



## Snohomish County Council

**Committee:** Public Works and Infrastructure

**Analyst:** Deb Evison Bell

**ECAF:** 2022-0903

**Proposal:** Motion 22-386

**Date:** September 20, 2022

### **Consideration:**

The proposed Motion would approve and authorize the County Executive to execute a critical area protection on County property within the Conservation Covenant, under Snohomish County Charter 2.20.

### **Background:**

In January 2022 Snohomish County Council approved the construction of the [Little Bear Creek Advanced Mitigation Site](#) (RC1730), which will be used for critical area mitigation for County Road projects. As part of the regulatory permitting process, a critical area study was prepared for Little Bear Creek Advance Mitigation Site in August 2019, which called for the entire project site to be left permanently undisturbed in a substantially natural state.

The Conservation Covenant is required by Washington State Department of Ecology's Order #85631 approving the use of the property for advance mitigation. The Conservation Covenant complies with the requirements of the Department of Ecology's 401 Water Quality Certification Order #85631 and corrected Order #18224, approving the use of the Little Bear Creek Advance Mitigation Site Project for advance mitigation. Four parcels (Tax ID 27053400303100, 27053400303200, 27053500302000 and 27053400302800) are to be protected in perpetuity. Permanent protection of the site requires approval of the Snohomish County Council and the recording of the Conservation Covenant with the County Auditor.

### **Current Proposal:**

*Scope:* Approval by motion is sought from Council to approve and authorize the County Executive to execute a Conservation Covenant for the Little Bear Creek Advance Mitigation Site.





Above pictures represent current conditions, thousands of new plants will be installed in the coming months.

*Duration:* The property will remain undisturbed in a substantially natural state in perpetuity.

*Fiscal Implications:* No fiscal impact associated with this action.

**2022 Budget:** NA

**Handling:** NORMAL

**Approved-as-to-form:** NA

**Risk Management:** NA

**Executive Recommendation:** APPROVE

**Requests:** Move to GLS on September 28, 2022, for consideration.