



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

September 27, 2017

Gina Austin
City of Bellingham, Parks and Recreation Department
210 Lottie Street
Bellingham, WA 98225

RE: Coastal Zone Consistency for U.S. Army Corps of Engineers (Corps) Reference #NWS-2017-328, Corps Public Notice for Individual Section 404 and 10 Permits, Whatcom Waterway Park Project, Whatcom Waterway, Bellingham, Whatcom County, Washington

Dear Ms. Austin:

On May 8, 2017, you submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the Whatcom Waterway Park project.

The project entails removal of existing asphalt pavement and concrete foundation; removal of a 156-foot-long, vertical, creosote-treated wood bulkhead; removal of a 12-foot-long, vertical, treated-timber bulkhead; removal of angular armor rock (rip rap); excavation of upland material; installation of a beach containment structure (drift sill) and shore stabilization structure; placement of beach material; and upland development.

The project is located along the Whatcom Waterway at the southwest terminus of Central Avenue, Bellingham, Whatcom County, Washington, Whatcom Waterway, Section 30, T. 38 N., R. 3E., WRIA 1.

Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with your determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination please contact Rebekah Padgett at (425) 649-7129.

YOUR RIGHT TO APPEAL

You have a right to appeal this consistency determination to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this consistency determination. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).



To appeal you must do all of the following within 30 days of the date of receipt of this consistency determination:

- File your appeal and a copy of this consistency determination with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this consistency determination on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel RD SW STE 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

Sincerely,



Joe Burcar, Section Manager
Shorelands and Environmental Assistance Program
Northwest Regional Office

By certified mail: 9171 9690 0935 0163 8133 60

Cc: Randel Perry, U.S. Army Corps of Engineers
Bob Warinner, Washington Department of Fish and Wildlife
Joelene Boyd, Washington Department of Natural Resources
Emily Duncanson, GeoEngineers, Inc.

E-cc: Chad Yunge – Ecology, BFO
Diane Hennessey – Ecology, NWRO
Lucy McInerney – Ecology, NWRO
Brian Sato – Ecology, NWRO

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Dawn Marie Maurer – Ecology, NWRO

Loree' Randall – Ecology, HQ

Greg Stegman – Ecology, NWRO

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