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PORT OF PORT ANGELES

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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August 3, 2015

Chris Hartman
Port of Port Angeles
338 W. First Street
Port Angeles, WA 98362-0251

Order Docket #	12801
Facility Location	1301 Marine Drive, Port Angeles, WA

**RE: Administrative Order for Modification of Permit Coverage, Level 3 Time Extension
Port of Port Angeles
Industrial Stormwater General Permit, number WAR000314**


Dear Mr. Hartman:

The Washington State Department of Ecology (Ecology) received the Port of Port Angeles (PPA) request for Modification for Permit Coverage of Industrial Stormwater General Permit on February 13, 2015. The PPA completed public notice on February 25, 2015. Ecology has issued the enclosed Administrative Order requiring the PPA to comply with:

- Chapter 90.48 Revised Code of Washington (RCW) - Water Pollution Control.
- Chapter 173-226 Washington Administrative Code (WAC) - Waste Discharge General Permit Program.
- Industrial Stormwater General Permit, permit number WAR000314.

If you have questions, contact Kevin P. Hancock at kevin.hancock@ecy.wa.gov, or (360) 407-6298.

Sincerely,


Bill Moore, P.E., Manager
Program Development Services Section
Water Quality Program

Enclosure: Administrative Order Docket #12801

By certified mail 7014 0510 0001 9956 0082

cc: Kevin P. Hancock
Jeff Killelea





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

IN THE MATTER OF AN) ADMINISTRATIVE ORDER
ADMINISTRATIVE ORDER) DOCKET #12801
AGAINST)
Port of Port Angeles)
Chris Hartman)

To: Port of Port Angeles
338 W. First Street
Port Angeles, WA 98362-0251

Order Docket #	12801
Facility Location	1301 Marine Drive, Port Angeles, WA

The Washington State Department of Ecology (Ecology) has issued this Administrative Order (Order) requiring Port of Port Angeles (PPA) to comply with:

- Chapter 90.48 Revised Code of Washington (RCW) - Water Pollution Control.
- Chapter 173-226 Washington Administrative Code (WAC) - Waste Discharge General Permit Program.
- Industrial Stormwater General Permit (ISGP), number WAR000314.

Chapter 90.48.120(2) RCW gives Ecology the authority to issue Administrative Orders requiring compliance whenever it determines that a person is about to violate Chapter 90.48 RCW.

ORDER TO COMPLY

Description:

PPA is covered under ISGP, permit number WAR000314. Permit condition S5 establishes benchmark values and monitoring requirements. Benchmark means a pollutant concentration used as a permit threshold, below which a pollutant is considered unlikely to cause a water quality violation, and above which it may. When pollutant concentrations exceed benchmarks, corrective action requirements identified in permit condition S8 take effect. Permit condition S10 requires that discharges not cause or contribute to a violation of surface water quality standards.

PPA stormwater discharge has exceeded benchmark values and triggered Level 2 corrective action requirements for copper, total suspended solids (TSS), and chemical oxygen demand (COD) and Level 3 corrective action requirements for turbidity and copper under permit condition S8.

Permit condition S8 allows a permittee to request time extension or waiver for the corrective action requirements.

Pursuant to Permit Condition S8.D.4.c, Ecology has considered the information provided. Ecology is granting the Modification of Coverage, Level 2/3 time extension, subject to the following conditions:

Actions required

- Submit engineering reports to Ecology that includes:
 1. Brief summary of the treatment alternatives considered and why the proposed option was selected. Include cost estimates of ongoing operation and maintenance, including disposal of any spent media;
 2. The basic design data, including characterization of stormwater influent, and sizing calculations of the treatment units;
 3. A description of the treatment process and operation, including a flow diagram;
 4. The amount and kind of chemicals used in the treatment process, if any. Note: Use of stormwater treatment chemicals requires submittal of Request for Chemical Treatment Form;
 5. Results to be expected from the treatment process including the predicted stormwater discharge characteristics;
 6. A statement, expressing sound engineering justification through the use of pilot plant data, results from similar installations, and/or scientific evidence that the proposed treatment is reasonably expected to meet the permit benchmarks; and
 7. Certification by a licensed professional engineer.
- Send the 30% engineering report for the proposed port wide treatment system no later than December 31, 2015, and the final engineering report no later than December 31, 2016.
- Send two paper copies of the engineering reports, and one electronic copy, to Kevin P. Hancock at Ecology. See contact information below.
- Ensure that the Ecology-approved Treatment BMP is installed and operational no later than September 30, 2018.
- If additional time is necessary to complete any interim or final deadlines in this order, please notify Kevin P. Hancock. If additional time is necessary to complete final installation of the Treatment BMP, the Port may submit an additional modification/time extension request to Ecology, no later than 60 days prior to the due date.

FAILURE TO COMPLY WITH THIS ORDER

Failure to comply with this Order may result in the issuance of civil penalties or other actions, whether administrative or judicial, to enforce the terms of this Order.

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.

Your appeal alone will not stay the effectiveness of this Order. Stay requests must be submitted in accordance with RCW 43.21B.320.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
<p>Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503</p>	<p>Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608</p>
<p>Pollution Control Hearings Board 1111 Israel Road SW Suite 301 Tumwater, WA 98501</p>	<p>Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903</p>

CONTACT INFORMATION

Please direct all questions about this Order to:

Kevin P. Hancock
Department of Ecology
Water Quality Program
P.O. Box 47775
Olympia, WA 98504-7775

Phone: (360) 407-6298 Fax: (360) 407-6305
Email: kevin.hancock@ecy.wa.gov

MORE INFORMATION

- **Pollution Control Hearings Board Website**
www.eho.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>
- **Chapter 34.05 RCW – Administrative Procedure Act**
<http://apps.leg.wa.gov/RCW/default.aspx?cite=34.05>
- **Laws:** www.ecy.wa.gov/laws-rules/ecyrcw.html
- **Rules:** www.ecy.wa.gov/laws-rules/ecywac.html

SIGNATURE



Bill Moore, P.E., Manager
Program Development Services Section
Water Quality Program