EXHIBIT 12Courtney Brunell

From: Tiffany Speir

Sent: Monday, June 29, 2020 1:40 PM

To: Courtney Brunell

Subject: FW: Reminder - please comment on Wester State Hospital Master Plan update by July

10, 2020

Tiffany Speir*, Esq., CPM®

Planning Manager - Long Range/Strategic Planning



253.983.7702 | c 253.204.9643 | tspeir@cityoflakewood.us

*Tiffany Speir does not provide legal representation for the City of Lakewood

www.lakewoodstation.org



From: Steve Friddle [mailto:sfriddle@cityoffife.org]

Sent: Monday, June 29, 2020 1:38 PM

To: Tiffany Speir <tspeir@cityoflakewood.us> **Cc:** Jennifer Miller <jmiller@cityoffife.org>

Subject: Re: Reminder - please comment on Wester State Hospital Master Plan update by July 10, 2020

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- helpdesk@cityoflakewood.us ext. 4357

Hi Tiffany,

Thank you for the reminder. Fife has no comment.

Best wishes,

Steve Friddle

Fife Community Development Director

From: Tiffany Speir < tspeir@cityoflakewood.us >

Sent: Monday, June 29, 2020 10:55 AM
To: Tiffany Speir < tspeir@cityoflakewood.us >
Cc: Courtney Brunell < CBrunell@cityoflakewood.us >

Subject: Reminder - please comment on Wester State Hospital Master Plan update by July 10, 2020

This is a reminder that there are only two weeks left to comment on the new Western State Hospital (WSH) Environmental Checklist (SEPA) and Master Facilities Plan. The City of Lakewood has been designated as lead agency for this proposal and is requesting comments on the SEPA checklist and associated documents prior to issuing a threshold determination.

Under the WSH Master Plan update application, it is proposed that the campus be entirely redeveloped and most civil patients that have historically been located at WSH instead be housed in community centers throughout the state.

To review the application, submittal documents and make comment please visit:

https://wshmasterplan.org/

Comment Period: June 10- July 10, 2020

Proposal Name: Western State Hospital Master Facilities Plan LU-20-00027; Western State Hospital SEPA LU-20-00030

Proposal: The State Department of Social and Health Services (DSHS) has proposed a complete reconstruction of Western State Hospital and its campus.

The proposed master plan update proposes an expansion of the hospital capacity including:

- 1. A new 350-bed forensic hospital on the property. This will require the demolition of several existing buildings on site.
- 2. A new 18-bed residential cottage at the Child Study and Treatment Center.
- 3. A new community residential treatment facility (RTF) of 48 beds, contingent on completion of a parallel study to site community facilities throughout the region.

Long term, the state's goal is to transition the hospital to serve primarily forensic patients (those who have been processed through the criminal justice system) and fewer civil commitment patients, which make up the majority of the approximately 850 patients on site today.

To support the new buildings, infrastructure and circulation improvements are also included in the proposal.

Applicant: Robert Hubenthal, DSHS (all questions regarding the application should be forwarded to Courtney Brunell at cbrunell@cityoflakewood.us)

Location of Proposal: 9601 Steilacoom Blvd SW (APN#0220283026; -027; 0220321007; 0220321022)

Please let me know if you have any questions.

Thank you,

Courtney Brunell, MPA

Planning Manager
<u>City of Lakewood, WA</u>
(253) 983-7839 | <u>cbrunell@cityoflakewood.us</u>
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July 9, 2020

City of Lakewood Attn: Community and Economic Development Department 6000 Main Street SW Lakewood, WA. 98499 cbrunell@cityoflakewood.us

On behalf of the Lakewood Chamber of Commerce, thank you for the opportunity to provide public comment on the proposed changes outlined in the update to the Western State Hospital "Master Plan."

We understand there are currently two other proposals under consideration by the legislature. Unfortunately, we have not seen those proposals to determine if this "Master Plan" has merit.

In reading the "Master Plan," we have more questions than answers as presented.

Why does DSHS want to build another forensic hospital in Lakewood? We understand that Western State Hospital already has a forensic unit that is currently being used. If a new one is built, what would the existing forensic unit be used for, if at all?

The plan indicates that DSHS wants to "temporarily" expand hospital capacity ~ and in the long-term, transition the hospital to serve primarily forensic patients. That leaves 850 civilly committed patients to go where? The four (4) for-profit enhanced facilities for civilly committed patients don't appear to have a very good track record, and that appears to be the direction the state is looking at providing/building for current Western State patients. No specific plans for locations/facilities with occupancy information have been provided.

If we understand correctly, additional facilities with the capacity for at least 850 beds will be needed throughout the state. Preliminary numbers show Washington could lose \$7 billion in state revenue through 2023 as the coronavirus pandemic takes its toll. Where does that leave us in Lakewood? A partially built forensics unit? No budget to relocate current patients to proper facilities?

Will the state continue to abuse our city by allowing more adult residential homes? We already have a significant percentage ~ which is one-third of all adult family homes in Pierce County. Our concern is the state will undoubtedly run out of money with no well thought out plan ~ thus, overburdening the City of Lakewood with more social service needs.

It is our hope that DSHS will come back with a more thoughtful and detailed plan. Clearly, the health and safety of our community do not seem to be taken into consideration at all.

Thank you for this opportunity to add our voice.

Best regards,

Linda Smith President/CEO



July 17, 2020

Don Anderson Mayor Courtney Brunell Planning Manager City of Lakewood

Jason Whalen Deputy Mayor

Courtney,

Mary Moss Councilmember The purpose of this letter is to provide comments from the Lakewood Police Department on the Western State Hospital (WSH) Master Plan submitted to the City for review.

Michael D. Brandstetter Councilmember

John Simpson Councilmember

Linda Farmer Councilmember

Paul Bocchi Councilmember

John J. Caulfield City Manager In reviewing the plan (Revision #3, LU-20-00027), I understand that it calls for the construction of a new 350-bed Forensic Hospital on the grounds. This is in addition to two current projects designed to increase the existing Center for Forensic Services (CFS) by 98 beds. Simultaneously, it calls for a reduction in Civil Commitment beds from 500 down to 153. They indicate this is part of their overall strategy of distributing new civil commitment treatment facilities in communities throughout the state, rather than consolidated at WSH. Although, this Master Plan does call for a possible new 48-bed Residential Treatment Facility on the campus.

In general, the Police Department is not opposed to the strategy of transitioning WSH into a largely forensic hospital with a much lower civil commitment population. From our experience, we receive far fewer calls for service and reports of criminal acts occurring in the forensic wards, largely due to the higher security and staffing levels found in those facilities versus the lower levels in the civil wards. In that sense, we would prefer properly designed, constructed, and managed forensic wards over civil commitment wards.

We do, however, have three primary concerns as illustrated in this Master Plan. The first is the design and security protocols in the new forensic hospital. This Plan seems to indicate less restricted patient movement and increased interaction, with both staff and other patients. This is a cause for concern as it increases the risk of assaultive behavior, one of the more common police calls for service to the WSH. We would ask for much more



detail on the design and operation of this planned forensic hospital to be included in this Master Plan.

The second area of concern is the planned Residential Treatment Facility (RTF). In this Plan, they indicate they are reserving space for such a facility. This type of facility would not have the same level of security and supervision as a forensic hospital and, in our experience, would create an increase in calls for service. We would like more information on what process will be used to determine whether this facility is located on the WSH campus and how its' impacts would will be mitigated.

The third area of concern is whether the total number of forensic beds does, in fact, decrease as depicted in Table 1, Page iii. This Plan states that the current addition and renovation to the CFS will add 98 beds within the next 1-5 years to a total of 458 forensic beds. According to the plan, these beds would decrease to 183 once the new forensic hospital is built. Our concern is that after spending significant capital to add and renovate to these existing structures, they will not be downsized but kept near full occupancy or transitioned to other use, such as civil commitment beds. This would create the potential for 808 forensic beds in three separate buildings on the campus. The Plan indicates that the projected population of the CFS is "TBD" after ten years. This indicates that the CFS very well could return to full occupancy, as needed, in the future.

We enjoy a great partnership with the Western State Hospital and have every hope that this will continue to be a lasting, positive relationship. We look forward to additional information regarding our concerns outlined above. Thank you for your attention to this matter.

Respectfully submitted,

John C. Unfred

John C. Unfred

Assistant Police Chief

July 10, 2020



Courtney Brunell, MPA Planning Manager City of Lakewood 6000 Main Street Lakewood, WA 98499

RE: Western State Hospital Master Site Plan 2020

Dear Mrs. Brunell

Thank you for the opportunity to comment on the proposed Western State Hospital Master Site Plan 2020. The City of University Place has the following questions and comments regarding the proposal.

1) Under Project Need in the Master Site Plan Executive Summary it states in part "A core goal of the new state policy is to distribute services for civil commitment patients throughout the state, so that patients can be near family and community support. The model for this care is a combination of community hospitals and residential treatment facilities of 16 to 48 beds each."

While under Project Description it states in part "The master plan also allocates space for a new community residential treatment facility (RTF) of 48 beds, contingent on completion of a parallel study to site community facilities throughout the region."

Taking these two statements together it would appear that the intent is to site services for civil commitment patients throughout the state, but only site community residential treatment facility throughout the region. To be equitable community residential treatment facilities should be sited across the state rather than just the region.

- 2) The statement "The master plan also allocates space for a new community residential treatment facility (RTF) of 48 beds, contingent on completion of a parallel study to site community facilities throughout the region." is somewhat confusing. Does this mean the 48-bed facility will not be sited at the WSH campus until the study is complete and if so, will the civil commitment patients remain in existing facilities at the WSH campus until the study and the 48-bed facility are both completed?
- 3) Is the parallel study available for review and comment?
- 4) The Executive summary states in part "The approach to behavioral health care has also evolved, meaning that many of the WSH facilities are no longer well-suited to the provision of core services..." making a distinction between forensic patients and "civil commitment" "patients (those determined by the courts to be a potential danger to themselves or the public, but not accused of a crime)." The Executive Summary also states in part "A core goal of the new state policy is to distribute services for civil commitment patients throughout the state, so that patients can be near family and community support."

A significant problem with this approach is the lack of support from communities and families that do not have the financial resources or ability to cope with patients that are a potential danger to themselves or the public. As a result, many of these patients end up amongst our homeless population to fend for themselves with very little support.

5) The Environmental Checklist asks, "Approximately how many people would the completed project displace?" To which the Applicant replied "Approval of the Master Plan and construction of the individual projects will not result in displacement. However, the WSH MSP states a core goal of the project is to displace or move the majority of the civil commitment patents offsite and resettle them across the region.

The Applicant should address this displacement and state how the impacts associated with this displacement will be mitigated.

6) Likewise, the Applicant states the hospital is not considered housing units and therefore there will be no impacts associated with housing.

"Proposed measures to reduce or control housing impacts, if any:

None proposed. The Master Plan and construction of the individual projects will not result in housing impacts."

If civil commitment patients are to be moved into adult family homes and other types of housing, there will be housing impacts associated with the project.

- 7) In the Environmental Checklist under Public Services the Applicant responded to the following questions as follows:
 - a) Would the project result in an increased need for public services (for example: fire protection, police protection, public transit, health care, schools, other)? If so, generally describe.

The proposed Master Plan improvements will not result in an increased need for public services, including fire protection, police protection, public transit, health care, or schools.

Proposed measures to reduce or control direct impacts on public services, if any.

None proposed. The proposed Master Plan improvements will not result in an increased need for public services. The environmental checklist

The Applicant should explain how increasing the population at WSH with a concentration of forensic patients will not have an impact to public services. Likewise, the Applicant should address what impacts will result from distributing the civil commitment patient population into other locations in the state / region and mitigation for those impacts.

- 8) Civil commitment patients have been moved into numerous adult family homes in the vicinity of WSH. Will this practice continue? If so, are there any efforts to distribute the location of these adult family homes to areas where patients originated from rather than concentrating them in the greater Lakewood, Steilacoom and University Place area.
- 9) University Place Police operate well below any peer jurisdiction regarding staffing and available resources. Until and unless additional funding is identified to be address acute mental health emergency response services, the City of University Place needs to take pro-active measures to mitigate these calls on our calls for service volume. We hope that the Western State Hospital planners consider the unintended consequences of these decisions into consideration as patients are re-integrated into our region.

Should you have any questions regarding our comments, please contact me a DSwindale@cityofup.com.

Sincerely,

Courtney Brunell, MPA July 21, 2020 Page 3

David Swindale, AICP Director, Planning and Development Services

Courtney Brunell

From: Squarespace <no-reply@squarespace.info>

Sent: Thursday, July 9, 2020 4:54 PM

To: Courtney Brunell

Subject: Form Submission - New Form

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- helpdesk@cityoflakewood.us ext. 4357

Name: Beth Leonard

Email: bethl@dr-wa.org

Message: Disability Rights Washington (DRW) has significant concerns about the proposed Western State Hospital (WSH) Master Plan. This Plan would result in the demolition of buildings that currently provide inpatient treatment to Washingtonians with psychiatric disabilities. The proposed demolition includes Building 27, which houses the recently renovated and opened Fort Steilacoom Competency Restoration Program (FSCRP) that is a product of the A.B. v. D.S.H.S. (Trueblood) lawsuit. DRW is uniquely situated to comment on this Master Plan because it is the designated protection and advocacy program for Washingtonians with disabilities (RCW 71A.10.080) and it is the organizational plaintiff and class counsel in the Trueblood lawsuit.

DRW's primary concern is the proposed destruction of FSCRP, which provides critically needed competency restoration services and was renovated and opened for service only last year. Washington State lacks the necessary capacity to provide timely competency restoration to all the individuals who meet clinical evaluation criteria for this treatment. Through the Trueblood lawsuit, a Federal Court found that the State's inability to provide timely competency restoration services to Trueblood class members violated class member's constitutional rights. Opening FSCRP in August 2018 to provide competency restoration treatment is part of a time-intensive and years-long process aimed at bringing the State into compliance with constitutionally required timeframes for providing competency restoration treatment to vulnerable class members waiting in jail. If FSCRP is demolished, there is a significant likelihood that the loss of capacity to provide competency restoration services would further exacerbate the State's ongoing non-compliance with constitutionally required competency restoration treatment timeframes.

The 2018-2019 renovation of FSCRP was funded by the Federal Court using millions of dollars in contempt fines paid by Washington State due to its failure to provide competency restoration treatment within constitutionally required timeframes. The purpose in spending these contempt fines on FSCRP was to benefit Trueblood class members by investing in a facility that could help alleviate suffering—class members decompensate and are harmed as they wait for months in jail for restoration treatment.

Washington State has also spent significant amounts of its own money to hire staff and operate FSCRP. The state has taken great pride in the facility and its operations. Demolishing FSCRP after only recently initiating operation would result in a significance waste of public funds, is counter to the spirit of investing on behalf of Trueblood class members, and endangers the state's commitment to the Trueblood 2018 Settlement Agreement. Demolition of this facility prolongs the already significant time that the state has been subject to the Trueblood Court Order and contempt order, and risks re-initiation of millions of dollars in monthly contempt fines against the state.

FSCRP should be preserved so as not to waste contempt funds and other public monies spent to benefit vulnerable Washingtonians and Trueblood class members in need of treatment. For the foregoing reasons, DRW opposed the proposed WSH Master Plan.

(Sent via WSHMasterPlan.org)

Courtney Brunell

From: info@historicfortsteilacoom.org
Sent: Thursday, June 25, 2020 5:19 PM

To: Courtney Brunell

Subject: Comments on WSH Master Plan

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- helpdesk@cityoflakewood.us ext. 4357

Hello Courtney

The officers and directors of the Historic Fort Steilacoom Association support the DSHS proposal. Implementation will improve public access to our historic buildings and the parade ground by parking shifts and traffic revisions. DSHS recognized that our museum is a unique resource on the campus and invited us to participate in the development process. We shared our ideas with the planning team as documented in Appendix 1. Once the new hospital and associated parking in the western end of the campus is built, our museum guests will be able to view the historic markers placed by the Lakewood Historical Society and gain easier access to our buildings. Currently visitors can do this only on a weekend day when far fewer hospital employee vehicles are present. We appreciate that land in the Historic Fort Zone has been identified for a potential visitor center that will greatly enhance our interpretive efforts. In conclusion, this plan provides for historic preservation initiatives that will benefit our museum mission and attract more visitors to Lakewood.

The Historic Fort Steilacoom Association requests to become a party of record.

Joe Lewis Secretary

SEPA Comment Letter



July 01, 2020 Record ID: SR0251816

ATTN COURTNEY BRUNELL CITY OF LAKEWOOD 6000 MAIN ST SW LAKEWOOD WA 98499 CBRUNELL@CITYOFLAKEWOOD.US

RE: SEPA Review, Western State Hospital Master Plan LU-20-00027 & LU-20-00030

Dear Courtney Brunell:

The Tacoma-Pierce County Health Department's Environmental Health Program received the above mentioned checklist on June 10, 2020 and has reviewed your proposal.

There are no comments at this time to the proposal as presented.

Thank you for the opportunity to respond.

Sincerely,

Erica Welborn

Environmental Health Specialist II Environmental Health Division

Town of Steilacoom comments on the Washington State Hospital Master Plan revision

Courtney Brunell Planning Manger City of Lakewood

July 13, 2020

Ms Brunell:

Thank you for the opportunity to comment on this project.

Sentinel Drive

This roadway provides access to Steilacoom High School and the residents on Pickett Street, Heath Court and Tolmie Court. The roadway was recently upgraded with sidewalks on both sides. The Department of Social and Health Services granted two easements across the Western State Hospital campus to the Town of Steilacoom for the roadway.

The Town concurs with the traffic study's recommendation to reduce the amount of on-going traffic on Sentinel Drive. Shutting the South Street access off Sentinel Way and moving Hospital access to the proposed Chapel Gate access will result in less traffic on Sentinel Way.

The Town is concerned that Sentinel Way not be used during construction. There is only one way in and out for the high school and residents in the area and adding construction traffic to the road will overtax its capacity.

Steilacoom Boulevard

The Town of Steilacoom and the City of Lakewood jointly planned improvements to Steilacoom Boulevard from Puyallup Street in Steilacoom to Phillips Road SW in Lakewood. Steilacoom has completed its upgrade of the roadway and sidewalks in accordance with that plan.

Opening two new gates to the Hospital will require changes to the City's plan for Steilacoom Boulevard, with additional right of way acquisition for turn lanes or roundabouts. The Town believes the pedestrian and non-motorized vehicle improvements planned for the Boulevard should remain regardless of the configuration ultimately approved.

Should the State or City determine that Steilacoom Boulevard should be reduced to two traffic lanes and a center turn lane along the front of the Hospital, the Town requests that the impact on traffic at the Steilacoom Boulevard/Farwest Drive/Sentinel Dive intersection be reviewed.

Sanitary Sewage

The description of the proposed upgrades to the Hospital's sanitary sewage system is accurate. It is imperative that the Hospital install the meters on the sewage discharge pipes so that an accurate measurement of the flow can be made.

48 bed facility

The 10-year plan includes a possible 48-bed civil residential treatment facility (RTC) in addition to the "forensic" hospital and the CSTC. The Town respectfully points out that the accompanying evaluation of the RTC recommends that it be built in Vancouver, rather than Lakewood. Those reasons include the current lack of any type of residential treatment facility in Southwest Washington.

Adding the RTC to the WSH campus will unduly concentrate the mental health treatment facilities in one place, contrary to the Governor's expressed desire that mental health treatment be community based. It will also deprive Southwest Washington of a treatment facility close to family and support groups in Vancouver and the surrounding area.

Thank you again for the opportunity to comment,

Doug Fortner Town Planner Town of Steilacoom



July 8, 2020

Ms. Courtney Brunell Planning Manager City of Lakewood 6000 Main Street, SW Lakewood WA 98499 cbrunell@cityoflakewood.us,

In future correspondence, please refer to: Project Tracking Code: 2020-07-04363

Property: Western State Hospital/Fort Steilacoom Historic District

Re; WSH Master Plan

Dear Ms. Brunell:

The Washington State Department of Archaeology and Historic Preservation (DAHP) is in receipt of the Western State Hospital (WSH) Draft Master Plan and SEPA Checklist pertaining to proposed demolition and new construction at the WSH campus. The Master Plan and Checklist have been reviewed on behalf of the State Historic Preservation Officer (SHPO) under the auspices of the State Environmental Policy Act (SEPA). Our review is based upon the documents accessed at WSHMasterPlan.org and consists of the following comments and recommendations for your consideration:

- 1. On page 9 in the Planning Context of the Master Plan and under the "State of Washington" heading, the document mentions the Growth Management Act and SEPA as well as applicable State land use review statutes and regulations. We recommend also mentioning Governor's Executive Order 0505. Executive Order 0505 requires State agencies (Department of Social and Health Services (DSHS) in this instance) to consider the effect of Capital Budget funded actions on cultural and historic resources by consulting with interested and affected Tribes and DAHP. While the Master Plan itself may not be subject to 0505 review by Tribes and DAHP, clearly proposed demolition and construction at the WSH campus will require that consultation to take place. More information on the Executive Order can be found at DAHP's website here: https://dahp.wa.gov/project-review/governors-executive-order-05-05.
- 2. We note and support the Master Plan has a stated commitment to preserve the four Fort Steilacoom structures (40-43) as well as the settler's cemetery, Morgue (14b), and the former Bakery (14a). DAHP looks forward to close and continued coordination with the City, DSHS, Tribes, and Historic Fort Steilacoom on short and long-term management of these properties as significant cultural resources.



Ms. Courtney Brunell July 8, 2020 Page Two

- 3. We also note that the Master Plan calls for demolition of a substantial number of buildings on the campus including those considered as "contributing" resources to the historic district at WSH. According to Figure 11, buildings proposed for demolition date to the WPA era and comprise a significant portion of the total square footage of space proposed for removal. In view of the significant impact to historic buildings, we recommend that alternatives to demolition be considered, whether for all or for a select number. If demolition of all or a selection of the buildings is still the preferred alternative, then appropriate measures should be identified and implemented to mitigate for the loss of these resources. Potential mitigation scenarios should receive input from interested and affected parties and be commensurate to the degree of loss or damage to resources contributing to the historic character of the historic district.
- 4. Much of the WSH campus falls within the boundaries of archaeological site 45PI105, which contains artifacts dating from the Precontact Period through the Hospital Period. It is likely that additional archaeology is located outside of the current site boundaries. Any demolition or construction work within the archaeological site will require either a DAHP Monitoring Permit or a DAHP Site Alteration & Excavation Permit. Project areas that have not been previously surveyed by a professional archaeologist will need to be surveyed prior to ground disturbing activities associated with demolition or construction.

Thank you for the opportunity to review and comment. Please ensure that the DAHP Project Number (a.k.a. Project Tracking Code) is shared with any hired cultural resource consultants and is attached to any communications or submitted reports. If you have questions, please feel free to contact me at greggriffith@dahp.wa.gov or Stephanie Jolivette @dahp.wa.gov.

Sincerely,

Gregory Griffith

Deputy State Historic Preservation Officer

C: Brad Beach, Nisqually Indian Tribe, THPO Department
Lakewood Historic Preservation Commission c/o Courtney Brunell
Bob Hubenthal, Department of Social and Health Services
Joe Lewis, Historic Fort Steilacoom
Danny K. Marshall, Steilacoom Indian Tribe, Chair
Brandon Reynon, Puyallup Tribe, Cultural Resources
Sue Scott, President, Lakewood Historical Society





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July 9, 2020

Courtney Brunell, Planning Manager City of Lakewood Community Development Department 6000 Main Street Lakewood, WA 98499

Dear Courtney Brunell:

Thank you for the opportunity to comment on the prethreshold consultation for the Western State Hospital Master Facilities Plan Project (LU-20-00027, SEPA LU-20-00030) located at 9601 Steilacoom Boulevard Southwest as proposed by Robert Hubenthal, DSHS. The Department of Ecology (Ecology) reviewed the environmental checklist and has the following comment(s):

SOLID WASTE MANAGEMENT: Derek Rockett (360) 407-6287

The applicant proposes to demolish an existing structure(s). In addition to any required asbestos abatement procedures, the applicant should ensure that any other potentially dangerous or hazardous materials present are removed prior to demolition. It is important that these materials and wastes are removed and appropriately managed prior to demolition. It is equally important that demolition debris is also safely managed, especially if it contains painted wood or concrete, treated wood, or other possibly dangerous materials. Please review the "Dangerous Waste Rules for Demolition, Construction, and Renovation Wastes," on Ecology's website at: Construction & Demolition Guidance.

All removed debris resulting from this project must be disposed of at an approved site. All grading and filling of land must utilize only clean fill. All other materials may be considered solid waste and permit approval may be required from your local jurisdictional health department prior to filling. Contact the local jurisdictional health department for proper management of these materials.

TOXICS CLEANUP/TACOMA SMELTER PLUME: Eva Barber, Technical Assistance Coordinator (360) 407-7094

This proposed project is located in an area that may have been contaminated with heavy metals due to the air emissions originating from the old Asarco smelter in north Tacoma (visit Ecology's Tacoma Smelter Plume map search tool: https://fortress.wa.gov/ecy/smeltersearch/).

Soil contamination from the former Asarco smelter poses a risk to human health and the environment. Children are at especially high risk from direct exposure to contaminated soil. Construction workers, landscapers, gardeners, and others who work in the soils are also at risk.

Ecology recommends that the lead agency include the following as conditions of approval, prior to the issuance of any site development permits or the initiation of grading, filling, or clearing:

- Sample the soil and analyze for arsenic and lead following the 2012 Tacoma Smelter Plume Guidance. The soil sampling results shall be sent to Ecology for review. If the project includes open space areas, contact the Technical Assistance Coordinator, Eva Barber, for assistance in soil sampling methodology within the open space area.
- If lead or arsenic are found at concentrations above the Model Toxics Control Act (MTCA) cleanup levels (Chapter 173-340 WAC); the owners, potential buyers, construction workers, and others shall be notified of their occurrence. The MTCA cleanup level for arsenic is 20 parts per million (ppm) and lead is 250 ppm.
- If lead, arsenic and/or other contaminants are found at concentrations above MTCA cleanup levels, the applicant shall:
 - 1) Develop soil remediation plan and enter into the Voluntary Cleanup Program with Ecology. For more information on the Voluntary Cleanup Program, visit Ecology's website at: http://www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm.
 - 2) Obtain an opinion letter from Ecology stating that the proposed soil remediation plan will likely result in no further action under MTCA. The applicant shall provide to the local land use permitting agency the opinion letter from Ecology.
 - 3) Prior to finalizing site development permits, provide to the local land use permitting agency "No Further Action" determination from Ecology indicating that the remediation plans were successfully implemented under MTCA.
- If soils are found to be contaminated with arsenic, lead, or other contaminants, extra precautions shall be taken to avoid escaping dust, soil erosion, and water pollution during grading and site construction. Site design shall include protective measures to isolate or remove contaminated soils from public spaces, yards, and children's play areas. Contaminated soils generated during site construction shall be managed and disposed of in accordance with state and local regulations, including the Solid Waste Handling Standards regulation (Chapter 173-350 WAC). For information about soil disposal contact the local health department in the jurisdiction where soils will be placed.

The link below provides a fact sheet that explains more how the arsenic and lead clean-up levels were set and why Ecology sees that they are protective for human health: https://fortress.wa.gov/ecy/publications/SummaryPages/1109095.html.

For assistance and information about Tacoma Smelter Plume and soils contamination, the applicant shall contact, Eva Barber with the Toxics Cleanup Program at (360) 407-7094 or via email at Eva.Barber@ecy.wa.gov.

Courtney Brunell July 9, 2020 Page 3

Ecology's comments are based upon information provided by the lead agency. As such, they may not constitute an exhaustive list of the various authorizations that must be obtained or legal requirements that must be fulfilled in order to carry out the proposed action.

If you have any questions or would like to respond to these comments, please contact the appropriate reviewing staff listed above.

Department of Ecology Southwest Regional Office

(GMP:202003072)

cc: Derek Rockett, SWM Eva Barber, TCP



July 17th, 2020

Western State Hospital 9601 Steilacoom Blvd SW Lakewood, WA 98498

Re: Western State Hospital Campus, Lakewood WA

To whom it may concern,

Puget Sound Energy (PSE) will extend gas service to the site noted above according to the terms and conditions of gas Rule 6, on file with the Washington Utilities and Transportation Commission.

The extent of work needing to be performed will vary based on the natural gas usages needs of the customer. This may include, but is not limited to, public right of way work, private property work, system improvements, system and service extensions, and gas meter work.

You may request the applications by calling 1-888-321-7779 or visiting www.pse.com and download the Customer Service Information Sheet and Non-Residential Service Applications.

Please	contact	me	with	any	questions:	

Thank You,

Daniel Herbst Puget Sound Energy Phone: (253) 476-6036

E-mail: daniel.herbst@pse.com





9850 64th Street West University Place, Washington 98467-1078 piercecountywa.gov/ppw

July 23, 2020 U-115769

Ms. Courtney Brunell City of Lakewood 6000 Main Street SW Lakewood, WA 98499

Subject: Western State Hospital 2020 Master Plan

Dear Ms. Brunell:

We at Pierce County Planning and Public Works Sewer Division appreciate the opportunity to comment on the proposed Western State Hospital 2020 Master Plan.

Pierce County strongly encourages the Water and Sanitary Sewer sections of the Master Plan (page 41) include near-term improvements to water use monitoring in the facility. Good water usage data will support water conservation and improve sewer demand estimates throughout the implementation of the Master Plan.

Thank you again for the opportunity to comment. If you have questions, please contact Carla Vincent at <u>Carla.vincent@piercecountywa.gov</u> or f253.798.2467.

Sincerely,

Jane Vandenberg, P.E.

gane Vandenberg

Wastewater Utility Manager

Pierce County Planning and Public Works

JV:cv:kj

CORS/U-115769

cc: Katherine Brooks

Carla Vincent



PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300 711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

July 7, 2021

Courtney Brunell, Planning Manager City of Lakewood Community Development Department 6000 Main Street Lakewood, WA 98499

Dear Courtney Brunell:

Thank you for the opportunity to comment on the prethreshold consultation for the Western State Hospital Master Facilities Plan Project (LU-20-00027, SEPA LU-20-00030) located at 9601 Steilacoom Boulevard Southwest as proposed by Robert Hubenthal, DSHS. The Department of Ecology (Ecology) reviewed the environmental checklist and information provided. Ecology's previous comments submitted July 9, 2020 on the prethreshold consultation, still apply to the project described (see enclosure). After further review, Ecology has the following additional comment(s):

HAZARDOUS WASTE & TOXICS REDUCTION: Tara Davis (360) 407-6275

Demolition

The applicant proposes to demolish an existing structure(s). In addition to any required asbestos abatement procedures, the applicant should ensure that any other potentially dangerous or hazardous materials present, such as PCB-containing lamp ballasts, fluorescent lamps, and wall thermostats containing mercury, are removed prior to demolition. Also, be aware that PCBs are increasingly being found in caulking and paint. It is important that these materials and wastes are removed and appropriately managed prior to demolition. It is equally important that demolition debris is also safely managed, especially if it contains painted wood or concrete, treated wood, or other possibly dangerous materials.

Please review the "Dangerous Waste Rules for Demolition, Construction, and Renovation Wastes," on Ecology's website at: https://ecology.wa.gov/Regulations-Permits/Guidance-technical-assistance/Dangerous-waste-guidance/Common-dangerous-waste/Construction-and-demolition. The applicant may also contact Robert Rieck with Ecology's Hazardous Waste and Toxics Reduction program (HWTR) at (360) 407-6751 for more information about safely handling dangerous wastes and demolition debris

TOXICS CLEANUP: Sandy Smith (360) 407-7269

If contamination is suspected, discovered, or occurs during future project actions, testing of the potentially contaminated media must be conducted. If soil or groundwater contamination is readily apparent, or is revealed by testing, the Department of Ecology must be notified. To notify Ecology, contact the Environmental Report Tracking System Coordinator at the Southwest Regional Office at (360) 407-6300. For assistance and information about subsequent cleanup and to identify the type of testing that will be required, contact Sandy Smith with the Toxics Cleanup Program at the Southwest Regional Office at (360) 407-7269.

WATER QUALITY/WATERSHED RESOURCES UNIT: Jessica Eakens (360) 407-0246

Erosion control measures must be in place prior to any clearing, grading, or construction. These control measures must be effective to prevent stormwater runoff from carrying soil and other pollutants into surface water or stormdrains that lead to waters of the state. Sand, silt, clay particles, and soil will damage aquatic habitat and are considered to be pollutants.

Any discharge of sediment-laden runoff or other pollutants to waters of the state is in violation of Chapter 90.48 RCW, Water Pollution Control, and WAC 173-201A, Water Quality Standards for Surface Waters of the State of Washington, and is subject to enforcement action.

Construction Stormwater General Permit:

The following construction activities require coverage under the Construction Stormwater General Permit:

- 1. Clearing, grading and/or excavation that results in the disturbance of one or more acres **and** discharges stormwater to surface waters of the State; and
- 2. Clearing, grading and/or excavation on sites smaller than one acre that are part of a larger common plan of development or sale, if the common plan of development or sale will ultimately disturb one acre or more **and** discharge stormwater to surface waters of the State.
 - a) This includes forest practices (including, but not limited to, class IV conversions) that are part of a construction activity that will result in the disturbance of one or more acres, **and** discharge to surface waters of the State; and
- 3. Any size construction activity discharging stormwater to waters of the State that Ecology:
 - a) Determines to be a significant contributor of pollutants to waters of the State of Washington.
 - b) Reasonably expects to cause a violation of any water quality standard.

If there are known soil/ground water contaminants present on-site, additional information (including, but not limited to: temporary erosion and sediment control plans; stormwater pollution prevention plan; list of known contaminants with concentrations and depths found; a site map depicting the sample location(s); and additional studies/reports regarding contaminant(s)) will be required to be submitted. For additional information on contaminated construction sites, please contact Carol Serdar at Carol.Serdar@ecy.wa.gov, or by phone at (360) 742-9751.

Additionally, sites that discharge to segments of waterbodies listed as impaired by the State of Washington under Section 303(d) of the Clean Water Act for turbidity, fine sediment, high pH, or phosphorous, or to waterbodies covered by a TMDL may need to meet additional sampling and record keeping requirements. See condition S8 of the Construction Stormwater General Permit for a description of these requirements. To see if your site discharges to a

Courtney Brunell July 7, 2021 Page 3

TMDL or 303(d)-listed waterbody, use Ecology's Water Quality Atlas at: https://fortress.wa.gov/ecy/waterqualityatlas/StartPage.aspx.

The applicant may apply online or obtain an application from Ecology's website at: http://www.ecy.wa.gov/programs/wq/stormwater/construction/ - Application. Construction site operators must apply for a permit at least 60 days prior to discharging stormwater from construction activities and must submit it on or before the date of the first public notice.

Ecology's comments are based upon information provided by the lead agency. As such, they may not constitute an exhaustive list of the various authorizations that must be obtained or legal requirements that must be fulfilled in order to carry out the proposed action.

If you have any questions or would like to respond to these comments, please contact the appropriate reviewing staff listed above.

Department of Ecology Southwest Regional Office

(GMP:202102787) Enclosure

cc: Tara Davis, HWTR Sandy Smith, TCP Jessica Eakens, WQ



PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300 711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

July 9, 2020

Courtney Brunell, Planning Manager City of Lakewood Community Development Department 6000 Main Street Lakewood, WA 98499

Dear Courtney Brunell:

Thank you for the opportunity to comment on the prethreshold consultation for the Western State Hospital Master Facilities Plan Project (LU-20-00027, SEPA LU-20-00030) located at 9601 Steilacoom Boulevard Southwest as proposed by Robert Hubenthal, DSHS. The Department of Ecology (Ecology) reviewed the environmental checklist and has the following comment(s):

SOLID WASTE MANAGEMENT: Derek Rockett (360) 407-6287

The applicant proposes to demolish an existing structure(s). In addition to any required asbestos abatement procedures, the applicant should ensure that any other potentially dangerous or hazardous materials present are removed prior to demolition. It is important that these materials and wastes are removed and appropriately managed prior to demolition. It is equally important that demolition debris is also safely managed, especially if it contains painted wood or concrete, treated wood, or other possibly dangerous materials. Please review the "Dangerous Waste Rules for Demolition, Construction, and Renovation Wastes," on Ecology's website at: Construction & Demolition Guidance.

All removed debris resulting from this project must be disposed of at an approved site. All grading and filling of land must utilize only clean fill. All other materials may be considered solid waste and permit approval may be required from your local jurisdictional health department prior to filling. Contact the local jurisdictional health department for proper management of these materials.

TOXICS CLEANUP/TACOMA SMELTER PLUME: Eva Barber, Technical Assistance Coordinator (360) 407-7094

This proposed project is located in an area that may have been contaminated with heavy metals due to the air emissions originating from the old Asarco smelter in north Tacoma (visit Ecology's Tacoma Smelter Plume map search tool: https://fortress.wa.gov/ecy/smeltersearch/).

Soil contamination from the former Asarco smelter poses a risk to human health and the environment. Children are at especially high risk from direct exposure to contaminated soil. Construction workers, landscapers, gardeners, and others who work in the soils are also at risk.

Ecology recommends that the lead agency include the following as conditions of approval, prior to the issuance of any site development permits or the initiation of grading, filling, or clearing:

- Sample the soil and analyze for arsenic and lead following the 2012 Tacoma Smelter Plume Guidance. The soil sampling results shall be sent to Ecology for review. If the project includes open space areas, contact the Technical Assistance Coordinator, Eva Barber, for assistance in soil sampling methodology within the open space area.
- If lead or arsenic are found at concentrations above the Model Toxics Control Act (MTCA) cleanup levels (Chapter 173-340 WAC); the owners, potential buyers, construction workers, and others shall be notified of their occurrence. The MTCA cleanup level for arsenic is 20 parts per million (ppm) and lead is 250 ppm.
- If lead, arsenic and/or other contaminants are found at concentrations above MTCA cleanup levels, the applicant shall:
 - 1) Develop soil remediation plan and enter into the Voluntary Cleanup Program with Ecology. For more information on the Voluntary Cleanup Program, visit Ecology's website at: http://www.ecy.wa.gov/programs/tcp/vcp/vcpmain.htm.
 - 2) Obtain an opinion letter from Ecology stating that the proposed soil remediation plan will likely result in no further action under MTCA. The applicant shall provide to the local land use permitting agency the opinion letter from Ecology.
 - 3) Prior to finalizing site development permits, provide to the local land use permitting agency "No Further Action" determination from Ecology indicating that the remediation plans were successfully implemented under MTCA.
- If soils are found to be contaminated with arsenic, lead, or other contaminants, extra precautions shall be taken to avoid escaping dust, soil erosion, and water pollution during grading and site construction. Site design shall include protective measures to isolate or remove contaminated soils from public spaces, yards, and children's play areas. Contaminated soils generated during site construction shall be managed and disposed of in accordance with state and local regulations, including the Solid Waste Handling Standards regulation (Chapter 173-350 WAC). For information about soil disposal contact the local health department in the jurisdiction where soils will be placed.

The link below provides a fact sheet that explains more how the arsenic and lead clean-up levels were set and why Ecology sees that they are protective for human health: https://fortress.wa.gov/ecy/publications/SummaryPages/1109095.html.

For assistance and information about Tacoma Smelter Plume and soils contamination, the applicant shall contact, Eva Barber with the Toxics Cleanup Program at (360) 407-7094 or via email at Eva.Barber@ecy.wa.gov.

Courtney Brunell July 9, 2020 Page 3

Ecology's comments are based upon information provided by the lead agency. As such, they may not constitute an exhaustive list of the various authorizations that must be obtained or legal requirements that must be fulfilled in order to carry out the proposed action.

If you have any questions or would like to respond to these comments, please contact the appropriate reviewing staff listed above.

Department of Ecology Southwest Regional Office

(GMP:202003072)

cc: Derek Rockett, SWM Eva Barber, TCP From: SEPA Review Notices [mailto:SEPA@pscleanair.gov]

Sent: Monday, June 7, 2021 9:11 AM

To: Tiffany Speir <tspeir@cityoflakewood.us>

Cc: Courtney Brunell < CBrunell@cityoflakewood.us>

Subject: RE: Notice - 2nd Combined Notice of Application to update Western State Hospital Master Plan

- Public Comment period June 7 - July 7, 2021

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- helpdesk@cityoflakewood.us ext. 4357

The Puget Sound Clean Air Agency is submitting the following public comment to this project:

Any project where demolition of structure(s), earth moving and material handling, heavy equipment operations, and/or disposing of vegetative matter is to occur, is subject to Puget Sound Clean Air Agency regulations. The requirements may include, but are not limited to the following:

Agency Regulation I:

Article 8 - Outdoor Burning

Article 9 - Emission Control Standards, Section(s) 9.03, 9.11, and 9.15

Agency Regulation III:

Article 4 - Asbestos Control Standards

Agency Regulations can be viewed in full on our website:

http://www.pscleanair.gov/219/PSCAA-Regulations

Thank you,

Puget Sound Clean Air Agency Sepa@pscleanair.gov

From: Tiffany Speir <tspeir@cityoflakewood.us>

Sent: Thursday, May 27, 2021 6:25 PM

To: Tiffany Speir <tspeir@cityoflakewood.us>

Cc: Courtney Brunell < CBrunell@cityoflakewood.us>

Subject: Notice - 2nd Combined Notice of Application to update Western State Hospital Master Plan -

Public Comment period June 7 - July 7, 2021



SECOND COMBINED NOTICE OF APPLICATION

CITY OF LAKEWOOD COMMUNITY DEVELOPMENT DEPARTMENT

June 7, 2021

The Department of Social and Health Services (DSHS) has resubmitted project applications for a new Master Facilities Plan and SEPA Environmental Checklist with the City of Lakewood Community and Economic Development Department. The Application was resubmitted on May 12, 2021. The following is a description of the applications and the process for review.

To review the resubmittal and make comment please visit: https://wshmasterplan.org/.

Note: All comments received during the initial comment period (June 10-July 10, 2020) will be included in the project record.

<u>APPLICATION NUMBER AND NAME</u>: LU-20-00027 Western State Hospital Master Facilities Plan; LU-20-00030 Western State Hospital SEPA.

<u>PROJECT DESCRIPTION</u>: The State Department of Social and Health Services has proposed a complete reconstruction of Western State Hospital and its campus. The proposed master plan update proposes an expansion of the hospital capacity including:

- 1. A new 350-bed forensic hospital on the property. This will require the demolition of several existing buildings on site.
- 2. A new 18-bed residential cottage at the Child Study and Treatment Center.
- 3. A new community residential treatment facility (RTF) of 48 beds, contingent on completion of a parallel study to site community facilities throughout the region.

Long term, the state's goal is to transition the hospital to serve primarily forensic patients (those who have been processed through the criminal justice system) and fewer civil commitment patients, which make up the majority of the approximately 850 patients on site today.

To support the new buildings, infrastructure and circulation improvements are also included in the proposal.

PROJECT LOCATION: 9601 Steilacoom Blvd SW (APN#0220283026; -027; 0220321007; 0220321022)

ZONING: Public Institutional (PI)

PERMIT APPLICATION DATE: February 14, 2020

DATE APPLICATION DEEMED COMPLETE: May 26, 2020

OTHER PERMITS/PLANS WHICH MAY BE REQUIRED: Design Review, Building Permits, Plumbing/ Mechanical Permits, Electrical Permits by L & I, Site Development Permits, Right-of-Way Permit, Tree Removal Permit, Water Main Extension, Sanitary Sewer Extension.

<u>REVISED SUBMITTAL DOCUMENTS:</u> The revised Master Facilities Plan Report was submitted on May 12, 2021. <u>SUBMITTAL DOCUMENTS:</u> Other documents received include the SEPA Application, SEPA Checklist, Master Facilities Plan Application, Master Plan Report, Natural Resource Reconnaissance, Policy Brief, Property Survey, Stakeholder Outreach, Storm water Credit study, Transportation Impact Analysis, Aerial Map, Assessor Map, Civil 16 Bed Study, Civil 48 bed Study, Title Report, Additional Siting Criteria for Mental Health Facilities

<u>ENVIRONMENTAL REVIEW:</u> The City of Lakewood has been designated as lead agency for this proposal. At this time, the City is requesting a "pre-threshold consultation" prior to issuing a threshold determination on the submitted documents.

SECOND PUBLIC COMMENT PERIOD: June 7, 2021- July 7, 2021

All persons may provide written comments about the proposal to the City of Lakewood Community and Economic Development Department online at https://wshmasterplan.org or by email to cbrunell@cityoflakewood.us. Comments must be received by 5.P.M. on July 7, 2021. Any person wishing to become a party of record should include the request with their comments. Please note, all comments received during the initial comment period, June 6-July 6, 2020 will be considered.

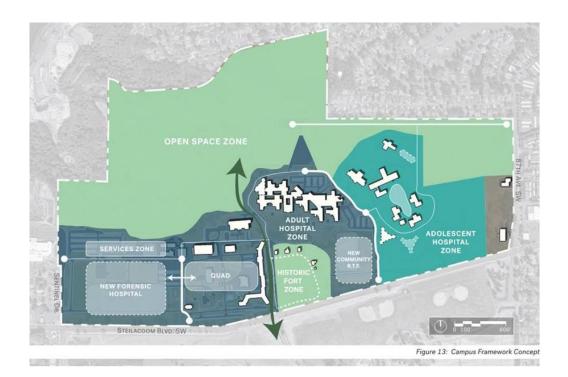
TENTATIVE PUBLIC HEARING DATE: TBD

CONTACT INFORMATION:

Applicant: Bob Hubenthal, DSHS (all questions regarding the application should be forwarded to City staff below)

City: Courtney Brunell, City of Lakewood Planning Manager, 6000 Main Street SW, Lakewood, WA 98499.

Contact: (253) 983-7839 or cbrunell@cityoflakewood.us



To review the application, submittal documents (including a version that highlights the most recent changes) and to submit your comments please visit: https://wshmasterplan.org/

Tiffany Speir*, Esq., CPM®
Long Range/Strategic Planning Manager
CITY OF
LAKEWOOD

6000 Main St SW, Lakewood, WA 98499
253.983.7702 | tspeir@cityoflakewood.us
*Tiffany Speir does not provide legal representation for the City of Lakewood



From: Tina Vaslet [mailto:tvaslet@piercetransit.org]

Sent: Wednesday, July 7, 2021 4:25 PM

To: Courtney Brunell <CBrunell@cityoflakewood.us> **Cc:** Lindsey Sehmel <lsehmel@piercetransit.org>

Subject: RE: Notice - 2nd Combined Notice of Application to update Western State Hospital Master Plan

- Public Comment period June 7 - July 7, 2021

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- helpdesk@cityoflakewood.us ext. 4357

Hi Courtney,

It was nice to speak with you today! Per our discussion, here are my comments:

Pierce Transit plans to remove one pair of stops in the vicinity of Western State – stops 2959 & 2961 (in red). All other stops in the area will remain.

Stops 2958 & 2960 (in blue) both have foundations, benches, and shelters and are in a good location due to the proximity of the tunnel crossing. When we spoke you said you were unsure whether or not that tunnel will remain. If the decision is made to remove the tunnel, Pierce Transit will require relocating this pair of stops to the east, at the intersection of Circle Drive SW, where there is an existing controlled crosswalk. Should this pair of stops have to be relocated, it would be the financial responsibility of the developer to install concrete pads to enable Pierce Transit to relocate the bus stops and all amenities.

With the proposed development of Western State, Pierce Transit is requiring a new pair of bus stops, as shown below (in green). The new stops require benches and concrete boarding pads, at a minimum (5ft x 8ft - for ADA accessibility). These stops may warrant shelters at the developers expense. We reserve the right to require shelters through the design phase.

Please contact me if you have any questions or to let me know if you need anything else from Pierce Transit as this project moves forward.



Kind Regards,

Tina

Tina Vaslet

Planner II – Bus Stops

P: 253.983.2706 | C: 253.255.8521

3701 96th St. SW, Lakewood, WA 98499



From: Lindsey Sehmel

Sent: Friday, May 28, 2021 8:14 AM

To: Tina Vaslet < tvaslet@piercetransit.org >

Subject: FW: Notice - 2nd Combined Notice of Application to update Western State Hospital Master Plan

- Public Comment period June 7 - July 7, 2021

Tina – Please take a look at this land use application and let's schedule a time to discuss in a meeting on the week of June 7th.

Respectfully,

Lindsey Sehmel, EMPA, AICP

Principal Planner - Scheduling P: 253.581.8079 | C: 253.320.8767 3701 96th St. SW, Lakewood, WA 98499

