



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Region Office

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

July 19, 2024

Westfront, LLC
Attn: Eric John Weden
PO Box 3246
Ferndale, WA 98248

Re: Coastal Zone Management Federal Consistency Decision for Eastfront Commercial/Main Street, (**Corps No. NWS-2022-783**), within wetlands, City of Ferndale, Whatcom County, Washington

Dear Eric John Weden:

On December 7, 2022, the Department of Ecology (Ecology) received a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP) for the above project. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Westfront, LLC's determination that the proposed work is consistent with Washington's CZMP.

On June 2, 2023, Westfront, LLC and Ecology agreed to stay the CZM until November 14, 2023 in order for Westfront, LLC to obtain Section 401 Water Quality Certification. A second stay was agreed to on November 8, 2023, extending the review period until April 14, 2024 in order to provide Westfront, LLC additional time to obtain Section 401 Water Quality Certification. On April 9, 2024, a third stay was agreed to, extending the review period until September 16, 2024 in order for Westfront, LLC to provide additional time to obtain Section 401 Water Quality Certification.

The proposed work includes construction of commercial development along with associated parking and infrastructure. The development will result in fill of approximately 0.294 acre of wetland and indirect impacts to 0.043 acre of wetland. This activity will occur in wetlands at 1695 Main Street, City of Ferndale, Whatcom County, Washington.

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

Your right to appeal

You have a right to appeal this decision 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 decision:

- File your notice of appeal and a copy of this decision with the PCHB (see filing information 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 decision on the Department of Ecology mail, in person, or by email (see addresses below).

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

Filing an appeal

Filing with the PCHB

For the most current information regarding filing with the PCHB, visit: <https://elaho.wa.gov/> or call: 360-664-9160.

Service on Ecology

Street Addresses:

Department of Ecology
Attn: Appeals Processing Desk
300 Desmond Drive SE
Lacey, WA 98503

Mailing Addresses:

Department of Ecology
Attn: Appeals Processing Desk
PO Box 47608
Olympia, WA 98504-7608

E-Mail Address:

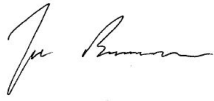
ecologyappeals@ecy.wa.gov

Corps No. NWS-2022-783, Aquatics ID No. 142048

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Sincerely,

A handwritten signature in black ink, appearing to read "Joe Burcar". The signature is fluid and cursive, with the first name "Joe" being more prominent than the last name "Burcar".

Joe Burcar, Section Manager

Northwest Region Office

Shorelands and Environmental Assistance Program

Sent via e-mail: eric@wedenengineering.com

E-cc: Kristin Murray, U.S. Army Corps of Engineers
Karla Gallina, Aqua-Terr Systems, Inc.
Chris Luerkens, Ecology
fedconsistency@ecy.wa.gov