

## Project #09-1463, Livingston Bay Pocket Estuary Restoration

Submitted by Misha Henshaw on 12/13/2011

Accepted by Mike Ramsey on 12/16/2011

### CONTACTS

**Primary Sponsor:** The Nature Conservancy

**Lead Entity:** Island County LE

**Managing Agency:** Rec. and Conserv. Office

**Project Contact:** Kat Morgan  
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**Alt Project Contact:** Misha Henshaw  
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**RCO Grant Manager:** Mike Ramsey  
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### COSTS TO DATE

**Project Start Date:** 12/10/2009

**FundingEnd Date:** 12/31/2012

Funding Formula:	Requested		Original		Current	
Puget Sound Acq. & Restoration:	\$209,675.00	(85%)	\$209,675.00	(85%)	\$209,675.00	(85%)
Sponsor Match:	\$37,000.00	(15%)	\$37,000.00	(15%)	\$37,000.00	(15%)
<b>Total:</b>	<b>\$246,675.00</b>	<b>(100%)</b>	<b>\$246,675.00</b>	<b>(100%)</b>	<b>\$246,675.00</b>	<b>(100%)</b>

<b>Paid To Date:</b>	\$0.00	<b>Last Released Billing:</b>	11/02/2010
<b>Remaining RCO Funds:</b>	\$209,675.00	<b>Pending Billing:</b>	No
<b>Advance Balance:</b>	\$0.00	<b>Match Bank:</b>	\$0.00
<b>Admin Limit:</b>	\$0.00	<b>Admin Spent:</b>	\$0.00
<b>A&amp;E Limit:</b>	\$56,925.00	<b>A&amp;E Spent:</b>	\$0.00
	30.00%		

### PROGRESS REPORT QUESTIONS

#	Question	Answer	Answer Description
1 of 4	Are there any significant challenges that might hinder progress or keep you from meeting your project milestones? If so, please tell us about them.	No	At this time, we do not anticipate any significant challenges that will hinder progress towards project completion in 2012. That said, the project was denied streamlined status for permitting via the Fish Habitat Exemption by Washington Department of Fish and Wildlife. This means applying for local permits through Island County which could delay progress but this remains unknown at this time. Permits were submitted in November and December 2011.
2 of 4	Describe the work accomplished during this reporting period.		The design firm for the project, Coast and Harbor Engineering, began design work in July 2011 and permit-level design was completed in November 2011. Also, Cascadia Archaeology was hired and completed a site assessment and survey related to Cultural Resources in September and October 2011. TNC and NOAA shared this assessment and survey with Department of Historical Preservation (DAHP) and DAHP concurred with the determination of No Historic Properties Affected but have requested a professional archaeological monitoring plan. In November 2011 permits were submitted to Washington Department of Fish and Wildlife (WDFW) and U.S. Army Corps of Engineers. WDFW determined that the project was not eligible for the streamlined JARPA process via the Fish Habitat Exemption. This has necessitated submission of local permits to Island County that were submitted in November and December 2011. Lastly, TNC has finalized contracting with Herrera to complete construction oversight and management services during construction.

- 3 of 4 Do you anticipate any changes to your project? Please describe those changes here. No
- 4 of 4 Tell us about work planned for the next reporting period.

During the next reporting period we anticipate completing all necessary work leading up to beginning of restoration. All permits will be received and finalized. Design plans will be finalized based on comments from permitting agencies. Final design will allow TNC to put construction contract out to bid and hire a construction contractor.

## MILESTONES

Milestone	Target Date	Description	Completed	Delayed	New Target Date	Progress/Reason for Delay
Project Start	12/10/2009		X			
Progress Report Submitted	07/31/2010		X			
Annual Project Billing	07/31/2010		X			
Progress Report Submitted	06/30/2011		X			
Annual Project Billing	07/31/2011		X			
Applied for Permits	08/31/2011			X	12/31/2011	Permit application was completed in November and December 2011
A&E Plans Submitted	08/31/2011			X	11/30/2011	Permit level design was completed in November 2011
Cultural Resources Complete	08/31/2011			X	11/30/2011	Cultural resources site assessment and survey completed November 2011
Progress Report Submitted	12/31/2011		X			
Bid Awarded/Consultant Hired	04/30/2012					
Progress Report Submitted	06/30/2012					
Progress Report Submitted	06/30/2012					
Construction Started	07/31/2012					
Annual Project Billing	07/31/2012					
Construction Complete	10/31/2012					
Monitor/Steward Plan Submitted	12/31/2012					
Agreement End Date	12/31/2012					
Monitoring Complete	12/31/2012					
Progress Report Submitted	12/31/2012					
Final Docs/Billing to Mgmt Agy	03/31/2013					

## PERMITS

Type	Applied Date	Received Date	Expiration Date	Permit Number	Comments
Dredge/Fill Permit [Section 10/404 or 404]	11/18/2011				
Hydraulics Project Approval [HPA]	11/18/2011				HPA is tied to submission of JARPA which was submitted to WDFW on 11/18/11
NEPA	11/18/2011				NEPA process is tied to submission of JARPA to Army Corps which was submitted 11/18/11
SEPA	12/08/2011				
Shoreline Permit	11/18/2011				Local permits are required and we have applied for a shoreline exemption and other Island County permits
Water Quality Certification [Section 401]	11/18/2011				
Endangered Species Act Compliance [ESA]	11/18/2011				NOAA began consultatoin with U.S. Fish and Wildlife Service in November 2011
Cultural Assessment [Section 106]	11/15/2011				NOAA began consultation with Dept of Historic Preservation in November 2011

### Permit Questions

#	Question	Answer	Answer Description
1 of 3	Any additional mitigation requirements? If so, please describe.	No	None required by permitting agencies to date.
2 of 3	Are there any additional permits required? If so, please describe.	Yes	Multiple local permits have been submitted to Island County due to WDFW's determination that the project does not meet criteria for use of the streamlined JARPA process. Island County is determining exactly which local permits will be required and in the meantime we have applied for all potential permits that may be needed including: Clearing and Grading, Critical Areas Alteration, Critical Areas Permitting Use, Shoreline Exemption, and Master Land Development permit.
3 of 3	Tell us about your progress with securing your permits or ESA consultation.		As of December 8th, all permits have been submitted to U.S. Army Corps of Engineers (USACE), WDFW, and Island County and they are being reviewed and processed. NOAA is working with TNC to consult with Department of Archaeology and Historic Preservation and Tribes regarding Section 106 as well as U.S. Fish and Wildlife Service and the Army Corps of Engineers for ESA Consultation.