

COB3 STRAWBERRY PLANT
SCUP 11335

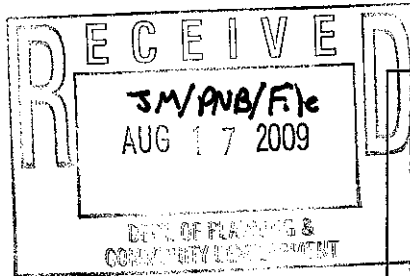


STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

August 11, 2009

City of Bainbridge Island
Peter Namtvedt Best
280 Madison Avenue North
Bainbridge Island, WA 98110



I certify that I mailed a copy of this document to the persons and addresses listed herein, postage prepaid, in a receptacle for United States mail in Bellevue Washington, on 8/12/09
Signature [Handwritten Signature]

Dear Peter Namtvedt Best:

Subject: Strawberry Plant Restoration Project Permit # SCUP11335
City of Bainbridge Island- Applicant
Shoreline Substantial Development Permit # 2009 NW 70040- APPROVED
CONCURRENT FILING

Purpose: Notification of Receipt of Concurrent Permit Filings - **Approval**

On August 7, 2009, the Department of Ecology received notice that the City of Bainbridge Island approved your application for a substantial development permit. Your permit authorizes restoration of intertidal marsh and riparian shoreline habitat and providing recreational improvements for a proposed park at the Strawberry Plant site within the shoreline jurisdiction of Puget Sound (Chapter 90.58, RCW).

What Happens Next?

Before you begin activities authorized by this permit, the law requires you to wait at least 21 days from the date we received the decision letter from the City of Bainbridge Island. This waiting period allows anyone who may disagree with any aspect of this permit, including you, to appeal the decision to the state Shorelines Hearings Board. If no appeal is submitted you may begin activities any time after August 28, 2009.

You must wait for the conclusion of an appeal before you can begin the activities authorized by this permit.

The Shorelines Hearings Board will notify you by letter if they receive an appeal. We recommend, however, you contact the Shorelines Hearings Board before you begin permit activities to ensure no appeal has been received. They can be reached at (360) 459-6327 or <http://www.eho.wa.gov/Boards/SHB.asp>.

If no appeal is submitted, you may begin activities any time after August 28, 2009.



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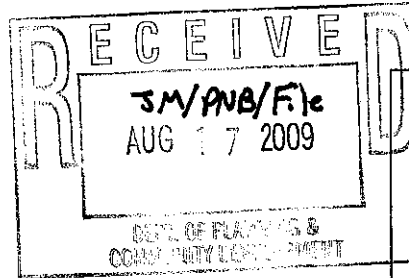


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Washington, on 8/12/09

Signature [Handwritten Signature]

Dear Peter Namtvedt Best:

Subject: Strawberry Plant Restoration Project Permit # SCUP11335
City of Bainbridge Island- Applicant
Shoreline Substantial Development Permit # 2009 NW 70040- APPROVED
CONCURRENT FILING

Purpose: Notification of Receipt of Concurrent Permit Filings - **Approval**

On August 7, 2009, the Department of Ecology received notice that the City of Bainbridge Island approved your application for a substantial development permit. Your permit authorizes restoration of intertidal marsh and riparian shoreline habitat and providing recreational improvements for a proposed park at the Strawberry Plant site within the shoreline jurisdiction of Puget Sound (Chapter 90.58, RCW).

What Happens Next?

Before you begin activities authorized by this permit, the law requires you to wait at least 21 days from the date we received the decision letter from the City of Bainbridge Island. This waiting period allows anyone who may disagree with any aspect of this permit, including you, to appeal the decision to the state Shorelines Hearings Board. If no appeal is submitted you may begin activities any time after August 28, 2009.

You must wait for the conclusion of an appeal before you can begin the activities authorized by this permit.

The Shorelines Hearings Board will notify you by letter if they receive an appeal. We recommend, however, you contact the Shorelines Hearings Board before you begin permit activities to ensure no appeal has been received. They can be reached at (360) 459-6327 or <http://www.cho.wa.gov/Boards/SHB.asp>.

If no appeal is submitted, you may begin activities any time after August 28, 2009.



City of Bainbridge Island, Peter Namtvedt Best
August 11, 2009
Page 2 of 2

If **you** want to appeal this decision, you can find appeal instructions (Chapter 461-08 WAC) at the Shorelines Hearings Board website above. They are also posted on the website of the Washington State Legislature at: <http://apps.leg.wa.gov/wac>.

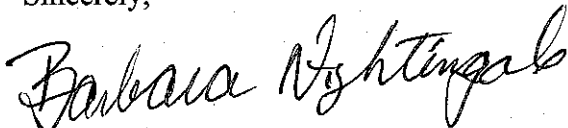
Please Be Advised:

A Shoreline Conditional Use Permit was concurrently filed with your substantial development permit. Within 30 days we will notify you by letter of our decision on your Conditional Use Permit. These permits each have their own 21-day appeal period. ***You may not begin these portion(s) of your project until those appeal periods have ended.***

Other federal, state and local permits may be required in addition to this shoreline permit.

If you have any questions about this letter, please contact Barbara Nightingale at 425-649-4309.

Sincerely,



Barbara Nightingale, Regional Shoreline Planner
Shorelands and Environmental Assistance Program

BN:cja

cc: Joshua Machen, Senior Planner, City of Bainbridge Island



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I certify that I mailed a copy of this document to the persons and addresses listed herein, postage prepaid, in a receptacle for United States mail in Bellevue

Washington, on 8/12/09

Signature [Handwritten Signature]

Dear Peter Namtvedt Best:

Subject: Strawberry Plant Restoration Project Permit # SCUP11335
City of Bainbridge Island- Applicant
Conditional Use Permit #2009 NW 70040- APPROVED CONCURRENT
FILING

Purpose: Notification of Receipt and Approval of Conditional Use Permit

On August 7, 2009, the Department of Ecology (Ecology) received the City of Bainbridge Island decision on your Shoreline Conditional Use Permit for restoration of intertidal marsh and riparian shoreline habitat and providing recreational improvements for a proposed park at the Strawberry Plant site.

By law, Ecology must review all Conditional Use Permits for compliance with the following:

- The Shoreline Management Act (Chapter 90.58 RCW)
- Ecology's Conditional Use Permit approval criteria (Chapter 173-27-160 WAC)
- The City of Bainbridge Island Local Shoreline Master Program

After reviewing Conditional Use Permits for compliance, Ecology must decide whether to approve, approve with conditions, or disapprove a Conditional Use Permit.

Our Decision:

Ecology approves your Conditional Use Permit provided your project complies with the conditions required by City of Bainbridge Island. **Please note, however, that other federal, state, and local permits may be required in addition to this shoreline permit.**



City of Bainbridge Island, Peter Namtvedt Best
August 11, 2009
Page 2 of 2

What Happens Next?

Before you begin activities authorized by this permit, the law requires you to wait at least 21 days from the mailing date of this letter (see certification above). This waiting period allows anyone (including you) who disagrees with any aspect of this permit, to appeal the decision to the state Shorelines Hearings Board. You must wait for the conclusion of an appeal before you can begin the activities authorized by this permit.

If no appeal is submitted you may begin activities any time after August 28, 2009.

The Shorelines Hearings Board will notify you by letter if they receive an appeal. We recommend, however, you contact the Shorelines Hearings Board before you begin permit activities to ensure no appeal has been received. They can be reached at (360) 459-6327 or <http://www.eho.wa.gov>

If **you** want to appeal this decision, you can find appeal instructions (Chapter 461-08 WAC) at the Shorelines Hearings Board website above. They are also posted on the website of the Washington State Legislature at: <http://apps.leg.wa.gov/wac>.

If you have any questions, please contact Barbara Nightingale at 425-649-4309.

Sincerely,



Geoff Tallent, Section Manager
Shorelands and Environmental Assistance Program

GT:BN:cja

Enclosure

cc: Joshua Machen, Senior Planner, City of Bainbridge Island

THIS SECTION FOR DEPARTMENT OF ECOLOGY USE ONLY IN REGARD TO A
CONDITIONAL USE PERMIT

City of Bainbridge Island Shoreline Conditional Use Permit #SCUP11335

APPLICANT: City of Bainbridge Island

DEPARTMENT OF ECOLOGY PERMIT # 2009 NW 70040

DATE RECEIVED BY THE DEPARTMENT: August 7, 2009

APPROVED: YES

THIS CONDITIONAL USE PERMIT IS **APPROVED** BY THE DEPARTMENT PURSUANT TO CHAPTER 90.58RCW with the following additional conditions:

1. The applicant hereby authorizes Ecology staff and their designees to have access to the subject property for the purposes of compliance inspection and monitoring. Such right of access shall begin from the date of the receipt of this letter, during construction, and extend for a period of five years following project completion. Ecology staff must provide reasonable verbal notice to the applicant or their designee prior to coming onto the site.
2. All construction will be consistent as proposed and approved by the City of Bainbridge Island.

DATE: August 11, 2009



Geoff Tallent, Section Manager