



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

*Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000
711 for Washington Relay Service • Persons with a speech disability can call (877) 833-6341*

September 24, 2020

Joe Murphy
Phillips 66 Company Ferndale Refinery
3901 Unick Road
Ferndale, WA 98248

**RE: Coastal Zone Federal Consistency Conditional Concurrence for Corps Reference
#NWS-2020-203, West Turnaround Contractor Parking Lot, Ferndale, Whatcom
County, Washington**

Dear Joe Murphy:

The Washington State Department of Ecology (Ecology) has completed its review of the Coastal Zone Management Act Federal Consistency (CZM Consistency) for the above-referenced project. This determination is for construction of a 4.2-acre gravel lot sized for approximately 500 parking spaces, a 30-foot access driveway, fencing, security turnstiles, landscaping, and a filtration/bioretention system for stormwater treatment, as well as relocation of approximately 432 linear feet of ditch to accommodate a new retaining wall. These improvements would be located at 3901 Unick Road, Ferndale, Washington, in Whatcom County.

On March 24, 2020, Phillips 66 Company Ferndale Refinery submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP).

Ecology concurs that the proposal is consistent with Washington's CZM Program provided all applicable permits and approvals are obtained as described below. Phillips 66 Company Ferndale Refinery must ensure that this project is constructed and operated in accordance with all applicable federal, state, and local laws and regulations. If, prior to construction, the project should change significantly and any of the enforceable policies of the Washington's CZM Program would be affected, pursuant to 15 CFR §930.66, the applicant must submit supplemental information to Ecology for review and approval.

This concurrence is conditioned that Phillips 66 Company Ferndale Refinery obtains a Construction Stormwater General Permit.

If you have any questions regarding Ecology's consistency determination please contact Rebekah Padgett at (425) 649-7129.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. 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 appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on 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.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel RD SW STE 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

Sincerely,



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

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Sent by electronic mail: joe.murphy@p66.com

e-cc: Randel Perry, U.S. Army Corps of Engineers
Jeff Walker, AECOM
Elizabeth Fint – Ecology, BFO-WQ
Grant Yang – Ecology, NWRO-TCP
Kim Wigfield – Ecology, HQ
Chris Luerkens – Ecology, BFO-SEA
Loree' Randall – Ecology, HQ-SEA
ecyrefedpermits@ecy.wa.gov