
PROJECT: 19-1632 PLAN, GEORGE DAVIS CREEK FISH PASSAGE DESIGN (KING CO)

Sponsor: Sammamish City of Program: FBRB Coordinated Pathway Status: Active
Project Start Date: 07/01/2019 Agreement End Date: 12/31/2022

Progress Report Status: Accepted 03/14/2022

Report Period

From 10/30/2021 To 03/14/2022

Questions

#1: Describe the work accomplished during this reporting period.

- Continued discussions on property acquisition.
- City approved a supplemental agreement with the design consultant for additional services. This includes a subconsultant to assist with property acquisition and agreements, such as landowner acknowledgement forms and construction easements. In addition the scope added a constructability review, hydraulic design of large woody material, study on sediment transport and delta formation at Lake Sammamish, and utility coordination and relocation design assistance.
- Prepared responses to TRT Comments on 60% plans. Attached.
- Initiated utility relocation design and coordination.
- Initiated temporary and permanent easement acquisition.

#2: Are there any significant challenges that might hinder progress or keep you from meeting your project milestones? If so, please tell us about them.

Yes

There are property rights still in the legal process. We are continuing efforts to gain approval for, or to negotiate an agreeable resolution with the adjacent property owners. The project team is committed to the project and continuing to work with our partners and regulatory agencies to prepare the project design. We believe that this may delay the construction timeline, but does not alter the design components for fish passage. We intend to pursue final design, with the understanding that it may be shelved and could require minor modifications to accommodate the eventual conclusion of the legal proceedings. This may delay permitting and construction timelines.

#3: Tell us about work planned for the next reporting period.

Find agreement with the TRT on 60% plan review comments. Develop 90% plans. Apply for or update long-term permits, such as the JARPA.
Depending on the property rights, we may wait to apply for short-term permits such as a clear and grade permit.
Prepare for property acquisition through landowner acknowledgement forms and construction easements.

#4: Do you anticipate you will need to request a modification to your project agreement in the next six months (time extension, cost change, scope change, etc.)? If yes, please explain:

Yes

We would like to discuss whether extending the agreement past 12/31/22 is preferred by the FBRB to capture the potential modifications pending the outcome of the property acquisition proceedings. We prefer to proceed with final design and leave final modifications that result from the property right issue to occur after close out.
The East Lake Sammamish Shore Lane culvert is no longer part of this project design. It was designed by and will be constructed by King County. This changed because they originally did not intend to replace the culvert because the City was going to. However, during their project planning, one of the culverts they intended to replace instead found resistance by adjacent property owners so they selected this culvert for replacement instead on their trail improvement project. This project is in King County trail right-of-way and was already designed for fish passage improvement under separate permits.

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Milestones

Milestone	Target Date	Completed	Delayed	New Target Date	Progress/Reason for Delay
Other BAFBRB WDFW approves proceeding to final design	03/23/2022	<input type="checkbox"/>	<input checked="" type="checkbox"/>	03/23/2022	Comment responses took longer than anticipated. Discussion planned for 3/16/2022.
Final Design to RCO Provide Final Design deliverables as described in RCO Manual 22, Appendix C-3 to WDFW FBRB Technical Review Team Lead.	04/29/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Annual Project Billing Due	04/30/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Applied for Permits PAUE, SEPA, HPA	05/06/2022	<input type="checkbox"/>	<input checked="" type="checkbox"/>	05/06/2022	Project design was temporarily on hold and restarted in October in an attempt to continue progressing the project. Permits will not be applied for until we have more more certainty on property rights and prepare the 90% plans.
Other Landowner Acknowledgement Form from Starkey	06/01/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Other Landowner Certification Forms for properties within the restoration project area.	06/01/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Special Conditions Met WDFW FBRB Reviews and Approves Final Design	06/03/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Other Update on property rights condemnation (is site control likely?)	06/03/2022	<input type="checkbox"/>	<input checked="" type="checkbox"/>	06/03/2022	City not yet granted property rights. Still in legal proceedings and requires City Council direction.
Other Update on the Court date. Timeframe for resolving realignment.	06/03/2022	<input type="checkbox"/>	<input checked="" type="checkbox"/>	06/03/2022	If City is granted property by court, this will still require additional negotiation between property owners, partners, and regulatory agencies to resolve. This does not impact the primary components of the design but may need minor modification.
Permits Complete	08/26/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Progress Report Due If a time extension is needed.	09/30/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Final Billing Due	11/30/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Final Report Due Drafted in PRISM (when project is complete and final invoice is submitted).	12/01/2022	<input type="checkbox"/>	<input type="checkbox"/>		
Agreement End Date PROJECT CLOSING. All expenditures must be prior to this date.	12/31/2022	<input type="checkbox"/>	<input type="checkbox"/>		Need amendment to change

Special Conditions

Archaeological, Historic, and Cultural Resource Consultation

This agreement requires compliance with Executive Order 05-05 and/or Section 106 of the National Historic Preservation Act. No ground disturbing activities may be initiated until the sponsor has received notice from RCO that the appropriate cultural resource review process has been completed.

WDFW Design Review

Preliminary and Final designs completed to Manual 22 Appendix C specifications must be submitted to RCO and WDFW approved by WDFW's FBRB Technical Review Team Lead. Allow up to 30 days for review.

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Permits

Permits and Reviews	Issuing Organization	Applied Date	Received Date	Expiration Date	Permit #
Archeological & Cultural Resources (EO 05-05)	DAHP	06/04/2020			NWS-2020-594
		Note: If ground disturbing activities are proposed before the Corps permit is initiated. Submitted with the JARPA.			
Clear & Grade Permit	City/County				
		Note: Project will submit for permit once construction timelines can be anticipated.			
Cultural Assessment [Section 106]	DAHP	06/04/2020			
		Note: Cultural resources survey attached, 3/14/2022.			
Hydraulics Project Approval [HPA]	Dept of Fish & Wildlife				
		Note: Project will submit for permit once construction timelines can be anticipated.			
Nationwide Permit	Army Corps of Eng.	06/04/2020			NWS-2020-594
		Note: Project completed one round of permit review. Planning to update and obtain permit after 90% plans are complete.			
SEPA	Local or State				
		Note: Project anticipated to be exempt from SEPA. Project will submit for exemption once construction timelines can be anticipated.			


Attachments

PHOTOS (JPG, GIF)

Photos (JPG, GIF)

PROJECT DOCUMENTS AND PHOTOS

Project Documents and Photos

File Type	Attach Date	Attachment Type	Title	Person	File Name, Number Associations	Shared
	03/14/2022	Cultural Resource Screening Report	Cultural Resources Survey for George Davis Creek Project	StephanieS	CulturalResourcesReport_2019-10-11.pdf, 504226 Progress Report, 03/14/2022, Accepted	✓

Certify & Submit

Status History

Report Status	Date	User	Note
Accepted	03/14/2022	Elizabeth Butler	Thank you Stephanie!
Submitted	03/14/2022	Stephanie Sullivan	
Draft	01/11/2022	Stephanie Sullivan	