



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Bellingham Field Office • 913 Squalicum Way, Suite 101 • Bellingham, Washington 98225  
(360) 255-4400 • FAX (360) 715-5225

March 2, 2022

Duke Fisher  
Chad Fisher Construction  
15900 Preston Pl  
Burlington, WA 98233

Re: Denial of Notice of Termination Request  
Construction Stormwater General Permit (CSGP)  
Permit No. WAR309584

Dear Duke Fisher:

The Department of Ecology acknowledges receiving your request for termination of Island Grown Farmers Coop, WAR309584, Skagit County. The request for termination has been **denied** based on Special Condition S10 of the CSGP. An inspection completed by Elizabeth Fint and Sylvia Graham of the Bellingham Field Office determined the site is not eligible for termination of coverage for the following reasons:

- Site was not fully stabilized at the time of inspection.
- Temporary BMPs remain on site – all temporary BMPs must be removed from site prior to termination.

Final Stabilization (same as fully stabilized or full stabilization) means the establishment of a permanent vegetative cover, or equivalent permanent stabilization measures (such as riprap, gabions, or geotextiles) which prevents erosion.

In view of this information, Construction Stormwater General Permit No. WAR309584 remains in effect.

When the actions have been taken to correct the observed deficiencies a new notice of termination may be submitted and a follow up inspection may be scheduled with Sylvia Graham, [sygr461@ecy.wa.gov](mailto:sygr461@ecy.wa.gov).

**Appeal of this Action**

You have a right to appeal this action. 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 the following within 30 days of the date of receipt of this letter:

- File your appeal and a copy of the permit cover page with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and the permit cover page to 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:**

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

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Pollution Control Hearings Board (PCHB)  
1111 Israel Road SW, Suite 301  
Tumwater, WA 98501

**Mailing Addresses:**

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

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Pollution Control Hearings Board  
PO Box 40903  
Olympia, WA 98504-0903

If you have questions regarding this decision, please telephone Sylvia Graham at 360-927-4900 or sygr461@ecy.wa.gov.

Sincerely,



Sylvia Graham  
Water Quality Specialist

cc: WQ Fee Unit