Section J
Other Federal and State Laws

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Contents

Section **Page**

1. Environmental Permits and Approvals; Construction Approvals J-1
1.2. Federal Laws J-1
1.2.1. General Description J-1
1.2.2. Environmental Assessment J-1
1.3. State Laws J-1
1.4. Local Requirements J-2
1.4.1. Local Permits J-2
1.4.2. Air Discharge Permit J-2
1.4.3. Notice of Construction J-2

2. State Environmental Policy Act Checklist J-2

Section J — Other Federal and State Laws
WAC 173-303-806(4)(a)(xix)

1. Environmental Permits and Approvals; Construction Approvals

1.1. Environmental permits and approvals and construction approvals obtained for the Permitted Unit are listed below.

1.2. Federal Laws

1.2.1. General Description

1.2.1.1. The Environmental Protection Agency (EPA) administers the National Pollutant Discharge Elimination System (NPDES) program with respect to federal facilities in the State of Washington. Federal regulations identify 11 categories of stormwater discharge associated with industrial activity required to be covered under an NPDES permit. Of these, a landfill and a dangerous waste storage facility are located at the Ross Complex. Since the landfill has been closed and capped and all operations at the dangerous waste storage facility take place either indoors or under cover, the Bonneville Power Administration (BPA) was granted an exclusion (Tracking Number WANOE0014) from permitting under EPA's Multi-Sector General Permit effective April 19, 2006.

1.2.2. Environmental Assessment

1.2.2.1. In June 1992, an Environmental Assessment (EA) for the proposal to construct the Hazardous and Toxic Materials Handling Facility (now referred to as the Hazardous Materials Building) was completed to meet the requirements of the National Environmental Policy Act (NEPA). It was concluded that the environmental impacts of the proposal would be insignificant provided minor mitigation efforts were implemented during construction. A Finding of No Significant Impact (FONSI) was issued in July 1992 (see Attachment B-2).

1.3. State Laws

1.3.1. A Master Business License/Registration has been issued by the State of Washington for five 10,000-gallon underground fuel storage tanks as follows:

Tank ID	Location	Purpose	State License No.
T-831 & T-832	Ross Fuel Island	Unleaded and diesel vehicle fuel	601 319 911 001 location 002
G-1067; 68; & 69	Dittmer Building	Emergency Generator Fuel	601 319 911 001 location 003

1.4. Local Requirements

1.4.1. Local Permits

1.4.1.1. Building, grading, and similar local permits are not required at federal facilities and were not obtained prior to construction of the Permitted Unit. However, all local codes and regulations were included in the design and construction of the building. In addition, the local fire department was provided with Professional Engineer-approved drawings for review purposes and was given periodic tours during construction to ensure that its input was provided.

1.4.2. Air Discharge Permit

1.4.2.1. An Air Discharge Permit (SWCAA 09-2897) has been issued by the Southwest Clean Air Agency (SWCAA) for the Ross Complex. This permit was last updated in October 2009. The Permitted Unit was not added as a basic source on the Permit at that time. A Notice of Construction for new source emissions was not filed with Southwest Air Pollution Control Authority (the air quality authority when the HazMat Building was constructed) prior to construction since this was not considered to be a significant "new source" of emissions at the facility.

1.4.3. Notice of Construction

1.4.3.1. A Notice of Construction (CL-1710) was filed with SWCAA in August 2005 to install a 10,000-gallon, aboveground E-85 fuel tank at the Ross Complex. A final Air Discharge Permit (SWCAA 05-2631) was issued in September 2005.

1.4.3.2. In April 2007, BPA submitted a Notice of Construction (CL-1782) to SWCAA for installation of two new diesel-fired generators. The generator sets are used to supply emergency backup power for the Ross Complex. SWCAA issued an Air Discharge Permit (SWCAA 07-2731) in July 2007. This permit superseded SWCAA 05-2631 in its entirety. BPA filed a Notice of Construction (CL-1888) with SWCAA in August 2009 to install an additional diesel-fired generator to provide emergency power at the Ross Complex. An updated Air Discharge Permit (SWCAA 09-2897) was issued October 2009.

1.4.3.3. SWCAA is notified in writing whenever the modification or installation of a potential air contaminant source is being considered.

2. State Environmental Policy Act Checklist

2.1. A state Environmental Policy Act checklist was not completed prior to construction of the Permitted Unit because the federal NEPA review was equivalent.