



**Request for Clean Water Act
Section 401 Water Quality Certification
WA State Department of Ecology**
Phone: (360) 407-6076 or E-mail: ecyrefedpermits@ecy.wa.gov

AGENCY USE ONLY

Date Received:
Aquatics ID#:
Team:
Valid Request:

A. Identify the applicable federal license or permit:

Permit or License Number (if known): _____

Federal Agency triggering the Water Quality Certification (WQC):

- U.S. Army Corps of Engineers U.S. Coast Guard
 U.S. Environmental Protection Agency Federal Energy Regulatory Commission
 Other: _____

B. Project Information:

Name: _____ County: _____

C. Documentation showing that the pre-filing meeting request was submitted at least 30 days prior to submitting this Section 401 WQC Request: Attached

D. Applicable Additional Information (Attached):

- Completed, signed, and dated Joint Aquatic Resources Permit Application (JARPA)
 Water Quality Monitoring Plan or WQ Monitoring and Protection Plan
 Mitigation Plan
 Wetland Delineation Report and ratings
 Copy of the federal permit or license application, including all accompanying information
N/A Suitability Determination for dredging projects with in-water disposal **No in-water work proposed.**
N/A Dewatering Plan **No dewatering is anticipated.**
 Revegetation/Restoration Plan
 Erosion and Sediment Control Plan
 SEPA and/or NEPA decision

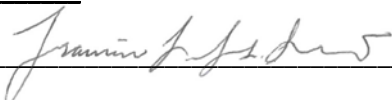
E. Certification Statements:

The project proponent hereby certifies that all information contained herein is true, accurate, and complete, to the best of my knowledge and belief.

Initial _____

The project proponent hereby requests that the certifying authority review and take action on this CWA 401 certification request within the applicable reasonable period of time.

Initial _____

Signature:  Date: _____

Print Name: _____

Submit this CWA §401 Certification Request form along with a JARPA and supporting information to ecyrefedpermits@ecy.wa.gov and cc the federal permitting agency.

To request an ADA accommodation, contact Ecology by phone at (360) 407-6076 or email at ecyrefedpermits@ecy.wa.gov, or visit [Accessibility & the Americans with Disabilities Act \(ADA\)](#). For Relay Service or TTY call 711 or 877-833-6341.



WASHINGTON STATE

Joint Aquatic Resources Permit Application (JARPA) Form^{1,2} [\[help\]](#)

USE BLACK OR BLUE INK TO ENTER ANSWERS IN THE WHITE SPACES BELOW.



US Army Corps
of Engineers
Seattle District

AGENCY USE ONLY

Date received:

Agency reference #:

Tax Parcel #(s):

Part 1—Project Identification

1. Project Name (A name for your project that you create. Examples: Smith's Dock or Seabrook Lane Development) [\[help\]](#)

Nubgaard Long Plat

Part 2—Applicant

The person and/or organization responsible for the project. [\[help\]](#)

2a. Name (Last, First, Middle)

Golden Eagle Investments Ferndale LLLP

2b. Organization (If applicable)

2c. Mailing Address (Street or PO Box)

309 Potter Street

2d. City, State, Zip

Bellingham, WA 98225

2e. Phone (1)

360-527-9445

2f. Phone (2)

2g. Fax

2h. E-mail

¹Additional forms may be required for the following permits:

- If your project may qualify for Department of the Army authorization through a Regional General Permit (RGP), contact the U.S. Army Corps of Engineers for application information (206) 764-3495.
- Not all cities and counties accept the JARPA for their local Shoreline permits. If you need a Shoreline permit, contact the appropriate city or county government to make sure they accept the JARPA.

²To access an online JARPA form with [\[help\]](#) screens, go to

http://www.epermitting.wa.gov/site/alias_resourcecenter/jarpa_jarpa_form/9984/jarpa_form.aspx.

For other help, contact the Governor's Office for Regulatory Innovation and Assistance at (800) 917-0043 or help@oria.wa.gov.

Part 3—Authorized Agent or Contact

Person authorized to represent the applicant about the project. (Note: Authorized agent(s) must sign 11b of this application.) [\[help\]](#)

3a. Name (Last, First, Middle)			
Francine St Laurent			
3b. Organization (If applicable)			
AVT Consulting LLC			
3c. Mailing Address (Street or PO Box)			
1708 F Street			
3d. City, State, Zip			
Bellingham, WA 98225			
3e. Phone (1)	3f. Phone (2)	3g. Fax	3h. E-mail
360-527-9445			francine@avtplanning.com

Part 4—Property Owner(s)

Contact information for people or organizations owning the property(ies) where the project will occur. Consider both **upland and aquatic** ownership because the upland owners may not own the adjacent aquatic land. [\[help\]](#)

- Same as applicant. (Skip to Part 5.)
- Repair or maintenance activities on existing rights-of-way or easements. (Skip to Part 5.)
- There are multiple upland property owners. Complete the section below and fill out [JARPA Attachment A](#) for each additional property owner.
- Your project is on Department of Natural Resources (DNR)-managed aquatic lands. If you don't know, contact the DNR at (360) 902-1100 to determine aquatic land ownership. If yes, complete [JARPA Attachment E](#) to apply for the Aquatic Use Authorization.

4a. Name (Last, First, Middle)			
4b. Organization (If applicable)			
4c. Mailing Address (Street or PO Box)			
4d. City, State, Zip			
4e. Phone (1)	4f. Phone (2)	4g. Fax	4h. E-mail

Part 5–Project Location(s)

Identifying information about the property or properties where the project will occur. [\[help\]](#)

- There are multiple project locations (e.g. linear projects). Complete the section below and use [JARPA Attachment B](#) for each additional project location.

5a. Indicate the type of ownership of the property. (Check all that apply.) [help]			
<input checked="" type="checkbox"/> Private <input type="checkbox"/> Federal <input type="checkbox"/> Publicly owned (state, county, city, special districts like schools, ports, etc.) <input type="checkbox"/> Tribal <input type="checkbox"/> Department of Natural Resources (DNR) – managed aquatic lands (Complete JARPA Attachment E)			
5b. Street Address (Cannot be a PO Box. If there is no address, provide other location information in 5p.) [help]			
2850 Nubgaard Rd			
5c. City, State, Zip (If the project is not in a city or town, provide the name of the nearest city or town.) [help]			
Ferndale, WA 98248			
5d. County [help]			
Whatcom County			
5e. Provide the section, township, and range for the project location. [help]			
¼ Section	Section	Township	Range
NE	24	39	01E
5f. Provide the latitude and longitude of the project location. [help]			
<ul style="list-style-type: none"> Example: 47.03922 N lat. / -122.89142 W long. (Use decimal degrees - NAD 83) 			
48.857772 N lat. / -122.624883 W long.			
5g. List the tax parcel number(s) for the project location. [help]			
<ul style="list-style-type: none"> The local county assessor's office can provide this information. 			
390124 348352 0000			
5h. Contact information for all adjoining property owners. (If you need more space, use JARPA Attachment C.) [help]			
Name	Mailing Address	Tax Parcel # (if known)	
Ferndale School District 502	PO Box 698	3901243224690000 & 3901243634550000	
	Ferndale, WA 98248		
City of Ferndale	2095 Main Street PO Box 936	3901243924400000	
	Ferndale, WA 98248		
Larsen's Church Hill Estates Community Association	1442 Sunset Ave	3901244404440000 & 3901244434110000	
	Ferndale, WA 98248		
Heron Crest Community Association	2200 Rimland Dr STE 115	3901244553800000	
	Bellingham, WA 98226		

See attached list for additional adjoining owners

5i. List all wetlands on or adjacent to the project location. [help]
Wetland A (PEM & PFO) Category IV; Wetland B (PEM & PFO) Category III; Wetland C (PEM & PFC) Category IV; Wetland D (PEM & PFO) Category II; Wetland E (PEM) Category IV; Off-site Wetland (PSS) Category III.
5j. List all waterbodies (other than wetlands) on or adjacent to the project location. [help]
N/A
5k. Is any part of the project area within a 100-year floodplain? [help]
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't know
5l. Briefly describe the vegetation and habitat conditions on the property. [help]
A majority of the property is pasture used for grazing in the past. The grass is primarily reed canary grass and manna grass. The west portion of the property is forested primarily with alders, cottonwoods, birch trees and pacific willow.
5m. Describe how the property is currently used. [help]
The property was used as pasture for grazing. The property is developed with a barn near the east property line. Otherwise, the property is undeveloped and unmaintained.
5n. Describe how the adjacent properties are currently used. [help]
Surrounding properties are primarily single-family residential. Horizon Middle School, Eagleridge Elementary School, and Bender Park are adjacent to the property to the north.
5o. Describe the structures (above and below ground) on the property, including their purpose(s) and current condition. [help]
The property is developed with a barn that is currently not in use and in poor condition.
5p. Provide driving directions from the closest highway to the project location, and attach a map. [help]
See attached directions and map

Part 6–Project Description

6a. Briefly summarize the overall project. You can provide more detail in 6b. [\[help\]](#)

The project is the development of an 82-lot long subdivision for the development of 82 single-family residences. There will be a park tract near the center of the proposed development and a stormwater tract in the southwest corner of the proposed development. Access will be taken from Sievers Way and Chloe Lane.

6b. Describe the purpose of the project and why you want or need to perform it. [\[help\]](#)

This development project will provide much-needed housing units (multi-family and single-family) for Bellingham residents.

6c. Indicate the project category. (Check all that apply) [\[help\]](#)

- Commercial
 Residential
 Institutional
 Transportation
 Recreational
 Maintenance
 Environmental Enhancement

6d. Indicate the major elements of your project. (Check all that apply) [\[help\]](#)

- | | | | |
|---|---|---|---|
| <input type="checkbox"/> Aquaculture | <input checked="" type="checkbox"/> Culvert | <input type="checkbox"/> Float | <input checked="" type="checkbox"/> Retaining Wall (upland) |
| <input type="checkbox"/> Bank Stabilization | <input type="checkbox"/> Dam / Weir | <input type="checkbox"/> Floating Home | <input type="checkbox"/> Road |
| <input type="checkbox"/> Boat House | <input type="checkbox"/> Dike / Levee / Jetty | <input type="checkbox"/> Geotechnical Survey | <input type="checkbox"/> Scientific Measurement Device |
| <input type="checkbox"/> Boat Launch | <input type="checkbox"/> Ditch | <input checked="" type="checkbox"/> Land Clearing | <input type="checkbox"/> Stairs |
| <input type="checkbox"/> Boat Lift | <input type="checkbox"/> Dock / Pier | <input type="checkbox"/> Marina / Moorage | <input checked="" type="checkbox"/> Stormwater facility |
| <input type="checkbox"/> Bridge | <input type="checkbox"/> Dredging | <input type="checkbox"/> Mining | <input type="checkbox"/> Swimming Pool |
| <input type="checkbox"/> Bulkhead | <input type="checkbox"/> Fence | <input type="checkbox"/> Outfall Structure | <input checked="" type="checkbox"/> Utility Line |
| <input type="checkbox"/> Buoy | <input type="checkbox"/> Ferry Terminal | <input type="checkbox"/> Piling/Dolphin | |
| <input type="checkbox"/> Channel Modification | <input type="checkbox"/> Fishway | <input type="checkbox"/> Raft | |

Other:

<p>6e. Describe how you plan to construct each project element checked in 6d. Include specific construction methods and equipment to be used. [help]</p> <ul style="list-style-type: none"> Identify where each element will occur in relation to the nearest waterbody. Indicate which activities are within the 100-year floodplain.
<p>Vegetation clearing and grading activity for the wetland fill and creation, and all site development, will occur with large heavy construction equipment using typical methods and best practices.</p>
<p>6f. What are the anticipated start and end dates for project construction? (Month/Year) [help]</p> <ul style="list-style-type: none"> If the project will be constructed in phases or stages, use JARPA Attachment D to list the start and end dates of each phase or stage.
<p>Start Date: <u>Fall/Winter 2021</u> End Date: <u>Winter 2022</u> <input type="checkbox"/> See JARPA Attachment D</p>
<p>6g. Fair market value of the project, including materials, labor, machine rentals, etc. [help]</p>
<p>TBD</p>
<p>6h. Will any portion of the project receive federal funding? [help]</p> <ul style="list-style-type: none"> If yes, list each agency providing funds.
<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't know</p>

Part 7–Wetlands: Impacts and Mitigation

- Check here if there are wetlands or wetland buffers on or adjacent to the project area.
(If there are none, skip to Part 8.) [\[help\]](#)

<p>7a. Describe how the project has been designed to avoid and minimize adverse impacts to wetlands. [help]</p>
<p><input type="checkbox"/> Not applicable</p>
<p>The subject property has five wetlands spread across the property. With buffers, a significant portion of the property is encumbered and access from dead-end roads serving the site is blocked. In order to build residential units and infrastructure on the property, wetland and buffer impacts cannot be avoided. Development in Wetland D will be avoided besides the extension of Chloe Lane across the wetland. Wetlands A and C will be entirely avoided. Impacts have been minimized to construct the proposed housing units and infrastructure. Temporarily disturbed portions of wetland will be restored and planted with native trees and shrubs.</p>
<p>7b. Will the project impact wetlands? [help]</p>
<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know</p>
<p>7c. Will the project impact wetland buffers? [help]</p>
<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know</p>

7d. Has a wetland delineation report been prepared? [\[help\]](#)

- If Yes, submit the report, including data sheets, with the JARPA package.

Yes No

7e. Have the wetlands been rated using the Western Washington or Eastern Washington Wetland Rating System? [\[help\]](#)

- If Yes, submit the wetland rating forms and figures with the JARPA package.

Yes No Don't know

7f. Have you prepared a mitigation plan to compensate for any adverse impacts to wetlands? [\[help\]](#)

- If Yes, submit the plan with the JARPA package and answer 7g.
- If No, or Not applicable, explain below why a mitigation plan should not be required.

Yes No Don't know

Yes, Sewall Wetland Consulting, Inc. prepared a Mitigation Plan. All mitigation will be done on-site.

7g. Summarize what the mitigation plan is meant to accomplish, and describe how a watershed approach was used to design the plan. [\[help\]](#)

See Mitigation Plan. The Mitigation Plan is designed to replace lost wetland and buffer function. It includes the creation of wetland area on the east side of Wetland C and southeast side of Wetland B. Additionally Wetlands A, B, and C will be enhanced to increase habitat value and screening of the buffer.

7h. Use the table below to list the type and rating of each wetland impacted, the extent and duration of the impact, and the type and amount of mitigation proposed. Or if you are submitting a mitigation plan with a similar table, you can state (below) where we can find this information in the plan. [\[help\]](#)

Activity (fill, drain, excavate, flood, etc.)	Wetland Name ¹	Wetland type and rating category ²	Impact area (sq. ft. or Acres)	Duration of impact ³	Proposed mitigation type ⁴	Wetland mitigation area (sq. ft. or acres)
Direct & Indirect Fill	B	PEM & PFO, III	663 SF	Permanent	E	See Sheet 2 in Mit Plan
Direct & Indirect Fill	D	PEM & PFO, II	5,291 SF	Permanent	E	See Sheet 2 in Mit Plan
Direct Fill	E	PEM & PFO, IV	2,136 SF	Permanent	E	See Sheet 2 in Mit Plan

¹ If no official name for the wetland exists, create a unique name (such as "Wetland 1"). The name should be consistent with other project documents, such as a wetland delineation report.

² Ecology wetland category based on current Western Washington or Eastern Washington Wetland Rating System. Provide the wetland rating forms with the JARPA package.

³ Indicate the days, months or years the wetland will be measurably impacted by the activity. Enter "permanent" if applicable.

⁴ Creation (C), Re-establishment/Rehabilitation (R), Enhancement (E), Preservation (P), Mitigation Bank/In-lieu fee (B)

Page number(s) for similar information in the mitigation plan, if available: Pages 4 & 5

7i. For all filling activities identified in 7h, describe the source and nature of the fill material, the amount in cubic yards that will be used, and how and where it will be placed into the wetland. [\[help\]](#)

Fill will be from an approved pit or other source. Fill will be placed using standard construction methods (excavators, bulldozers). Volume of fill to be determined.

7j. For all excavating activities identified in 7h, describe the excavation method, type and amount of material in cubic yards you will remove, and where the material will be disposed. [\[help\]](#)

Excavation material will be removed to an approved dump site. Excavation will be completed using standard construction methods (excavators, bulldozers). Volume of excavation to be determined.

Part 8–Waterbodies (other than wetlands): Impacts and Mitigation

In Part 8, “waterbodies” refers to non-wetland waterbodies. (See Part 7 for information related to wetlands.) [\[help\]](#)

Check here if there are waterbodies on or adjacent to the project area. (If there are none, skip to Part 9.)

8a. Describe how the project is designed to avoid and minimize adverse impacts to the aquatic environment. [\[help\]](#)

Not applicable

8b. Will your project impact a waterbody or the area around a waterbody? [\[help\]](#)

Yes No

8c. Have you prepared a mitigation plan to compensate for the project’s adverse impacts to non-wetland waterbodies? [\[help\]](#)

- **If Yes**, submit the plan with the JARPA package and answer 8d.
- **If No, or Not applicable**, explain below why a mitigation plan should not be required.

Yes No Don't know

A Mitigation Plan is not required because there are no waterbodies present on or adjacent to the property.

8d. Summarize what the mitigation plan is meant to accomplish. Describe how a watershed approach was used to design the plan.

- If you already completed 7g you do not need to restate your answer here. [\[help\]](#)

N/A

8e. Summarize impact(s) to each waterbody in the table below. [\[help\]](#)

Activity (clear, dredge, fill, pile drive, etc.)	Waterbody name ¹	Impact location ²	Duration of impact ³	Amount of material (cubic yards) to be placed in or removed from waterbody	Area (sq. ft. or linear ft.) of waterbody directly affected

¹ If no official name for the waterbody exists, create a unique name (such as “Stream 1”) The name should be consistent with other documents provided.

² Indicate whether the impact will occur in or adjacent to the waterbody. If adjacent, provide the distance between the impact and the waterbody and indicate whether the impact will occur within the 100-year flood plain.

³ Indicate the days, months or years the waterbody will be measurably impacted by the work. Enter “permanent” if applicable.

8f. For all activities identified in 8e, describe the source and nature of the fill material, amount (in cubic yards) you will use, and how and where it will be placed into the waterbody. [\[help\]](#)

N/A

8g. For all excavating or dredging activities identified in 8e, describe the method for excavating or dredging, type and amount of material you will remove, and where the material will be disposed. [\[help\]](#)

N/A

Part 9—Additional Information

Any additional information you can provide helps the reviewer(s) understand your project. Complete as much of this section as you can. It is ok if you cannot answer a question.

9a. If you have already worked with any government agencies on this project, list them below. [\[help\]](#)

Agency Name	Contact Name	Phone	Most Recent Date of Contact
City of Ferndale	Jesse Ashbaugh	360-685-2368	August 2021

9b. Are any of the wetlands or waterbodies identified in Part 7 or Part 8 of this JARPA on the Washington Department of Ecology's 303(d) List? [\[help\]](#)

- If **Yes**, list the parameter(s) below.
- If you don't know, use Washington Department of Ecology's Water Quality Assessment tools at: <https://ecology.wa.gov/Water-Shorelines/Water-quality/Water-improvement/Assessment-of-state-waters-303d>.

Yes No

N/A

9c. What U.S. Geological Survey Hydrological Unit Code (HUC) is the project in? [\[help\]](#)

- Go to <http://cfpub.epa.gov/surf/locate/index.cfm> to help identify the HUC.

HUC 171100040504

9d. What Water Resource Inventory Area Number (WRIA #) is the project in? [\[help\]](#)

- Go to <https://ecology.wa.gov/Water-Shorelines/Water-supply/Water-availability/Watershed-look-up> to find the WRIA #.

WRIA #1

9e. Will the in-water construction work comply with the State of Washington water quality standards for turbidity? [\[help\]](#)

- Go to <https://ecology.wa.gov/Water-Shorelines/Water-quality/Freshwater/Surface-water-quality-standards/Criteria> for the standards.

Yes No Not applicable

9f. If the project is within the jurisdiction of the Shoreline Management Act, what is the local shoreline environment designation? [\[help\]](#)

- If you don't know, contact the local planning department.
- For more information, go to: <https://ecology.wa.gov/Water-Shorelines/Shoreline-coastal-management/Shoreline-coastal-planning/Shoreline-laws-rules-and-cases>.

Urban Natural Aquatic Conservancy Other: N/A

9g. What is the Washington Department of Natural Resources Water Type? [\[help\]](#)

- Go to <http://www.dnr.wa.gov/forest-practices-water-typing> for the Forest Practices Water Typing System.

Shoreline Fish Non-Fish Perennial Non-Fish Seasonal N/A

9h. Will this project be designed to meet the Washington Department of Ecology's most current stormwater manual? [\[help\]](#)

- If No**, provide the name of the manual your project is designed to meet.

Yes No

Name of manual: 2019 DOE Storm Manual

9i. Does the project site have known contaminated sediment? [\[help\]](#)

- If Yes**, please describe below.

Yes No

N/A

9j. If you know what the property was used for in the past, describe below. [\[help\]](#)

Livestock grazing in the past.

9k. Has a cultural resource (archaeological) survey been performed on the project area? [\[help\]](#)

- If Yes**, attach it to your JARPA package.

Yes No

9l. Name each species listed under the federal Endangered Species Act that occurs in the vicinity of the project area or might be affected by the proposed work. [\[help\]](#)

None known.

9m. Name each species or habitat on the Washington Department of Fish and Wildlife's Priority Habitats and Species List that might be affected by the proposed work. [\[help\]](#)

Wetlands.

Part 10–SEPA Compliance and Permits

Use the resources and checklist below to identify the permits you are applying for.

- Online Project Questionnaire at <http://apps.oria.wa.gov/opas/>.
- Governor's Office for Regulatory Innovation and Assistance at (800) 917-0043 or help@oria.wa.gov.
- For a list of addresses to send your JARPA to, click on [agency addresses for completed JARPA](#).

10a. Compliance with the State Environmental Policy Act (SEPA). (Check all that apply.) [\[help\]](#)

- For more information about SEPA, go to <https://ecology.wa.gov/regulations-permits/SEPA-environmental-review>.

A copy of the SEPA determination or letter of exemption is included with this application.

A SEPA determination is pending with The City of Ferndale (lead agency). The expected decision date is Fall 2020.

I am applying for a Fish Habitat Enhancement Exemption. (Check the box below in 10b.) [\[help\]](#)

This project is exempt (choose type of exemption below).

Categorical Exemption. Under what section of the SEPA administrative code (WAC) is it exempt?

Other: _____

SEPA is pre-empted by federal law.

10b. Indicate the permits you are applying for. (Check all that apply.) [\[help\]](#)

LOCAL GOVERNMENT

Local Government Shoreline permits:

- Substantial Development Conditional Use Variance
 Shoreline Exemption Type (explain): N/A

Other City/County permits:

- Floodplain Development Permit Critical Areas Ordinance

STATE GOVERNMENT

Washington Department of Fish and Wildlife:

- Hydraulic Project Approval (HPA) Fish Habitat Enhancement Exemption – [Attach Exemption Form](#)

Washington Department of Natural Resources:

- Aquatic Use Authorization
Complete [JARPA Attachment E](#) and submit a check for \$25 payable to the Washington Department of Natural Resources.
Do not send cash.

Washington Department of Ecology:

- Section 401 Water Quality Certification Non-Federally Regulated Waters

FEDERAL AND TRIBAL GOVERNMENT

United States Department of the Army (U.S. Army Corps of Engineers):

- Section 404 (discharges into waters of the U.S.) Section 10 (work in navigable waters)

United States Coast Guard:

For projects or bridges over waters of the United States, contact the U.S. Coast Guard at: d13-pf-d13bridges@uscg.mil

- Bridge Permit Private Aids to Navigation (or other non-bridge permits)

United States Environmental Protection Agency:

- Section 401 Water Quality Certification (discharges into waters of the U.S.) on tribal lands where tribes do not have treatment as a state (TAS)

Tribal Permits: (Check with the tribe to see if there are other tribal permits, e.g., Tribal Environmental Protection Act, Shoreline Permits, Hydraulic Project Permits, or other in addition to CWA Section 401 WQC)

- Section 401 Water Quality Certification (discharges into waters of the U.S.) where the tribe has treatment as a state (TAS).

Part 11—Authorizing Signatures

Signatures are required before submitting the JARPA package. The JARPA package includes the JARPA form, project plans, photos, etc. [\[help\]](#)

11a. Applicant Signature (required) [\[help\]](#)

I certify that to the best of my knowledge and belief, the information provided in this application is true, complete, and accurate. I also certify that I have the authority to carry out the proposed activities, and I agree to start work only after I have received all necessary permits.


I hereby authorize the agent named in Part 3 of this application to act on my behalf in matters related to this application. AT (initial)

By initialing here, I state that I have the authority to grant access to the property. I also give my consent to the permitting agencies entering the property where the project is located to inspect the project site or any work related to the project. AT (initial)

Ali Taysi		8/12/2021
Applicant Printed Name	Applicant Signature	Date

11b. Authorized Agent Signature [\[help\]](#)

I certify that to the best of my knowledge and belief, the information provided in this application is true, complete, and accurate. I also certify that I have the authority to carry out the proposed activities and I agree to start work only after all necessary permits have been issued.

Jack Bloss		8/12/2021
Authorized Agent Printed Name	Authorized Agent Signature	Date

11c. Property Owner Signature (if not applicant) [\[help\]](#)

Not required if project is on existing rights-of-way or easements (provide copy of easement with JARPA).

I consent to the permitting agencies entering the property where the project is located to inspect the project site or any work. These inspections shall occur at reasonable times and, if practical, with prior notice to the landowner.

Property Owner Printed Name	Property Owner Signature	Date
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18 U.S.C §1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

If you require this document in another format, contact the Governor's Office for Regulatory Innovation and Assistance (ORIA) at (800) 917-0043. People with hearing loss can call 711 for Washington Relay Service. People with a speech disability can call (877) 833-6341. ORIA publication number: ORIA-16-011 rev. 09/2018

Take I-5 N, 2nd Ave and Vista Dr to Thornton St

5 min (2.5 mi)

↑ Head northwest on I-5 N

0.4 mi

↘ Take exit 263 for Portal Way

0.2 mi

📍 At the traffic circle, take the 3rd exit onto Portal Way

0.2 mi

📍 At the traffic circle, take the 3rd exit onto 2nd Ave/Portal Way

📍 Continue to follow 2nd Ave

0.5 mi

↘ 2nd Ave turns slightly right and becomes Washington St

0.2 mi

↘ Turn right onto Vista Dr

0.1 mi

📍 At the traffic circle, take the 2nd exit and stand on Vista Dr

0.8 mi

Continue on Thornton St. Drive to Chloe Ln

5 min (1.8 mi)

↙ Turn left onto Thornton St

1.3 mi

↙ Turn left onto Monument Dr

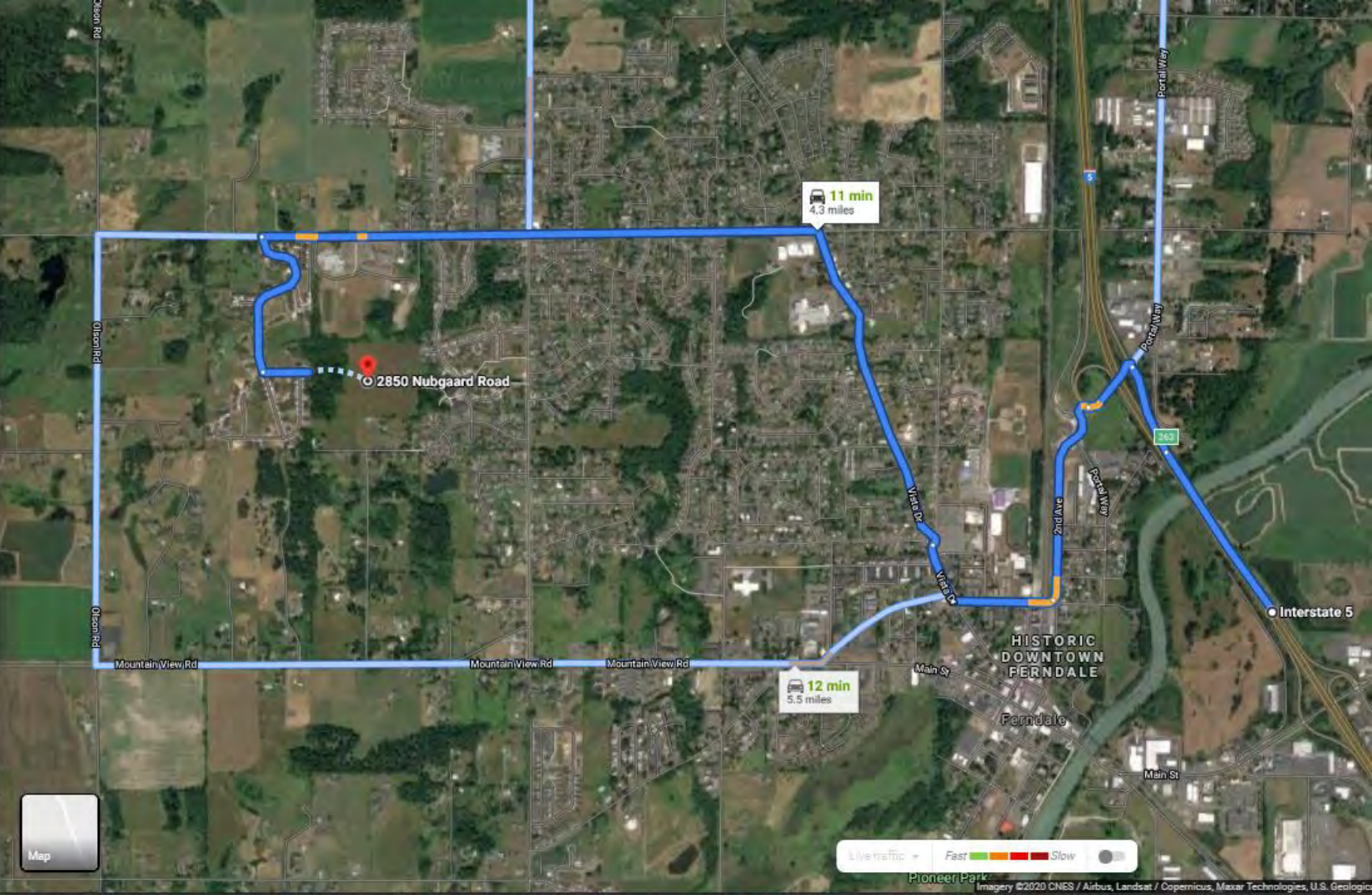
0.4 mi

↙ Turn left onto Chloe Ln

0.1 mi

2850 Nubgaard Rd

Ferndale, WA 98248



Live traffic Fast Slow



1708 F Street, Bellingham WA, 98225 Ph.(360) 527 9445
www.avtplanning.com

TRANSMITTAL MEMORANDUM

DATE: August 12, 2021

FROM: Francine St Laurent

TO: Washington State Department of Ecology

RE: Section 401 Water Quality Certification – 2850 Nubgaard Rd (Ferndale)

Please find attached a Section 401 Water Quality Certification Application for the proposed development, called Nubgaard Long Plat, at 2850 Nubgaard Rd in Ferndale, WA.

The location and nature of potential discharge that may result from the project and location of receive waters are addressed in the JARPA application. The description of methods and means to monitor discharge and the equipment and measures to treat, control and manage the discharge are addressed in the JARPA application and Stormwater Site Plan prepared by Freeland & Associates.

Following is a list of all federal, interstate, tribal, state, territorial and local agency authorizations required for the proposed project, including approvals or denials already received:

- DOE Construction Stormwater General Permit (received)
- DOE Section 401 WQC
- City of Ferndale Preliminary Plat Approval (received)
- City of Ferndale Planned Unit Development Approval (received)
- City of Ferndale SEPA Determination (received)
- City of Ferndale Land Disturbance Permit (in review)
- City of Ferndale Encroachment Permit (not yet applied)
- Army Corps of Engineers Nationwide Permit (applied)

Included with this submittal are:

- Section 401 WQC Application Form

- ECY Acknowledgement of the Pre-Filing Meeting Request in May 2021
- JARPA Application Form
- Wetland Delineation prepared by Sewall Wetland Consulting, Inc.
- Mitigation Plan prepared by Sewall Wetland Consulting, Inc.
- Memorandum prepared by Sewall Wetland Consulting, Inc.
- SEPA Determination issued by City of Ferndale in April 2021
- Civil Improvement Plans prepared by Freeland & Associates
- Stormwater Feasibility Evaluation prepared by MTC
- Erosion and Sediment Control Plan by Freeland & Associates
- Stormwater Site Plan prepared by Freeland & Associates
- DOE CSGP Coverage Letter issued August 3, 2021

Please don't hesitate to contact me with any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Francine St Laurent".

FRANCINE ST LAURENT