



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000

November 4, 2011

David Grainger  
Sumas Development LLC  
P.O. Box 1112  
Sumas, Washington 98295

Dear Mr. Grainger:

**RE: Coastal Zone Consistency for Industrial Rail Reload Facility Expansion Project, in Sumas, Whatcom County, Washington**

On March 29, 2011, Sumas Development LLC submitted a Certification of Consistency with the Washington State Coastal Zone Management Program (CZMP). On September 26, 2011 the Department of Ecology (Ecology) and Sumas Development LLC agreed to extend the CZM review period until March 28, 2012 to allow time for the issuance of a Shoreline Substantial Development Permit. Pursuant to Section 307(c)(3) of the Coastal Zone Management Act of 1972 as amended, Ecology concurs with Sumas Development's determination that the proposed work is consistent with Washington's CZMP.

If you have any questions regarding Ecology's consistency determination please contact Susan Meyer at (425) 649-7168.

**YOUR RIGHT TO APPEAL**

You have a right to appeal this Order to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this Order. 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 Order:

- File your appeal and a copy of this Order 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 Order 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
<p><b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503</p> <p><b>Pollution Control Hearings Board</b> 1111 Israel Rd SW STE 301 Tumwater, WA 98501</p>	<p><b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608</p> <p><b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903</p>

**CONTACT INFORMATION**

Please direct all questions about this Order to:  
Susan Meyer  
Department of Ecology  
Northwest Regional Office  
3190 160<sup>th</sup> Avenue SE  
Bellevue, WA 98008  
(425) 649-7168  
susan.meyer@ecy.wa.gov

**MORE INFORMATION**

**Pollution Control Hearings Board Website**  
[www.ecy.wa.gov/Boards\\_PCHB.aspx](http://www.ecy.wa.gov/Boards_PCHB.aspx)  
**Chapter 43.21B RCW - Environmental Hearings Office – Pollution Control Hearings Board**  
<http://apps.leg.wa.gov/RCW/default.aspx?cite=43.21B>  
**Chapter 371-08 WAC – Practice And Procedure**  
<http://apps.leg.wa.gov/WAC/default.aspx?cite=371-08>

Sincerely,



Erik Stockdale, Unit Supervisor  
Northwest Regional Office  
Shorelands and Environmental Assistance Program

ES:sm:cja

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**By certified mail: 7011 0470 0003 3720 9183**

cc: Randel Perry, U.S. Army Corps of Engineers  
Desiree Douglass, Douglass Consulting

e-cc: Susan Meyer, Ecology/NWRO  
Loree' Randall, Ecology/HQ  
Raman Iyer, Ecology/NWRO  
[ecyrefedpermits@ecy.wa.gov](mailto:ecyrefedpermits@ecy.wa.gov)