

**WAC 197-11-970 Determination of nonsignificance (DNS).**

**DETERMINATION OF NONSIGNIFICANCE**

**Description of proposal:** Adoption of Chapter 173-557 WAC – Water Resource Management Program for the Spokane River and Spokane Valley Rathdrum (SVRP) Aquifer to establish instream flows for the Spokane River necessary to protect and preserve wildlife, fish, stock water, scenic, aesthetic, recreation, water quality, other environmental values, and navigational values. This rule applies to the use and appropriation of surface water within the mainstem of the Spokane River and all surface water and groundwater within that portion of Spokane County, Washington inside the boundary of the Spokane Valley Rathdrum Prairie Aquifer, as identified in U.S. Geological Survey Scientific Investigations Report 2007-5041.

This rule will overlap a portion of the area covered by Chapter 173-555 WAC, Water Resources Program in the Little Spokane River Basin, WRIA 55. An amendment to WAC 173-555-010 is proposed to clarify applicability of each rule in the area where this rule and chapter 173-555 WAC overlap.

**Proponent:** Washington Department of Ecology, Water Resources Program

**Location of proposal,** including street address, if any: The area subject to the proposed rule is the Spokane Valley/Rathdrum Prairie Aquifer and the surface and ground waters directly related to it. The rule area lies primarily in the central part of Spokane County from its eastern boundary along the Idaho border to the west through the City of Spokane to Long Lake, northwest of the City. It includes portions of WRIAs 57, 54, and 55, and does not include Hangman (Latah) Creek drainage. Approximately 2/3 of the rule area is in WRIA 57, with the remaining 1/3 split between WRIA 54 and WRIA 55.

**Lead agency:** Washington Department of Ecology, Water Resources Program

The lead agency for this proposal has determined that it does 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.

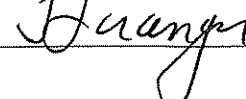
- ☐ There is no comment period for this DNS.
- ☐ This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS.
- ☒ This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below.  
**Comments must be received by 5:00 pm, November 7, 2014.**

**Responsible official:** Tom Loranger

**Position/title:** Water Resources Program Manager

**Phone:** (360) 407-6672

**Address:** PO Box 47600, Olympia, WA 98504-7600

**Date:** 9-10-14 **Signature** 

## **SEPA ENVIRONMENTAL CHECKLIST**

### ***Purpose of checklist:***

Governmental agencies use this checklist to help determine whether the environmental impacts of your proposal are significant. This information is also helpful to determine if available avoidance, minimization or compensatory mitigation measures will address the probable significant impacts or if an environmental impact statement will be prepared to further analyze the proposal.

### ***Instructions for applicants:*** [\[help\]](#)

This environmental checklist asks you to describe some basic information about your proposal. Please answer each question accurately and carefully, to the best of your knowledge. You may need to consult with an agency specialist or private consultant for some questions. You may use "not applicable" or "does not apply" only when you can explain why it does not apply and not when the answer is unknown. You may also attach or incorporate by reference additional studies reports. Complete and accurate answers to these questions often avoid delays with the SEPA process as well as later in the decision-making process.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

### ***Instructions for Lead Agencies:***

Additional information may be necessary to evaluate the existing environment, all interrelated aspects of the proposal and an analysis of adverse impacts. The checklist is considered the first but not necessarily the only source of information needed to make an adequate threshold determination. Once a threshold determination is made, the lead agency is responsible for the completeness and accuracy of the checklist and other supporting documents.

### ***Use of checklist for nonproject proposals:*** [\[help\]](#)

For nonproject proposals (such as ordinances, regulations, plans and programs), complete the applicable parts of sections A and B plus the SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS (part D). Please completely answer all questions that apply and note that the words "project," "applicant," and "property or site" should be read as "proposal," "proponent," and "affected geographic area," respectively. The lead agency may exclude (for non-projects) questions in Part B - Environmental Elements –that do not contribute meaningfully to the analysis of the proposal.

A. BACKGROUND [\[help\]](#)

1. Name of proposed project, if applicable: [\[help\]](#)

Adoption of Chapter 173-557 WAC – Water Resource Management Program for the Spokane River and Spokane Valley Rathdrum (SVRP) Aquifer

2. Name of applicant: [\[help\]](#)

Washington State Department of Ecology, Water Resources Program

3. Address and phone number of applicant and contact person: [\[help\]](#)

Keith Stoffel  
Dept of Ecology, Eastern Regional Office  
4601 N Monroe St  
Spokane WA 99205  
(509) 329-3464  
FAX (509) 329-3529  
Keith.stoffel@ecy.wa.gov

4. Date checklist prepared: [\[help\]](#)

July 15, 2014

5. Agency requesting checklist: [\[help\]](#)

Dept of Ecology

6. Proposed timing or schedule (including phasing, if applicable): [\[help\]](#)

Filed CR-101 – December 18, 2013  
File CR-102 – August 2014  
File CR-103 – December 2014  
Rule takes effect – January 2015

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain. [\[help\]](#)

There are currently no plans for future additions or expansions of the proposed rule. Future new water use within the area covered by the rule (generally known as the Spokane Valley/Rathdrum Prairie Aquifer) will be subject to the rule. Future new water use may require mitigation (as determined by Ecology) or be subject to curtailment to protect the instream flows and other existing water rights. Ecology will be responsible for review and approval of mitigation plans. In a separate action Ecology has acquired a water right to provide mitigation for new permit-exempt withdrawals that cannot acquire water from a municipal water supplier.

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal. [\[help\]](#)

- WRIA 54 Watershed Plan and Detailed Implementation Plan
- WRIA 55/57 Watershed Plan and Detailed Implementation Plan
- WDFW Instream Flow Recommendation
- State Caucus Instream Flow Recommendation
- Final Environmental Impact Statement for Watershed Planning Under Chapter 90.82 RCW, Dept. of Ecology, June 2003
- Lower Spokane River Redband trout spawning habitat: Monroe Street Dam to Nine Mile Dam Pool. Addley, R.C. and N.P. Peterson. 2011. Spokane River Hydroelectric Project FERC Project No. 2545. Prepared for Avista Corporation.
- Final Technical Report – Spokane River Instream Flow Studies. EES Consulting. 2007. Prepared for Spokane County Public Works Department and WRIA 54 & 57 Watershed Planning Units. Bellingham, WA.
- Instream flow and fish habitat assessment – FERC Project No. 2545, Avista Corporation. (NHC and HD) Northwest Hydraulic Consultants and Hardin-Davis, Inc. 2004. Corvallis, OR.
- Rainbow trout radio-tracking survey 2003 – Interim Report. Parametrix. 2003a. Spokane Hydroelectric Project, FERC Project No. 2545. Prepared for Fisheries Work Group, Spokane River Project Relicensing, under contract to Avista Corporation, Spokane, WA. Parametrix, Kirkland, WA.
- Rainbow trout spawning survey, 2003 – Final Report. Parametrix. 2003b. Spokane Hydroelectric Project, FERC Project No. 2545. Prepared for Fisheries Work Group, Spokane River Project Relicensing, under contract to Avista Corporation, Spokane, WA. Parametrix, Kirkland, WA.
- The natural flow regime: a paradigm for river conservation and restoration. Poff, N.L., J.D Allan, M.B. Bain, J.R. Karr, K.L. Prestergaard, B. Richter, R. Sparks, and J. Stromberg. 1997. Bioscience 47: 769-784.
- Developing Zones of Homogeneous Response for the Spokane Valley-Rathdrum Prairie Aquifer Model; Taylor, S. L., B. A. Contor, G. S. Johnson, and G. Moore, 2008: Idaho Water Resources Research Institute, University of Idaho.
- Inland fishes of Washington. Wydoski, R.S., and R.L. Whitney. 2003. American Fisheries Society and University of Washington Press, Seattle and London. 322 pp.

9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain. [\[help\]](#)

Ecology has 24 applications on file for new water rights from the SVRP Aquifer as of July 15, 2014, for a total of 52,000 gpm of water. Most of these applications are for municipal uses. Each application will require a case-by-case review and decision, however, due to existing concern with low flows in the river, Ecology expects to deny many of these applications, unless they are mitigated, regardless of whether this rule is adopted.

10. List any government approvals or permits that will be needed for your proposal, if known. [\[help\]](#)

This rulemaking must comply with the Administrative Procedure Act – Chapter 34.05 RCW, and Watershed Planning – Chapter 90.82 RCW.

11. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.) [\[help\]](#)

Adopting Chapter 173-557 WAC will establish instream flows for the Spokane River necessary to protect and preserve wildlife, fish, stock water, scenic, aesthetic, recreation, water quality, other environmental values, and navigational values. This rule applies to the use and appropriation of surface water within the mainstem of the Spokane River and all surface water and groundwater within that portion of Spokane County, Washington inside the boundary of the Spokane Valley Rathdrum Prairie Aquifer, as identified in U.S. Geological Survey Scientific Investigations Report 2007-5041.

This rule will establish Ecology's policies to guide the protection, use, and management of surface and ground water resources in the Spokane River and SVRP Aquifer. If water is not available from a municipal water supplier, new uses including permit-exempt groundwater withdrawals must be interrupted when stream flow is below the instream flows established in this rule, unless impacts to surface water are mitigated. Conditions for approval of pending and subsequent water right applications will include protection of the adopted instream flows.

This rule will overlap a portion of the area covered by Chapter 173-555 WAC, Water Resources Program in the Little Spokane River Basin, WRIA 55. An amendment to WAC 173-555-010 is proposed to clarify applicability of each rule in the area where this rule and chapter 173-555 WAC overlap:

- (a) New water use from the Little Spokane River, its tributaries, and the shallow aquifer associated with the Little Spokane River and its tributaries shall be regulated under WAC 173-555; and
- (b) New water use from the SVRP Aquifer shall be regulated under this rule (Chapter 173-557 WAC).

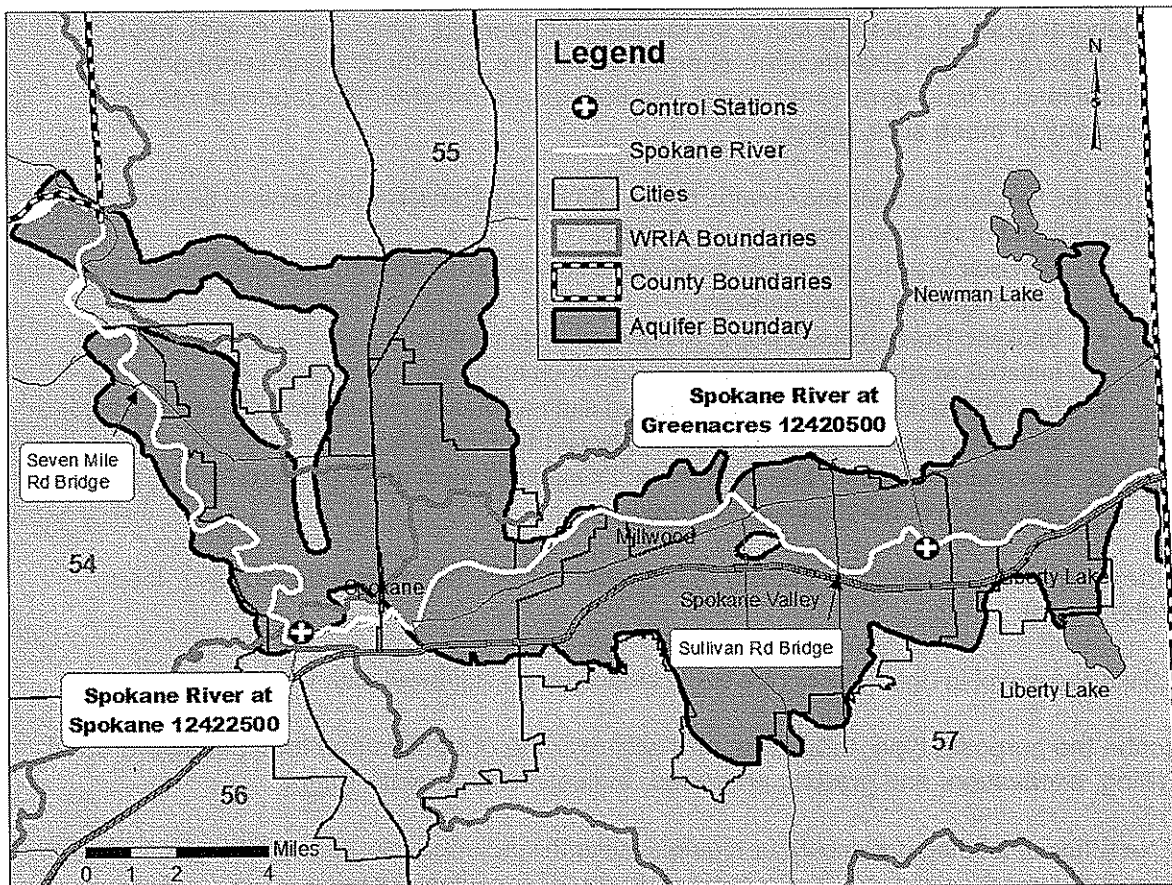
This rule will not affect:

- (a) Existing surface water and groundwater rights established prior to adoption of the state surface water and groundwater codes, or by water right permit authorized under state law, unless otherwise provided for in the conditions of the water right in question.
- (b) Groundwater rights established under the groundwater permit-exemption in RCW 90.44.050 where regular beneficial use began before the effective date of this chapter; and
- (c) Federal and tribal reserved rights.

12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should

submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist. [help]

The area subject to the proposed rule is the Spokane Valley/Rathdrum Prairie Aquifer and the surface and ground waters directly related to it. The rule area lies primarily in the central part of Spokane County from its eastern boundary along the Idaho border to the west through the City of Spokane to Long Lake, northwest of the City. It includes portions of WRIsAs 57, 54, and 55, and does not include Hangman (Latah) Creek drainage. Approximately 2/3 of the rule area is in WRIA 57, with the remaining 1/3 split between WRIA 54 and WRIA 55. A map with boundaries of the areas subject to the rule is included in the proposed rule for informational purposes and is shown below.



## B. ENVIRONMENTAL ELEMENTS [\[help\]](#)

### 1. Earth

#### a. General description of the site [\[help\]](#)

(circle one): Flat, rolling, hilly, steep slopes, mountainous, other \_\_\_\_\_

The terrain of the rule area is generally flat along the valley floor of the Spokane Valley, with some rolling hills along the edges.

#### b. What is the steepest slope on the site (approximate percent slope)? [\[help\]](#)

Some stream bank and riparian areas have very steep slopes for short distances.

#### c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any agricultural land of long-term commercial significance and whether the proposal results in removing any of these soils. [\[help\]](#)

From the Soil Survey Spokane County, by the USDA Soil Conservation Service, the general types of soils found in the area affected by the rule are:

- Garrison Marble-Springdale association: somewhat excessively drained sandy and gravelly soils formed in glacial outwash.
- Spokane-Dragon association: Shallow to deep, medium textured soils that formed in material weathered from acid igneous rock on mountain foot slopes.
- Bernhill association: Deep well-drained and moderately well drained soils that formed chiefly in glacial lake sediments and glacial till on uplands.
- Hesseltine-Cheney-Uhlig association: Dominantly moderately deep to shallow, gravelly or rocky soils of the channeled scablands.

#### d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe. [\[help\]](#)

Sand and gravel in riparian areas are easily eroded unless stabilized with vegetation.

#### e. Describe the purpose, type, total area, and approximate quantities and total affected area of any filling, excavation, and grading proposed. Indicate source of fill. [\[help\]](#)

No filling or grading is proposed or required under the proposed rule, although the rule will allow for continued development, similar to what would occur without the rule.

#### f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe. [\[help\]](#)

No clearing, construction, or uses within the area regulated by the rule will change as a result of the rule's adoption.

#### g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)? [\[help\]](#)

The percent impervious surfaces will not change due to the rule adoption.

- h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any: [\[help\]](#)

None

## 2. Air

- a. What types of emissions to the air would result from the proposal during construction, operation, and maintenance when the project is completed? If any, generally describe and give approximate quantities if known. [\[help\]](#)

The rule will not result in any additional emissions to the air as existing and future land uses will not change significantly from what they would be without the rule.

- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe. [\[help\]](#)

No

- c. Proposed measures to reduce or control emissions or other impacts to air, if any: [\[help\]](#)

None

## 3. Water

- a. Surface Water: [\[help\]](#)

- 1) Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into. [\[help\]](#)

The Spokane River is the primary surface water within the area covered by the rule. All other surface water drains to the Spokane River, which in turn drains to Long Lake. Other surface water bodies include Shelley lake and Nine Mile Reservoir. Liberty Lake, Newman Lake, and the Saltese Flats (wetland) are adjacent to but outside the boundaries of the area regulated by the rule. In addition, the lower reach of the Little Spokane River also lies within the boundaries of the rule, but is not regulated by the rule.

- 2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans. [\[help\]](#)

Existing stream gages used as control points for flow measurements may be accessed periodically for maintenance and to download data.

- 3) Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material. [\[help\]](#)

Adoption of the rule will not require or encourage any filling or dredging of surface water or wetlands.



- 4) Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known. [\[help\]](#)

Rule adoption will not require or encourage surface water withdrawals or diversions.

- 5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan. [\[help\]](#)

Yes, nearly the entire 100-year flood plain of the Spokane River lies within the boundaries of the rule's affected area.

- 6) Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge. [\[help\]](#)

No, the adoption of the rule does not require or encourage the discharge of waste materials to surface waters.

b. Ground Water:

- 1) Will groundwater be withdrawn from a well for drinking water or other purposes? If so, give a general description of the well, proposed uses and approximate quantities withdrawn from the well. Will water be discharged to groundwater? Give general description, purpose, and approximate quantities if known. [\[help\]](#)

Adoption of the rule will not require or encourage further withdrawals of groundwater that would not have occurred without rule adoption. Any new groundwater withdrawals that occur after the rule takes effect will be interruptible or require mitigation so as not to impair the instream flows set for the Spokane River and other senior uses.

- 2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals. . . ; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve. [\[help\]](#)

Rule adoption will not result in any additional discharges to the ground that would not have occurred without rule adoption.

c. Water runoff (including stormwater):

- 1) Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe. [\[help\]](#)

Rule adoption will not alter water runoff, including stormwater.

- 2) Could waste materials enter ground or surface waters? If so, generally describe. [\[help\]](#)

Rule adoption will not require or encourage waste materials entering surface or groundwater.

- 3) Does the proposal alter or otherwise affect drainage patterns in the vicinity of the site? If so, describe.

Rule adoption will not alter or affect drainage patterns within or outside the area affected by the rule.

- d. Proposed measures to reduce or control surface, ground, and runoff water, and drainage pattern impacts, if any:

The rule requires that any new water uses that begin after the rule takes effect must mitigate the impact on surface water flows that would otherwise occur due to the associated consumptive use.

#### 4. Plants [\[help\]](#)

- a. Check the types of vegetation found on the site: [\[help\]](#)

- ☒ deciduous tree: alder, maple, aspen, other
- ☒ evergreen tree: fir, cedar, pine, other
- ☒ shrubs
- ☒ grass
- ☒ pasture
- ☒ crop or grain
- ☒ Orchards, vineyards or other permanent crops.
- ☒ wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other
- ☒ water plants: water lily, eelgrass, milfoil, other
- ☒ other types of vegetation

- b. What kind and amount of vegetation will be removed or altered? [\[help\]](#)

Adoption of the rule will not require or encourage the removal or alteration of vegetation within the affected area. Any future development would have occurred without rule adoption.

- c. List threatened and endangered species known to be on or near the site. [\[help\]](#)

The following rare plants are known to grow (or to have once grown –marked with an “H”) in Spokane County:

Scientific Name	Common Name
Allium columbianum	Columbian onion R1
Ammannia robusta	grand redstem T
Anthoxanthum hirtum	common northern sweetgrass R1 H
Carex comosa	bristly sedge S
Cypripedium parviflorum	yellow lady's-slipper T
Erigeron piperianus	Piper's daisy S H
Eriophorum viridicaratum	green-keeled cotton-grass S
Eryngium articulatum	jointed coyote-thistle X H
Hackelia cinerea	gray stickseed S
Howellia aquatilis	water howellia T LT
Hypericum majus	Canadian St. John's-wort S
Impatiens noli-tangere	western jewel-weed T H
Isoetes minima	midget quillwort R1 H
Juncus hemiendytus var. hemiendytus	dwarf rush T

<i>Juncus uncialis</i>	inch-high rush S
<i>Minuartia pusilla</i>	annual sandwort S H
<i>Muhlenbergia glomerata</i>	marsh muhly S H
<i>Muhlenbergia mexicana</i> var. <i>mexicana</i>	Mexican muhly S H
<i>Myosurus clavicaulis</i>	mousetail S
<i>Penstemon wilcoxii</i>	Wilcox's penstemon S
<i>Pilularia americana</i>	American pillwort T
<i>Polygonum austini</i>	Austin's knotweed T
<i>Pyrrocoma liatrifolia</i>	small-head goldenweed T SC
<i>Ribes oxycanthoides</i> var. <i>irriguum</i>	Idaho gooseberry T
<i>Rotala ramosior</i>	lowland toothcup T
<i>Sanicula marilandica</i>	black snake-root S
<i>Schoenoplectus saximontanus</i>	Rocky Mountain bulrush T
<i>Sclerolinon digynum</i>	northwestern yellowflax T
<i>Scouleria marginata</i>	marginate splashzone moss T H
<i>Silene scouleri</i> ssp. <i>scouleri</i>	Scouler's catchfly S H
<i>Silene spaldingii</i>	Spalding's silene T LT
<i>Spartina pectinata</i>	prairie cordgrass S
<i>Tauschia tenuissima</i>	Leiberg's tauschia X H
<i>Trichostema oblongum</i>	oblong bluecurls R1
<i>Viola renifolia</i>	kidney-leaf white violet S
<i>Wolffia columbiana</i>	Columbia water-meal R1

- d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any: [\[help\]](#)

None

- e. List all noxious weeds and invasive species known to be on or near the site.

The following invasive species are known to have reached Washington State and may be present in the area affected by the rule:

Variable leaf milfoil, Brazilian elodea, Hydrilla, Knapweeds, Yellow starthistle, Common reed – non native genotypes, Leafy spurge, Eurasian watermilfoil, Parrotfeather, Tamarix, Purple loosestrife, Dalmatian toadflax, Himalayan blackberry, Knotweeds, Rush skeletonweed, Scotch thistle, Garlic mustard, Kochia, Exotic apple fruit pests, Common crupina, Hawkweeds, Butterfly bush, Scotch broom, Tansy ragwort, Exotic leafrollers, Giant hogweed

## 5. Animals

- a. List any birds and other animals which have been observed on or near the site or are known to be on or near the site. Examples include: [\[help\]](#)

☒ birds: hawk, heron, eagle, songbirds, other:  
☒ mammals: deer, bear, elk, beaver, other:  
☒ fish: bass, salmon, trout, herring, shellfish,  
☒ Other: reptiles and amphibians.

- b. List any threatened and endangered species known to be on or near the site. [\[help\]](#)

Kokanee, Rainbow trout, Steelhead, Inland Red Band Trout, West Slope Cutthroat, Columbia Spotted Frog, Western toad, American White Pelican, Western Grebe, Cormorants, Great Blue Heron, Wood Duck, Barrow's Goldeneye, Common Goldeneye, Bufflehead, Hooded Merganser, tundra Swan, Bald Eagle, Northern Goshawk, Peregrine Falcon, Prairie Falcon, Dusky Grouse, Sandhill Crane, Upland Sandpiper, Phalarope, Stilt, Avocet, Burrowing Owl, Flammulated Owl, Vaux's Swift, Black-backed Woodpecker, Lewis's Woodpecker, Pileated Woodpecker, White-headed Woodpecker, Sage Thrasher, Merriam's Shrew, Preble's Shrew, Big Brown Bat, Myotis Bat, Pallid Bat, Townsend's Big-eared Bat, White-tailed Jack Rabbit, Marten, Wolverine, Moose, Northern White-tailed Deer, Elk, Rocky Mountain Mule Deer, Giant Columbia River Limpet, Columbia Pebble Snail, California Floater, and Silver-bordered Fritillary are threatened or endangered species found in Spokane County.

c. Is the site part of a migration route? If so, explain. [\[help\]](#)

Although Spokane County contains no major migratory routes, fish, birds, and wildlife do travel from one portion to another or through the area affected by the rule.

d. Proposed measures to preserve or enhance wildlife, if any: [\[help\]](#)

The adoption of the rule protects existing stream flows from further depletion from future appropriations, providing protection of instream values, including fish and wildlife preservation. In particular, the instream flows are intended to be protective of the most sensitive aquatic species: Red Band Trout and Mountain Whitefish.

e. List any invasive animal species known to be on or near the site.

The following invasive species are known to have reached Washington State and may be present in the area affected by the rule:

Feral swine, Nutria, New Zealand mud snail, Red swamp crayfish, Bullfrog, VHS type IVa (virus affecting fish), Exotic apple fruit pests, Mediterranean snail, Exotic leafrollers, Atlantic salmon

## 6. Energy and natural resources

a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc. [\[help\]](#)

Adoption of the rule will not produce or encourage additional energy consumption beyond what would have occurred without the rule.

b. Would your project affect the potential use of solar energy by adjacent properties?  
If so, generally describe. [\[help\]](#)

No.

c. What kinds of energy conservation features are included in the plans of this proposal?  
List other proposed measures to reduce or control energy impacts, if any: [\[help\]](#)

None.

## 7. Environmental health

- a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste, that could occur as a result of this proposal?  
If so, describe. [\[help\]](#)

No environmental health hazards will be caused as a result of this rule adoption.

1) Describe any known or possible contamination at the site from present or past uses.

There are a number of identified clean-up sites within or near the area covered by the rule that are anywhere between awaiting cleanup and post-cleanup monitoring:

- Colbert Landfill, 22515 N elk Chattaroy Rd, Spokane
- Northside Landfill, 7202 N Nine Mile Rd, Spokane
- Spokane Junk Yard, 3322 N Cook St, Spokane
- Aluminum Recycling Corp, 3412 E Wellesley, Spokane
- Aluminum Recyling Trentwood, 2317 N Sullivan Rd, Spokane Valley
- Argonne Road, N 6018 Argonne Rd, Spokane Valley
- General Electric Co, 4323 E Mission Ave, Spokane
- Greenacres Landfill, 308 N Henry Rd, Liberty Lake
- BJ Carney & Co, 1102 N Howe Rd, Spokane
- Burlington Northern Hillyd, 3205 E Queen, Spokane
- Heglar Kronquist, Hegler Rd & Kronquist Rd, Spokane
- Southside Landfill, 65th & Regal, Spokane
- City Parcel, 708 N Cook St, Spokane
- USAAC Geiger Field, Spokane Airport Business Park, Spokane
- Geiger Field Tanks, Park Dr & Spotted Rd, Spokane
- USAAC Geiger Field GF002, S 2907 Spotted Rd, Spokane
- USAAC Geiger Field GF003, Will D Alton Lm & Spotted Rd, Spokane
- USAAC Geiger Field GF004, Geiger Blvd & Park Dr, Spokane
- USAAC Geiger Field GF005, Electric Ave, Spokane
- USAAC Geiger Field GF006, Electric Ave & Geiger Blvd, Spokane
- North Market Street, N Market St & Freya St, Spokane
- North Market Street BN, N Market St & Lincoln, Spokane
- Alaska Steel & Supply, 3410 Desmet E, Spokane
- Spokane Fire Dept Training Fac, Rebecca & Mission, Spokane
- BNSF Parkwater Railyard, Parkwater, Spokane
- SIRTl, N 606 Riverpoint Dr, Spokane
- WA Air National Guard Spokane electric, Electric Ave Bldg 300, Spokane
- Koch Materials Trent Avenue, 5324 e Trent Ave, Spokane
- Sicililia Trucking, N 5523 Julia, Spokane
- Vestal Jobber Manufacturing Co, 902 N Dyer RD, Spokane
- URM Stores Inc, 7511 N Freya St, Spokane
- City Operations Complex, Hamilton & N Foothills Dr, Spokane
- Washington Water Power Stream Plant, 100 block of S Lincoln, Spokane
- Continental Baking Co Spokane, 803 N Post St, Spokane
- Western Power & Equipment Spokane, 7916 W Sunset Hwy, Spokane
- BNRR Taylor Edwards Warehouse, 802 E Spokane Falls, Blvd, Spokane
- BNRR Taylor Edwards A, Cincinnati & Trent, Spokane
- A to Z Rental, 8000 N Market St, Spokane
- Divine 11 Midcity, 822 W 22<sup>nd</sup> Ave, Spokane
- UPRR Fancher Rd E, 6000 to 6800 blocks of Sprague Ave, Spokane

- Minit Lube Cesspool, 12515 E Sprague Ave, Spokane
- Spokane Industrial Park, 3808 N Sullivan Rd, Spokane
- WA WSU Spokane Biomedical Bldg, 665 N Riverpoint Blvd, Spokane
- Custer Commercial Center, 5025 E Sprague Ave, Spokane Valley
- Sprague Pest Control, 35 W Pacific Ave, Spokane
- Spokane convention Center Expansion 2, 332 N Spokane Falls Court, Spokane
- Spokane River, Spokane
- Spokane Ang Sta Swamp dump, S Flint & W Electric, Spokane
- BNSF Railroad Bunker C spill area, Freya & E Longfellow, Spokane
- Nine Mile Falls Campground, 11800 W Charles Rd, Nine Mile Falls
- Geiger heights Housing Area, Grove & Hallet Rd, Spokane
- Spokane River Metals, Spokane River, Spokane
- BNSF Hillyard Lead Soil Site, 4800 to 5300 block of N Ferrall St, Spokane
- Broadway Avenue Realignment, 3800 block of E Alki Ave, Spokane
- Progress Elementary, 710 N Progress Rd, Veradale
- Welding Shop, 13801 E Trent Ave, Spokane
- Salty's at the Falls Former, 510 N Lincoln St, Spokane
- City Service Valcon LLC, E 18826 Appleway, Greenacres
- Spokane City Central Park Maintenance Pro, 809 N Washington St, Spokane
- Milne Truck Lines Inc, 822 E Pacific Ave, Spokane
- Avista Northeast combustion Terminal, 8703 N Regal, Spokane
- Spur Industries Inc, 17404 E Euclid Ave, Spokane
- Barrier Trust Property, 2616 E Broadway Ave, Spokane
- Northwest Vermiculite Inc, 1318 N maple St, Spokane
- Spokane International Railroad Maintenance Facility, 3200 to 4000 block of E Mission Ave, Spokane
- Alton's Tire & Automotive Centers Inc Spr, E 6401 Sprague Ave, Spokane
- Gober's Inc, 11215 E Trent Ave, Spokane
- Fairco Self Serve 2<sup>nd</sup> Avenue, 104 W 2<sup>nd</sup> Ave, Spokane
- Yellowstone Pipeline Company Fairchild Del Fa, ½ mile south of Hwy 2 on Graham Rd, Spokane
- BJ's Muffler Shop, 4422 E Sprague, Spokane
- Midget Oil, 7929 N Market St, Spokane
- SemMaterials LP Spokane, 4327 N Thor St, Spokane
- Flight Services Center G, 1410 N Normandie, Spokane
- Whitley Oil LLC Division, 217 S Division, Spokane
- Greyhound Lines Inc, 150 S Maple St, Spokane
- Avista Corp Spokane Service Center, 1411 E Mission Ave Machine Shop, Spokane
- Adis Food Mart, 1305 S Hayford Rd, Spokane
- Divine Corp 3<sup>rd</sup> 23, W 203 3<sup>rd</sup> Ave, Spokane
- Unocal BP 0952, 508 N Fiske St, Spokane
- Piggy mart, 932 W 3<sup>rd</sup> Ave, Spokane
- Unocal SS 2938, 301 1<sup>st</sup> St, Cheney
- Beck's Radiator Shop, 110 N Napa St, Spokane
- Dee's Auto Service, 206 W Indiana, Spokane
- Spokane County Central Shop, 1404 W Boone Ave, Spokane
- Holcim Inc, 12207 E Empire Ave, Spokane Valley
- Kaiser aluminum & Chemical Corp, 15000 E Euclid Ave, Spokane
- Spokane International Airport Spokane Airways Prop, 3727 Davison Blvd, Spokane
- RW Enterprises, 111 N Green St, Spokane

- Sunset Food Mart, 2627 W Sunset Blvd, Spokane
- Spokane River Upriver Dam, Spokane
- Texaco 605, 3803 S Grand Blvd, Spokane
- Geiger Blvd NE, S 2008 Geiger Blvd, Spokane
- Saint George's School, W 2929 Waikiki Rd, Spokane
- Carnation Dairies Spokane, 411 W Cataldo Ave, Spokane
- HD Supply Construction Supply Ltd WC0047, 3825 E Trent Ave, Spokane
- Western States equipment Co Spokane main, 4625 E Trent Ave, Spokane
- RentX, 10903 E Sprague, Spokane
- Inland Leasing Company, NE corner of 2<sup>nd</sup> & McClellan, Spokane
- FUDS Fairchild Nike 87, W 441 Sharp, Spokane
- Divine Corp 38<sup>th</sup> 02, 3725 S Grand Blvd, Spokane
- Hamilton Street Bridge Site, 111 N Erie St, Spokane
- Hilltop Conoco & Grocery, 5216 W Sunset Hwy, Spokane
- Chevron USA Inc SS 90466, 1005 W 3<sup>rd</sup> Ave, Spokane
- Wilfred L Nowlan Sr, 3103 S Grand Blvd, Spokane
- BNSF railway Black Tank Property, 3202 E Wellesley, Spokane
- USWCOM Spokane Moran co, 2821 E 57<sup>th</sup> Ave, Spokane

- 2) Describe existing hazardous chemicals/conditions that might affect project development and design. This includes underground hazardous liquid and gas transmission pipelines located within the project area and in the vicinity.

There are no existing hazardous chemicals or conditions that would affect this rule adoption.

- 3) Describe any toxic or hazardous chemicals that might be stored, used, or produced during the project's development or construction, or at any time during the operating life of the project.

None. The adoption of the rule will not influence the storage, use or production of toxic or hazardous chemicals.

- 4) Describe special emergency services that might be required.

None.

- 5) Proposed measures to reduce or control environmental health hazards, if any:

None.

#### **b. Noise**

- 1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)? [\[help\]](#)

None.

- 2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site. [\[help\]](#)

Adoption of the rule will not generate or encourage the generation of noise that would not have occurred without the rule adoption.

3) Proposed measures to reduce or control noise impacts, if any: [\[help\]](#)

None.

**8. Land and shoreline use**

a. What is the current use of the site and adjacent properties? Will the proposal affect current land uses on nearby or adjacent properties? If so, describe. [\[help\]](#)

The area affected by the rule has a multitude of uses including, urban, suburban, and rural domestic uses; commercial, industrial, and agricultural uses; forestry; parks and other recreational uses; transportation; and so on.

b. Has the project site been used as working farmlands or working forest lands? If so, describe. How much agricultural or forest land of long-term commercial significance will be converted to other uses as a result of the proposal, if any? If resource lands have not been designated, how many acres in farmland or forest land tax status will be converted to nonfarm or nonforest use? [\[help\]](#)

Small portions of the area affected by the rule are used as working farmlands and as working forest lands. Otherwise, the rule does not require or encourage the conversion of agricultural or forest lands to other uses.

1) Will the proposal affect or be affected by surrounding working farm or forest land normal business operations, such as oversize equipment access, the application of pesticides, tilling, and harvesting? If so, how:

The rule will not be affected by normal farming or forestry activities in the area.

c. Describe any structures on the site. [\[help\]](#)

A multitude of structures are located within the area affected by the rule, such as those associated with the uses listed in B.8.a, above.

d. Will any structures be demolished? If so, what? [\[help\]](#)

No, adoption of the rule will not require or encourage the demolition of any structures.

e. What is the current zoning classification of the site? [\[help\]](#)

Zoning varies significantly throughout the site, including industrial, residential with varying densities, agricultural, and commercial designations

f. What is the current comprehensive plan designation of the site? [\[help\]](#)

Similar to zoning designations, comprehensive plan designations vary throughout the site including: Conservation Open Space, Open Space, Potential Open Space, Agriculture, Residential (with various density levels), Institutional, Office, Neighborhood Retail, Mini Center, Center & Corridor Transition, Center & Corridor Core, General Commercial, Downtown, Light Industrial, Heavy Industrial, and



Mining. This incorporates urban areas, urban growth areas, urban reserve areas, and rural designations with varying uses.

- g. If applicable, what is the current shoreline master program designation of the site? [\[help\]](#)

A portion of the area affected by the rule contains shorelines of statewide significance. Nearby areas are designated variously as: Limited Urban Environment, Natural Environment, Shoreline Residential Environment, Urban Conservancy Environment, Urban Intensive Environment, and Wastewater Treatment Environment.

- h. Has any part of the site been classified as a critical area by the city or county? If so, specify. [\[help\]](#)

Wetlands, areas with a critical recharging effect of aquifers used for potable water, fish and wildlife habitat conservation areas, frequently flooded areas, and geologically hazardous areas.

- i. Approximately how many people would reside or work in the completed project? [\[help\]](#)

There are over 400,000 residents in the greater Spokane area.

- j. Approximately how many people would the completed project displace? [\[help\]](#)

None.

- k. Proposed measures to avoid or reduce displacement impacts, if any: [\[help\]](#)

None.

- l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any: [\[help\]](#)

The rule was developed through an extensive outreach process involving local jurisdictions, tribes, stakeholder groups, and the general public.

- m. Proposed measures to ensure the proposal is compatible with nearby agricultural and forest lands of long-term commercial significance, if any:

The rule will have no affect on existing water rights so should have minimal, if any, affect on nearby agriculture and forestry.

## 9. Housing

- a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing. [\[help\]](#)

None.

- b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing. [\[help\]](#)

None.

- c. Proposed measures to reduce or control housing impacts, if any: [\[help\]](#)

Rule adoption will provide no additional housing units directly, but avenues to secure an adequate water supply for all currently vacant residential parcels are included in the rule and implementation plan.

## 10. Aesthetics

- a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed? [\[help\]](#)

No additional structures are required or encouraged through this rule adoption that would not have occurred without adoption of the rule.

- b. What views in the immediate vicinity would be altered or obstructed? [\[help\]](#)

None.

- c. Proposed measures to reduce or control aesthetic impacts, if any: [\[help\]](#)

Protecting existing stream flows from further appropriation protects instream values, including aesthetics.

## 11. Light and glare

- a. What type of light or glare will the proposal produce? What time of day would it mainly occur? [\[help\]](#)

None.

- b. Could light or glare from the finished project be a safety hazard or interfere with views? [\[help\]](#)

No.

- c. What existing off-site sources of light or glare may affect your proposal? [\[help\]](#)

None.

- d. Proposed measures to reduce or control light and glare impacts, if any: [\[help\]](#)

None.

## 12. Recreation

- a. What designated and informal recreational opportunities are in the immediate vicinity? [\[help\]](#)

Recreational opportunities include a multitude of parks, campgrounds, several golf courses, and the Centennial Trail, the Fort George Wright Historical District, Spokane House Interpretive Center, Nine Mile Resort, Little Spokane River Natural Area, Indian Painted Rocks, the Spokane Rifle Club, Boulder Beach, Dishman Hills Natural Area, and the Spokane Monument.

- b. Would the proposed project displace any existing recreational uses? If so, describe. [\[help\]](#)

No.

- c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any: [\[help\]](#)

Rule adoption will protect existing stream flows from further appropriation and preserve instream values such as recreational uses.

### 13. Historic and cultural preservation

- a. Are there any buildings, structures, or sites, located on or near the site that are over 45 years old listed in or eligible for listing in national, state, or local preservation registers located on or near the site? If so, specifically describe. [\[help\]](#)

Yes, historical sites within or near the area affected by the rule include:

Dennis Perkins, 1211 E Dalton  
Charles Moffitt, 2108 Sinto Ave E  
Sandra Steffek, 1304 E Columbia  
Mark Shove, 1525 E Providence  
Jason, John, and William Gould, 4128 N Walnut  
Christine Knaff, 2232 Crown Ave W  
Justin, Schuler, and Gordon Harris, 4407 N  
Cincinnati  
Rizen and Jordan Kruger, 962 E 8<sup>th</sup>  
Virginia Parker, 3304 N Ella  
Harland C Wable, 907 E Empire  
Brian Demmerly, 3733 W Wellesley  
John Roberg, 3218 W Heroy  
Virginia and Tiffany Sherman, 428 E Carlisle  
Johnny, Simmons, and Christal Culver, 8527 E  
Catado, Spokane Valley  
Brian, Roybal, Shanell Machovsky, 730 W  
Mansfield  
Daren Kelly, 1928 2<sup>nd</sup> Ave W  
Carol Kindt, 2216 Boone Ave W  
Larry and Cheryl Bostrom, 3505 Crown Pl W  
Jill Rosser, 2522 Walton Ave W  
Charles Cook, 1804 Spofford Ave W  
Jenni Bivens, 616 E Everett  
Amicarella House, 2829 Ralph N  
Catlow House, 3228 E Liberty Ave E  
Miacolo House/Gilmartin-Ring House, 3218  
Fairview Ave E  
Donna Bercier, 1647 E Joseph  
Joseph Souduck Iii, 4414 Monroe St N  
Danny Bolstad, 4211 N Whitehouse  
Rocky Café, 1424 E Sprague E  
Clare View Seniors Apartments Lp, 3146 44<sup>th</sup> E  
Delores Bauer, 1909 W Grace  
Jolene Wehmeyer, 8110 E Grace  
Brenda Bodenhamer, 627 W Kiernan  
Maile Beck Limbaughm 127 Dalton Ave E  
Thomas Hamilton, 2005 W 4<sup>th</sup>  
Spokane Housing Ventures, 818 Sinto W

Doris Adams, 4728 E Grace  
D Darby and Roxanne Hopkins, 523 E Lacrosse  
Kathleen Lonski, 5704 N Loma  
J Hershey and Sharon Garner, 324 E Everett  
Patrice Tobler, 7608 E Southriverway  
Melvin Rubertt, 3219 E 21<sup>st</sup>  
Cathleen Foster, 1823 E 5th  
Paula Riggs, 1004 E 16th  
Dennis Landfried, 4820 N Alameda  
Michael Nichols, 14515 E Alki, Spokane Valley  
Sandra Andrew, 13803 E Rockwell, Spokane  
Valley  
Douglas Gaidos, 2718 N Napa  
Christine Sondergaard, 3015 N Park Rd, Spokane  
Valley  
Charles E Green, 5712 N Loma  
Susan Pike, 3614 N Normandi  
Barry Starkey, 4128 N Ash  
Alijah and Bridgett Hesar, 921 Freya St S  
Ruby L Picariello, 505 S Carnahan Rd, Spokane  
Valley  
Celeste Coyle, 5921 N Alberts  
Cory Goltiana, 1312 E 13th Ave  
Lisa Ray, 11310 E 12th, Spokane Valley  
Nilson House, 1307 E Mission Ave  
Wert-Dever House, Dressel House, 1308 E  
Augusta Ave  
Tammy and Mark McMahon, 3716 N Park Rd,  
Spokane Valley  
Steven Bell, 3310 N Lily, Spokane Valley  
Adam Ross, 3317 E 17th  
John E Mitchell, 3718 E Grace  
Terri Richards and Gwen Langeberg, 1317 E  
Longfellow  
Joseph and Tia Marlow, 308 E Wabash  
Jabbora Trust and Gwen Jabbora, 934 E Thurston  
Deanna J Carroll, 5827 N Hemlock  
Deborah Green, 7622 N Altamont  
Kathy Yedica, 912 E Longfellow

Claude J Digs, 4621 N Gustavus  
 Alex C Driver, 4908 N Magnolia  
 Pearl A Smith, 1715 N Oak  
 M Richer and Robin Brown, 503 W Cleveland  
 Lisa and Dale Harmon, 14922 E Valleyway,  
     Spokane Valley  
 Dean Fletcher and Kristee Ocheltree, 18423 E  
     Boone, Spokane Valley  
 James D Anderson, 2839 W Wellesley  
 Kenneth and Cheyenne Kelling, 4223 N Madison  
 Mary (Muller) Henderson, 1618 E Lacrosse  
 Anton Kazatskiy, 1617 E Broad  
 1018 Fredrick W  
 606 W Sharp Ave  
 4611 Palouse Hwy S  
 7211 N Regal St  
 7204 E Sprague Ave  
 1707 E Holyoke Ave  
 6416 E Main Ave  
 12425 E Trent Ave  
 25 S Robie Rd  
 611 E 30<sup>th</sup> Ave  
 8321 N Market St  
 1702 E Riverside Ave  
 3600 N Cook St  
 1008 N Ruby St  
 802 E 29<sup>th</sup> Ave  
 106 S Willow Rd  
 521 W Maxwell Ave  
 2127 W Buckeye Ave  
 306 S Pines Rd  
 811 E Rosewood Ave  
 17121 E 8<sup>th</sup> Ave, Veradale  
 12604 N Nine Mile Rd  
 12122 E Cataldo Ave  
 1908 W Francis Ave  
 1417 N Wall St  
 3318 S Grand Blvd  
 1715 E Houston Ave  
 1018 W Francis Ave  
 1401 N Calispel  
 501 N Freya St  
 9015 E Cataldo Ave  
 7815 E Valleyway Ave  
 2404 W Cleveland Ave  
 1310 W 3<sup>rd</sup> Ave  
 5611 E Desmet Ave  
 721 S Lincoln St  
 10404 E Montgomery Ave  
 114 E Baldwin Ave  
 620 S Walnut St  
 1005 W 3<sup>rd</sup> Ave  
 1812 W Francis Ave

12815 E Sprague Ave  
 417 W 7<sup>th</sup> Ave  
 404 S Pines Rd  
 6015 E Alki Ave  
 2314 N Argonne Rd  
 5612 N Wall St  
 6502 E Dean Ave  
 4321 N Barker Rd  
 611 E 31<sup>st</sup> Ave  
 9610 E 1<sup>st</sup> Ave  
 6616 E Nixon Ave  
 14820 E Sprague Ave  
 10310 E Montgomery Dr  
 306 S Pines Rd  
 11222 E Sprague Ave  
 6121 N Linderwood St  
 6511 E Riverside Ave  
 3120 E Garnet Ave  
 607 W Francis Ave  
 621 E 30<sup>th</sup> Ave  
 409 N Dyer Rd  
 1403 W Dean Ave  
 3401 N Division St  
 6010 N Atlantic St  
 9916 E Sprague Ave  
 2705 E 29<sup>th</sup> Ave  
 4102 S Bowdish Rd  
 612 S McDonald Rd  
 44 E Cozza Dr  
 23905 E Wellesley Ave, Otis Orchards  
 12407 E 16<sup>th</sup> Ave  
 9624 E Montgomery Ave  
 7203 E Nora Ave  
 805 E Rosewood Ave  
 2918 E Providence Ave  
 5209 E Railroad Ave  
 1221 N Howard St  
 5119 S Mohawk Dr  
 116 S Mckinnon Rd  
 420 W Rockwell Ave  
 11203 E 24<sup>th</sup> Ave  
 2111 E Liberty Ave  
 2504 S Bates Rd  
 4610 S Farr Rd  
 12005 E 9<sup>th</sup> Ave  
 1621 E Columbia Ave  
 2204 S Herald Rd  
 907 E Dalke Ave  
 11619 E Sunview Circle  
 13106 E 8<sup>th</sup> Ave  
 1320 W Kiernan Ave  
 19 E Salmon Ave  
 7514 N Valerie Ct

13511 E 9<sup>th</sup> Ave  
1937 S Mount Vernon Dr  
4025 S Schaffer Rd  
3224 S Jefferson St  
13217 E 10<sup>th</sup> Ave  
8205 E Nora Ave  
4308 S Woodruff Rd  
8720 E Montgomery Ave  
4510 N Center Rd  
2922 E Heroy Ave  
10720 E 23<sup>rd</sup> Ave  
2306 S Cherry  
321 S Leatha  
14519 E 8<sup>th</sup> Ave  
10923 E 24<sup>th</sup> Ave  
2815 S Bowdish Rd  
10521 E 32<sup>nd</sup> Ave  
906 S Vercler Rd  
2719 S Bowdish Rd  
3708 E 15<sup>th</sup> Ave  
11808 E 22<sup>nd</sup> Ave  
7443 N Sutherlin St  
2625 E 38<sup>th</sup> Ave  
11724 N Forker Rd  
8104 E Nora Ave  
4623 E Glennaire Dr  
1524 E Joseph Ave  
4315 W Arrowhead Rd  
4611 S Madison Rd  
4211 N Van Marter Rd  
16024 E Heroy Ave  
4123 W Arrowhead Ct  
428 E Dalton Ave  
214 E High Dr  
5923 N Whitehouse St  
3104 S Mamer Rd  
1408 E Sanson Ave  
5934 N Royal Dr  
14520 E 7<sup>th</sup> Ave  
317 S Blake Rd  
3011 E Wilding Ave  
13303 E 10<sup>th</sup> Ave  
11607 E Frederick Ave  
7703 N Adams Rd  
218 W 18<sup>th</sup> Ave  
610 E Bismark Ave  
8111 E Augusta Ave  
4523 N Ella Rd  
227 E Astor Dr  
2320 E 60<sup>th</sup> Ave  
11521 E Frederick Ave  
11324 N Post St  
12903 E Guthrie Dr

4321 S Woodruff Rd  
4205 W Queen Ave  
9905 E 44<sup>th</sup> Ave  
5708 S Lee St  
912 S Vercler Rd  
5927 N Royal Dr  
7606 E Hodin Dr  
4131 S Altamont St  
514 E 19<sup>th</sup> Ave  
4125 S Altamont St  
10227 N Syder Rd  
3612 S Sundown Dr  
8022 E Nora Ave  
115 E Salmon Ave  
10015 E 20<sup>th</sup> Ave  
3120 W Thorpe Rd  
13405 E 25<sup>th</sup> Ave  
4309 S Woodruff Rd  
4225 N Vercler Rd  
3002 S Avalon Rd  
2821 W Grace Ave  
2216 N Freya St  
418 S Fox Rd  
912 E Longfellow  
5508 N Belt St  
1307 W Bismark Ave  
11609 E Main Ave  
504 S Fox Rd  
5405 N Driscoll Blvd  
5333 N Greenwood Blvd  
1518 E Boone Ave  
2125 W Courtland Ave  
2427 N Upriver Ct  
5011 N Jefferson St  
3423 N Vista Rd  
4525 N Windsor Dr  
3312 E Hills Ct  
2505 S Sunrise Rd  
5511 N Fotheringham St  
4016 N Elm St  
3420 W Olympic Place  
2316 N Upriver Ct  
922 N Woodward Rd  
3310 W Roman Ave  
1316 W Bismark Ave  
4418 N Monroe St  
5703 N Moore St  
115 N Evergreen Rd  
1802 E Everett Ave  
3514 E 9<sup>th</sup> Ave  
514 Wilbur Rd  
14522 E Main Ave  
1704 E Broad Ave

2007 E Marietta Ave  
 3141 W Bismark Ave  
 2931 W Francis Ave  
 3704 W Longfellow  
 5401 E Bigelow Gulch Rd  
 3016 W Dalke Ave  
 1643 E Dalke Ave  
 3223 N Lewis Rd  
 5919 N Greenwood Blvd  
 3006 W Decatur Ave  
 3134 W Eloika Ave  
 1644 E Central Ave  
 10820 E Maxwell Ave  
 1917 E Dalke Ave  
 1312 W Columbia Ave  
 5828 N Ash St  
 5414 N Greenwood Blvd  
 4028 N Elm St  
 1424 W Courtland Ave  
 1643 E Central Ave  
 5620 N Fotheringham St  
 5904 N Helena St  
 4023 E Pratt Ave  
 3325 E 18<sup>th</sup> Ave  
 1718 N Lee St  
 1434 E Park  
 621 W Holland Ave  
 5803 N Birch Pl  
 4103 S Pittsburg St  
 3802 W Queen Ave  
 3112 E Nora Ave  
 3724 E 11<sup>th</sup> Ave  
 416 E Wabash Ave  
 15 N Clinton Rd  
 13215 E Cataldo Ave  
 6017 N Greenwood Blvd  
 1642 E Francis Ave  
 1633 S Tacoma St  
 603 E Euclid Ave  
 3816 E Montgomery Ave  
 4007 N Oak St  
 934 S Freya St  
 5424 S Ivory St  
 5740 N Driscoll Blvd  
 2405 E Wellesley Ave  
 3828 E Carlisle Ave  
 2112 E 11<sup>th</sup> Ave  
 13111 E 12<sup>th</sup> Ave  
 5905 N Ask St  
 5118 N Monroe St  
 3604 W Wellesley Ave  
 2316 N Freya St  
 5525 N Forest Blvd

1604 N Stone St  
 1124 E Broad Ave  
 2003 W Shannon Ave  
 3027 E 14<sup>th</sup> Ave  
 4917 W Northwest Blvd  
 4423 N Post St  
 912 W Chelan Ave  
 5531 N Forest Blvd  
 3102 N Lily Rd  
 5714 N Birch Pl  
 50145 N Greenwood Blvd  
 2003 E Rowan Ave  
 1407 W Glass Ave  
 3204 W Hoffman Ave  
 1427 S Cook St  
 12124 E 9<sup>th</sup> Ave  
 11211 E Valleyway Ave  
 13111 E 11<sup>th</sup> Ave  
 11518 E 10<sup>th</sup> Ave  
 3411 E 9<sup>th</sup> Ave  
 1821 E 40<sup>th</sup> Ave  
 5708 N Ash St  
 3820 E Carlisle Ave  
 232 W 34<sup>th</sup> Ave  
 5714 N Ash St  
 3124 E Marshal Lave  
 7113 E Marietta Ave  
 3809 E Ermine Ave  
 5714 N Maple St  
 6010 N Audubon St  
 3115 N A St  
 5815 N G St  
 5536 N Forest Blvd  
 3510 W Fleming Pl  
 514 S Fox Rd  
 13220 E Wick Ave  
 6028 N Oak St  
 3033 W Litchfield Pl  
 2911 E Brigeport Ave  
 1211 W Cleveland Ave  
 204 W 37<sup>th</sup> Ave  
 5414 N Elm St  
 10320 E Desmet Ave  
 3505 W Crown Pl  
 2414 N Freya St  
 1107 N Woodruff Rd  
 2024 W Wellesley Ave  
 5311 Granite Point Dr  
 911 W Chelan Ave  
 920 E Sanson Ave  
 1318 E Longfellow Ave  
 3507 E 22<sup>nd</sup> Ave  
 1723 N Regal St

2725 W Queen Ave  
2629 W Queen Ave  
3911 W Wellesley Ave  
7205 E 8<sup>th</sup> Ave  
1702 N Woodruff Rd  
2621 W Rowan Ave  
2128 E Lacrosse Ave  
1904 E 15<sup>th</sup> Ave  
917 E Princeton Ave  
12513 E Valleyway Ave  
2624 S Rhyolite Rd  
1104 E Empire Ave  
2504 N Wall St  
1307 E Lacrosse Ave  
9714 E Fairview Ct  
1618 N Smith St  
2821 N Stout Rd  
2228 E Rockwell Ave  
1522 E 16<sup>th</sup> Ave  
4907 N Ash St  
12612 E Broadway Ave  
2721 W Queen Ave  
5409 E Corkery Rd  
3607 E 1<sup>st</sup> Ave  
1114 N Woodruff Rd  
13108 W 6<sup>th</sup> Ave  
1908 W Buckeye Ave  
9220 E Maringo Dr  
4308 N Maple St  
422 N Vista Rd  
2914 E 32<sup>nd</sup> Ave  
5517 N Lincoln St  
5303 N Howard St  
1824 N Smith St  
1718 N Cook St  
4904 N Howard St  
2526 E Nora Ave  
2725 W Everett Ave  
7311 E Montgomery Ave  
2834 W Everett Ave  
624 E Crown Ave  
1628 E Nebraska Ave  
1808 E Francis Ave  
624 E Sanson Ave  
2840 W Sanson Ave  
1712 W Kiernan Ave  
3127 E 11<sup>th</sup> Ave  
3225 N Ely Rd  
311 E Garland Ave  
2901 N Boeing Rd  
826 E 33<sup>rd</sup> Ave  
730 E 35<sup>th</sup> Ave  
2524 W Queen Ave

731 E 35<sup>th</sup> Ave  
617 E 7<sup>th</sup> Ave  
1911 N Nelson St  
11214 E 16<sup>th</sup> Ave  
2403 E Mission Ave  
31 E Kiernan Ave  
1727 N Smith St  
8403 E Broadway Ave  
2515 W Sanson Ave  
2609 W Everett Ave  
4727 N Normandie St  
6715 E 6<sup>th</sup> Ave  
3602 N Edgerton Rd  
620 S Coleman Rd  
2709 W Crown Ave  
7920 E Utah Ave  
10008 E Dalton Ave  
215 N Farr Rd  
38 E Everett Ave  
4206 W Wellesley Ave  
10224 N Wellen  
3424 W Fairview Ave  
1208 E Lacrosse Ave  
323 E Garland Ave  
616 E Crown Ave  
5317 N Maple St  
2516 W Crown Ave  
2610 W Everett Ave  
1012 W 29<sup>th</sup> Ave  
1118 E Lacrosse Ave  
2722 W Olympic Ave  
1908 W Cleveland Ave  
2522 W Crown Ave  
2626 W Everett Ave  
928 W 14<sup>th</sup> Ave  
2721 W Rowan Ave  
7415 E 4<sup>th</sup> Ave  
4105 S Scott St  
3114 E Ermine Ave  
3424 W Heroy Ave  
3522 E 22<sup>nd</sup> Ave  
654 S Ferrall St  
10004 E 10<sup>th</sup> Ave  
33 E Liberty Ave  
4203 S Hatch St  
129 W Columbia Ave  
3711 W Longfellow Ave  
4214 W Queen Ave  
12507 E Desmet Ave  
2303 W Kiernan Ave  
5224 N Cedar St  
2510 W Sanson Ave  
1503 E Lacrosse Ave

2529 W Queen Ave  
706 E Hastings Rd  
1727 N Regal St  
1317 E Rich Ave  
1407 E Rowan Ave

5314 N Stevens St  
2712 Martin N  
1108 11<sup>th</sup> E

- b. Are there any landmarks, features, or other evidence of Indian or historic use or occupation? This may include human burials or old cemeteries. Are there any material evidence, artifacts, or areas of cultural importance on or near the site? Please list any professional studies conducted at the site to identify such resources. [\[help\]](#)

There are over 400 known archaeological sites, districts, and cemeteries within Spokane County and so a high likelihood that a significant number lie within the area affected by the rule. The adoption of the rule will in no way influence or disturb these sites.

- c. Describe the methods used to assess the potential impacts to cultural and historic resources on or near the project site. Examples include consultation with tribes and the department of archeology and historic preservation, archaeological surveys, historic maps, GIS data, etc. [\[help\]](#)

This non-project action does not require or encourage land disturbance or future development from what would occur without rule adoption. Therefore the rule adoption will not impact these resources.

- d. Proposed measures to avoid, minimize, or compensate for loss, changes to, and disturbance to resources. Please include plans for the above and any permits that may be required.

None.

#### 14. Transportation

- a. Identify public streets and highways serving the site or affected geographic area and describe proposed access to the existing street system. Show on site plans, if any. [\[help\]](#)

Most of the City of Spokane and several smaller communities (Spokane Valley, East Farms, Otis Orchards, Green Acres, Veradale, Trentwood, Opportunity, Millwood, Dishman, and Seven Mile) lie within the area affected by the rule. Therefore the majority of their city streets, as well as I-90, and Highways 395, 2, 27, 195, and 290 access the site.

- b. Is the site or affected geographic area currently served by public transit? If so, generally describe. If not, what is the approximate distance to the nearest transit stop? [\[help\]](#)

Spokane Transit runs more than 30 bus lines that access the area affected by the rule, although there are also portions not serviced.

- c. How many additional parking spaces would the completed project or non-project proposal have? How many would the project or proposal eliminate? [\[help\]](#)

No parking spaces will be added or eliminated due to the rule adoption.

- d. Will the proposal require any new or improvements to existing roads, streets, pedestrian, bicycle or state transportation facilities, not including driveways? If so, generally describe (indicate whether public or private). [\[help\]](#)



No

- e. Will the project or proposal use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe. [\[help\]](#)

Spokane Municipal Airport, and BNSF and Amtrak access the area.

- f. How many vehicular trips per day would be generated by the completed project or proposal? If known, indicate when peak volumes would occur and what percentage of the volume would be trucks (such as commercial and nonpassenger vehicles). What data or transportation models were used to make these estimates? [\[help\]](#)

None, as the rule will not require or encourage future project actions.

- g. Will the proposal interfere with, affect or be affected by the movement of agricultural and forest products on roads or streets in the area? If so, generally describe.

No.

- h. Proposed measures to reduce or control transportation impacts, if any: [\[help\]](#)

None.

#### 15. Public services

- a. Would the project result in an increased need for public services (for example: fire protection, police protection, public transit, health care, schools, other)? If so, generally describe. [\[help\]](#)

No, with the exception of city, county, and state actions taken in implementing the rule.

- b. Proposed measures to reduce or control direct impacts on public services, if any. [\[help\]](#)

None.

#### 16. Utilities

- a. Circle utilities currently available at the site: [\[help\]](#)  
electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system,  
other \_\_\_\_\_

All listed utilities are available in some portion or all of the area affected by the rule.

- b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed. [\[help\]](#)

Future project development will in most cases be served by existing public water systems with significant inchoate (developable) water rights. A small number of existing lots will not be able to access a public water system and will require a well, where the new use must be mitigated so as to not impact surface water flows.

**C. SIGNATURE [HELP]**

The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

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

Name of signee \_\_\_\_\_

Position and Agency/Organization \_\_\_\_\_

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

*Keith L. Stoffel*

*Keith L. Stoffel*

*ERO Section Manager Water Resources Program  
Dept of Ecology*

**D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS [help]**

(IT IS NOT NECESSARY to use this sheet for project actions)

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

Adoption of this rule does not require or encourage any new development or activities that would create a new discharge, emission, or the storage, production, or release of a toxic or hazardous substance, nor a production of noise.

Proposed measures to avoid or reduce such increases are:

None.

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

The adoption of the rule will protect existing stream flows to benefit riparian plants, resident fish, and local wildlife.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

See above.

3. How would the proposal be likely to deplete energy or natural resources?

Adoption of the rule will protect existing stream flows and thereby protect natural water resources and is unlikely to have any affect regarding energy or other natural resources.

Proposed measures to protect or conserve energy and natural resources are:

See above.

4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

The rule adoption will provide protection for existing stream flows in the Spokane River, providing benefit to aquatic species and local wildlife. The rule is unlikely to have any direct or indirect impact on parks, wetlands, floodplains, prime farmland, or historic or cultural sites.

Proposed measures to protect such resources or to avoid or reduce impacts are:

The rule adoption provides protection to stream flows and therefore benefits instream values such as fish habitat and as a wildlife water source.

5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

The rule adoption will not require or encourage any changes in land or shoreline use with the small exception of a small amount of industrially used water transferred to mitigate impacts of a small amount of future development (such as on those few parcels outside the service area of public water systems). The rule adoption will not encourage land or shoreline uses incompatible with existing plans.

Proposed measures to avoid or reduce shoreline and land use impacts are:

None

6. How would the proposal be likely to increase demands on transportation or public services and utilities?

This rule adoption will not require or encourage an increase in transportation demands. Implementation of the rule may require additional actions by local and state agencies. Rule adoption may increase the demand on public water systems by requiring new development to use them as a water source whenever available in a timely manner.

Proposed measures to reduce or respond to such demand(s) are:

None. The public water systems in the area have adequate inchoate (developable) water rights to serve development in the area for an extended period of time.

7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

Concern has been raised about possible conflict between implementation of this rule, if adopted, and implementation of requirements under the State Water Pollution Control Act, Chapter 90.48 RCW, and the federal Clean Water Act. The need to ensure compliance with water quality standards or discharge

permit requirements may compel removal of wastewater or stormwater discharges to the Spokane River, potentially reducing stream flow in the river.