



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

September 24, 2024

City of Bellingham
Attn: Craig Mueller
210 Lottie Street
Bellingham, WA 98225

Re: Coastal Zone Management Federal Consistency Decision for RG Haley Cleanup (Corps No. NWS-2023-00684), Cornwall Avenue Landfill Cleanup, and Salish Landing Park Redevelopment, located within Bellingham Bay, Bellingham, Whatcom County, Washington

Dear Craig Mueller:

On December 1, 2023, 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 City of Bellingham's determination that the proposed work is consistent with Washington's CZMP.

On May 17, 2024, the City of Bellingham and Ecology agreed to stay the CZM until November 28, 2024 in order for the City of Bellingham to the shoreline permits and the Section 401 Water Quality Certification.

The proposed work includes Washington State Model Toxic Cleanup Act (MTCA) work for the R. G. Haley and Cornwall Avenue Landfill MTCA sites, and to construct recreational facilities for the Salish Landing Park project. This activity would occur in Bellingham Bay, Bellingham, Whatcom County, Washington.

If you have any questions regarding Ecology's decision, please contact Laura Inouye at 360-515-8213.

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:

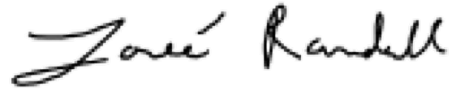
ecologyappeals@ecy.wa.gov

Corps No. NWS-2023-684, Aquatics ID No. 141746

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Sincerely,

A handwritten signature in black ink that reads "Loree' Randall". The signature is written in a cursive, flowing style.

Loree' Randall, Section Manager
Aquatic Permitting & Protection Section
Shorelands and Environmental Assistance Program

Sent via e-mail: camueller@cob.org

E-cc: Randel Perry, U.S. Army Corps of Engineers
Laura Inouye, Ecology
fedconsistency@ecy.wa.gov