

DETERMINATION OF NONSIGNIFICANCE

City of Lynnwood

Essential Public Facilities Code Amendment (CAM-010052-2023)

DESCRIPTION OF PROPOSAL:

On August 8, 2023, Karl Almgren, Community Planning Manager, on behalf of the City of Lynnwood, applied for a SEPA threshold determination for a proposed code amendment to LMC 21.73 Essential Public Facilities. This is a non-project action. The proposed code amendment seeks to conform with SB 5536 also known as the 'Blake Fix' and improve permitting and processing of Essential Public Facilities including Opioid Treatment Programs.

PROPONENT:

City of Lynnwood
Development & Business Services Department
20816 44th Ave W, Suite 230
Lynnwood, WA 98036

LOCATION OF PROPOSAL:

Citywide

LEAD AGENCY:

City of Lynnwood
19100 44th Avenue W
Lynnwood, WA 98036

STAFF CONTACT:

Karl Almgren, AICP, Community
Planning Manager
(425)670-5041
kalmgren@lynnwoodwa.gov

For general information about the SEPA process, additional information about this determination, or on the appeal process please contact the staff listed above.

OTHER ACTIVE OR COMPLETE PERMIT NUMBER(S):

None at this time.

SITE DESCRIPTION:

This is a citywide non-project action.

PERMIT REQUIRED:

No additional permits are required. A public hearing will be held at City Council on October 9, 2023 for adoption.

APPLICABLE DOCUMENTS:

This environmental determination was reached based on the SEPA environmental checklist, plans, and supporting documents contained in the application number: CAM-010052-2023. Specifically:

1. Environmental Checklist prepared by Karl Almgren, City of Lynnwood, dated August 8, 2023.
2. Draft Ordinance, received August 8, 2023.

DETERMINATION:

The lead agency for this proposal has determined that it does not have a probably significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request.

This Determination of Nonsignificance (DNS) is issued under WAC 197-11-340(2). This determination is issued on the basis of compliance of the proposal with all applicable federal, state and local laws, regulations and standards and does not modify or waive any such laws, regulations or standard. This DNS is issued also on the basis of this proposal complying with all applicable Lynnwood Municipal Code (LMC) regulations and standards of the City.

SEPA RESPONSIBLE OFFICIAL: DEVELOPMENT & BUSINESS SERVICES DIRECTOR

DATE OF ISSUE: August 10, 2023

David Kleitsch

David Kleitsch, DBS Director

Aug 7, 2023

Date of Signature

COMMENT:

The lead agency will not act on this proposal for 14 days from the date of issuance. Comments must be received **by August 24, 2023 to the staff contact listed above**. This DNS becomes final **on August 24, 2023**, unless the determination is withdrawn or amended by the City's SEPA Responsible Official.

If, after issuance of the DNS and prior to the end of the comment period, there is any new information or changes to the proposal indicating that the proposal will have probably significant adverse impacts, a new threshold determination will be required.

APPEAL:

You may appeal this determination by submitting a letter stating the basis for the appeal to the City of Lynnwood Development & Business Services Department at 20816 44th Ave. W, Suite 230, Lynnwood, WA 98036. An appeal must be submitted no later than **August 24, 2023**, which is 14 days from the end of the notice period. If you choose to appeal, you should be prepared to make specific factual objections to this determination. The fee for an appeal is set forth in LMC 3.104.

Contact the City of Lynnwood Department of Development & Business Services staff contact listed above or ask about the procedures for SEPA appeals.

DISCLAIMER:

The determination that an environmental impact statement does not have to be filed does not mean there will be no adverse impacts. City of Lynnwood codes governing traffic control, land-use standards, construction and improvements of streets, drainage control, fire protection, and building practices will provide substantial mitigation of these impacts.

The issuance of this DNS should not be interpreted as acceptance or approval of this proposal as presented. The City of Lynnwood reserves the right to deny or approve said proposal subject to conditions if it is determined to be in the best interests of the City and/or necessary for the general health, safety and welfare of the public to do so.

Individual projects allowed under non-project actions will be reviewed in advance of planned construction to determine if SEPA review is required. Projects requiring SEPA review will be evaluated to identify any probably adverse environmental impacts and identify measures necessary to mitigate those impacts.






CAM-010052-2023 DNS DRAFT

Final Audit Report

2023-08-08

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| By: | Karl Almgren (kalmgren@lynnwoodwa.gov) |
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-  Document created by Karl Almgren (kalmgren@lynnwoodwa.gov)
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