

## WQWebNOI - Print Certification

**Application Id:** 28524

**Certification  
Received:**  
(Ecology use)

**Facility/Site  
Name:** BNSF Intalco Yard Improvement  
Project

**Permit Number:** WAR303939  
(Ecology use)

**Facility Address:** Location Description On File

**Facility County:** Whatcom

**Permittee Name:** Calvin Nutt

**Permittee Title:** Manager Engineering

**Permittee Email:** Calvin.Nutt@bnsf.com

**Permittee Phone:** 2066256150

**Permittee  
Address:** 2454 Occidental Ave S Ste 1A  
Seattle, WA 98134-1451

**Company Name:** BNSF Railway  
Company

**Disturbed  
Acreage:** 3.4

### Certification of Permittee

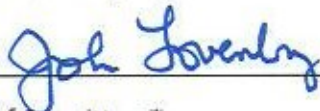
"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

John Lovenburg / BNSF Railway Co.

VP, Environmental

Printed Name / Company

Title



6/24/20

Signature of Permittee \*

Date

\* Federal regulations require this application is signed by one of the following:

- A. For a corporation: By a responsible corporate officer, of at least the level of vice president.
- B. For a partnership or sole proprietorship: By a general partner or the proprietor, respectively.
- C. For a municipality, state, federal, or other public facility: By either a principal executive officer or ranking elected official.

Please print, sign and mail this form to the following address:

Department of Ecology  
ATTN: Water Quality Program, Construction Stormwater P.O. Box 47696  
Olympia, WA 98504-7696



**Notice of Intent**  
**Construction Stormwater General Permit**

Application Type: ☐ New ☒ Renewal Permit Number: WAR303939

NOI 28524  
:

**I. Contact Information**

**Permittee**

Honorific: Mr. First Name: Calvin Last Name: Nutt  
Organization Name: BNSF Railway Company Title: Manager Engineering  
Mailing Address: 2454 Occidental Ave S Ste 1A  
City: Seattle State: WA Zip Code: 98134-1451  
Email: Calvin.Nutt@bnsf.com  
Primary Phone: 206-625-6150 Secondary Phone: 206-625-6150  
UBI Number:

**Site Contact**

Honorific: First Name: Sue Last Name: PaDelford  
Organization Name: Jacobs Engineering Title:  
Mailing Address: 101 N 4th Ave Ste 203  
City: Sandpoint State: ID Zip Code: 83864-1359  
Email: Sue.PaDelford@Jacobs.com  
Primary Phone: 208-263-9391 Secondary Phone:  
UBI Number:

**Site Owner**

Honorific: Mr. First Name: John Last Name: Lovenburg  
Organization Name: BNSF Railway Company Title: Vice President  
Mailing Address: 2500 Lou Menk Dr AOB-3  
City: Fort Worth State: TX Zip Code: 76131-2828  
Email: john.lovenburg@bnsf.com  
Primary Phone: 817-352-1459 Secondary Phone: 817-352-1459  
UBI Number:

**II. Electronic Discharge Monitoring Reporting**

You must submit monthly discharge monitoring reports using Ecology's Electronic Discharge Monitoring Reporting (WQWebDMR) system. To sign up for WQWebDMR, or to register a new site, go to [ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits](http://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits), and click on the "Construction Stormwater" link. You will find information on WQWebDMR under the "WQWebDMR and PARIS" link on the right-hand side. If you are unable to submit your DMRs electronically, you may contact Ecology to request a waiver. Ecology will generally only grant waiver requests to those permittees without internet access. Only a permittee or representative, designated in writing, may request access to or a waiver from WQWebDMR. To have the ability to use the system immediately, you must submit the Electronic Signature Agreement with your application. If you have questions on this process, contact Ecology's WQWebDMR staff at [WQWebPortal@ecy.wa.gov](mailto:WQWebPortal@ecy.wa.gov) or 360-407-7097.



### III. Site Information

**Site Project Name:** BNSF Intalco Yard Improvement Project

**Street Address or Location Description:** Location Description On File

**City:** Custer

**County:** Whatcom

**Zip Code:** 98240

**Latitude:** 48.922815

**Longitude:** -122.67159

#### Type of Construction Activity:

- ☐ Residential  
☐ Commercial  
☐ Industrial  
☐ Highway or Road (city, county, state)  
☐ Utilities (specify):  
☒ Other (specify): See previous NOI

#### Site Acreage

Total site/project size: 16.2 acres

Total disturbed area: 3.4 acres

*Total area of soil disturbance for your site/project over the life of the project. Include grading, equipment staging, excavation, borrow pit, material storage areas, dump areas, haul roads, side-cast areas, off-site construction support areas, and all other soil disturbance acreage associated with the project.*

Will 1,000 cubic yards or more of poured concrete or recycled concrete be used over the life of the project? ☐ Yes ☒ No

**Estimated project start date:** 3/15/2022

**Estimated project completion date:** 12/31/2022

#### Other Permits

None

### IV. Existing Site Conditions

1. Are you aware of contaminated soils on this site? ☐ Yes ☒ No
2. Are you aware of groundwater contamination located within the site boundary? ☐ Yes ☒ No
3. If you answered yes to question 1 or 2, will any contaminated soils be disturbed or will any contaminated groundwater be discharged due to the proposed construction activity? ☐ Yes ☐ No

If yes, please provide detailed information (as known and readily available) on the nature and extent of the contamination (concentrations, locations, and depth) as well as pollution prevention and/or treatment Best Management Practices (BMPs) proposed to control the discharge of soil and/or groundwater contaminants in stormwater. This should include information that would be included in related portions of the Stormwater Pollution Prevention Plan (SWPPP) that describe how contaminated and potentially contaminated construction stormwater and dewatering water will be managed. You may attach this information separately, if needed

### V. Stormwater Pollution Prevention Plan (SWPPP)

You must develop a SWPPP prior to starting construction. Do not submit your SWPPP with your application. If you answered yes to the questions in Part IV, please submit the information that would be included in related portions of the SWPPP that describe how contaminated and potentially contaminated construction stormwater and dewatering water will be managed.

### VI. Best Management Practices (BMPs)

You must use the BMPs listed in the Stormwater Management Manual for Western Washington or the Stormwater Management Manual for Eastern Washington or other manuals approved by Ecology. Alternatively, you may use demonstrably equivalent BMPs on the basis of permit condition S9.C.4. If you intend to use a BMP at your site that is not included in these manuals, but that you believe meets the definition of a demonstrably equivalent BMP, you must notify the appropriate regional office. (See Definitions in the Construction Stormwater General Permit).\*

<http://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits/Construction-stormwater-permit#contacts>

\*Note that if you receive permit coverage without indicating the preference for a demonstrably equivalent BMP and later decide to use one, you must provide Ecology with notice of the selection of an equivalent BMP no less than 60 days before the intended use of the equivalent BMP.

## VII. Discharge/Receiving Water Information

Indicate whether your site's stormwater and/or dewatering water could enter surface waters, directly and/or indirectly:

- ☒ Water will discharge directly or indirectly (through a storm drain system or roadside ditch) into one or more surface waterbodies (wetlands, creeks, lakes, and all other surface waters and water courses).

If your discharge is to a storm sewer system, provide the name of the operator of the storm sewer system:

- ☐ Water will discharge to ground with 100% infiltration, with no potential to reach surface waters under any conditions.

If your project includes dewatering, you must include dewatering plans and discharge locations in your site Stormwater Pollution Prevention Plan.

### Location of Discharge into Surface Waterbody

Outfall Number	Outfall Description	Surface Waterbody Name	Outfall Type	Latitude	Longitude
DM1	ROW edge	California Creek	Surface Water Body	48.923024	-122.666601
DM2	CMP Culvert Outlet	CMP Culvert Outlet	Surface Water Body	48.92299655 86858	- 122.6825651 17722
DM3	CMP Culvert Outlet	CMP Culvert Outlet	Surface Water Body	48.92302000 34525	- 122.6828767 35535

## VIII. State Environmental Policy Act (SEPA)

This Notice of Intent (NOI) is incomplete and cannot be approved until the applicable SEPA requirements under Chapter 197-11 WAC are met.

**Who is the SEPA lead agency on your site?**

**Has the SEPA lead agency issued a final decision on your checklist?** ☐ Yes ☐ No ☐ Exempt

**If No: The NOI is incomplete.** Ecology will hold the application until a final SEPA decision is made or the Construction Stormwater NOI public comment period ends, whichever is later. **You must notify Ecology once the lead agency has issued a determination.**

**If Yes:** Type of SEPA decision issued:

Date of final SEPA decision:

Date when all SEPA-related comment & appeal periods ended or will end:

**If Exempt:**

- ☐ Watershed Restoration & Fish Habitat Enhancement Exemption (RCW 43.21C.0382).
- ☐ Infill Development Exemption (RCW 43.21C.229).
- ☐ Planned Action Exemption (RCW 43.21C.031).
- ☐ Categorical Exemption. Under what section of the SEPA Rule (WAC 197-11-800) is it exempt?

Section: \_\_\_\_\_

## IX. Public Notice



You must publish a public notice at least **once** a week for **two** consecutive weeks with **seven days** between publications, in at least a **single** newspaper of general circulation in the county in which the facility is located. Ecology cannot grant permit coverage sooner than the end of the 30-day public comment period, which begins on the date of the **second** public notice.

Newspaper Name

First Public Notice Date   Second Public Notice Date

**X. Certification of Permittees**

*"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."*

Permittee Signature

Date