



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

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

August 1, 2024

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

Re: Coastal Zone Management Federal Consistency Decision for Westfront Commercial/Labounty (**Corps No. NWS-2022-782**), within wetlands, 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 with associated infrastructure including parking and stormwater improvements. The development will result in fill of approximately 0.451 acre of wetland fill. This project site is located within wetlands at 5545 and 5575 Labounty Drive, City of Ferndale, Whatcom County, Washington, Section 29, Township 39 North, Range 2 East, within Water Resource Inventory Area (WRIA) 1 Nooksack. Wetland mitigation will occur north of Main Street and east of Barrett Road, within the City of

Ferndale, Whatcom County, Washington, Section 21, Township 39 North, Range 2 East, within WRIA 1 Nooksack.

If you have any questions regarding Ecology's decision, please contact Chris Luerkens at [chris.luerkens@ecy.wa.gov](mailto:chris.luerkens@ecy.wa.gov).

## 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

Corps No. NWS-2022-782, Aquatics ID No. 142047

August 1, 2024

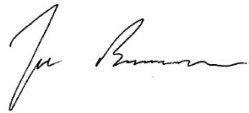
Page 3 of 3

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

**E-Mail Address:**

[ecologyappeals@ecy.wa.gov](mailto:ecologyappeals@ecy.wa.gov)

Sincerely,



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

Sent via e-mail: [eric@wedenengineering.com](mailto: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](mailto:fedconsistency@ecy.wa.gov)