



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
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STATE ENVIRONMENTAL POLICY ACT
DETERMINATION OF NONSIGNIFICANCE
ADOPTION of EXISTING DOCUMENT

February 15, 2018

Lead agency: Washington State Department of Ecology

Agency Contact: Rebecca S. Lawson, P.E., LHG; 360-407-6241; PO Box 47775, Olympia, WA 98504-7775

Agency File Number: Not Applicable

Description of proposal: In order for the East Bay Flats and Townhomes (Westman Mill) project to proceed at the same location as the East Bay Redevelopment Site, additional remedial action under the Model Toxics Control Act must take place. The City of Olympia issued a SEPA environmental determination regarding the construction of the East Bay Flats and Townhomes (Westman Mill) project. Ecology has reviewed and will be adopting the City's SEPA determination of nonsignificance.

Ecology is required to conduct a SEPA environmental determination for a MTCA remedial action. Under WAC 197-11-259, Ecology has conducted a review of revisions to an existing Cleanup Action Plan to require additional remedial actions. The purpose of the additional remedial action is to: remove soil contamination that exceeds MTCA Remediation Levels, install hardscape surface cover (i.e., buildings, parking areas, roads, sidewalks, or other paved outdoor area) and softscape surface cover on portions of the Site that exceed MTCA Cleanup Levels, and implement and maintain institutional controls using an environmental covenant developed in accordance with WAC173-340-440 and Ecology's Toxics Cleanup Program Procedure 440A.

Proponents: Port of Olympia, City of Olympia, and Lacey, Olympia, Tumwater and Thurston County Clean Water Alliance (LOTT Alliance).

Location of proposal, including street address, if any: The East Bay Redevelopment Site is generally located at 315 Jefferson Street NE in Olympia. The site is located in Township 18 North, Range 2 West, Section 14.

Title of document being adopted: Notice of Land Use Approval and State Environmental

Policy Act Determination of Nonsignificance (SEPA DNS)

Date adopted document was prepared: February 15, 2018

Description of document (or portion thereof) being adopted: Notice of Land Use Approval and State Environmental Policy Act Determination of Nonsignificance (SEPA DNS) issued by the City of Olympia for East Bay Flats and Townhomes (Westman Mill), Project Number 17-2795.

The adopted document is available at: Attached.

We have identified and adopted this document as being appropriate for this proposal after independent review. The document meets our environmental review needs for the current proposal and will accompany the proposal to the decision maker.

The Washington State Department of Ecology (lead agency) has determined that this proposal will 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 determination is based on the following findings and conclusions:

Ecology has reviewed the proposed additional remedial action and determined that conducting the work will be protective of human health and the environment. The PLPs will be conducting the work under an Ecology Agreed Order in accordance with applicable laws and regulations.

This DNS is issued under WAC 197-11-340(2) and the comment period will end on March 19, 2018.

Responsible official: Rebecca S. Lawson, P.E., LHG

Position/title: Washington State Department of Ecology, Southwest Regional Office, Section Manager.

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Signature Rebecca S. Lawson
(electronic signature or name of signor is sufficient)

Date 2/15/18

This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below. Comments must be submitted by March 19, 2018.