

HCCC IN-LIEU FEE MITIGATION  
INTERAGENCY REVIEW TEAM (IRT) MEETING  
September 18, 2018  
10am – 3pm HCCC Office

IRT Participants

Suzanne Anderson, Army Corps of Engineers  
Steve Todd, Suquamish Tribe  
Anne Baxter, Suquamish Tribe  
Roma Call, Port Gamble S'Klallam Tribe  
Cynthia Rossi, Point No Point Treaty Council  
Linda Storm, EPA  
Cyrilla Cook, DNR  
Randy Lumper, Skokomish Tribe

Non-IRT Participants

Patty Michak, Hood Canal Coordinating Council – Sponsor

Review of Meeting Agenda

- Meeting Notes:
  - June 18, 2018 notes – approved.

**ACTION ITEM: HCCC to post final notes to website.**

Receiving Site Updates

- Receiving Sites
  - Olson land survey – completed, 6.58 acres tidelands; will start mitigation plan preparation.
  - Little Dewatto – need to complete land survey, likely not until next spring as surveyor is booked and need daytime low tide to map tidelands. Working with DNR to obtain their recent upland survey work in the area. Data from DNR will inform our surveyor as to monuments in the area and hopefully property corners in common with DNR. Once land survey completed can draft mitigation plan.
  - Big Beef area property – pending acquisition: discovery of a heating oil underground storage tank; seller to remove and test soils and test water in basement as could have heating oil present. Kitsap County permit issued on 9/14 so tank coming out possibly today. HCCC to hire contractor to review testing results from UW and inform if sufficient; HCCC to hire contractor to test drinking water supply as it is a shared well with a neighboring property prior to closing.
  - Myrvang –Spending Agreement extension request approved by COE; approval e-mailed to IRT.

Potential new receiving sites review

- HCCC was contacted by the owner of a property in Jefferson County in the Quatsap Point area that is interested in selling. Parcel has tidally influenced water body and freshwater wetlands.
  - IRT reviewed site specific information and determined that the property was not a good fit for the program as the tidally influenced area is not directly on the nearshore and would not provide direct mitigation credits for intertidal habitat. No freshwater wetland credits have been sold or requested the WRIA 16 Service Area, where this property is located.
- Contacted by a land trust about the potential acquisition of a marine shoreline property in the Seabeck area. The property is undeveloped and has extensive marine shoreline, with low to high bluffs. Proximity to impact locations at Naval Base Kitsap Bangor is good. Potential to mitigation for

intertidal and marine riparian habitats. WDFW mapping shows surf smelt, sand lance and herring spawning.

- IRT reviewed site specific information and determined that the property was a good fit for the program as the property would provide mitigation credits for intertidal and marine riparian habitat.
- HCCC will work with the land trust to determine acquisition potential and gather additional site information.

#### Credit Sale Update

- Navy – Service Pier Extension
  - Project funding award February 2019 at the earliest.
  - Navy in discussions with USACE staff on project impacts.
  - Public Comment period is open again as there has been a design update for some of the piling construction.
  - IRT member noted that the USACE project manager stated that they have only received 2 comment letters. If your organization has submitted comments it might be worth re-submitting.
  - New eelgrass survey has been completed and is available. (Linda to send to IRT)
  - No timeframe yet on a draft ILF Use Plan.
  - Navy staff has been reminded that they will need to coordinate with HCCC staff, ILF IRT, and the HCCC Board of Directors to complete the Use Plan and get approval for credit sale based on ILF Use Plan.
- Private dock in southern Hood Canal: ~1,800 sqft overwater cover, 17 piles. Pre-app work and meeting with agencies (HCCC does not know which agencies have been contacted). HCCC has recommended that they also contact Skokomish Tribe for tribal mitigation requirements.

#### Myrvang Mitigation Plan Draft Review

- Suzanne reviewed the draft mitigation plan and sent to the IRT with her general comments.
- Credit / Debit Tool ran as preservation action.
- Reed canary grass (RCG) margin planting with willow/cottonwood/spiraea proposed but concern that the level of effort to plant, maintain, weed, etc. will exceed the available budget, and results from King County study has shown that after 5 years even with dense willow plantings RCG still present.
- Plantings would add vertical structure that can be absent with just RCG.
- Performance Standards – match to site actions, and gear towards restoring natural processes (by removing mowing) and natural regeneration of native vegetation.
- First Performance Standard is to stop mowing.
- Then propose start with site performance once previously land use (mowing) actions removed and maintenance of the property.
- Maintenance could include opportunistic plantings; such as willow cuttings from fallen on-site plants.
- Weed maintenance threshold could ensure preservation targets.
- Allow for beaver activity if they are on-site or return to the site.
- Site approach in mitigation plan: remove Scotch Broom from north and south areas; replant north area; monitor site for change in plant diversity post-mowing; conduct maintenance for weed control and monitor weed coverage and set site limit.

### Little Anderson Crediting Update

- HCCC reviewed the proposed crediting approach that was discussed at the previous meeting and felt that the proposed changes were not consistently addressing the habitat class definitions utilized in the EHW2 Use Plan.
- HCCC prepared a revised approach document that will be provided to the IRT.
- HCCC has previously proposed to credit EHW2 debits for subtidal vegetated impacts that occurred at -4.5 ft MLLW or less as in-kind intertidal vegetated credits (based on the current definition of the intertidal habitat class); and to credit subtidal vegetated impacts that occurred at depths greater than -4.5 ft MLLW as out-of-kind intertidal vegetated credits.
- This approach attempted to account for the EHW2 transfer of intertidal vegetated impacts to the subtidal vegetated habitat class, but it did not address the intertidal non-vegetated impacts in the same manner.
- Because the EHW2 Use Plan defined intertidal habitat as -30ft MLLW we are faced with addressing the inconsistency with our current definition for intertidal habitat (OHWM to -4.5 ft MLLW).
- HCCC feels that to be consistent with the EHW2 Use Plan we need to, for this credit sale only, “apply/accept” the intertidal definition of the EHW2 Use Plan (HAT to -30 ft MLLW) for both the intertidal vegetated and non-vegetated habitat classes.
- HCCC proposes that the vegetated impacts that were transferred to the subtidal habitat class be considered as intertidal impacts to remain consistent with the EHW2 intertidal definition.
- HCCC proposes intertidal vegetated in-kind mitigation for the transferred “subtidal vegetated debits”.
- HCCC proposes that the intertidal non-vegetated debits remain unchanged within that habitat class to remain consistent with the EHW2 Use Plan definition. These debits will be mitigated for by in-kind credits.
- IRT ok with accepting intertidal definition to -30ft MLLW for this credit sale.
- IRT ok with mitigating the transferred “subtidal vegetated debits” with intertidal credits as in-kind mitigation.

**ACTION ITEM: HCCC to provide revised crediting approach write-up to IRT.**

### User’s Guide Working Session

Postponed to October meeting.

**ACTION ITEM: HCCC to provide revised draft of the User’s Guide.**

### Future Meetings

- HCCC to send out Doodle Poll for meeting in December.