WASHINGTON STATE DEPARTMENT OF
Natural Resources

DOUG SUTHERLAND
Commissioner of Public Lands

DETERMINATION OF NONSIGNIFICANCE AND ADOPTION OF EXISTING ENVIRONMENTAL DOCUMENT

Surface Mine Reclamation Permit #70-010149, MountainStar Resorts, LLC

Description of current proposal: Update reclamation plan to 1993 standards of RCW 78.44 for existing Surface Mining Reclamation Permit Number 70-010149.

Proponent: MountainStar Resorts, LLC
P. O. Box 887
Roslyn, WA 98941

Location of proposal, including street address, if any: MountainStar Resorts, LLC, Bullfrog sand and gravel pit is located 4.0 miles West Northwest of Roslyn, WA. Located in a portion of Section 19, Township 20 North, Range 15 East, Willamette Meridian, Kittitas County.

Title of Document being adopted: 1995 Determination of Nonsignificance (DNS) attached and the associated Non-project Environmental Checklist (DNR SEPA File No. 95-122902)

Agency that prepared document being adopted: Department of Natural Resources

Date adopted document was prepared: December 27, 1995

Description of document (or portion) being adopted: DNS and the associated Non-project checklist to update some types of older, poor-quality surface mine reclamation plans

If the document being adopted has been challenged (WAC 197-11-630), please describe: N/A

The document is available to be reviewed at (place/time): Natural Resources Building in Geology and Earth Resources at the address below, 8:00 am to 4:30 pm Monday through Friday (1995 non-project checklist and reclamation plan for permit number 70-010149)

Lead agency: Department of Natural Resources

The lead agency for this proposal has determined that it does 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). 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.

[ ] **There is no comment period for this DNS.**

[X] **This DNS is issued under 197-11-340(2); the lead agency will not act on this proposal for 14 days from** September 16, 2004.

Comments must be submitted by September 30, 2004.

We have identified and adopted this document as being appropriate for this proposal after independent review. The document meets our environmental review needs for the current proposal and will accompany the proposal to the decision maker.

Responsible official: Dave Norman

Position/title: Assistant Division Manager **Phone:** (360) 902-1439

Address: DNR/Geology & Earth Resources
PO Box 47007
Olympia WA 98504-7007

Date September 16, 2004 **Signature** David K Norman

There is no agency SEPA appeal.
8/25/98