



DEPARTMENT OF  
**ECOLOGY**  
State of Washington

**AMENDMENT NO. 1**  
**TO AGREEMENT NO. SEASMP-2123-PaCCDD-00135**  
**BETWEEN**  
**THE STATE OF WASHINGTON DEPARTMENT OF ECOLOGY**  
**AND**  
**Pacific County - Community Development**

**PURPOSE:** To amend the above-referenced agreement (AGREEMENT) between the state of Washington Department of Ecology (ECOLOGY) and Pacific County - Community Development (RECIPIENT) for the Shoreline Master Program – Periodic Review (PROJECT).

The purpose of Amendment 1 is to add an additional \$10,000 to the Total Eligible Cost, increasing the amount from \$84,000 to \$94,000. No change to the scope of work is proposed.

The associated budget revisions are as follows:

- 1) Increase Task 1: Project Oversight: Coordination, Management, and Administration budget by \$2,500.00, from \$0.00 to \$2,500.00.
- 2) Increase Task 3: Public Participation budget by \$3,500.00, from \$35,000.00 to \$38,500.00.
- 3) Increase Task 5: Final Draft SMP or Findings of Adequacy budget by \$4,000.00, from \$29,000.00 to \$33,000.00.

IT IS MUTUALLY AGREED that the AGREEMENT is amended as follows:

Total Cost:

Original: 84,000.00 Amended: 94,000.00

Total Eligible Cost:

Original: 84,000.00 Amended: 94,000.00

**CHANGES TO THE BUDGET**

**Funding Distribution EG220166**

Funding Title: Model Toxics Control Operating Account (MTCOA)

Funding Type: Grant

Funding Effective Date: 07/01/2021

Funding Expiration Date: 06/30/2023

Funding Source:

Title: Model Toxics Control Operating Account (MTCOA)

Fund: FD  
 Type: State  
 Funding Source %: 100%  
 Description: Model Toxics Control Operating Account (MTCOA)

Approved Indirect Costs Rate: Approved State Indirect: 0%  
 Recipient Match %: 0%  
 InKind Interlocal Allowed: No  
 InKind Other Allowed: No  
 Is this Funding Distribution used to match a federal grant? No

Model Toxics Control Operating Account (MTCOA)	Task Total
1. Project Oversight: Coordination, Management, and Administration	\$ 2,500.00
2. Secure Consultant Services, If Needed	\$ 0.00
3. Public Participation	\$ 38,500.00
4. Review Shoreline Master Program and Draft Revisions, If Needed	\$ 20,000.00
5. Final Draft SMP or Findings of Adequacy	\$ 33,000.00
<b>Total: \$ 94,000.00</b>	

## CHANGES TO SCOPE OF WORK

Task Number: 1 Task Cost: \$2,500.00

Task Title: 1. Project Oversight: Coordination, Management, and Administration

### Task Description:

The RECIPIENT will provide necessary project oversight to complete the scope of work in compliance with this ECOLOGY agreement, which includes project coordination, project management, and project administration.

A. The RECIPIENT will coordinate with ECOLOGY throughout the SMP review process. The RECIPIENT will provide ECOLOGY opportunities to review draft deliverables at appropriate intervals. ECOLOGY will provide ongoing technical assistance, and will evaluate consistency of deliverables with the Shoreline Management Act and applicable guidelines throughout the review process.

B. The RECIPIENT will coordinate with other applicable federal, state and local agencies, neighboring jurisdictions, and Indian tribes as provided in the Guidelines and SMA procedural rules. In addition, the RECIPIENT will consult with other

appropriate entities which may have useful information if necessary.

C. The RECIPIENT will conduct project management activities including compliance with state statutes and rules, project scheduling, adherence to the scope of work, timelines, and due dates; request for, and if applicable, conducting the competitive procurement process including preparation of contractor bidding documents, advertisements, and grant monitoring.

D. The RECIPIENT will submit quarterly progress reports and payment requests (PRPRs) with supporting documentation; maintain project records; and submit ECOLOGY-approved deliverables by the due dates established between ECOLOGY and the RECIPIENT.

Task Goal Statement:

Properly manage and fully document the project in accordance with ECOLOGY's grant administration requirements.

Task Expected Outcome:

Timely and complete submittal of requests for reimbursement, quarterly progress reports and recipient closeout report.  
Properly maintained project documentation.

Recipient Task Coordinator: Shawn Humphreys

**Deliverables**

Number	Description	Due Date
1.1	Progress reports are due quarterly.	
1.2	Recipient Close Out Report	06/30/2023

**CHANGES TO SCOPE OF WORK**

Task Number: 2 Task Cost: \$0.00

Task Title: 2. Secure Consultant Services, If Needed

Task Description:

If applicable, the RECIPIENT will:

A. Secure qualified consultant services

In accordance with the RECIPIENT or State of Washington procurement procedures, the RECIPIENT will enter into a contract with the selected consultant(s) and prepare a sub agreement in accordance with the scope of work in this agreement.

Task Goal Statement:

To ensure the RECIPIENT has qualified personnel to conduct the scope of this project.

**Task Expected Outcome:**

If applicable, signed contract and sub-agreement with consultant(s).

**Recipient Task Coordinator:** Shawn Humphreys

**Deliverables**

Number	Description	Due Date
2.1	Final signed consulting contract. Upload to EAGL per the date in the Deliverable Due Dates form.	
2.2	Update in quarterly progress report.	

**CHANGES TO SCOPE OF WORK**

Task Number: 3 Task Cost: \$38,500.00

Task Title: 3. Public Participation

**Task Description:**

The RECIPIENT will:

**A. Develop a Public Participation Plan**

Prepare and disseminate a public participation plan to invite and encourage public involvement in the SMP periodic review consistent with WAC 173-26-090. The public participation plan should include applicable local requirements such as planning commission review and formal hearings, as well as applicable state notice requirements.

**B. Conduct public participation activities**

Implement the public participation plan throughout the course of the SMP periodic review process.

**Task Goal Statement:**

To inform and involve all stakeholders in the SMP periodic review process.

**Task Expected Outcome:**

Continuous public participation activities throughout the SMP periodic review process.

**Recipient Task Coordinator:** Shawn Humphreys

**Deliverables**

Number	Description	Due Date
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3.1	Public Participation Plan. Upload to EAGL per the date in the Deliverable Due Dates form.	
3.2	Updates of public involvement activities in progress reports.	

## CHANGES TO SCOPE OF WORK

Task Number: 4 Task Cost: \$20,000.00

Task Title: 4. Review Shoreline Master Program and Draft Revisions, If Needed

### Task Description:

The RECIPIENT will:

#### A. Review the SMP to determine if revisions are needed

1. Review amendments to chapter 90.58 RCW and Ecology rules that have occurred since the Shoreline Master Program was last amended, and determine if local amendments are needed to maintain compliance. Ecology will provide a checklist of legislative and rule amendments to assist local governments with this review.
2. Review changes to the comprehensive plan and development regulations to determine if the Shoreline Master Program policies and regulations remain consistent with them. Document the consistency analysis to support proposed changes to the Shoreline Master Program or Findings of Adequacy.
3. Conduct additional analysis deemed necessary to address changing local circumstances, new information or improved data.

#### B. Draft revised SMP goals, policies and regulations, or prepare Findings of Adequacy

1. Prepare amended goals and policies or regulations identified through the review process. Use the checklist to identify where in the SMP changes are made to address applicable statutory or regulatory changes.
2. Where the review conducted under Task 4A concludes no changes are necessary, prepare draft Findings of Adequacy.

### Task Goal Statement:

To review the SMP to determine if changes are necessary, and revise the SMP if changes are deemed necessary.

### Task Expected Outcome:

A completed Periodic Review Checklist documenting the initial staff review of the SMP, and either initial draft SMP amendments or draft Findings of Adequacy.

Recipient Task Coordinator: Shawn Humphreys

### Deliverables

Number	Description	Due Date
4.1	A Periodic Review Checklist documenting consideration of statutory amendments, and internal consistency review. Upload to EAGL per the date in the Deliverable Due Dates form.	
4.2	Initial draft SMP amendments or Findings of Adequacy and supporting documentation. Upload to EAGL per the date in the Deliverable Due Dates form.	

### CHANGES TO SCOPE OF WORK

Task Number: 5 Task Cost: \$33,000.00

Task Title: 5. Final Draft SMP or Findings of Adequacy

#### Task Description:

The RECIPIENT will:

#### A. Conduct public review process

Conduct a local public review process for the proposed Shoreline Master Program as provided in the SMA and WAC 173-26. Where amendments to the SMP are proposed they shall contain applicable shoreline goals, policies, or regulations with copies of any provisions adopted by reference. Where no changes are needed, the local process will include a formal Findings of Adequacy.

#### B. Assemble final draft amendment or Findings of Adequacy

Assemble a complete SMP final draft amendment in preparation for review and approval by the local jurisdictional governing body. Where the review determines that no changes are needed, the Recipient will prepare a formal Findings of Adequacy.

#### Task Goal Statement:

Complete a Shoreline Master Program final draft amendment or Findings of Adequacy.

#### Task Expected Outcome:

A Shoreline Master Program final draft amendment or Findings of Adequacy.

Recipient Task Coordinator: Shawn Humphreys

### Deliverables

Number	Description	Due Date
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5.1	Updates of public review process activities in progress report.	
5.2	Submit an SMP final draft amendment or Findings of Adequacy, with relevant supporting documentation and a complete Periodic Review checklist. Upload to EAGL per the date in the Deliverable Due Dates form.	

**Funding Distribution Summary**

**Recipient / Ecology Share**

<b>Funding Distribution Name</b>	<b>Recipient Match %</b>	<b>Recipient Share</b>	<b>Ecology Share</b>	<b>Total</b>
Model Toxics Control Operating Account (MTCOA)	0 %	\$ 0.00	\$ 94,000.00	\$ 94,000.00
<b>Total</b>		<b>\$ 0.00</b>	<b>\$ 94,000.00</b>	<b>\$ 94,000.00</b>



## AUTHORIZING SIGNATURES

All other terms and conditions of the original Agreement including any Amendments remain in full force and effect, except as expressly provided by this Amendment.

The signatories to this Amendment represent that they have the authority to execute this Amendment and bind their respective organizations to this Amendment.

This amendment will be effective 07/01/2021.

IN WITNESS WHEREOF: the parties hereto, having read this Amendment in its entirety, including all attachments, do agree in each and every particular and have thus set their hands hereunto.

Washington State  
Department of Ecology

Pacific County - Community Development

By: \_\_\_\_\_  
Joenne McGerr  
Shorelands  
Program Manager  
Date

By: \_\_\_\_\_  
Shawn Edwin Humphreys  
Director  
Date

Lisa Olsen

\_\_\_\_\_  
Board of County Commissioners, Chair  
Date

Template Approved to Form by  
Attorney General's Office