

The Co- Lead Agencies (below) will use information provided through the environmental review process, and through the permit application process to make decisions.*



US Army Corps of Engineers

Regulated activities

Discharge of dredge or fill material into navigable waters and construction in or over navigable waters

Regulatory authority

Section 404 of the Clean Water Act
Section 10 of the Rivers and Harbors Act

NEPA Process

Decisions following NEPA/SEPA

The Corps' Record of Decision on effects, alternatives, compliance with other federal laws, commitments and mitigation measures and permit decisions



DEPARTMENT OF **ECOLOGY**
State of Washington

Discharges to waters of the US, including wetlands, discharge of stormwater to surface water, and qualifying activity within a coastal county

Section 401 & 402 of the Clean Water Act
Coastal Zone Management Act

SEPA Process

Ecology's decision on the Water Quality Certification, NPDES and Coastal Zone Management Certification*



Land use approvals, including approvals within the designated shoreline

Whatcom county codes
Title 15, 16, 17, 20, 23, and 24

SEPA Process

County Council decision on the Major Development Permit and Shoreline Substantial Development Permit application

* Other federal and state agencies will use information from the EISs for their related actions and permit processes.