3495
ATTN: Suzanne Skadowski, Project Manager

Public Notice Date: July 12, 2004
Expiration Date: August 12, 2004
Reference: 200400618
Name: Jacobson Terminals, Inc.

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the 1899 Rivers and Harbors Act for certain work described below and shown on the enclosed drawings.

APPLICANT – Jacobson Terminals, Inc.
ATTN: Mr. Bryan Jacobson
5350 – 30th Avenue Northwest
Seattle, Washington 98107
Telephone: (206) 783-0858
E-mail: b.jake@comcast.net

LOCATION – In Salmon Bay (Lake Washington Ship Canal) at Seattle, Washington.

WORK – Construct a floating pier, a boat lift platform, relocate an existing floating pier, drive 12 steel piling.

PURPOSE – To provide additional commercial small boat moorage.

ENDANGERED SPECIES – The Endangered Species Act (ESA), as amended, requires assessment of potential impacts to listed and proposed species. The Puget Sound chinook salmon (*Oncorhynchus tshawytscha*), coastal-Puget Sound bull trout (*Salvelinus confluentus*), and bald eagle (*Haliaeetus leucocephalus*), listed threatened in the state of Washington, occur in the proposed project area. The U.S. Army Corps of Engineers (Corps) will evaluate the potential impacts to the above species and consult under Section 7 of the ESA with National Marine Fisheries Service (NMFS) and U.S. Fish and Wildlife Service.

ESSENTIAL FISH HABITAT – The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the 1996 Sustainable Fisheries Act, requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, permitted, funded, or undertaken by the agency that may adversely affect Essential Fish Habitat (EFH). EFH for Pacific salmon occurs in the project area. If the Corps determines that the proposed action may adversely affect EFH for federally-managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

CULTURAL RESOURCES – The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. The following is current knowledge of the presence or absence of historic properties and the effects of the undertaking upon these properties: Known historic properties occur in the vicinity of the proposed project however, they do not occur in the permit area. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The work is of such a limited nature and extent that little likelihood exists for the project to impinge

upon an unrecorded historic property. The District Engineer invites responses to this public notice from Federal, Native American Nations or tribal governments, State, and local agencies, historical and archeological societies, and other parties likely to have knowledge of or concerns with historic properties in the area.

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.

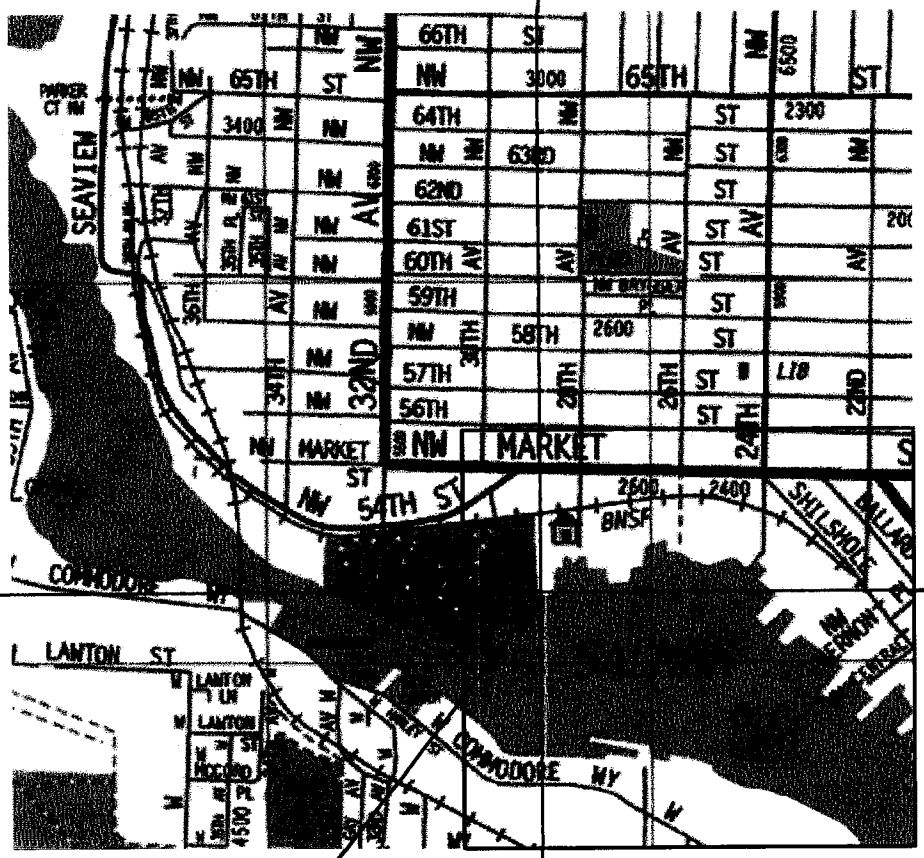
EVALUATION – The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits 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, land use, navigation, shoreline erosion, recreation, water quality, safety, considerations of property ownership, and, in general, the needs and welfare of the people. The Corps is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on the public interest factors listed above. Comments are used in the preparation of an Environmental Assessment 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 activity.

ADDITIONAL EVALUATION - The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program. This proposal is the subject of Shorelines Substantial Development Permit application No. 2404423, which will be processed by the City of Seattle.

COMMENT AND REVIEW PERIOD – Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to Suzanne.A.Skadowski@nws02.usace.army.mil. Conventional mail comments should be sent ATTN: Suzanne Skadowski, Regulatory Branch. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, and the author's name, address, and phone number. All comments must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Jacobson Terminals, Inc.
200400618

Encl
Drawings (4)



N 47° 40" 03"

122° 23'30" W

PROJECT SITE

VICINITY MAP

NO SCALE
FROM THOMAS BROMAPS

PERMIT APPLICATION #:

PROPOSED:

RELOCATION OF THE EXISTING WEST FLOATING DOCK, INSTALLATION OF A NEW 4 FT. WIDE FLOATING DOCK WEST OF THE WEST PIER, AND INSTALLATION OF A BOAT LIFT PLATFORM IN SALMON BAY WATERWAY, SEATTLE, COUNTY OF KING, STATE OF WASHINGTON

DATUM:
100'=0.0 C.O.E. (1919)

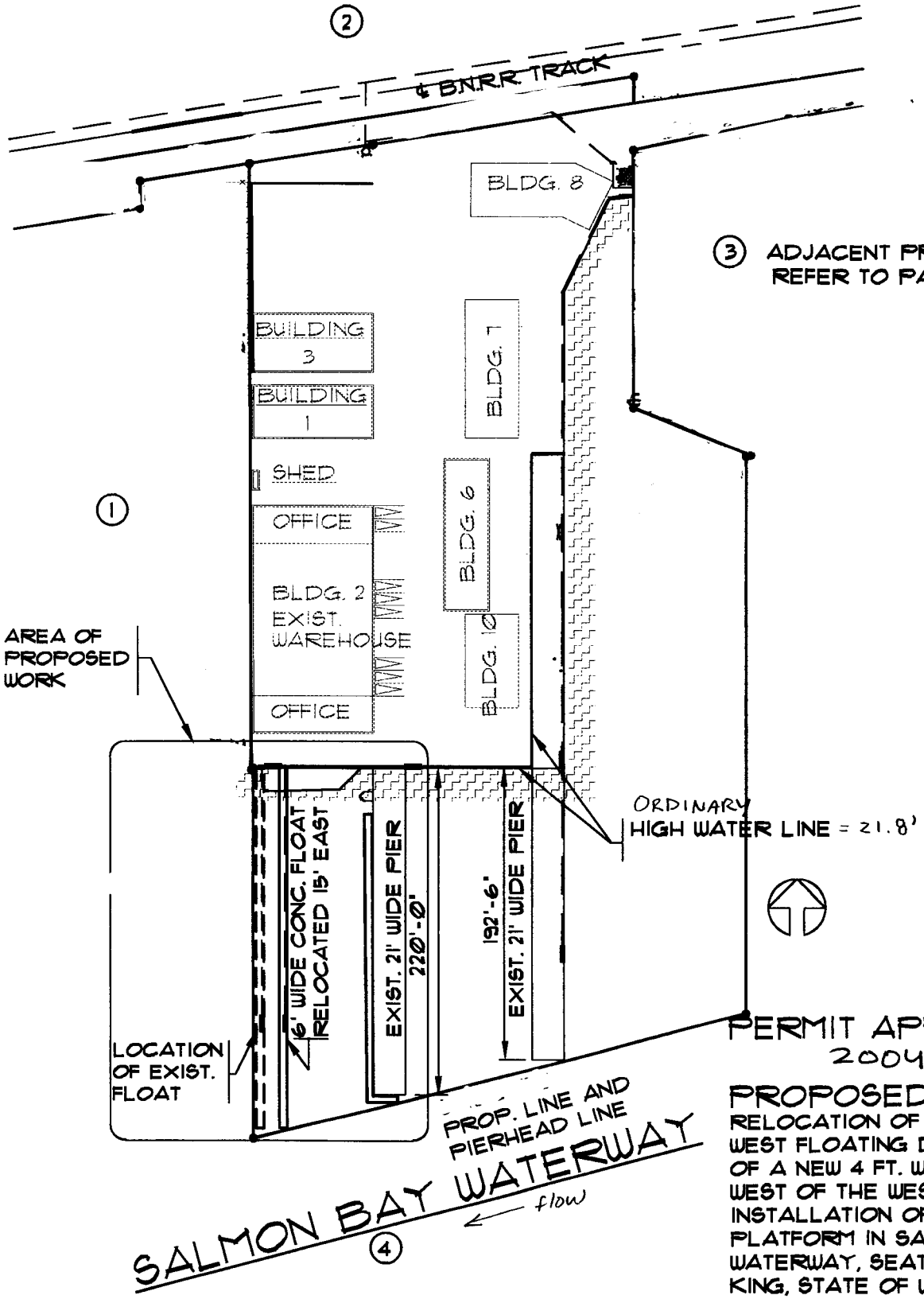
ADJACENT PROPERTY OWNERS:

1. U. S. ARMY CORP OF ENGINEERS
2. TRIAD MARKET ST. LLC
   2801 ALASKAN WAY #107 SEATTLE WA 98121
3. WM. & ANN SEABORN
   2360 43RD. AVE. E #411 SEATTLE WA 98111
4. STATE OF WASHINGTON

APPLICATION BY:

JACOBSON TERMINALS, INC.
5355 28TH AVE. N.W.
SEATTLE WA.

 DATE: 5/21/2004



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SITE PLAN

SCALE: 1"=100'

0 50 100

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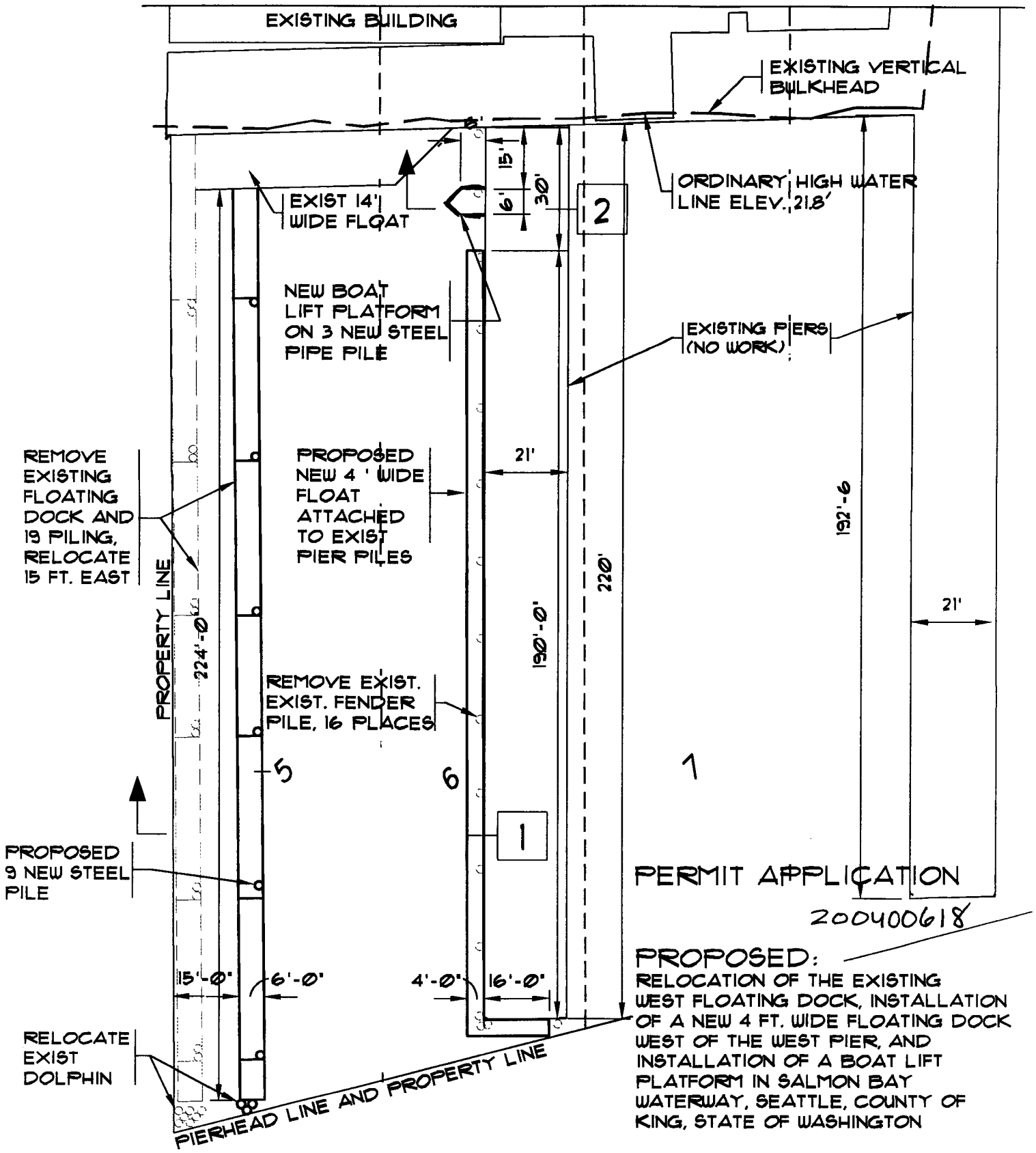

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MOORAGE DOCK PLAN

SCALE 1/32" = 1'-0"

0 10'

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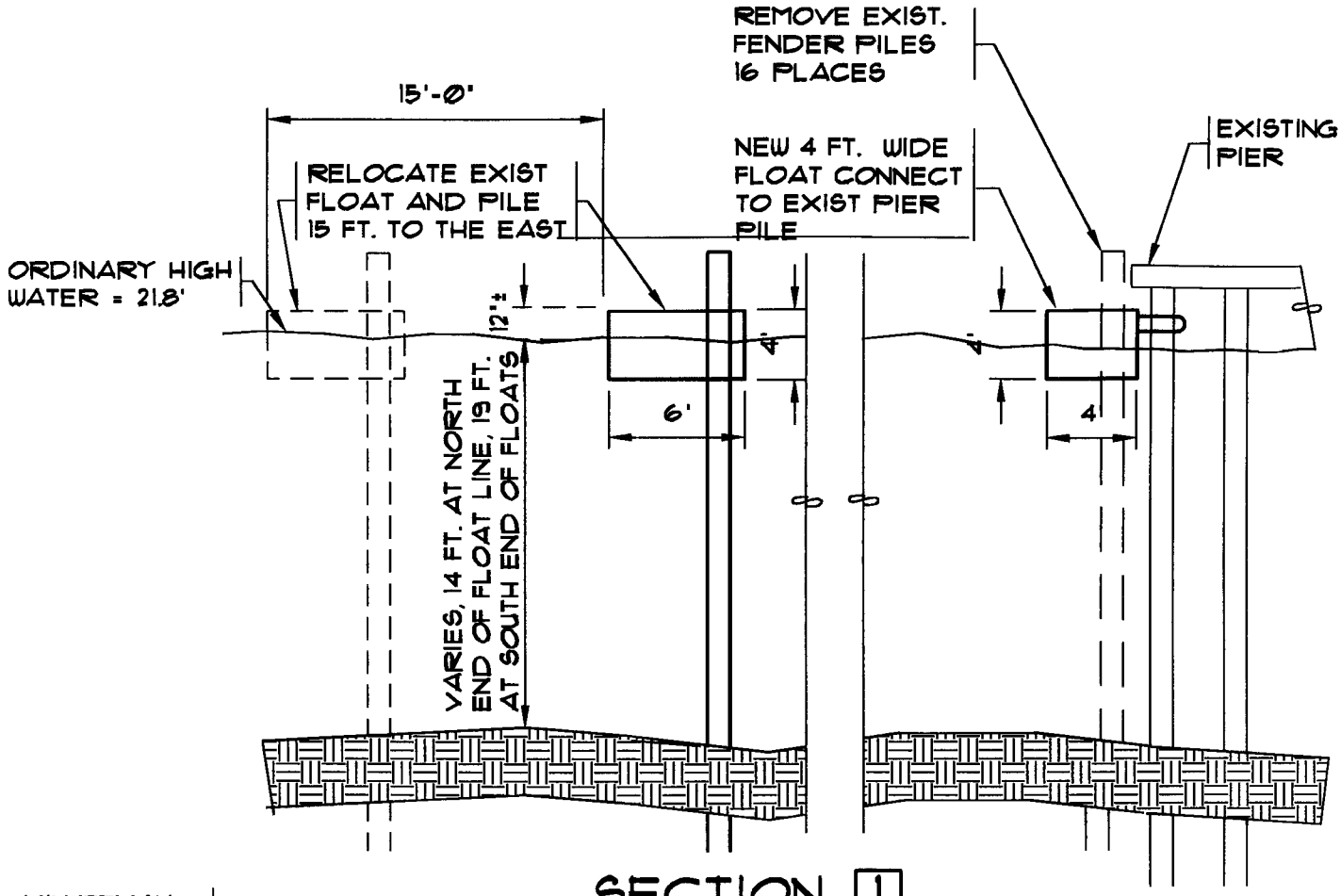
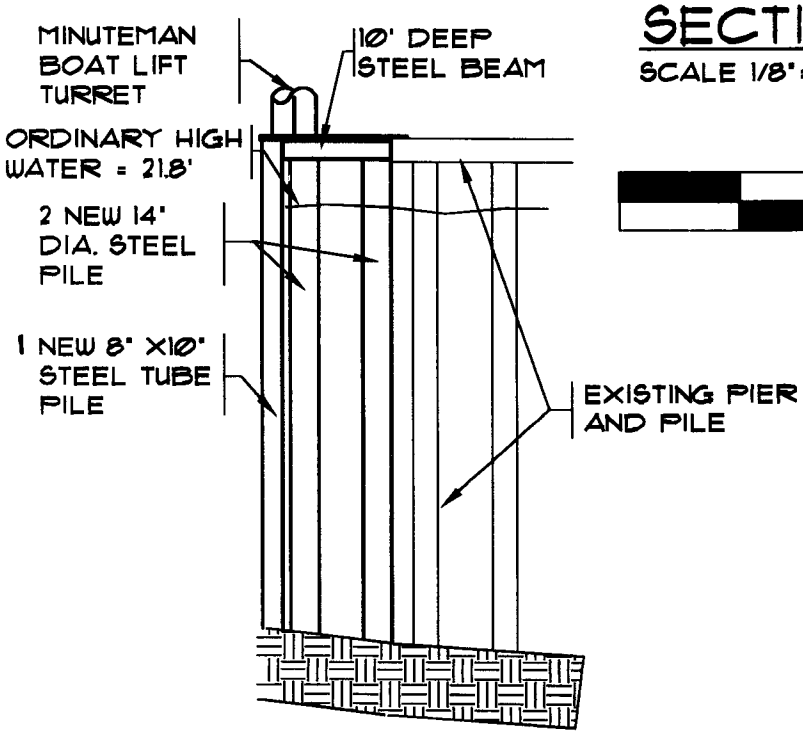


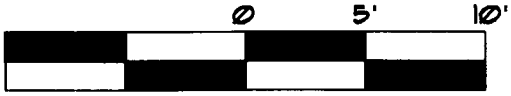
SECTION 1

SCALE 1/8"=1'-0"



SECTION 2

SCALE 1/8"=1'-0"



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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: July 12, 2004

Notice is herby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200400618 will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that Program.

Any person desiring to present views on the project pertaining to the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600