

**Notice of SEPA Determination
Kittitas County Treat Trust Water Transfer SEPA
(SE-18-00001)**

NOTICE IS HEREBY given that pursuant to WAC 197-11-340, Kittitas County Community Development Services did on February 5, 2018 issue a Determination of Non-Significance (DNS) to obtain an approved Application for Change/Transfer of a Water Right to change the place and purpose of use under water right number S4-84509-J. The County proposes to change the purpose of use to instream flow and mitigation and change the places of use to Cooke Creek and the Yakima River. These water rights will be enrolled in the State Trust Water Right Program (TWRP). The County is requesting 1.2 cfs and 275.64 ac-ft/year be enrolled into the TWRP. As part of an agreement with the property owners (Treats) the County is purchasing this water for the proposed Trust Water Right, the County will temporary lease water back to them for a period of 20 years. The water use would be consistent with current uses, except that the water will be made available to the County for its use as “back mitigation” during drought years during the term of the Lease. There is a pending Mitigated Temporary Water Right Permit Application submitted to Ecology to facilitate the lease element of the agreement between Treats and the County.

The lead agency for this proposal has determined that mitigation measures for the proposed use are not required to meet Total Water Supply Available on the Yakima River as measured at the Parker stream flow gauge. An Environmental Impact Statement (EIS) is not required under RCW 43.21C.030 (2)(c) and WAC 197-11. This decision was made after review of a completed environmental checklist and other information on file with the lead agency.

Pursuant to KCC Title 15 & WAC 197-11 the lead agency will not act on this proposal for 15 days. Any person, affected tribe, or agency may submit comments to the lead agency within 15 days of the date of issuance of the DNS. The lead agency will then: retain, modify or withdraw the decision. The complete checklist and associated documents may be viewed at Kittitas County Community Development Services 411 North Ruby St, Suite 2 Ellensburg, WA 98926, or on the county website. <http://www.co.kittitas.wa.us/cds/land-use/default.aspx> (Miscellaneous SEPA Applications).

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Comment Period Ends: February 20, 2018.