



## Community Development Department

Building & Planning Division

360.423.9922 (P)

360.423.6591 (F)

LUA2022-0009, in reference to

SEPA #: SEP18-007

Case #: STE18-004

### REVISED DETERMINATION OF NONSIGNIFICANCE

**Description of proposal:** The City of Kelso is proposing a railroad crossing overpass located near Hazel Street and the BNSF rail line. Most of the property is in Cowlitz County jurisdiction. A DNS for this project proposal was originally issued in 2018, but the City of Kelso has since submitted a revised checklist that includes additional information regarding impacts at the at-grade crossing closures at Mill and Yew Streets and updated designs. This Revised DNS is issued for the entire project proposal. Improvements include tree planting and landscaping in key locations, stormwater improvements, and relocation of impacted utilities. Upon completion, Hazel Street between South Pacific Avenue and the eastern terminus of the proposed project will become a dead-end street with a turn-around. The Mill and Yew Street at-grade rail crossings will be closed upon opening of the new bridge and Hazel Street extension to South River Road. Mill and Yew Street would terminate with a cul-de-sac or hammer head to facilitate vehicle turnaround on the west side of the closed crossings.

**Proponent:** Mike Kardas, P.E., City Engineer, City of Kelso, 203 S. Pacific Ave., Kelso

**Location of proposal:** Hazel Street and the BNSF Rail line and closures at Mill and Yew Streets, Kelso WA

**Lead agency:** Kelso Community Development

Kelso Community Development has determined that the revised proposal 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 city. This information is available to the public on request.

A public comment period is not required for a Revised DNS. The Department of Ecology, however, recommends comment periods for proposals that may have potential significant impacts on the surrounding environment. Per WAC 197-11-340(2), the City of Kelso will hold a 14-day comment period where this project will not be acted on for 14 days from the date below.

Responsible official: Mike Murray

Position/title Building and Planning Services Manager, City of Kelso, Community Development

Phone: 360-916-4640

Address: PO Box 819, Kelso WA 98626

Date: March 14, 2022 Signature: Mike Murray

You may appeal this determination to City of Kelso - Community Development, 203 S. Pacific, Kelso WA 98626. All appeals must be filed with City of Kelso in writing with a \$1,000.00 fee submitted by 5:00 pm on March 28, 2022. You may contact Mike Murray to ask about the procedures for SEPA appeals.

## CITY OF KELSO COMPREHENSIVE PLAN

The proposed development is compatible with the following goals and policies of the City of Kelso Comprehensive Plan.

### **Kelso Comprehensive Plan**

Goal #2: Promote and sustain a diverse and well-balanced local economy.

Goal #3: Promote and sustain a range of employment opportunities for Kelso residents.

The revised environment threshold determination is based on analysis of information contained in the following documents:

- Revised Environmental Checklist
- Vicinity map prepared by the City of Kelso

### **Notes:**

1. The issuance of a Determination of Non-significance or Revised Determination of Non-significance does not constitute project approval. All building plans and site design must meet the following: 2015 International Fire Code, the 2018 International Building Code, the City of Kelso Design and Development Guidelines (KMC Title 12.08) and the City of Kelso Municipal Code (KMC Title 17).
2. The Revised Determination of Non-significance is based on the applicant developing the site in accordance with the originally approved Stormwater Plan, the site plan for South Kelso Railroad Crossing, and the Revised SEPA Checklist.
3. If contamination is currently known or observed during construction, sampling of the potentially contaminated media must be conducted. If contamination of soil or groundwater is readily visible, or is revealed by sampling, the Department of Ecology must be notified. Contact the Environmental Report Tracking System Coordinator at the Southwest Regional Office at (360) 407-6300.
4. Erosion control measures must be in place prior to any clearing, grading, or construction. These control measures must be effective to prevent soil from being carried into surface water by stormwater runoff. Sand, silt, clay particles, and soil will damage aquatic habitat and are considered pollutants.

Any discharge of sediment-laden runoff or other pollutants to waters of the state is in violation of Chapter 90.48, Water Pollution Control, and WAC 173-201A, Water Quality Standards for Surface Waters of the State of Washington, and is subject to enforcement action.

5. During construction, all releases of oils, hydraulic fluids, fuels, other petroleum products, paints, solvents, and other deleterious materials must be contained and removed in a manner that will prevent their discharge to waters and soils of the state. The cleanup of spills should take precedence over other work.
6. In the event any archaeological or historic materials are encountered during project activity, work in the immediate area (initially allowing for a 100' buffer; this number may vary by circumstances) must stop and the following actions taken:
  - a. Implement reasonable measures to protect the discovery site, including any appropriate stabilization or covering; and
  - b. Take reasonable steps to ensure the confidentiality of the discovery site; and
  - c. Take reasonable steps to restrict access to the site of discovery.

The project proponent will notify the concerned Tribes and all appropriate local, state and federal agencies

including the Department of Archaeology and Historic Preservation and the City of Kelso Community Development. The agencies and Tribes(s) will discuss possible measures to remove or avoid cultural material, and will reach an agreement with the project proponent regarding actions to be taken and disposition of material.

If human remains are uncovered, the City of Kelso Police Department shall be notified first and the above steps followed. IF the remains are determined to be Native, consultation with the affected Tribes will take place in order to mitigate the final disposition of said remains.

See the Revised Code of Washington, Chapter 27.53, "Archaeological Sites and Resources," for applicable laws and statutes. See also Washington State Executive Order 05-05, "Archaeological and Cultural Resources." Additional state and federal law(s) may also apply.

CC:

HDR Engineering via email

SEPA Unit PO Box 47703 Olympia WA 98504-7703 (with checklist)

Mike Kardas, City Engineer