



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:

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:

Please adjust the format of this template as needed. 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:

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:

City of La Center updates to Development Agreement code (LCMC 18.60)

2. Name of applicant:

City of La Center

3. Address and phone number of applicant and contact person:

305 N. W. Pacific Highway, La Center, WA 98629

(360)263-7665

Contact: Sarah Dollar, Permit Technician

4. Date checklist prepared:

August 27, 2021

5. Agency requesting checklist:

City of La Center

6. Proposed timing or schedule (including phasing, if applicable):

This is a non-project action for updates to the La Center Municipal Code Chapter 18.60 pertaining to development agreements. The schedule for the project is as follows:

- April 13, 2021: Planning Commission workshop discussion*
- May 11, 2021: Planning Commission workshop discussion*
- August 10, 2021: Planning Commission workshop discussion*
- September 14, 2021: Planning Commission public hearing*

A public hearing will also be conducted before the City Council prior to adoption on a to-be-determined date. A public hearing notice will be issued prior the City Council meeting.

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.

Not applicable. This is a non-project SEPA checklist for an update to the City's code pertaining to development agreements (LCMC 18.60).

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.

Environmental information prepared is limited to this SEPA checklist and the draft amended Development Agreement code (LCMC 18.60)

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.

Not applicable. This is a non-project action for a code update.

10. List any government approvals or permits that will be needed for your proposal, if known.

The code update will require Planning Commission recommendation and City Council approval.

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.)

The City of La Center is updating its code pertaining to Development Agreements contained in LCMC 18.60. The purpose of the code update is to:

- *Specify that development agreements must be consistent with the applicable policies and goals of the comprehensive plan*
- *Define what public benefits are that developers must provide in exchange for code modifications including that benefits must be of equal or greater value relative to the modification requested.*
- *Provide more specificity regarding what provisions of the City's development code can be modified under a development agreement and which cannot. Provisions subject to modification include:*
 - *Limiting the range of uses allowed in a development agreement to permitted and conditional uses in the applicable zoning district.*
 - *Specifying that the term of a development agreement is limited to 10 years and can be extended for an additional 10 years with the City having the right to require compliance with new codes and impose additional public benefit requirements at the time of extension.*
 - *Allowing for density increases of 20 percent in a given phase of a project in the MDR-16 zone, but requiring overall density across the project to meet zoning requirements.*
 - *Allowing for increases in building coverage and impervious surface increases of up to 60 percent in the LDR-7.5 zone.*
 - *Prohibiting modification to the following codes and standards: (1) LCMC 18.300, Critical Areas (2) The City's adopted Shoreline Master Program (3) LCMC 18.310, Environmental Policy (4) LCMC 18.320, Stormwater and Erosion Control (5) LCMC 18.360, Archaeologically Sensitive Areas and (6) Title 15, Buildings and Construction.*

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.

The code update will apply city-wide where development agreements are entered into by the City with developers.

B. Environmental Elements [\[HELP\]](#)

Consistent with WAC 197-11-960, the lead agency (the City of La Center) has determined that completion of Section B is not necessary for this non-project action.

1. Earth [\[help\]](#)

a. General description of the site:

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

b. What is the steepest slope on the site (approximate percent slope)?

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.

d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.

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.

f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.

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

h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any:

2. Air [\[help\]](#)

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.

b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

c. Proposed measures to reduce or control emissions or other impacts to air, if any:

3. Water [\[help\]](#)

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.

- 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.

- 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.

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

- 5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

- 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.

b. Ground Water: [\[help\]](#)

- 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.

- 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.

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.

- 2) Could waste materials enter ground or surface waters? If so, generally describe.

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

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

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

a. Check the types of vegetation found on the site:

- 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?

c. List threatened and endangered species known to be on or near the site.

d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:

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

5. **Animals** [\[help\]](#)

- 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:

birds: hawk, heron, eagle, songbirds, other:

mammals: deer, bear, elk, beaver, other:

fish: bass, salmon, trout, herring, shellfish, other _____

- b. List any threatened and endangered species known to be on or near the site.

- c. Is the site part of a migration route? If so, explain.

- d. Proposed measures to preserve or enhance wildlife, if any:

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

6. **Energy and Natural Resources** [\[help\]](#)

- 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.

- b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.

- 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:

7. **Environmental Health** [\[help\]](#)

- 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.

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

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.

- 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.
- 4) Describe special emergency services that might be required.
- 5) Proposed measures to reduce or control environmental health hazards, if any:

b. Noise

- 1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?
- 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.
- 3) Proposed measures to reduce or control noise impacts, if any:

8. Land and Shoreline Use [\[help\]](#)

- 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.
- 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?
 - 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:
- c. Describe any structures on the site.
- d. Will any structures be demolished? If so, what?
- e. What is the current zoning classification of the site?

- f. What is the current comprehensive plan designation of the site?
- g. If applicable, what is the current shoreline master program designation of the site?
- h. Has any part of the site been classified as a critical area by the city or county? If so, specify.
- i. Approximately how many people would reside or work in the completed project?
- j. Approximately how many people would the completed project displace?
- k. Proposed measures to avoid or reduce displacement impacts, if any:
- l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:
- m. Proposed measures to reduce or control impacts to agricultural and forest lands of long-term commercial significance, if any:

9. Housing [\[help\]](#)

- a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.
- b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.
- c. Proposed measures to reduce or control housing impacts, if any:

10. Aesthetics [\[help\]](#)

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

b. What views in the immediate vicinity would be altered or obstructed?

b. Proposed measures to reduce or control aesthetic impacts, if any:

11. Light and Glare [\[help\]](#)

a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

b. Could light or glare from the finished project be a safety hazard or interfere with views?

c. What existing off-site sources of light or glare may affect your proposal?

d. Proposed measures to reduce or control light and glare impacts, if any:

12. Recreation [\[help\]](#)

a. What designated and informal recreational opportunities are in the immediate vicinity?

b. Would the proposed project displace any existing recreational uses? If so, describe.

c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:

13. Historic and cultural preservation [\[help\]](#)

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 ? If so, specifically describe.

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.

- 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.
- 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.

14. Transportation [\[help\]](#)

- 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.
- 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?
- c. How many additional parking spaces would the completed project or non-project proposal have? How many would the project or proposal eliminate?
- 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).
- e. Will the project or proposal use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.
- 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?
- 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.
- h. Proposed measures to reduce or control transportation impacts, if any:

15. Public Services [\[help\]](#)

- 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.

- b. Proposed measures to reduce or control direct impacts on public services, if any.

16. Utilities [\[help\]](#)

- a. Circle utilities currently available at the site:
 electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system,
 other _____

- c. 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.

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 Ethan Spoo, AICP.

Position and Agency/Organization Consulting Planner (WSP USA Inc)

Date Submitted: August 27, 2021

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?

The proposed code amendments to LCMC 18.60 (Development Agreements) will not increase discharges to water, emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise. Modifications to the City's critical areas provisions (LCMC

18.300), environmental review provisions under the State Environmental Policy Act (LCMC 18.310) and the stormwater ordinance (LCMC 18.320) are prohibited under the proposed code amendments. Developer's obligations to comply with City codes regulating discharges to water, emissions to air, hazardous substances, and noise will remain unaffected by this code update.

Proposed measures to avoid or reduce such increases are:

Because the code update will not affect such increases, no measures are proposed or required.

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

The proposed amendments to LCMC 18.60 would not affect plants, animals, fish, or marine life. Modifications to LCMC 18.300 (Critical Areas), LCMC 18.310 (Environmental Policy), and LCMC 18.320 (Stormwater and Erosion Control) are specifically prohibited under the proposed amendments to LCMC 18.60. Applicants must still comply with the City's critical areas ordinance, SEPA regulations, and stormwater regulations which are the two ordinances most protective of plants, animals, fish, and marine life.

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

Since applicants will still be required to comply with LCMC 18.300 (Critical Areas), LCMC 18.310 (Environmental Policy), and LCMC 18.320 (Stormwater and Erosion Control) and the proposed amendments would have no affect on plants, animals, fish, or marine life, no measures are proposed or required.

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

In the context of development, energy use is primarily affected by the number of residential uses or amount of development permitted under the City's code and the type of development (auto-oriented versus pedestrian-oriented). The proposed amendments to LCMC 18.60 will allow for density increases of 20 percent in a given phase of a residential development in the MDR-16 zone, but overall density within the boundaries of a site must not exceed zoning standards. If an applicant exercises the option to increase density and the City approves such a density increase, the tradeoff would be to decrease density elsewhere on the site. Therefore density increases in one phase of a development are unlikely to affect energy use.

Applicants cannot request modifications to LCMC 18.300 (Critical Areas) which protects natural resources within the City. Therefore, the proposal is unlikely to deplete natural resources.

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

Since the proposed code amendments are unlikely to affect energy or natural resources, no mitigation measures are proposed or required.

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 proposed amendments to LCMC 18.60 would not permit modifications to regulations that affect environmentally sensitive areas designated 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. Changes to LCMC 18.300 (Critical Areas), LCMC 18.320 (Stormwater and Erosion Control), and LCMC 18.360 (Archaeologically Sensitive Areas) are specifically prohibited. There are no wilderness areas, wild or scenic rivers, or prime farmland within city boundaries.

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

Because the proposed code amendments would specifically prohibit modifications to LCMC 18.300 (Critical Areas), LCMC 18.320 (Stormwater and Erosion Control), and LCMC 18.360 (Archaeologically Sensitive Areas) which protect environmentally sensitive areas, threatened or endangered species habitat, historic or cultural sites, wetlands and floodplain, no mitigation measures are proposed or required.

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 proposal will allow amendments to the City's development code in exchange for public benefits provided to the City. Public benefits are defined to include shoreline access so the amendments may make it somewhat more likely that shoreline access is provided as part of a development proposal. Land use may also be affected by allowing for all permitted and conditional uses in a zoning district under a development agreement rather than only permitted uses.

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

Developments approved subject to development agreements will continue to be required to comply with the City's Comprehensive Plan and Shoreline Master Program and would not lead to land or shoreline uses incompatible with existing plans. Therefore, no mitigation measures are proposed or required.

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

The proposed amendments to LCMC 18.360 are not likely to increase demands on transportation or public services and utilities. Density would need to remain within limits established by zoning ordinance.

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

Since the proposed code amendments will not affect demand for transportation or public services or utilities, no mitigation measures are proposed or required.

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

There would be no known conflicts with local state, or federal laws or requirements created by the proposed changes.