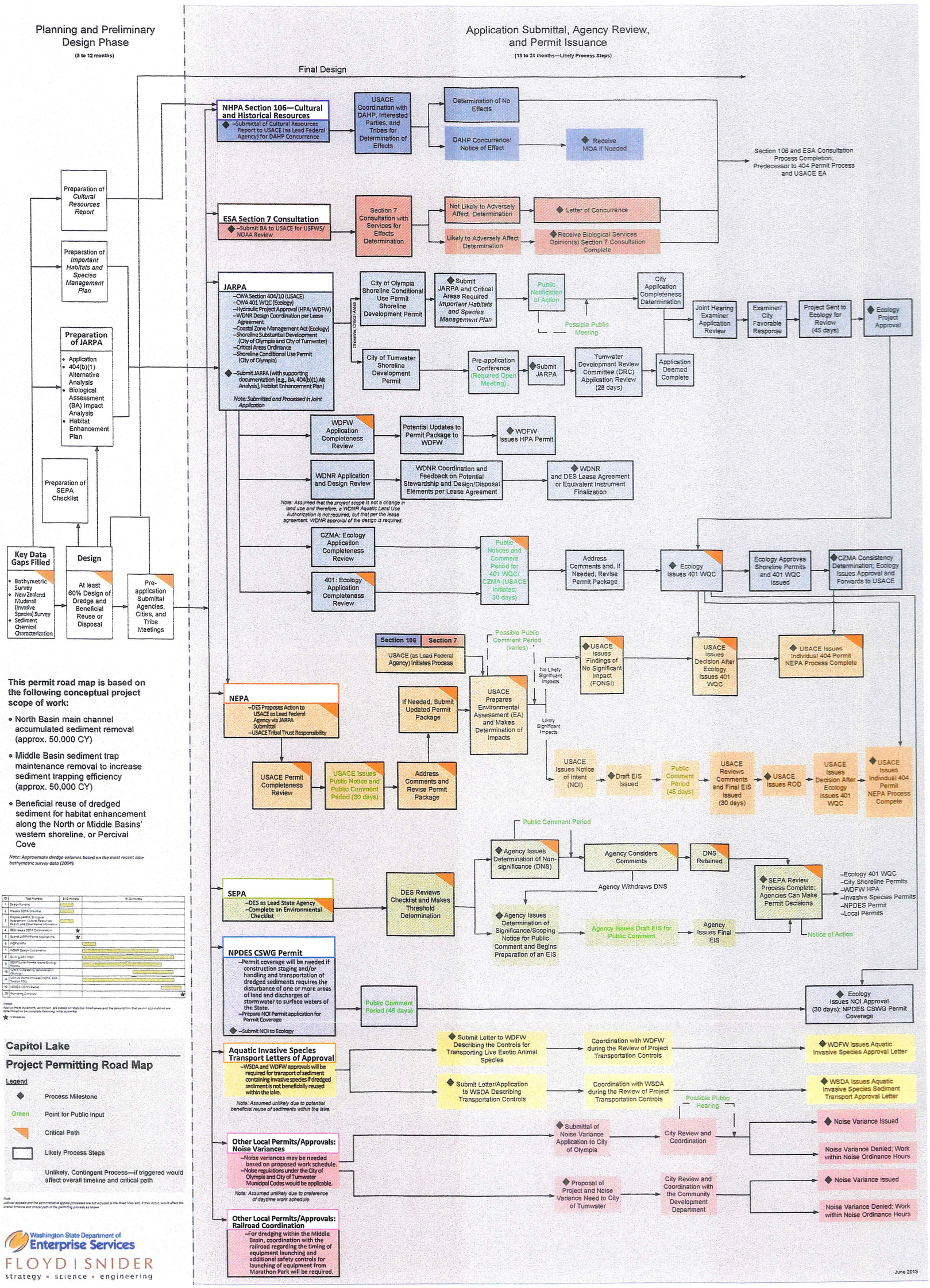
Planning and Preliminary Design Phase
(9 to 12 months)
Application Submittal, Agency Review, and Permit Issuance
(18 to 24 months—Likely Process Steps)
Final Design
NHPA Section 106—Cultural and Historical Resources
–Submittal of Cultural Resources Report to USACE (as Lead Federal Agency) for DAHP Concurrence
USACE Coordination with DAHP, Interested Parties, and Tribes for Determination of Effects
Determination of No Effects
DAHP Concurrence/ Notice of Effect
Receive MOA if Needed
Section 106 and ESA Consultation Process Completion; Predecessor to 404 Permit Process and USACE EA
ESA Section 7 Consultation
–Submit BA to USACE for USFWS/ NOAA Review
Section 7 Consultation with Services for Effects Determination
Not Likely to Adversely Affect Determination
Likely to Adversely Affect Determination
Letter of Concurrence
Receive Biological Services Opinion(s) Section 7 Consultation Complete
JARPA
–CWA Section 404/10 (USACE)
–CWA 401 WQC (Ecology)
–Hydraulic Project Approval (HPA; WDFW)
–WDNR Design Coordination per Lease Agreement
–Coastal Zone Management Act (Ecology)
–Shoreline Substantial Development (City of Olympia and City of Tumwater)
–Critical Areas Ordinance
–Shoreline Conditional Use Permit (City of Olympia)
–Submit JARPA (with supporting documentation (e.g., BA, 404(b)(1) Alt Analysis), Habitat Enhancement Plan)
Note: Submitted and Processed in Joint Application
City of Olympia Shoreline Conditional Use Permit Shoreline Development Permit
Submit JARPA and Critical Areas Required Important Habitats and Species Management Plan
Public Notification of Action
Possible Public Meeting
City Application Completeness Determination
Joint Hearing Examiner Application Review
Examiner/ City Favorable Response
Project Sent to Ecology for Review (45 days)
Ecology Project Approval
City of Tumwater Shoreline Development Permit
Pre-application Conference (Required Open Meeting)
Submit JARPA
Tumwater Development Review Committee (DRC) Application Review (28 days)
Application Deemed Complete
Otherwise, Critical Areas
Preparation of Cultural Resources Report
Preparation of Important Habitats and Species Management Plan
Preparation of JARPA
Application
404(b)(1) Alternative Analysis
Biological Assessment (BA) Impact Analysis
Habitat Enhancement Plan
Preparation of SEPA Checklist
Key Data Gaps Filled
Bathymetric Survey
New Zealand Mudsnail (Invasive Species) Survey
Sediment Chemical Characterization
Design
At least 60% Design of Dredge and Beneficial Reuse or Disposal
Pre-application Submittal Agencies, Cities, and Tribe Meetings
WDFW Application Completeness Review
Potential Updates to Permit Package to WDFW
WDFW Issues HPA Permit
WDNR Application and Design Review
WDNR Coordination and Feedback on Potential Stewardship and Design/Disposal Elements per Lease Agreement
WDNR and DES Lease Agreement or Equivalent Instrument Finalization
Note: Assumed that the project scope is not a change in land use and therefore, a WDNR Aquatic Land Use Authorization is not required, but that per the lease agreement, WDNR approval of the design is required.
CZMA: Ecology Application Completeness Review
401: Ecology Application Completeness Review
Public Notices and Comment Period for 401 WQC/ CZMA (USACE Initiates; 30 days)
Address Comments and, If Needed, Revise Permit Package
Ecology Issues 401 WQC
Ecology Approves Shoreline Permits and 401 WQC Issued
CZMA Consistency Determination; Ecology Issues Approval and Forwards to USACE
Section 106
Section 7
USACE (as Lead Federal Agency) Initiates Process
Possible Public Comment Period (varies)
No Likely Significant Impacts
Likely Significant Impacts
USACE Issues Findings of No Significant Impact (FONSI)
USACE Issues Decision After Ecology Issues 401 WQC
USACE Issues Individual 404 Permit NEPA Process Complete
NEPA
–DES Proposes Action to USACE as Lead Federal Agency via JARPA Submittal
–USACE Tribal Trust Responsibility
If Needed, Submit Updated Permit Package
USACE Prepares Environmental Assessment (EA) and Makes Determination of Impacts
USACE Permit Completeness Review
USACE Issues Public Notice and Public Comment Period (30 days)
Address Comments and Revise Permit Package
USACE Issues Notice of Intent (NOI)
Draft EIS Issued
Public Comment Period (45 days)
USACE Reviews Comments and Final EIS Issued (30 days)
USACE Issues ROD
USACE Issues Decision After Ecology Issues 401 WQC
USACE Issues Individual 404 Permit NEPA Process Compete
This permit road map is based on the following conceptual project scope of work:
North Basin main channel accumulated sediment removal (approx. 50,000 CY)
Middle Basin sediment trap maintenance removal to increase sediment trapping efficiency (approx. 50,000 CY)
Beneficial reuse of dredged sediment for habitat enhancement along the North or Middle Basins' western shoreline, or Percival Cove
Note: Approximate dredge volumes based on the most recent lake bathymetric survey data (2004).
Public Comment Period
Agency Issues Determination of Non-significance (DNS)
Agency Considers Comments
DNS Retained
Agency Withdraws DNS
SEPA
–DES as Lead State Agency
–Complete an Environmental Checklist
DES Reviews Checklist and Makes Threshold Determination
Agency Issues Determination of Significance/Scoping Notice for Public Comment and Begins Preparation of an EIS
Agency Issues Draft EIS for Public Comment
Agency Issues Final EIS
SEPA Review Process Complete; Agencies Can Make Permit Decisions
–Ecology 401 WQC
–City Shoreline Permits
–WDFW HPA
–Invasive Species Permits
–NPDES Permit
–Local Permits
Notice of Action
NPDES CSWG Permit
–Permit coverage will be needed if construction staging and/or handling and transportation of dredged sediments requires the disturbance of one or more areas of land and discharges of stormwater to surface waters of the State.
–Prepare NOI Permit application for Permit Coverage
–Submit NOI to Ecology
Public Comment Period (45 days)
Ecology Issues NOI Approval (30 days); NPDES CSWG Permit Coverage
Aquatic Invasive Species Transport Letters of Approval
–WSDA and WDFW approvals will be required for transport of sediment containing invasive species if dredged sediment is not beneficially reused within the lake.
Note: Assumed unlikely due to potential beneficial reuse of sediments within the lake.
Submit Letter to WDFW Describing the Controls for Transporting Live Exotic Animal Species
Coordination with WDFW during the Review of Project Transportation Controls
WDFW Issues Aquatic Invasive Species Approval Letter
Submit Letter/Application to WSDA Describing Transportation Controls
Coordination with WSDA during the Review of Project Transportation Controls
WSDA Issues Aquatic Invasive Species Sediment Transport Approval Letter
Possible Public Hearing
Other Local Permits/Approvals: Noise Variances
–Noise variances may be needed based on proposed work schedule.
–Noise regulations under the City of Olympia and City of Tumwater Municipal Codes would be applicable.
Note: Assumed unlikely due to preference of daytime work schedule.
Submittal of Noise Variance Application to City of Olympia
City Review and Coordination
Noise Variance Issued
Noise Variance Denied; Work within Noise Ordinance Hours
Proposal of Project and Noise Variance Need to City of Tumwater
City Review and Coordination with the Community Development Department
Noise Variance Issued
Noise Variance Denied; Work within Noise Ordinance Hours
Other Local Permits/Approvals: Railroad Coordination
–For dredging within the Middle Basin, coordination with the railroad regarding the timing of equipment launching and additional safety controls for launching of equipment from Marathon Park will be required.
ID
Task Number
9-12 months
18-24 months
1 Design Funding
2 Prepare SEPA Checklist
3 Prepare JARPA, Ecological Assessment, Cultural Resources Report, and Other Permit Information
4 DES Issues SEPA Determination
5 Submit JARPA/Permit Applications
6 HDPU Info
7 WDNR Design Coordination
8 Ecology 401 WQC
9 SEPA Cycle Formally Issued/Ecology Review
10 CZMA Consistency Determination (Ecology)
11 USACE Public Process (NEPA, 404, Section 106)
12 NPDES CSWG Permit
13 Permitting Complete
Note:
Approximate durations, as shown, are based on regulatory timeframes and the assumption that permit applications are determined to be complete following initial submittal.
★ = Milestone
Capitol Lake
Project Permitting Road Map
Legend
Process Milestone
Green Point for Public Input
Critical Path
Likely Process Steps
Unlikely, Contingent Process—if triggered would affect overall timeline and critical path
Note:
Judicial appeals and the administrative appeal processes are not included in the Road Map and, if they occur, would affect the overall timeline and critical path of the permitting process as shown.
Washington State Department of Enterprise Services
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