



US Army Corps  
of Engineers  
Seattle District



WASHINGTON STATE  
DEPARTMENT OF  
E C O L O G Y

# Joint Public Notice

## Application for a Department of the Army Permit and a Washington Department of Ecology Water Quality Certification and/or Coastal Zone Management Consistency Concurrence

US Army Corps of Engineers  
Regulatory Branch  
Post Office Box 3755  
Seattle, WA 98124-3755  
Telephone (206) 764-6985  
Attn: Randel Perry, Project Manager

WA Department of Ecology  
SEA Program  
Post Office Box 47600  
Olympia, WA 98504-7600  
Telephone (360) 407-6068  
Attn: SEA Program, Federal Permit  
Coordinator

Public Notice Date: 3 February 2009  
Expiration Date: 5 March 2009

Reference No.: NWS-2008-1284-NO  
Name: Sequoia Property, LLC

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Interested parties are hereby notified that the U.S. Army Corps of Engineers (Corps) and the Washington Department of Ecology (Ecology) have received an application to perform work in waters of the United States as described below and shown on the enclosed drawings. The Corps will review the work in accordance with Section 404 of the Clean Water Act (CWA). Ecology will review the work pursuant to Section 401 of the CWA, with applicable provisions of State water pollution control laws and the Coastal Zone Management Act.

APPLICANT: Sequoia Property, LLC  
425 Sequoia Drive, Building 101  
Bellingham, Washington 98226  
Telephone: (360) 738-8230

AGENT: The Jay Group, Inc.  
1927 5<sup>th</sup> Street  
Marysville, Washington 98270  
ATTN: Mr. Kyle Legare  
Telephone: (360) 659-8159

LOCATION: 375 Sequoia Drive at Bellingham, Washington

WORK: Fill 0.13 acre of wetlands.

PURPOSE: Provide commercial facilities in the north Bellingham (Cordata) vicinity.

ADDITIONAL INFORMATION – Project involves filling and grading for construction of buildings, roads, utilities, and stormwater treatment facilities. Wetlands targeted for fill are palustrine emergent systems. Post construction stormwater will be treated on-site. NOTE: The Sequoia Property, LLC site is part of the "Cordata Specific Binding Site Plan," itself the subject of a Settlement Agreement issued in 1998. One of the terms of the agreement was that all future permit requests for the Cordata Specific Binding Site Plan (and subsequently subdivided properties) would be processed as Individual Permits. This was in acknowledgement that the maximum allowed under Nationwide Permits had been used for the Cordata Specific Binding Site Plan property.

The described discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the CWA. These guidelines require alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

EVALUATION—ECOLOGY: Ecology is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Ecology will be considering all comments to determine whether to certify or deny certification for the proposed project.

ADDITIONAL EVALUATION: This proposal is outside of the Shorelines Substantial Management Area. The SEPA lead agency is the City of Bellingham.

COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. Either conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration.

Corps comments: All e-mail comments should be sent to [randel.j.perry@usace.army.mil](mailto:randel.j.perry@usace.army.mil). Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Attn: Randel Perry, Post Office Box 3755, Seattle, Washington, 98124-3755.

Ecology Comments: Any person desiring to present views on the project pertaining to a request for water quality certification under Section 401 of the CWA and/or Coastal Zone Management consistency concurrence, may do so by submitting written comments to the following address: Department of Ecology, Attn: SEA program – Federal Permit Coordinator, P.O. Box 47600, Olympia, Washington, 98504-7600, or e-mail to [ecyrefedpermits@ecy.wa.gov](mailto:ecyrefedpermits@ecy.wa.gov).

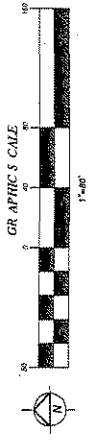
To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: Sequoia Property, LLC, Corps Reference # NWS-2008-1284-NO.

Encl: Figures (4)

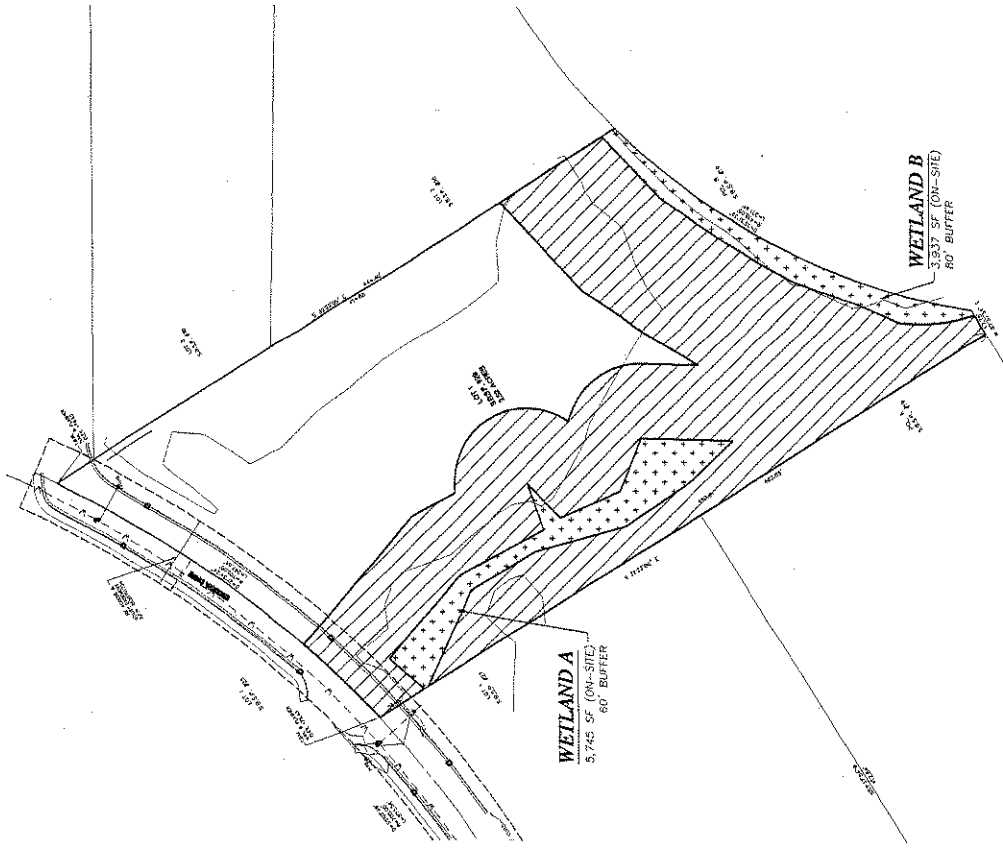
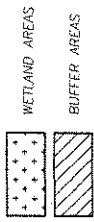
**SEQUOIA PROPERTY  
Critical Areas Report**

**Critical Areas**

**Figure 4-1: Critical Areas on the Project Site**  
Scale: 1:80



**CRITICAL AREAS LEGEND**



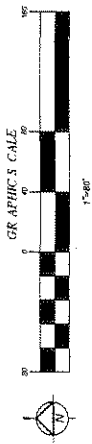
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

**SEQUOIA PROPERTY  
Critical Areas Report**

**Mitigation Areas**

Figure 3. Mitigation Areas on the Project Site  
Scale 1:80



**MITIGATION AREAS LEGEND**

-  WETLAND ENHANCEMENT
-  WETLAND CREATION
-  BUFFER ENHANCEMENT

