

**Addendum to the Fact Sheet for
National Pollutant Discharge Elimination System
Discharge Permit No. WA0030864
Modification Date: March 16, 2023**

1. General Information

Facility: Northlake Shipyard, Inc.
1441 N Northlake Way, Seattle, Washington 98103

This is an addendum to the fact sheet to explain changes proposed for NPDES Permit No. WA0030864, issued on August 3, 2022. Ecology is modifying the permit to correct the facility's mailing address, a few minor errors such as typographical and missing text description for Table S2.A.2, and to grant a submittal extension requested by the facility.

Note: New text in the modified permit is marked with grey highlight.

2. Modification to the Permit

Page 1. The facility's mailing address was incorrect. The address has been corrected to read 1441 N Northlake Way, Seattle, Washington 98103, which is the address the permittee provided in the permit application.

Page 5, Table 1: Summary of Permit Report Submittals. The Permittee requested a 30-day submittal extension for the Drydock Work Plan as required in S10 of the permit. Ecology is granting the extension request from the original due date of February 28, 2023 to the new due date of March 28, 2023.

Page 8, Table S1.B.3: Corrective Action Levels. A clarification has been added in the second column of the third row of the table to clarify that corrective actions taken to address benchmark exceedances must be retained after compliance is achieved through demonstration of 2 consecutive sampling periods as required in S4.B of the permit. The added clarification reads as follows: "Retain corrective actions taken to address benchmark exceedance. Sampling for rinse water and source water can be discontinued." This is consistent with S3.D Records Retention, and S4.B Corrective Actions Level 2 Response in the permit.

Page 10, Table S2.A.2: Level 2 Corrective Action Required Monitoring for Drydock Rinse Water. One line of text description for this table was truncated during the conversion of a word file to a pdf file. This description was in the original draft permit sent out for public notice but was inadvertently omitted during the file conversion process. The missing text description for outfall 002 has been added which reads as follows: "Drydock 2 Source Water (Monitoring Point 003) and Rinse Water (Monitoring Point 004)^a". The monitoring points correspond to the existing WebDMR in the Water Quality WebPortal.

Page 16, S4 Response to Drydock Floodwater Benchmark Exceedance. The flow chart contains a typographical error. The monitoring frequency listed in the lower right box of the flow chart should read "quarters" and not "months" to correspond to the monitoring frequency listed in Table S2.A.2. This typographical error has been corrected.

Page 24, S10. Drydock Work Plan. The facility requested a 30-day submittal extension for the Drydock Work Plan. Ecology is granting this 30-day extension request by changing the due date from February 28, 2023 to March 28, 2023.

Page 27, S11.F BMPs For Floats Used For In-water Vessel Maintenance. A typographical error was noted in S11.F.6.b which the word “insure” was corrected to read “ensure”.

Page 28, S11.H.2. This condition contains Ecology’s Northwest Regional Office Spill Response with an old phone number. Ecology’s Spill Response Section has been updated to a new name with a new phone number. This is corrected to read “Washington Emergency Management Division at 1-800-OILS-911”.

3. Justification

Ecology is modifying the permit to correct the typographical errors made as discussed above, and as allowed under 40 CFR 122.63.

In addition, Ecology received an email from the facility on February 21, 2023, requesting a 30-day submittal extension for the Drydock Work Plan. The reason provided for the request pertains to the Northlake Shipyard’s tsunami buoy deployment business which requires shipyard staff to travel out of state. Therefore, additional time is needed to develop the drydock work plan.

4. Public Process

The proposed changes made in this modification are considered to constitute a minor modification under 40 CFR 122.63 and WAC 173-220-190.

40CFR 122.63 describes minor modifications and includes “Correct typographical errors”. Most of the changes made in the permit modification as discussed above fall under this sub-provision of correcting minor errors.

WAC 173-220-190(3) states “(3) The department shall modify or revoke permits only after public notice and opportunity for public hearing as provided in this chapter in those instances where changes are proposed which lessen the stringency of effluent limitations. In all other instances, the form of public notice and public participation, if any, shall be determined by the department on a case-by-case basis according to the significance of the proposed action.”

Ecology determined that correcting typographical errors and changing the submittal date for one report does not lessen the stringency of effluent limits in this permit, and that the change meets the requirements as stated in 40 CFR 122.63 and WAC 173-220-190 to proceed as a minor permit modification. Therefore, the changes made in the above-referenced permit are not required to be published for a 30-day public review and comment period.

5. Permit Appeal Process

Appendix A describes the permit appeal process.

The primary author of this permit modification and fact sheet is Jeanne Tran.

Appendix A - Your Right to Appeal

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

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