



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office
PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

May 4, 2023

Greenbriar Construction Corp
ATTN: Dave Edelstein
2200 Division Street #E
Bellingham, WA 98229

Re: Coastal Zone Management Federal Consistency Decision for Park Slope (Corps No. **NWS-2020-343**) Bellingham, Whatcom County, Washington

Dear Dave Edelstein:

On May 11, 2022, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project.

On October 26, 2022, Greenbriar Construction Corp and Ecology agreed to stay the CZM until April 7, 2023 in order for the Applicant to provide an updated wetland mitigation plan. A second stay was agreed to on March 24, 2023, extending the review period until May 5, 2023 in order for the Applicant to address items within the wetland mitigation plan.

This determination is for the Park Slope residential development proposal which includes subdivision and development for residential uses including single-family residential lots, townhomes, stormwater improvements, and a new road. The proposal will fill approximately 0.13 acres of wetland, and indirectly impact approximately 0.05 acre of wetland. Compensatory mitigation for wetland impacts will occur onsite through wetland creation and enhancement, and wetland buffer enhancement. These improvements would be located at the northeast corner of the intersection of East Bakerview Road and James Street, within the City of Bellingham, Washington, in Whatcom County.

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

If you have any questions regarding Ecology's consistency determination, please contact Chris Luerkens at (360) 410-4807.

Your right to appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt. 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 Order:

- File your notice of appeal and a copy of this Order with the PCHB (see filing options below). "Filing" means actual receipt by the PCHB during regular business hours as defined in WAC 371-08-305 and -335. "Notice of appeal" is defined in WAC 371-08-340.
- Serve a copy of your notice of appeal and this Order on the Department of Ecology, in paper form, by mail or in person (see addresses below). E-mail is not accepted.

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

Filing an appeal with the PCHB:

For the most current information regarding filing with the PCHB, visit:
<https://eluhwa.gov/content/11>

Address and Location Information

Street Address:

Department of Ecology

Attn: Appeals Processing Desk

300 Desmond Drive SE

Lacey, WA 98503

Pollution Control Hearings Board

1111 Israel RD SW

STE 301

Tumwater, WA 98501

May 4, 2023

Page 3 of 3

Mailing Addresses:

Department of Ecology

Attn: Appeals Processing Desk

PO Box 47608

Olympia, WA 98504-7608

Pollution Control Hearings Board

PO Box 40903

Olympia, WA 98504-0903

E-Mail Address:

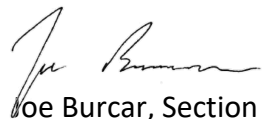
Department of Ecology

Not currently available (see WAC 371-08)

Pollution Control Hearings Board

Pchb-shbappeals@elaho.wa.gov

Sincerely,



Joe Burcar, Section Manager

Northwest Regional Office

Shorelands and Environmental Assistance Program

Sent via e-mail: info@greenbriarhomes.net

E-cc: Ali Taysi, ATV Consulting LLC
Randel Perry, U.S. Army Corps of Engineers
Kristin Murray, U.S. Army Corps of Engineers
Loree' Randall, Department of Ecology
Chris Luerkens, Department of Ecology
fedconsistency@ecy.wa.gov