

# **City of Black Diamond**

## *STATE ENVIRONMENTAL POLICY ACT*

### **Determination of Nonsignificance**

**August 27, 2020**

**Lead agency:** City of Black Diamond

**Agency Contact:** Barbara Kincaid, Department of Community Development,  
[bkincaid@blackdiamondwa.gov](mailto:bkincaid@blackdiamondwa.gov)  
(360) 851-4500

**Agency File Number:** N/A

**Description of proposal** – Non-project action to amend Black Diamond Municipal Code (BMDC) 8.24.220 to prohibit overnight or unattended moorage and people living on boats on Lake Sawyer.

**Location of proposal** - Citywide; affects use of Lake Sawyer.

**Name and phone of applicant/proponent:** Mayor Benson, (360) 851-4500

The City of Black Diamond, Lead Agency, has determined that this proposal will 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). We have reviewed the attached Environmental Checklist and draft ordinance amending BDMC 8.24.220. This information is available at: [http://www.ci.blackdiamond.wa.us/public\\_notices.html](http://www.ci.blackdiamond.wa.us/public_notices.html)

This determination is based on the following findings and conclusions:

The Lead Agency finds the proposed action to prohibit unattended and overnight moorage and living on boats on Lake Sawyer consistent with the policies and regulations in the City's adopted Shoreline Master Plan (SMP) and is within the City's authority to ensure the health and safety of the community and its environment. The Lead Agency concludes that this action will improve the public's enjoyment of the lake and help to limit potential environmental threats.

This DNS is issued under WAC 197-11-340(2). There is no comment period associated with this DNS.

You may appeal this determination at the Community Development Department, 24301 Roberts Drive, Black Diamond, no later than 5:00 p.m., September 9, 2020 by completing the proper appeal form and paying an appeal fee of \$250.00. You should be prepared to make specific

factual objections.

Contact the Community Development Department at [bkincaid@blackdiamondwa.gov](mailto:bkincaid@blackdiamondwa.gov) to provide comments, review project documents, or inquire about the procedures for SEPA appeals.

Barbara Kincaid, City of Black Diamond SEPA Official, [bkincaid@blackdiamondwa.gov](mailto:bkincaid@blackdiamondwa.gov)

Signature /s/

Date August 23, 2020