

**SKAGIT COUNTY PLANNING AND DEVELOPMENT SERVICES
MITIGATED DETERMINATION OF NONSIGNIFICANCE (MDNS)**

For

Cascade Natural Gas

File # **PL24-0280 & PL24-0244**

Notice is hereby given that on August 27, 2024, Skagit County Planning and Development Services approved the State Environmental Policy Act (SEPA) checklist review in conjunction with PL24-0280 & PL24-0244 for the Cascade Natural Gas Burlington South Feed Pipeline Project – Phase 1. The project proposal is to install approximately 1.3 miles of 6-inch plastic natural gas transmission pipeline within the Pulver Road right of way between Peterson Road and West McCorquedale Road. The pipeline is needed to increase wintertime pressures to prevent system and customer outages. The project is located within the Agricultural-Natural Resource Lands (Ag-NRL) zoning/comprehensive plan designated areas as indicated in the Skagit County Comprehensive Plan and associated maps adopted July 5, 2016 and as thereafter amended.

Proponent: Cascade Natural Gas c/o Mackay Sposito, Melanie Poe, 18405 SE Mill Plain Blvd #100, Vancouver, Washington, WA 98683.

Property Owner: Skagit County & State of Washington

Project Location: The site is located within the Pulver Road County Right-of-Way between Peterson Road to the north and west McCorquedale Road to the south. The pipeline then extends easterly along West McCorquedale Road for approximately 1,700 feet. The project would be located within a portion of Section 1, Township 34N, Range 03 East, and a portion of Section 7, Township 34N, Range 04 East.

Lead Agency: Skagit County Planning and Development Services.

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(C). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request. This determination is subject to the mitigated measures as identified below and shall be deemed conditions of approval of the land use and/or permit pursuant to Skagit County Code 16.12. Such conditions are considered binding and may not be altered by subsequent decisions unless a threshold determination is re-issued.

1. Temporary erosion/sedimentation control measures, as approved by the Skagit County Planning and Development Services, shall be in place prior to the excavation and placement of fill material. The applicant shall maintain all temporary erosion/sedimentation control measures in accordance with the Skagit County Stormwater Management Ordinance. Said measures shall remain in place until the completion of the project.
2. The applicant shall comply with Northwest Clean Air Agency (NWCAA) requirements.
3. The applicant shall comply with the provisions of Chapter 14.32 of the Skagit County Code, the Skagit County Stormwater Management Ordinance, as it relates to increased runoff resulting from additional impervious surfaces. Best Management practices shall be utilized throughout the life of the project.
4. The applicant shall comply with all relevant provisions of Skagit County Code.
5. The applicant shall attain Hydraulic Project Approval (HPA) from the Washington Department of Fish and Wildlife (WDFW) for all works in close proximity to, and under Gages Slough except

- with written verification from WDFW that a HPA is not required.
6. Conduit installation depth shall be below scour depth of Gages Slough to prevent natural scouring of the stream bed from exposure of pipeline and/or cable.
 7. The applicant shall attain any approvals as required by the Washington State Department of Transportation (WSDOT).
 8. The applicant shall attain a right-of-way permit and must follow Skagit County Utility Policy requirements.
 9. The proposal, and development shall comply with all applicable requirements of SCC 14.16.
 10. The project may be subject to one of Ecology's National Pollutant Discharge Elimination Systems (NPDES) permits. A Construction Stormwater General or Industrial Permit may be required by the Department of Ecology (WSDOE) for this project. Contact the WSDOE Northwest regional office at (360) 927-4900.
 11. The applicant shall comply with all relevant provisions of SCC 14.24 (Critical Areas Ordinance). Wetland and Critical area impacts shall be fully mitigated and in full compliance with all applicable Skagit County Code requirements.
 12. Should any human remains, archaeological, historic, or cultural materials be discovered during construction, work in the affected area shall cease immediately and the area shall be secured. Within 24 hours of the discovery or as soon thereafter as possible, the developer shall notify the Skagit County Sheriff's Office, Skagit County Planning and Development Services, the Washington State Department of Archaeology and Historic Preservation and affected tribes. If following consultation with the above parties it is determined that an archaeological and cultural resource assessment is required, the project developer shall retain the services of a professional archaeologist to prepare such an assessment. Project work in the affected area shall only continue when in conformance with applicable state and federal laws.

The Lead Agency previously issued a comment period for this proposal under the Optional DNS process outlined under WAC 197-11-355.

You may appeal this threshold determination in accordance with Skagit County Code 14.06 and 16.12 and then by filing such with the Skagit County Planning and Development Services for service to the SEPA responsible official within fourteen (14) calendar days after the date of the threshold determination.

Appeals must be submitted no later than: **September 12, 2024**

RESPONSIBLE OFFICIAL: Director of Planning and Development Services
CONTACT PERSON: Angus Bevan, Senior Planner
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PHONE: (360) 416-1320

Date: August 27, 2024 Signature Angus Bevan, Senior Planner
On behalf of Jack Moore, Planning and Development Services Director

cc: WDOE, Public Works, NW Clean Air Agency, Fire Marshal, Stormwater and Critical area review staff, Water Resources, WSDF&W, Skagit River Systems Coop, DAHP, Upper Skagit Indian Tribe, Samish Indian Nation, Samish Indian Nation, Skagit Public Utility District, Skagit Dike, Drainage, and Irrigation District 19, Applicant, Parties of Record

Date Transmitted to Skagit Valley Herald: August 27, 2024

Date Published in Skagit Valley Herald: August 29, 2024