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12/17

**AMENDMENT NO. 1**  
**TO AGREEMENT NO. SEANCWCP-2018-CICoCD-00021**  
**BETWEEN**  
**THE STATE OF WASHINGTON DEPARTMENT OF ECOLOGY**  
**AND**  
**Clallam County**

**PURPOSE:** To amend the above-referenced agreement (AGREEMENT) between the state of Washington Department of Ecology (ECOLOGY) and Clallam County (RECIPIENT) for the Lower Dungeness Floodplain Restoration (PROJECT).

The purpose of Amendment 1 is to extend the period of performance by two years, from December 31, 2019 to December 31, 2021, as well as a scope change that removed several habitat feature components from the scope and only funding the construction of the realigned south spur levee under this project. Amendment award for time extension and scope change to the National Coastal Wetlands Conservation grant #F18AP00145 has been approved by USFWS and award letter has been uploaded to EAGL. See special conditions and provisions contained in that award letter. Specifically, no work related to this grant may begin until a Notice to Proceed has been issued by USFWS indicating that compliance with federal requirements has been met.

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

Expiration Date:

Original: 12/31/2019 Amended: 12/31/2021

Project Short Description:

Original:

Reconnect the Dungeness River with its floodplain and improve habitat conditions. Specifically, the project will remove the existing levee, construct a realigned levee to reconnect the river to its historic channels and floodplain, and create habitat features to allow natural processes to further the develop the floodplain and its wetlands.

Amended:

Reconnect the Dungeness River with its floodplain and improve habitat conditions. Specifically, the project will construct the realigned south spur levee.

Project Long Description:

Amended:

The Lower Dungeness Floodplain Restoration Project reconnects the lower Dungeness River to its historic channels and

floodplain, ensuring the perpetual conservation and restoration of wetlands, floodplain, shoreline, and associated buffers along one of the most important river systems on the Olympic Peninsula in Washington State. One phase of a many-phased restoration effort in the lower Dungeness River, the Project benefits the more than 100 fish and bird species currently using the site, including four ESA-listed salmon.

The total Project area comprises 64 acres of former residential, commercial, and agricultural land that has been purchased and is being restored to riparian wetland and floodplain forest, and 10 acres that is currently connected to the river. The Project area adjoins 41 acres of a wetland mitigation site, ultimately providing over 100 acres of floodplain. The Lower Dungeness Floodplain Restoration is a key component of a larger, strategic effort to conserve and restore the lower Dungeness river and estuary, coordinated with and complementary to past restoration.

The objective is to reconnect the Dungeness River with its floodplain, improve habitat conditions by realigning the east bank levee of the river from RM 1.0 to 1.8, and relocate a road from the floodplain to the top of the realigned levee. Specifically, the existing levee will be removed, and a realigned levee constructed to reconnect the river to its historic channels and floodplain. The Project site, 74.7 acres in size, adjoins a 40 acre wetland mitigation site, yielding a total restoration benefit of 110 acres.

This large-scale ecosystem restoration reconnects 0.8 miles of mainstem channel with its floodplain on the east bank and provides over 1500 feet of side channel habitat. The expanded floodplain, channel migration zone, and reconnected habitat improves river sinuosity, reduces peak water velocities, and increases the volume of woody debris recruitment. Pools, riffles, boulders, logjams, side channels, wetlands and other features will be reconnected with the floodplain and the river. Public access will also be provided with parking at the new spur levee and the new trail along the setback levee.

In June 2017, ECOLOGY submitted a grant application for the Project to the United States Fish and Wildlife Service (USFWS) through the National Coastal Wetlands Conservation Grant Program (CFDA#15.614) established under the Coastal Wetlands Planning, Protection, and Restoration Act (16 U.S.C. §§ 3951-3956). The USFWS awarded the grant to ECOLOGY under grant number F18AP00145, with an effective date of January 1, 2018, for RECIPIENT's use as the sub-grantee in the Lower Dungeness Floodplain Restoration project as submitted under the federal notice of funding opportunity F17AS00108. A copy of USFWS's award letter and the Project grant application is included as an attachment within Ecology's Administration of Grants & Loans(EAGL) program under "USFWS Award Letter and Approved Grant Application". The terms of the Project grant application and award, and any amendments by USFWS are hereby incorporated by reference into the present Agreement.

**Overall Goal:**

Improve access for the Dungeness River in Clallam County to its floodplain and wetlands, which restores connectivity between river and floodplain wetland areas for sediment, water, nutrient, flora, and fauna transport, retention, exchange, and migration.

**CHANGES TO THE BUDGET**

**Funding Distribution EG180384**

Funding Title: Matching Funds

Funding Type: Grant

Funding Effective Date: 01/01/2018

Funding Expiration Date: 12/31/2021

Funding Source:

Title: General Fund - Federal (Lower Dungeness)  
 Type: Federal  
 Funding Source %: 100%  
 Description: Lower Dungeness Floodplain Restoration/ National Coastal Wetlands Conservation Grant Program

Federal Awarding Agency: U.S. Fish and Wildlife Service (USFWS)  
 Federal Awarding Agency Contact: Jim Duffy  
 Federal Awarding Agency Phone: 503-231-2096  
 Federal Awarding Agency Email: james\_duffy@fws.gov  
 Federal Awarding Agency Address: 911 NE 11th Avenue, Portland, OR 97232-4181

CFDA Catalog Name: Coastal Wetlands Planning, Protection, and Restoration Program

CFDA Number: 15.614  
 FAIN: F18AP00145  
 Research Grant: No  
 Federal Award Date: 4/2/2018  
 Total Federal Award Amount: \$1,538,335.00  
 Federal Funds Obligated To Recipient: \$0.00

Approved Indirect Costs Rate: De Minimis Rate per 2 CFR §200.414  
 Recipient Match %: 100%  
 InKind Interlocal Allowed: Yes  
 InKind Other Allowed: Yes  
 Is this Funding Distribution used to match a federal grant? Yes

Matching Funds	Task Total
Restoration	\$ 538,335.00
Project Administration/Management	\$ 20,000.00

**Total: \$ 558,335.00**

**CHANGES TO THE BUDGET**

**Funding Distribution EG180383**

Funding Title: USFWS NCWCGP

Funding Type: Grant

Funding Effective Date: 01/01/2018

Funding Expiration Date: 12/31/2021

Funding Source:

Title: General Fund - Federal (Lower Dungeness)

Type: Federal

Funding Source %: 100%

Description: Lower Dungeness Floodplain Restoration/ National Coastal Wetlands Conservation Grant Program

Federal Awarding Agency: U.S. Fish and Wildlife Service (USFWS)

Federal Awarding Agency Contact: Jim Duffy

Federal Awarding Agency Phone: 503-231-2096

Federal Awarding Agency Email: james\_duffy@fws.gov

Federal Awarding Agency Address: 911 NE 11th Avenue, Portland, OR 97232-4181

CFDA Catalog Name: Coastal Wetlands Planning, Protection, and Restoration Program

CFDA Number: 15.614

FAIN: F18AP00145

Research Grant: No

Federal Award Date: 4/2/2018

Total Federal Award Amount: \$1,538,335.00

Federal Funds Obligated To Recipient: \$980,000.00

Approved Indirect Costs Rate: De Minimis Rate per 2 CFR §200.414

Recipient Match %: 0%

InKind Interlocal Allowed: No

InKind Other Allowed: No

Is this Funding Distribution used to match a federal grant? Yes

<b>USFWS NCWCGP</b>	<b>Task Total</b>
Restoration	\$ 980,000.00
Project Administration/Management	\$ 0.00

**Total: \$ 980,000.00**

## CHANGES TO SCOPE OF WORK

Task Number: 2 **Task Cost: \$1,518,335.00**

Task Title: Restoration

### Task Description:

The RECIPIENT will restore approximately 74.7 acres of floodplain. Through restoration, the project will help to improve natural functions that support fish and wildlife habitat. Specifically, this project will focus on a small portion of the larger project. The grant funds and associated match will pay for construction of the south spur levee. The remaining components of the larger project are not part of the match toward this grant.

### Task Goal Statement:

Restore 74.7 acres of land as part of larger project and allow for natural processes within the Lower Dungeness River system.

### Task Expected Outcome:

Habitat will be restored over 74.7 acres of historic floodplain and this project will fund construction of a realigned south spur levee.

### **Deliverables**

<b>Number</b>	<b>Description</b>	<b>Due Date</b>
2.1	Copies of all required permits, due before project implementation.	
2.2	At least 5 sets of before/after photos of restoration site.	

**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>
Matching Funds	100 %	\$ 558,335.00	\$ 0.00	\$ 558,335.00
USFWS NCWCGP	0 %	\$ 0.00	\$ 980,000.00	\$ 980,000.00
<b>Total</b>		<b>\$ 558,335.00</b>	<b>\$ 980,000.00</b>	<b>\$ 1,538,335.00</b>



Approved as to form only by:

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David Adams  
Joint Civil Rights Prosecuting Attorney  
Oklahoma County