



## **Terminal 2 Rehabilitation – East Pier**

U.S. Department of Transportation – Maritime Administration

Port Infrastructure Development Program (PIDP)

Opportunity Number: MA-PID-21-001

### **Appendix E**

**USACE Permit NWS-2011-240**



DEPARTMENT OF THE ARMY  
CORPS OF ENGINEERS, SEATTLE DISTRICT  
P.O. BOX 3755  
SEATTLE, WASHINGTON 98124-3755

Regulatory Branch

October 1, 2020

Rian Anderson, Vice President Terminal Operations  
Black Ball Ferry Line  
101 East Railroad Avenue  
Port Angeles, Washington 98362

Reference: NWS-2011-240  
Black Ball Ferry  
(Port of Port Angeles,  
Terminal 2 Renovation)

Dear Mr. Anderson:

We have received your request for a permit modification to extend the time limit for completing the work authorized by the above-referenced Department of the Army permit. The permit authorizes the repair and extension of sections of Terminal 2 in Port Angeles Harbor at Port Angeles, Washington. The time limit for completing the authorized work is scheduled to expire on November 26, 2020. You have requested a modification of the permit to extend the time limit for completing the work to February 15, 2025. Your request for a time extension is approved. The new time limit for completing the authorized work ends on February 15, 2025.

All other terms and conditions contained in the original permit remain in full force and effect. A copy of this letter will be furnished to Mr. Jesse Waknitz at [jessew@portofpa.com](mailto:jessew@portofpa.com) and Ms. Allison Reak at [allison@searunconsulting.com](mailto:allison@searunconsulting.com). If you have any questions, please contact Ms. Pamela Sanguinetti at [pamela.sanguinetti@usace.army.mil](mailto:pamela.sanguinetti@usace.army.mil) or at (206) 764-6904.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:

A handwritten signature in black ink, appearing to read "Xander Bullock", is positioned above the typed name.

*for* Alexander "Xander" L. Bullock  
Colonel, Corps of Engineers  
District Engineer

Enclosure



REPLY TO  
ATTENTION OF

**DEPARTMENT OF THE ARMY**  
SEATTLE DISTRICT, CORPS OF ENGINEERS  
P.O. BOX 3755  
SEATTLE, WASHINGTON 98124-3755

NOV 26 2012

Regulatory Branch

Mr. Jesse Waknitz  
Port of Port Angeles  
P.O. Box 1350  
Port Angeles, Washington 98362

Reference: NWS-2011-240  
Port Angeles, Port of  
(Terminal 2 Renovation)

Dear Mr. Waknitz:

Enclosed for your signature are two initial proffered Department of the Army permit forms for your proposal to repair and extend sections of Terminal 2 in Port Angeles Harbor at Port Angeles, Washington as described in the enclosed drawings dated November 15, 2012. If you object to this permit decision, you may submit your objections on the enclosed *Notification of Administrative Appeal Options and Process and Request for Appeal* form. For your objections to be considered, the appeal form describing your objections must be received in our office within 60 days of the date on the appeal form.

If the entire permit is acceptable, you must sign and date both permit forms and return them in the enclosed envelope. Your copy of the fully executed permit will then be returned to you. The time limit for completing the work at General Condition 1 will be 5 years from the effective date of the permit. You may not modify these permit forms or their accompanying drawings. By signing the permit forms you will be indicating your acceptance of all the permit's general and special conditions some of which require you to take action by specific due dates. The signed permit forms must be returned to us within 90 days from the date of this letter or your application will be canceled.

Since a Department of the Army permit is necessary for this work, do not commence construction before obtaining a valid permit. You can begin the work authorized by this permit only after you have received your copy of the fully executed permit form. If you have any questions please contact Ms. Pamela Sanguinetti at [pamela.sanguinetti@usace.army.mil](mailto:pamela.sanguinetti@usace.army.mil) or at (206) 764-6904.

Sincerely,

  
Michelle Walker  
Chief, Regulatory Branch

Enclosures



REPLY TO  
ATTENTION OF

Regulatory Branch

**DEPARTMENT OF THE ARMY**  
SEATTLE DISTRICT, CORPS OF ENGINEERS  
P.O. BOX 3755  
SEATTLE, WASHINGTON 98124-3755

NOV 26 2012

Mr. Jesse Waknitz  
Port of Port Angeles  
P.O. Box 1350  
Port Angeles, Washington 98362

Reference: NWS-2011-240  
Port Angeles, Port of  
(Terminal 2 Renovation)

Dear Mr. Waknitz:


Enclosed is a Department of the Army permit which authorizes performance of the work described in your referenced application. You are cautioned that any change in the location or plans of the work will require submittal of revised plans to this office for approval prior to accomplishment. Deviation from the approved plans may result in imposition of criminal or civil penalties.

Your attention is drawn to General Condition 1 of the permit which specifies the expiration date for completion of the work. Upon completing the authorized work, please fill out and return the enclosed *Certificate of Compliance with Department of the Army Permit* form.

We are interested in your experience with our Regulatory Program and encourage you to complete a customer service survey form. This form and information about our program is available on our website at: [www.nws.usace.army.mil](http://www.nws.usace.army.mil) select "Regulatory Branch, Permit Information" and then "Forms".

If you have any questions please contact Ms. Pamela Sanguinetti at (206) 764-6904 or at [pamela.sanguinetti@usace.army.mil](mailto:pamela.sanguinetti@usace.army.mil).

Sincerely,



Michelle Walker  
Chief, Regulatory Branch

Enclosures

## DEPARTMENT OF THE ARMY PERMIT

**Permittee:** Port Angeles, Port of (Terminal 2 Renovation)

Port of Port Angeles  
P.O. Box 1350  
Port Angeles, Washington 98362

**Permit No:** NWS-2011-240

**Issuing Office:** Seattle District

**NOTE:** The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the U.S. Army Corps of Engineers (Corps) having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

**Project Description:** Repair and extend sections of Terminal 2 in accordance with the plans and drawings dated November 15, 2012, attached hereto which are incorporated in and made a part of this permit. The purpose of the project is to provide people safe and secure access to and from the Black Ball Ferry.

**Project Location:** In Port Angeles Harbor at 101 East Railroad Avenue, Port Angeles, Clallam County, Washington.

### **Permit Conditions:**

#### *General Conditions:*

1. The time limit for completing the work authorized ends on NOV 26 2017. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least 1 month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in accordance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification to this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.
7. After a detailed and careful review of all the conditions contained in this permit, the permittee acknowledges that, although said conditions were required by the Corps, nonetheless the permittee agreed to

those conditions voluntarily to facilitate issuance of the permit; the permittee will comply fully with all the terms of all the permit conditions.

*Special Conditions:*

- a. You must provide a copy of the permit transmittal letter, the permit form, and drawings to all contractors performing any of the authorized work.
- b. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
- c. You must implement and abide by the Endangered Species Act (ESA) requirements and/or agreements set forth in the Terminal 2 Renovation Biological Evaluation, dated March 2011, and the addendum dated November 2011, in their entirety. The National Marine Fisheries Service (NMFS) concurred with a finding of "may affect, not likely to adversely affect" based on this document on July 19, 2012, (NMFS Reference Number 2012/01646). The U.S. Fish and Wildlife Service (USFWS) concurred with a finding of "may affect, not likely to adversely affect" based on this document on November 9, 2012, (USFWS Reference Number 01EWF00-2012-I-0208). Both agencies will be informed of this permit issuance. Failure to comply with the commitments made in this document constitutes non-compliance with the ESA and your Corps permit. The USFWS/NMFS is the appropriate authority to determine compliance with ESA.
- d. In order to meet the requirements of the ESA and for the protection of Puget Sound Chinook and steelhead and Coastal/Puget Sound bull trout and spawning pacific herring, you may conduct the authorized activities from July 16 through February 15 in any year this permit is valid. You shall not conduct work authorized by this permit from February 16 through July 15 in any year this permit is valid.
- e. You shall implement and abide by the mitigation plan, *Terminal 2 Renovation Compensatory Mitigation Plan* dated November 2012, and as modified by the permit special conditions. Mitigation shall be constructed within 1 year of the start of the work authorized by the permit, except for concrete rubble and creosote-treated piles shall be removed under the East Pier during that phase of construction, and shoreline plantings will be installed by June 1, 2013.
- f. The proposed reporting schedule (Table 5) in the mitigation plan *Terminal 2 Renovation Compensatory Mitigation Plan* dated November 2012, is hereby modified as follows:
  1. In year 7 and year 10, plant survival (without irrigation) of 100% for trees, 80% for shrubs, 90% for groundcover, or replacement to those standards. Woody vegetation standards must be met without irrigation for two successive growing seasons.
  2. In years 1 through 10, submit monitoring report to Corps.
- g. A status report on the implementation of the authorized work and on the construction of the mitigation shall be submitted annually to the Corps, Seattle District, Regulatory Branch by December 31, each year until mitigation construction is complete as determined by the Corps. This report must prominently display the reference number NWS-2011-240.
- h. An as-built mitigation construction report and as-built drawings of the mitigation areas shall be submitted upon completion of mitigation construction, in lieu of the status report described in Special Condition "g." This

report must be submitted to the Corps, Seattle District, Regulatory Branch for review and approval and must prominently display the reference number NWS-2011-240. The year mitigation construction is completed, as determined by the Corps, represents Year 0 for mitigation monitoring.

i. Mitigation monitoring reports shall be submitted annually for monitoring years 1, 2, 3, 5, 7, and 10 to the Corps, Seattle District, Regulatory Branch by December 31, of each monitoring year. Year 1 monitoring will occur at least one year after completion of the mitigation sites as determined by the Corps. All reports must prominently display the reference number NWS-2011-240.

j. Your responsibility to complete the required compensatory mitigation as set forth in Special Conditions "e" through "i" will not be considered fulfilled until you have demonstrated mitigation success and have received written verification from the Corps, Seattle District, Regulatory Branch.

The following Special Condition is being added to the permit to ensure compliance with Section 106 of the National Historic Preservation Act.

k. A professional archaeologist must be on-site to monitor for the presence of archaeological resources during the disturbance of soils behind the bulkhead and during the installation of the storm water collection system.

l. If human remains, historic resources, or archaeological resources are encountered during construction, all ground disturbing activities shall cease in the immediate area and you shall immediately (within one business day of discovery) notify the Corps, Seattle District, Regulatory Branch. You shall perform any work required by the Corps in accordance with Section 106 of the National Historic Preservation Act and Corps regulations.

#### Further Information:

1. Congressional Authorities. You have been authorized to undertake the activity described above pursuant to:

- ☒ Section 10 of the Rivers and Harbor Act of 1899 (33 U.S.C. 403).
- ☐ Section 404 of the Clean Water Act (33 U.S.C. 1344).
- ☐ Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).

2. Limits of this authorization.

a. This permit does not obviate the need to obtain other Federal, State, or local authorization required by law.

b. This permit does not grant any property rights or exclusive privileges.

c. This permit does not authorize any injury to the property or rights of others.

d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

a. Damages to the permitted project or uses thereof as a result of other permitted activities or from natural causes.

- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
  - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
  - d. Design or construction deficiencies associated with the permitted work.
  - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
4. Reliance on Applicant's Data. The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require include, but are not limited to, the following:
- a. You fail to comply with the terms and conditions of the permit.
  - b. The information provided by you in support of your application proves to have been false, incomplete, or inaccurate (See 4 above).
  - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions. General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.


Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

  
\_\_\_\_\_  
Port of Port Angeles

  
\_\_\_\_\_  
(DATE)



This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.

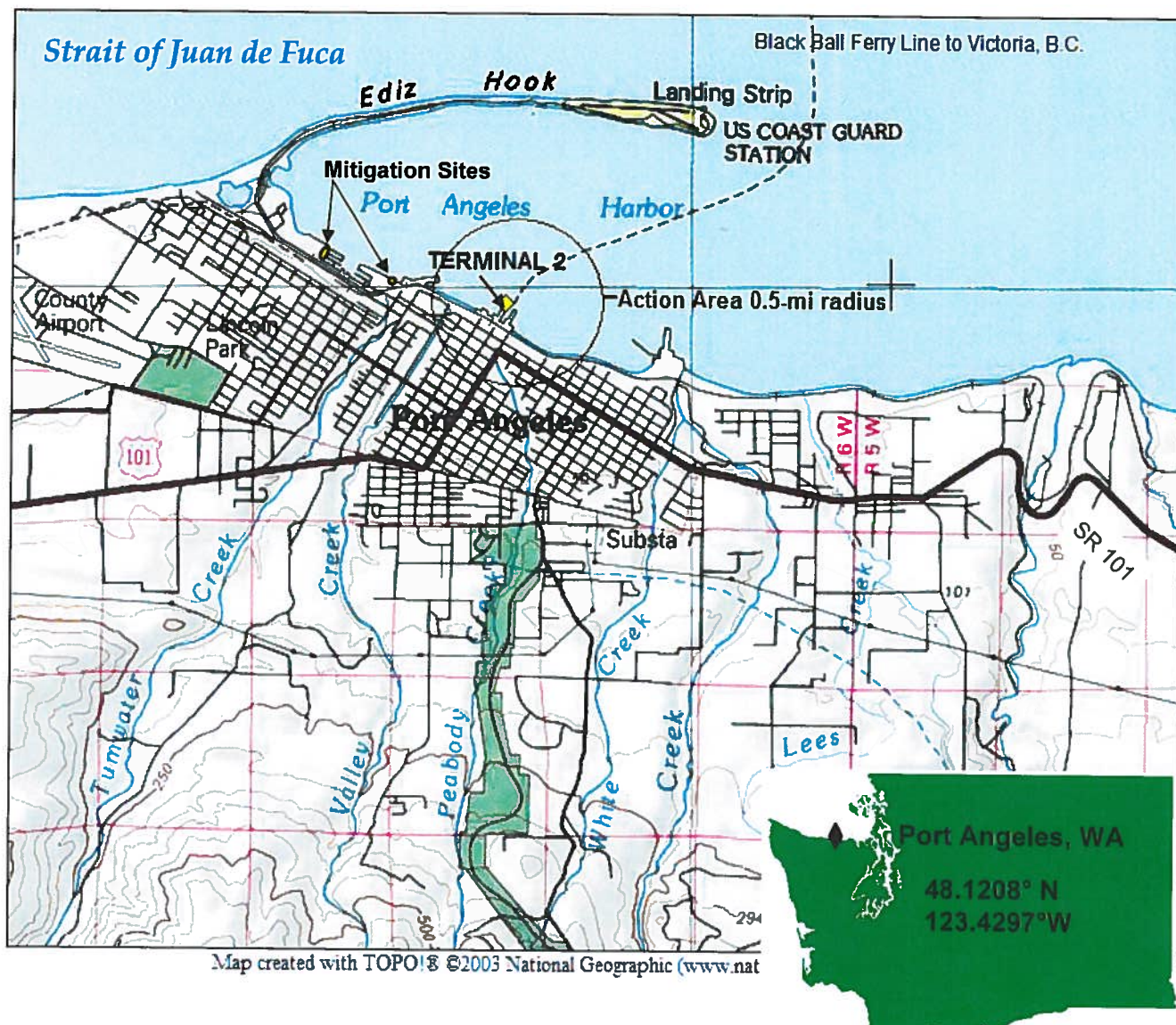
  
\_\_\_\_\_  
Bruce A. Estok  
Colonel, Corps of Engineers  
District Engineer

11/28/12  
\_\_\_\_\_  
(DATE)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

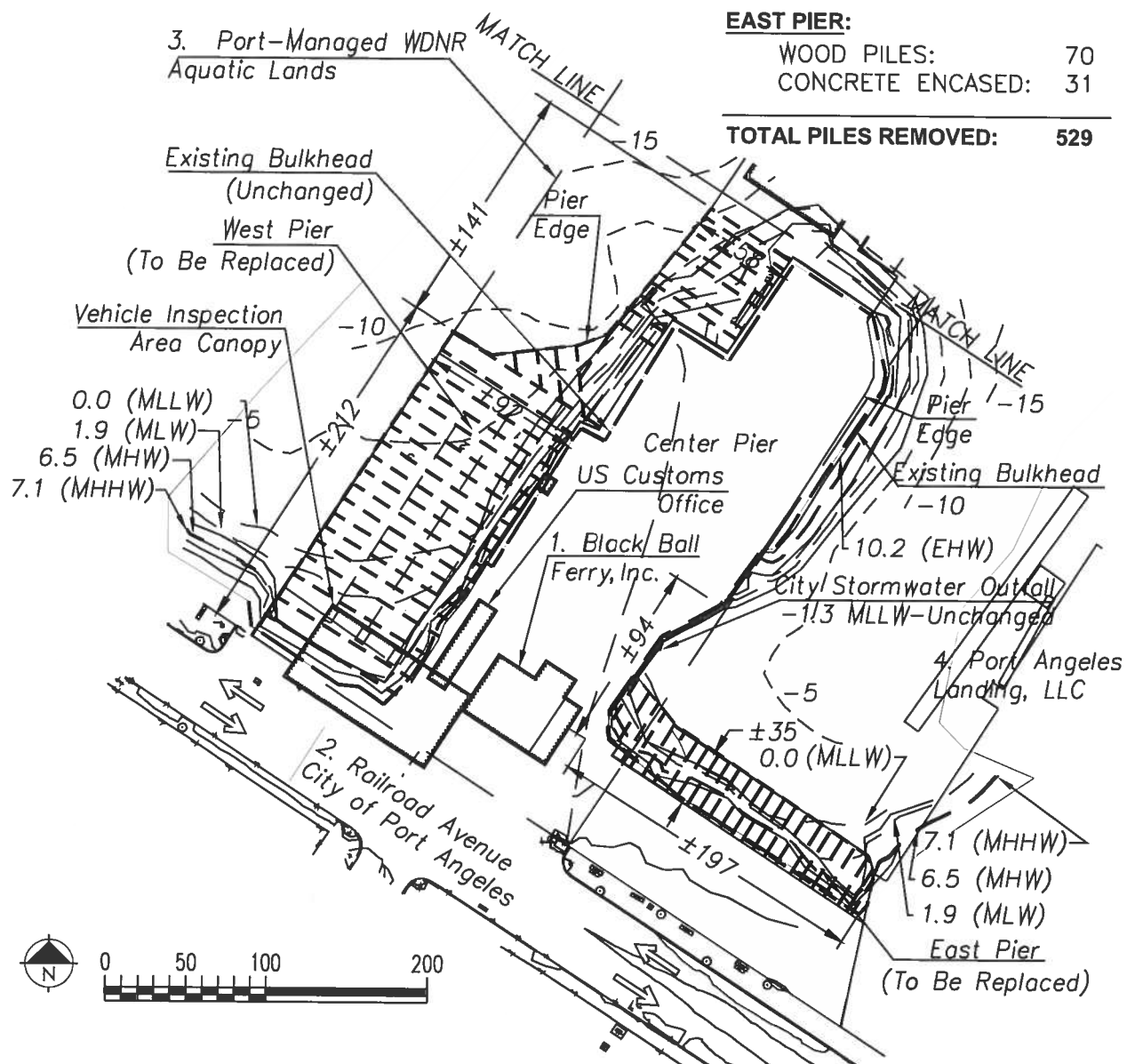
\_\_\_\_\_  
(TRANSFeree)

\_\_\_\_\_  
(DATE)



### Port of Port Angeles – Black Ball Ferry Terminal 2 - Vicinity Map

|  |  |   |
|--|--|---|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles<br><b>CO:</b> Clallam <b>STATE:</b> WA                    |
|  | <b>DATUM:</b> MLLW = 0 ft  | <b>SHEET:</b> 1 OF 13   |
|  |  | <b>DATE:</b> 11/15/2012   |



# **EXISTING CREOSOTE PILE COUNT:**

## **WEST PIER:**

WOOD PILES: 347  
CONCRETE ENCASED: 81

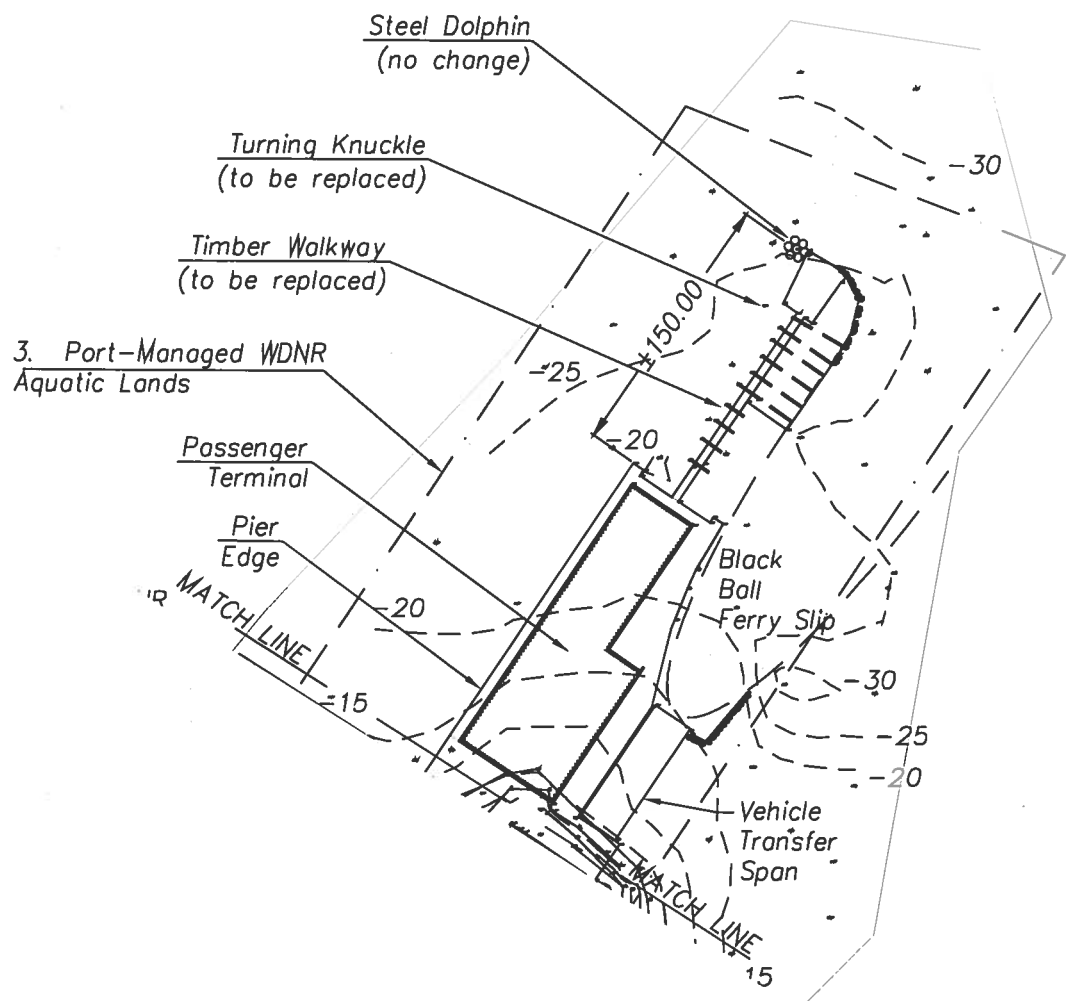
## **EAST PIER:**

WOOD PILES: 70  
CONCRETE ENCASED: 31

**TOTAL PILES REMOVED: 529**

## **EXISTING TERMINAL 2 - PLAN VIEW**

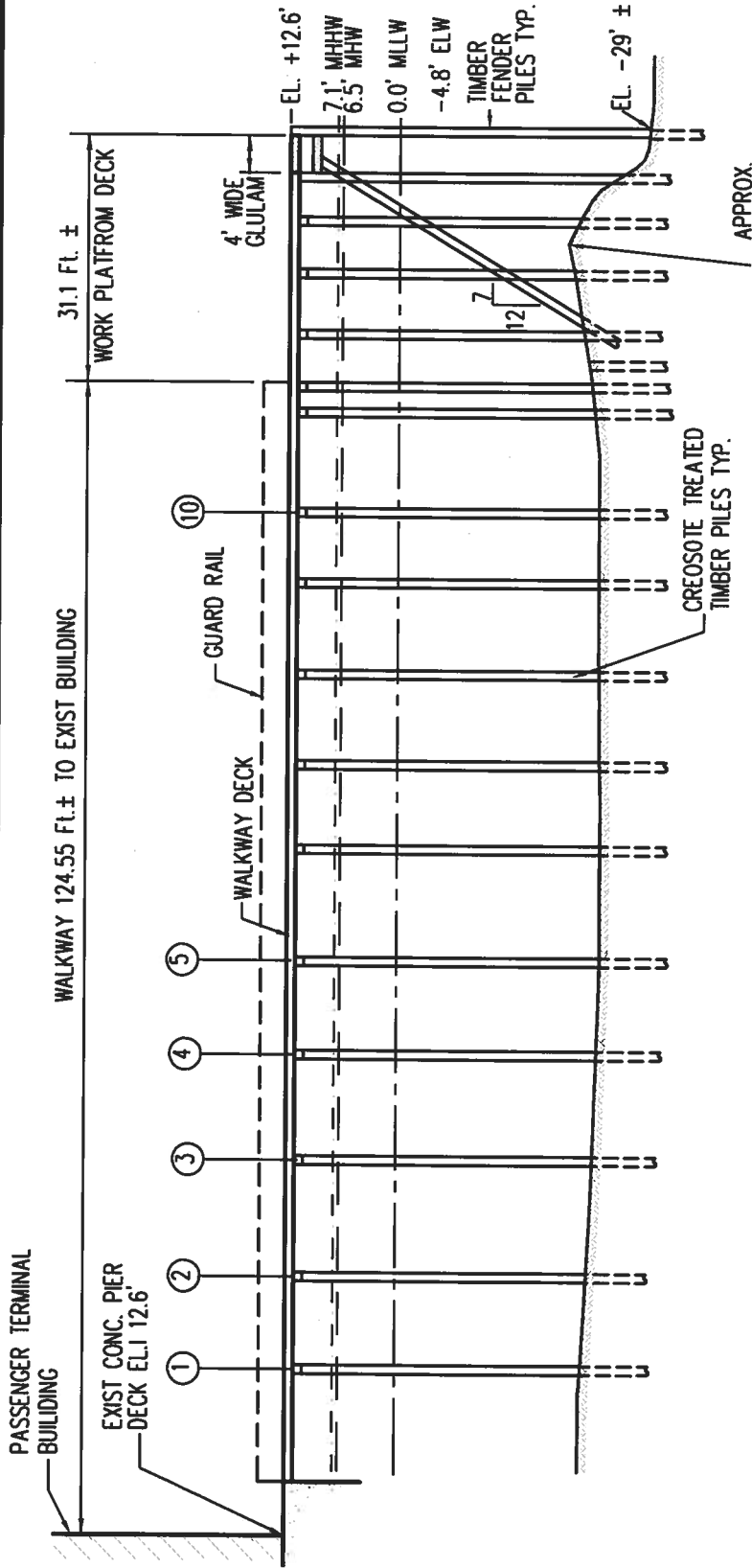
|  |  |  |
|--|--|--|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier. |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles <b>STATE:</b> WA<br><b>CO:</b> Clallam                     |
|  | <b>DATUM:</b> MLLW=0 feet  | <b>SHEET:</b> 2 OF 13  |
|  |  | <b>DATE:</b> 11/15/2012  |



### EXISTING TERMINAL 2 - PLAN VIEW

|  |  |  |
|--|--|--|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier. |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles <b>STATE:</b> WA<br><b>CO:</b> Clallam                     |
|  | <b>DATUM:</b> MLLW=0 feet  | <b>SHEET:</b> 3 OF 13  |
|  |  | <b>DATE:</b> 11/15/2012  |

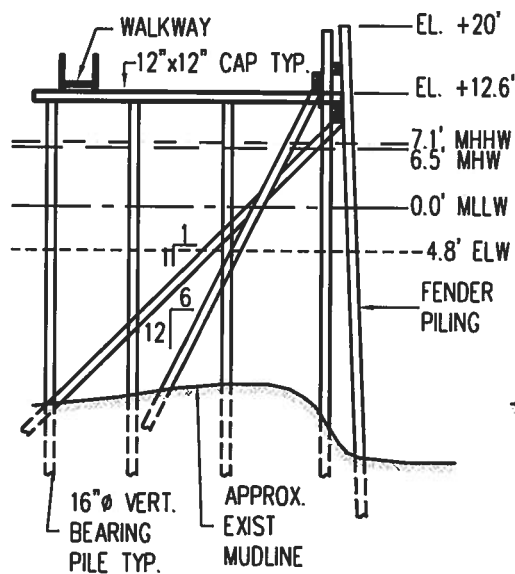




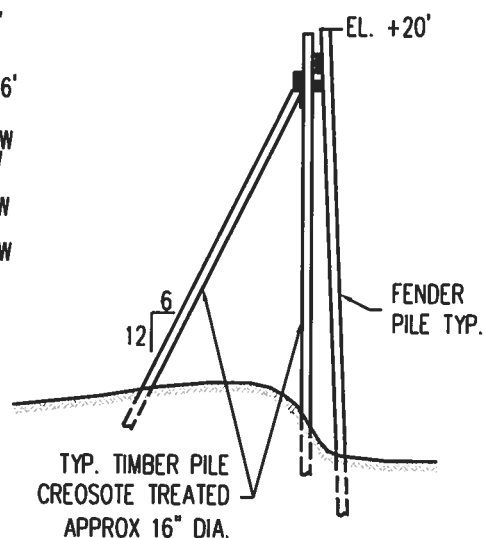
### EXISTING TURNING KNUCKLE - SECTION C-C

(Along Walkway)

|   |   |  |
|---|---|--|
| PURPOSE:<br>Terminal 2 Renovation   | APPLICANT:<br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | PROPOSED: Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier |
| ADJACENT PROPERTY OWNERS:<br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | USACF REF. NO:<br>NWS- 2011 - 240   | IN: Port Angeles Harbor<br>NEAR: Port Angeles<br>CO: Clallam STATE: WA   |
|   | DATUM: MLLW = 0 ft.   | SHEET: 5 of 13   |
|   |   | DATE: 11/15/2012   |

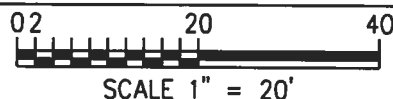


PILE BENT (8)



INSHORE SEGMENT OF PILE BENT (8)

### EXISTING TURNING KNUCKLE - SECTION B-B



#### EXISTING TURNING KNUCKLE PILE COUNT 2012

| ELEMENT             | TYPE        | MAT'L   | QTY | SIZE       |
|---------------------|-------------|---------|-----|------------|
| KNUCKLE STRUCTURE   | VERTICAL    | TIMBER  | 44  | ±14" DIA.  |
|                     | BATTER      | TIMBER  | 42  | ±14" DIA.  |
|                     | MOORING     | STEEL   | 2   | 18" DIA.   |
| NORTH FACE FENDERS  | VERT/BATTER | TIMBER  | 10  | ±12" DIA.  |
| WALKWAY             | VERTICAL    | TIMBER  | 20  | ±14" DIA.  |
| PERIMETER DOLPHINS  | VERT/FENDER | STEEL   | 3   | 18" DIA.   |
|                     | VERT/FENDER | PLASTIC | 12  | ±12" DIA.  |
|                     | VERT/FENDER | TIMBER  | 56  | ±12" DIA.  |
| BREASTING FACE WALL | VERTICAL    | TIMBER  | 13  | ±14" DIA.  |
|                     | BATTER      | STEEL   | 4   | ±14" Dia.  |
|                     | FENDER      | STEEL   | 4   | 10" H-PILE |
|                     | FENDER      | TIMBER  | 14  | ±12" DIA.  |
| NW STEEL DOLPHIN    | VERTICAL    | STEEL   | 4   | 36" DIA.   |
|                     | BATTER      | STEEL   | 2   | 18" DIA.   |
|                     |             |         | 230 |            |

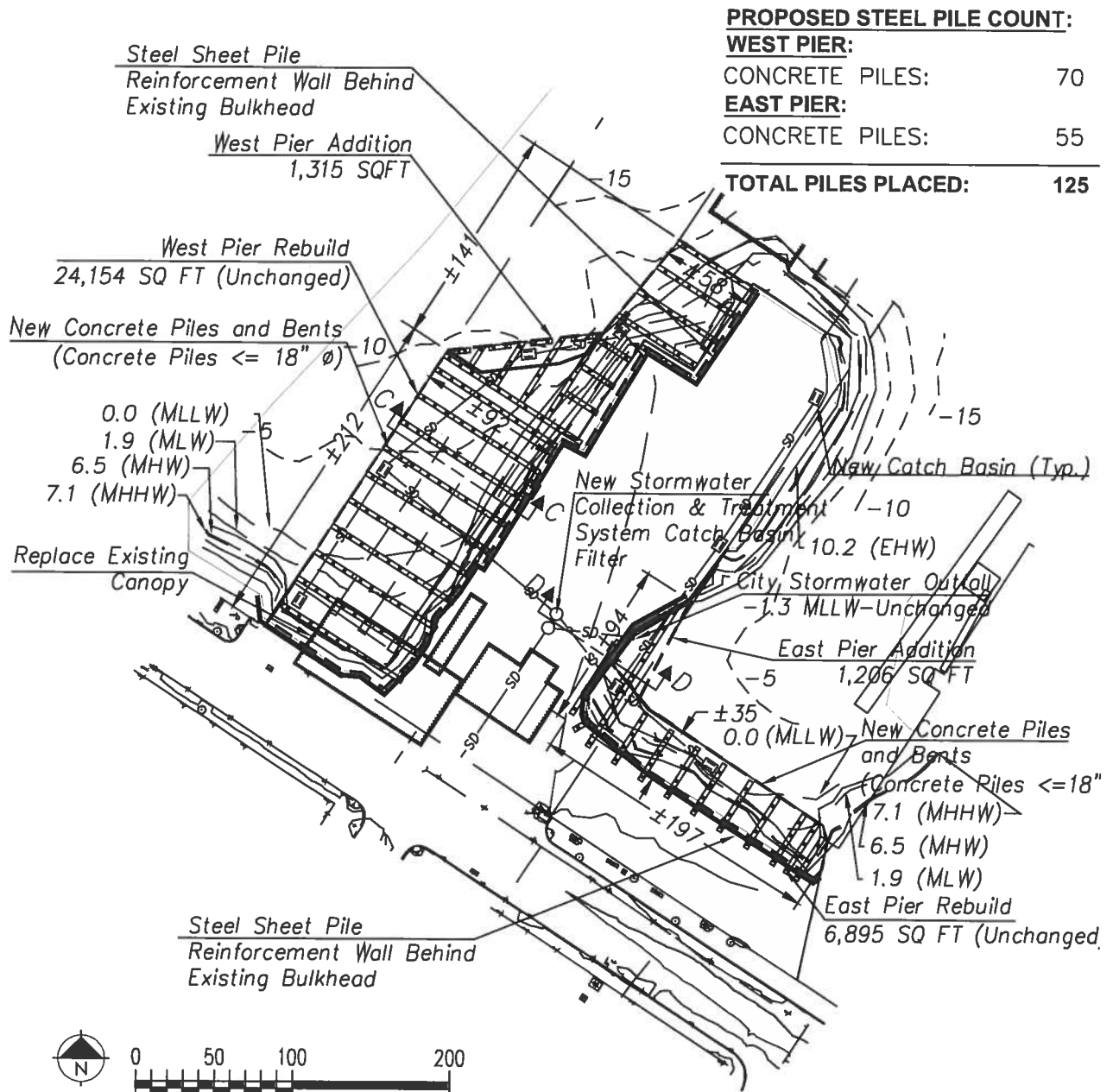
#### SUMMARY OF EXISTING TURNING KNUCKLE STATISTICS

|  |               |
|--|---------------|
| AREA OF EXISTING WALKWAY                     | 496.0 SQ. FT. |
| AREA OF EXISTING WORKING DK                  | 554.0 SQ. FT. |
| AREA OF KNUCKLE CAP BEAM OVER-WATER-COVERAGE | 295.5 SQ. FT. |
| AREA OF BREASTING WALL OVER-WATER-COVERAGE   | 170.5 SQ. FT. |
| KNUCKLE PILE CAPS OVER-WATER-COVERAGE        | 305.0 SQ. FT. |

REMAIN UNCHANGED

|   |   |  |
|---|---|--|
| PURPOSE:<br>Terminal 2 Renovation   | APPLICANT:<br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | PROPOSED: Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier |
| ADJACENT PROPERTY OWNERS:<br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | USACE REF. NO:<br>NWS- 2011- 240  | IN: Port Angeles Harbor<br>NEAR: Port Angeles<br>CO: Clallam STATE: WA   |
|   | DATUM: MLLW = 0 ft.   | SHEET: 6 of 13   |
|   |   | DATE: 11/15/2012   |

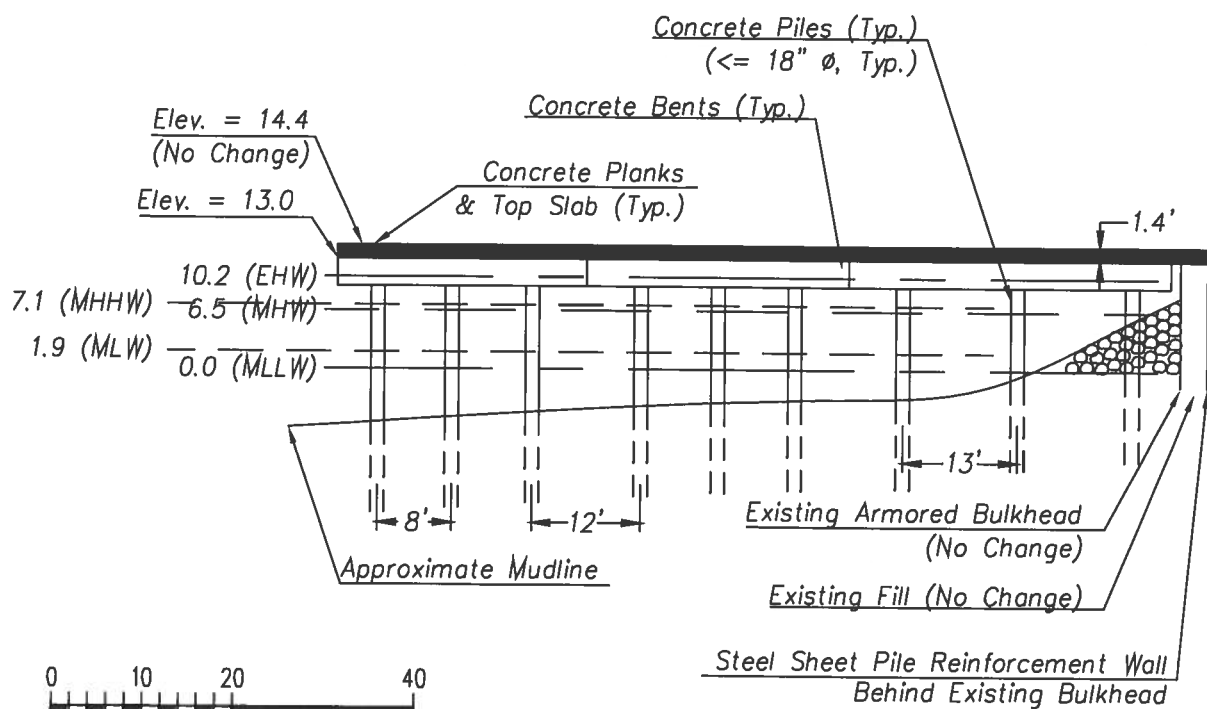




### PROPOSED TERMINAL 2 RENOVATIONS - PLAN VIEW

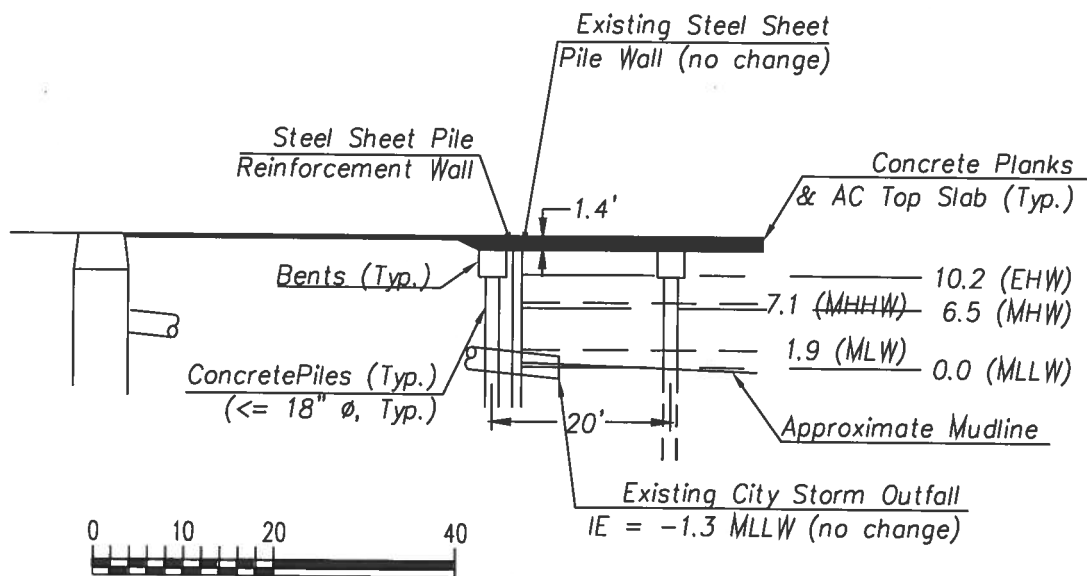
|  |  |  |
|--|--|--|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier. |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles <b>STATE:</b> WA<br><b>CO:</b> Clallam                     |
|  | <b>DATUM:</b> MLLW=0 feet  | <b>SHEET:</b> 7 OF 13  |
|  |  | <b>DATE:</b> 11/15/2012  |





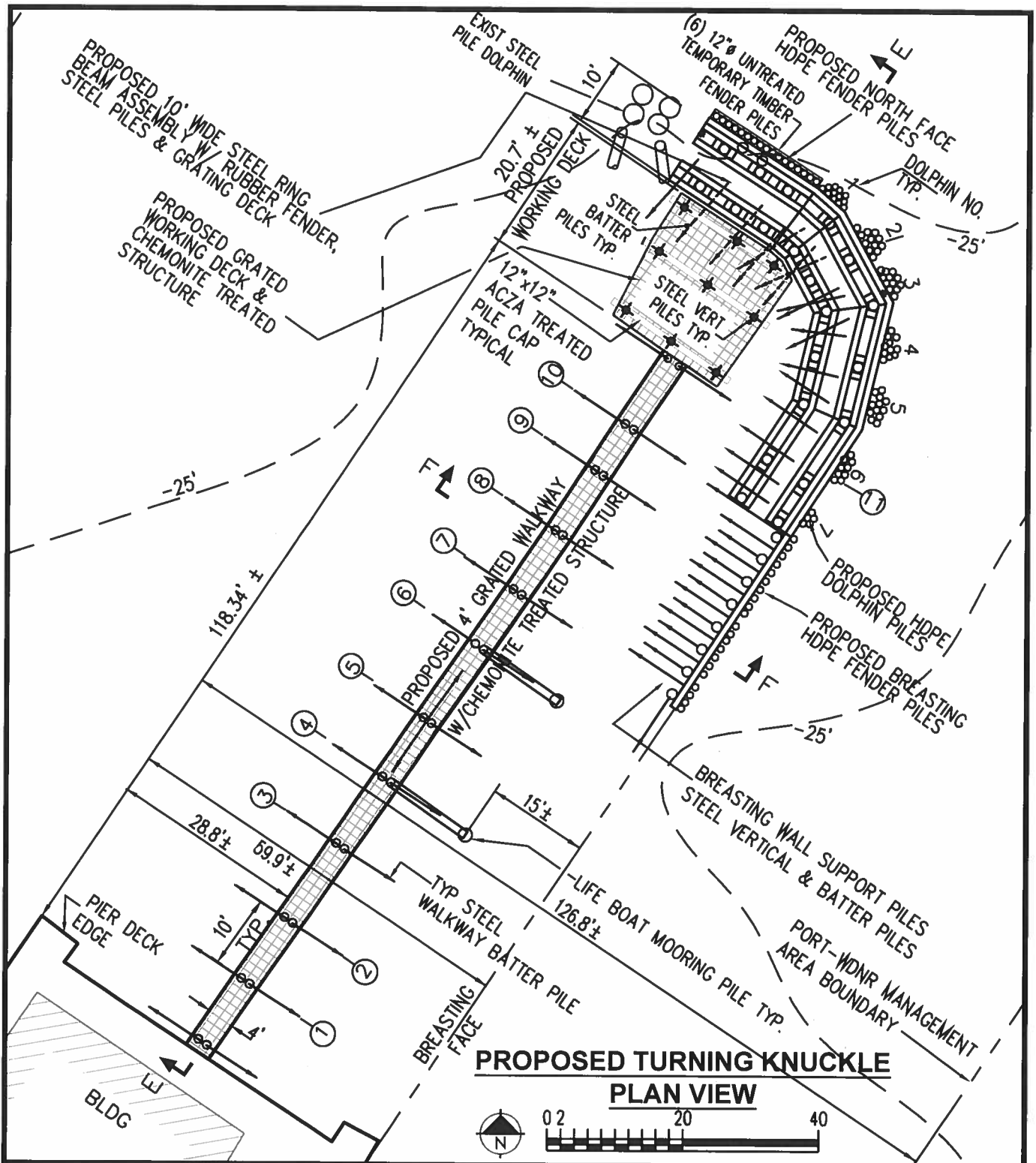
### PROPOSED TERMINAL 2 RENOVATIONS - SECTION C-C

|  |  |  |
|--|--|--|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier. |
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|  | <b>DATUM:</b> MLLW=0 feet  | <b>SHEET:</b> 8 OF 13  |
|  |  | <b>DATE:</b> 11/15/2012  |



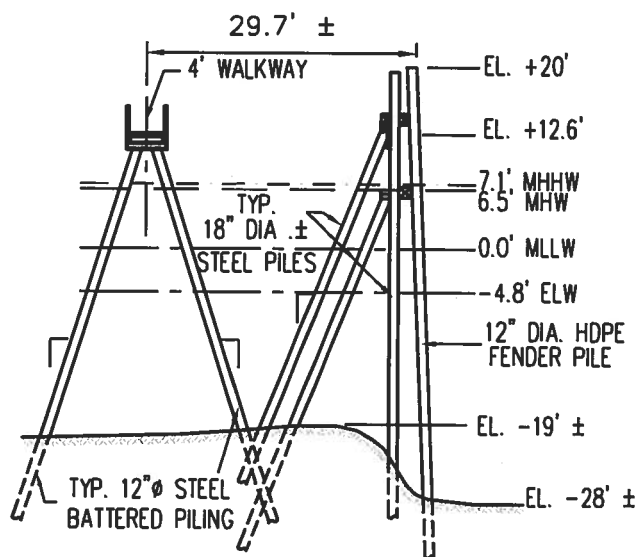
### **PROPOSED TERMINAL 2 RENOVATIONS - SECTION D-D**

|  |  |  |
|--|--|--|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier. |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles <b>STATE:</b> WA<br><b>CO:</b> Clallam                     |
|  | <b>DATUM:</b> MLLW=0 feet  | <b>SHEET:</b> 9 OF 13  |
|  |  | <b>DATE:</b> 11/15/2011  |



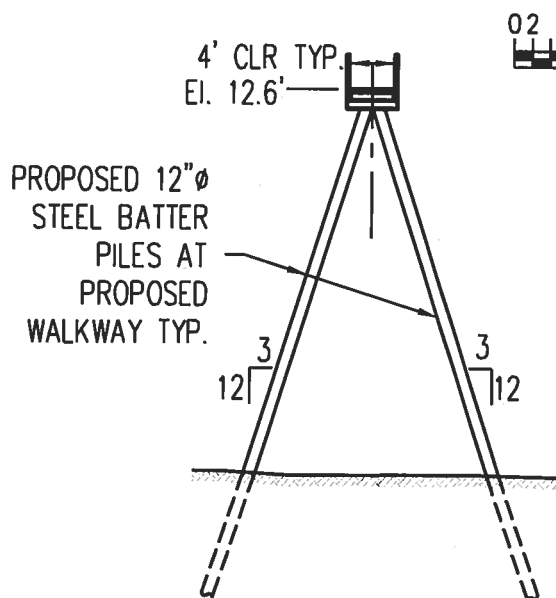
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|--|--|---|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACF REF. NO:</b><br>NWS- 2011-240   | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles<br><b>CO:</b> Clallam <b>STATE:</b> WA                    |
|  | <b>DATUM:</b> MLLW = 0 ft.   | <b>SHEET:</b> 10 of 13<br><b>DATE:</b> 11/15/2012   |





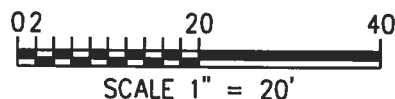
INSHOR OF PILE BENT ⑧

### PROPOSED TURNING KNUCKLE - SECTION F-F



### WALKWAY SECTION - G-G

SCALE 1" = 20'



### PROPOSED TURNING KNUCKLE PILE COUNT 2012

| ELEMENT             | TYPE              | MAT'L | QTY | SIZE      |
|---------------------|-------------------|-------|-----|-----------|
| WALKWAY             | BATTER            | STEEL | 26  | ±12" DIA. |
| BREASTING FACE WALL | VERTICAL & BATTER | STEEL | 24  | ±18" DIA. |
| KNUCKLE STRUCTURE   | VERTICAL & BATTER | STEEL | 44  | ±18" DIA. |
| LIFEBOAT MOORING    | VERTICAL          | STEEL | 2   | ±24" DIA. |
| PERIMETER DOLPHINS  | VERTICAL & BATTER | HDPE  | 80  | ±12" DIA. |
| NORTH FACE FENDERS  | FENDER            | HDPE  | 17  | ±12" DIA. |
| BREASTING FENDERS   | FENDER            | HDPE  | 24  | ±12" DIA. |
| MOORING BOLLARDS    | FENDER            | STEEL | 2   | ±18" DIA. |
|                     |                   |       |     | 219       |

|   |   |   |
|---|---|---|
| PURPOSE:<br>Terminal 2 Renovation   | APPLICANT:<br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | PROPOSED: Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier    |
| ADJACENT PROPERTY OWNERS:<br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | USACE REF. NO:<br>NWS- 2011 - 240<br><br>DATUM: MLLW = 0 ft.                  | IN: Port Angeles Harbor<br>NEAR: Port Angeles<br>CO: Clallam STATE: WA<br><br>SHEET: 12 of 13<br>DATE: 11/15/2012 |

Photo 1. Proposed Nearshore Mitigation Planting Area at the Boat Haven.



Photo 2. Proposed Nearshore Habitat Restoration Area at Former Log Dump.



### Port of Port Angeles – Black Ball Ferry Terminal 2 – Mitigation Sites

|  |  |   |
|--|--|---|
| <b>PURPOSE:</b><br>Terminal 2 Renovation   | <b>APPLICANT:</b><br>Port of Port Angeles<br>P.O. Box 1350<br>Port Angeles, WA 98362 | <b>PROPOSED:</b> Replace degraded piles, deck, and turning knuckle; extend deck in 2 places; remove debris under pier |
| <b>ADJACENT PROPERTY OWNERS:</b><br>1. Black Ball Ferry<br>2. City of Port Angeles<br>3. WDNR<br>4. Port Angeles Landing | <b>USACE REF. No:</b><br><br>NWS-2011-240  | <b>IN:</b> Port Angeles Harbor<br><b>NEAR:</b> Port Angeles<br><b>CO:</b> Clallam <b>STATE:</b> WA                    |
|  | <b>DATUM:</b> MLLW = 0 ft  | <b>SHEET:</b> 13 OF 13  |
|  |  | <b>DATE:</b> 11/15/ 2012  |

## NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

|                                 |  |                   |
|---------------------------------|--|-------------------|
| Applicant: Port of Port Angeles | File Number: NWS-2011-240  | Date: NOV 26 2012 |
| Attached is:                    |  | See Section below |
| X                               | INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission) | A                 |
|                                 | PROFFERED PERMIT (Standard Permit or Letter of permission)         | B                 |
|                                 | PERMIT DENIAL  | C                 |
|                                 | APPROVED JURISDICTIONAL DETERMINATION                              | D                 |
|                                 | PRELIMINARY JURISDICTIONAL DETERMINATION                           | E                 |

**SECTION I -** The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at <http://usace.army.mil/inet/functions/cw/cecwo/reg> or Corps regulations at 33 CFR Part 331.

**A: INITIAL PROFFERED PERMIT:** You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

**B: PROFFERED PERMIT:** You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**C: PERMIT DENIAL:** You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**D: APPROVED JURISDICTIONAL DETERMINATION:** You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**E: PRELIMINARY JURISDICTIONAL DETERMINATION:** You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also, you may provide new information for further consideration by the Corps to reevaluate the JD.

**SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT**

**REASONS FOR APPEAL OR OBJECTIONS:** (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

**ADDITIONAL INFORMATION:** The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

**POINT OF CONTACT FOR QUESTIONS OR INFORMATION:**

If you have questions regarding this decision and/or the appeal process you may contact:

Pam Sanguinetti, Project Manager  
U.S. Army Corps of Engineers, Seattle District  
Post Office Box 3755  
Seattle, Washington 98124-3755  
Telephone: (206) 764-6904

**RIGHT OF ENTRY:** Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15-day notice of any site investigation, and will have the opportunity to participate in all site investigations.

\_\_\_\_\_  
Signature of appellant or agent.

Date:

Telephone number:





US Army Corps  
of Engineers  
Seattle District

## CERTIFICATE OF COMPLIANCE WITH DEPARTMENT OF THE ARMY PERMIT



Permit Number: NWS-2011-240

Name of Permittee: Port of Port Angeles

Date of Issuance: NOV 26 2012

Upon completion of the activity authorized by this permit, please check the applicable boxes below, date and sign this certification, and return it to the following address:

Department of the Army  
U.S. Army Corps of Engineers  
Seattle District, Regulatory Branch  
Post Office Box 3755  
Seattle, Washington 98124-3755

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with the terms and conditions of your authorization, your project is subject to suspension, modification, or revocation.

|                          |  |
|--------------------------|--|
| <input type="checkbox"/> | The work authorized by the above-referenced permit has been completed in accordance with the terms and conditions of this permit.<br>Date work complete: _____   |
| <input type="checkbox"/> | Photographs and as-built drawings of the authorized work are attached.   |
| <input type="checkbox"/> | If applicable, the mitigation required (not including monitoring (e.g., construction and plantings) in the above-referenced permit has been completed in accordance with the terms and conditions of this permit.<br>Date work complete: _____ |
| <input type="checkbox"/> | Photographs and as-built drawings of the mitigation are attached.  |

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_