

**CITY OF DES MOINES
DETERMINATION OF NONSIGNIFICANCE**

Description of proposal: Amendment of the City of Des Moines Shoreline Master Program to be consistent with new guidelines found in WAC 173-26-201 administered by the Washington State Department of Ecology.

Proponent: City of Des Moines

Location of proposal, including street address, if any: City-wide (not site specific)

Lead Agency: City of Des Moines

The City of Des Moines has determined that the above-described 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 lead agency. This information is available to the public on request.

This DNS is issued under 197-11-340(2). The lead agency will not act on this proposal for 15 days from the date below*. Comments must be submitted by May 27, 2010.

Responsible Official: Grant Fredricks Phone: (206) 870-6568

Position/Title: Planning, Building, and Public Works Director
21650 11th Avenue South, Suite D
Des Moines, WA 98198

May 12, 2010

(Date*)



(Signature)

For Additional Information Contact: Robert Ruth, Development Services Manager
Phone (206) 870-6555

AGENCY APPEAL

APPEAL: Any agency or person may appeal SEPA procedural compliance to the Des Moines Hearing Examiner by filing a written appeal with the Des Moines City Clerk. Such appeal must be filed within ten (10) days of the date this Determination of Nonsignificance is final. The last date for filing such an appeal as to this proposal will be 4:30 p.m. on June 7, 2010. Procedural determinations include the adequacy of the Determination of Nonsignificance, whether proper notice has been given, and whether the commenting period has been observed. The pendency of a procedural appeal shall stay any action on this proposal until final determination by the Hearing Examiner.

Publish date: May 12, 2010

CITY OF DES MOINES
NOTICE OF DETERMINATION OF NONSIGNIFICANCE

Notice is hereby given that the City of Des Moines Responsible SEPA Official has determined that the following described proposal is not anticipated to create significant adverse environmental impacts and will not require preparation of an environmental impact statement. This determination shall become final and effective, provided a proper and complete appeal has not been filed, on June 7, 2010.

DATE OF
DECISION: May 12, 2010

FILE #: LUA 2005-041

PROPOSAL: Amendment of the City of Des Moines Shoreline Master Program (SMP) to be consistent with new guidelines found in WAC 173-26-201 administered by the Washington State Department of Ecology.

APPLICANT: City of Des Moines

LOCATION: The SMP is a policy and regulatory document that is non project specific and impacts properties city-wide.

Written comments concerning the DNS may be submitted to the Planning, Building, and Public Works Department, located at 21630 11th Avenue South, Suite D, Des Moines, WA 98198, by 4:30 p.m., May 27, 2010. Comments should discuss specific environmental issues associated with this proposal and identify how the DNS does or does not address those issues.

The decision to issue the DNS may be appealed by submitting an appeal letter in accordance with Chapter 18.94 DMMC, together with a \$800.00 filing fee, to the Planning, Building, and Public Works Department by 4:30 p.m., on June 7, 2010. The appeal letter must cite specific procedural errors, omissions, environmental impacts, inaccurate environmental information or failure to comply with specific adopted policies or codes which dispute the validity of the DNS.

For further information contact Robert Ruth at (206) 870-6555 during regular office hours. All letters and telephone inquiries should refer to file number.

Date of Notice: May 12, 2010

Published: Seattle Times- May 12, 2010

Posted: City Hall – May 12, 2010
Marina – May 12, 2010
North Library – May 12, 2010
Redondo Boat Launch – May 12, 2010
South Library – May 12, 2010