



Permit No: 1000029268  
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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

July 23, 2010

**CERTIFIED MAIL 7009 1410 0002 4073 4598**

Mr. James Parsons  
TroutLodge, Inc.  
P.O. Box 1290  
Sumner, WA 98390



Your address  
is in the  
**Puyallup-  
White  
watershed**

Dear Mr. Parsons:

Enclosed is a National Pollutant Discharge Elimination System (NPDES) Permit No. WA0039268 for your facility. The permit is issued by the Department of Ecology (Ecology) in conformance with the Water Pollution Control Law [Chapter 90.48 Revised Code of Washington (RCW)], and as authorized by the U.S. Environmental Protection Agency (EPA) acting under the Federal Clean Water Act.

Also enclosed are Ecology's Fact Sheet, pre-printed Discharge Monitoring Report (DMR) form. Please note that your permit limits, frequency, and sample type are printed in the shaded areas of your DMR. This is your master copy. Please make copies as needed for your submittals. If no discharge occurs during a reporting period, you must still submit a DMR with a statement that no discharge occurred.

Approximately ten years ago, Ecology moved the due date for submission of permit renewal applications from six months to 18 months prior to the permit expiration date. This change was the result of a total quality management effort to improve permit process and efficiency. This improvement achieved cost savings in reviewing and public noticing applications together in watershed groups, reduced the backlog of expired permits, and allows extra time for complex permit development. Ecology will contact you about 30 months prior to expiration to remind you about early application submittal. Please contact Sherri Greenup, Industrial Unit Permit Coordinator, at 360-407-6280, or by e-mail at [sherri.greenup@ecy.wa.gov](mailto:sherri.greenup@ecy.wa.gov) for an application form.

#### Permit Fees

The Department of Ecology, in response to the passage of Initiative 97 in 1988, has adopted a regulation to recover costs associated with the issuance and administration of wastewater discharge permits (Chapter 173-224 WAC).

The annual fee for both industrial and municipal/domestic discharges is computed according to the permit fee schedules contained in WAC 173-224-040. The Department notifies permit holders of fee charges by mailed billing statements. Failure to pay the applicable permit fee may result in the suspension or revocation of the permit, and could result in the issuance of civil penalties or actions to enjoin the activity under the permit.

#### Appeal Process

You have the right to appeal this permit within thirty (30) days upon receipt of this document. Pursuant to chapter 43.21B RCW, your appeal must be filed with the Pollution Control Hearings Board, and served on the Department of Ecology, within thirty (30) days of the date of your receipt of this document.





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Permit No. WA0039268

Issuance Date: July 22, 2010  
Effective Date: October 1, 2010  
Expiration Date: September 30, 2015

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
WASTE DISCHARGE PERMIT No. WA0039268**

State of Washington  
DEPARTMENT OF ECOLOGY  
Olympia, Washington 98504-7600

In compliance with the provisions of  
The State of Washington Water Pollution Control Law  
Chapter 90.48 Revised Code of Washington  
and  
The Federal Water Pollution Control Act  
(The Clean Water Act)  
Title 33 United States Code, Section 1251 et seq.

**Trout Springs Canyon Falls Hatchery  
P.O Box 1290  
Sumner, WA 98390**

Facility Location:  
12000 McCutcheon Rd  
Sumner, WA 98390

Receiving Water:  
Canyon Falls Creek

Water Body I.D. No.:  
1222193471508

Discharge Location:  
Latitude: 47° 8' 35" N  
Longitude: 122° 13' 2" W

Industry Type:  
SIC 0273: Animal Aquaculture  
SIC: 0921: Fish Hatcheries and Preserves

is authorized to discharge in accordance with the special and general conditions which follow.

Original signed by:  
Garin Schrieve, P.E.  
Southwest Region Manager  
Water Quality Program  
Washington State Department of Ecology

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## SPECIAL CONDITIONS

### S1. DISCHARGE LIMITATIONS

#### A. Process Wastewater Discharges

All discharges and activities authorized by this permit must be consistent with the terms and conditions of this permit.

The discharge of any of the following pollutants more frequently than, or at a level in excess of, that identified and authorized by this permit shall constitute a violation of the terms and conditions of this permit.

The discharge of any pollutant not specifically authorized by this permit in concentrations which violate receiving water quality standards established under section 307(a) of the Clean Water Act or Chapter 173-201A Washington Administrative Code (WAC), shall also be a violation of this permit and the Clean Water Act.

Beginning on the effective date of this permit and lasting through the expiration date, the Permittee is authorized to discharge wastewater associated with rearing ponds and raceways, incubation, the offline settling basin and the adult rearing pond at Outfalls 001 and 002 subject to complying with the following limitations:

Parameter	Average Monthly <sup>a</sup>	Maximum Daily <sup>b</sup>
<b>REARING POND OR RACEWAY EFFLUENT LIMITATIONS: OUTFALLS #001 AND 002</b>		
Total 5-day biochemical oxygen demand (lbs/day) <sup>c</sup>	N/A	389.3
Total ammonia (lbs/day) <sup>c</sup>	N/A	74.5
Settleable Solids at each Outfall (net ml/L)	0.1	N/A
Total suspended solids at each Outfall (net mg/L)	5.0	15.0
pH at each Outfall (S.U.)	At all times between 6.0 and 9.0	
<b>OFFLINE SETTLING BASIN EFFLUENT LIMITATIONS: COMPLIANCE SAMPLING POINT (CSP) #003</b>		
Settleable solids (ml/L)	N/A	1.0
Total suspended solids (mg/L)	N/A	100
<b>REARING POND OR RACEWAY DRAWDOWN EFFLUENT FOR FISH RELEASE LIMITATIONS: COMPLIANCE SAMPLING POINT (CSP) #004</b>		
Settleable solids (ml/L)	N/A	1.0
Total suspended solids (mg/L)	N/A	100
<sup>a</sup> The average monthly effluent limitation is defined as the highest allowable average of daily discharges over a calendar month, calculated as the sum of all daily discharges measured during a		

Rearing Pond or Raceway Effluent	Temperature	°C	Outfalls #001 and #002	1/month	Grab
Offline Settling Basin Effluent	Flow	gpd	CSP #003	1/week <sup>d,e</sup>	Daily Total
Offline Settling Basin Effluent	Settleable Solids	ml/L	CSP #003	1/month <sup>d,e</sup>	Grab
Offline Settling Basin Effluent	TSS	mg/L	CSP #003	1/month <sup>d,e</sup>	Grab
Rearing Pond or Raceway Drawdown Effluent for Fish Release	Settleable Solids	ml/L	CSP #004	1/drawdown	Grab <sup>f</sup>
Rearing Pond or Raceway Drawdown Effluent for Fish Release	Total Suspended Solids (TSS)	mg/L	CSP #004	1/drawdown	Grab <sup>f</sup>
Influent	Total Pumped and Gravity Flow	MGD	CSP #005	2/month	Daily Total
Influent	Settleable Solids <sup>b</sup>	ml/L	CSP #005	1/week	Grab
Influent	Total Suspended Solids <sup>c</sup> (TSS)	mg/L	CSP #005	1/month	Composite
Influent	pH	S.U.	CSP #005	1/month	Grab
Influent	Temperature	°C	CSP #005	1/month	Grab
Influent	NH <sub>3</sub>	mg/L	CSP #005	1/month	Grab
<sup>a</sup> The BOD <sub>5</sub> and NH <sub>3</sub> effluent concentrations (in the units of mg/L) shall be multiplied by effluent flow (in the units of MGD) and multiplied by 8.34 (conversion factor) to calculate the effluent loading to Clear Creek (in the units of pounds per day). Both effluent concentrations and loadings of BOD <sub>5</sub> and NH <sub>3</sub> to Clear Creek shall be reported on the monthly Discharge Monitoring Report forms.					
<sup>b</sup> Influent and effluent grab samples are to be taken on the same day. Effluent samples shall be taken during rearing pond or raceway cleaning, or if the frequency of rearing pond or raceway cleaning is less than twice per week, settleable solids samples may be collected immediately following fish feeding.					
<sup>d</sup> The total suspended solids influent sample shall be a flow proportional composite sample of all influent water sources. Total suspended solids effluent samples shall be a combination of at least six representative grab samples collected throughout the normal working day. At least one sample shall be collected while the fish are being fed and another during rearing pond or raceway cleaning. Equal volumes of each of the six grab samples shall be combined and shall constitute the total suspended solids composite sample. The solids contained in each of the six grab samples must be re-suspended prior to compositing a sample.					

5. Calibrate these devices at the frequency recommended by the manufacturer.
6. Calibrate flow monitoring devices at a minimum frequency of at least one calibration per year.
7. Maintain calibration records for at least three years.

D. Laboratory Accreditation

The Permittee must ensure that all monitoring data required by Ecology is prepared by a laboratory registered or accredited under the provisions of Chapter 173-50 WAC, *Accreditation of Environmental Laboratories*. Flow, temperature, settleable solids, conductivity, pH, and internal process control parameters are exempt from this requirement.

E. Operational Log

1. The Permittee must keep records on all **disease control chemicals** used at the facility. All variances from the disease control chemical use procedures contained in the facility Pollution Prevention Plan must be noted. These records must include the:
  - a. Person responsible for the administration of the disease control chemical if different from the individual identified in the facility pollution prevention plan.
  - b. Date of application of the disease control chemical used. For disease chemicals that are used on a routine basis, the frequency of application may be recorded in place of each individual application date.
  - c. Trade name of the disease control chemical used.
  - d. Pond or raceway treatment concentration of the active ingredient, duration of treatment, and amount in gallons or pounds of chemical.
  - e. Estimated concentration of the active ingredient in the hatchery or rearing facility effluent at the point of discharge to the receiving waters.
  - f. Reason for use and method of application.
  - g. Quantity, type (trade name), method of disposal, and location of any disposed spent chemical dip solutions.
2. The Permittee must keep records of the average loading in pounds of fish and the total amount of food fed in pounds of each calendar month at the facility. The Permittee must provide a copy of loading and feeding records to Ecology upon request.

D. Recording of Results

For each measurement or sample taken, the Permittee shall record the following information: (1) the date, exact place, method, and time of sampling or measurement; (2) the individual who performed the sampling or measurement; (3) the dates the analyses were performed; (4) the individual who performed the analyses; (5) the analytical techniques or methods used; and (6) the results of all analyses.

E. Additional Monitoring by the Permittee

If the Permittee monitors any pollutant more frequently than required by this permit using test procedures specified by Special Condition S2 of this permit, then the results of this monitoring shall be included in the calculation and reporting of the data submitted in the Permittee's DMR.

F. Noncompliance Notification

In the event the Permittee is unable to comply with any of the terms and conditions of this permit due to any cause, the Permittee shall:

1. Immediately take action to stop, contain, and clean up unauthorized discharges or otherwise stop the noncompliance, correct the problem and, if applicable, repeat sampling and analysis of any noncompliance immediately and submit the results to Ecology within 30 days after becoming aware of the violation.
2. Immediately notify Ecology of the failure to comply.
3. Submit a detailed written report to Ecology within 30 days (five days for upsets and bypasses), unless requested earlier by Ecology. The report shall contain a description of the noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and the steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance.

Compliance with these requirements does not relieve the Permittee from responsibility to maintain continuous compliance with the terms and conditions of this permit or the resulting liability for failure to comply.

G. Maintaining a Copy of This Permit

A copy of this permit must be kept at the facility and be made available upon request to Ecology inspectors.

**S4. OPERATING REQUIREMENTS AND CONDITIONS**

The Permittee shall, at all times, properly operate and maintain all facilities or systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this permit. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems, which are installed by a Permittee only when the operation is necessary to achieve compliance with the conditions of this permit.

The Permittee shall submit prior notice, if possible, at least 10 days before the date of the bypass.

2. Bypass which is Unavoidable, Unanticipated, and Results in Noncompliance of this Permit.

This bypass is permitted only if:

- a. Bypass is unavoidable to prevent loss of life, personal injury, or severe property damage. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which would cause them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass.
  - b. There are no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, stopping production, maintenance during normal periods of equipment downtime (but not if adequate backup equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment downtime or preventative maintenance), or transport of untreated wastes to another treatment facility.
  - c. Ecology is properly notified of the bypass as required in Special Condition S3.F of this permit.
3. Bypass which is Anticipated and has the Potential to Result in Noncompliance of this Permit.

The Permittee shall notify Ecology at least 30 days before the planned date of bypass. The notice shall contain (1) a description of the bypass and its cause; (2) an analysis of all known alternatives which would eliminate, reduce, or mitigate the need for bypassing; (3) a cost-effectiveness analysis of alternatives including comparative resource damage assessment; (4) the minimum and maximum duration of bypass under each alternative; (5) a recommendation as to the preferred alternative for conducting the bypass; (6) the projected date of bypass initiation; (7) a statement of compliance with State Environmental Policy Act (SEPA); (8) a request for modification of water quality standards as provided for in WAC 173-201A-110, if an exceedance of any water quality standard is anticipated; and (9) steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass.

For probable construction bypasses, the need to bypass is to be identified as early in the planning process as possible. The analysis required above shall be considered during preparation of the engineering report or facilities plan and plans and specifications and shall be included to the extent practical. In cases where the probable need to bypass is determined early, continued analysis is necessary up to and including the construction period in an effort to minimize or eliminate the bypass.

Ecology will consider the following prior to issuing an administrative order for this type bypass:

- d. Any drugs classified by the USFDA as a low priority aquaculture drug (Appendix A of the fact sheet).

2. Emergency Drug and Chemical Use

Ecology recognizes that an emergency epizootic disease may require the use of a drug or chemical not approved by either the USFDA or the USEPA, and not in conformance with Special Condition S4.D.1, above.

The use of disease control chemicals not otherwise approved by Ecology are approved for treatment of an emergency epizootic disease provided:

- a. The drug or disease control chemical is administered by, or under the direct supervision of, a licensed veterinarian.
- b. The drug or disease control chemical used and/or the method of its application could not have reasonably been anticipated; and
- c. Written or facsimile notification is provided to the South Puget Sound Basin Water Quality Management Area Permit Manager at least 24 hours prior to administering the drug or disease control chemical.

Notwithstanding the provisions of Special Condition S4.D, the Permittee is responsible for fully complying with all the terms and conditions contained in this permit including, but not limited to: monitoring, recordkeeping, and reporting. Further, this clarification of disease control chemicals use does not authorize the Permittee to violate, or cause an exceedance of, applicable water quality standards.

E. Production Changes

If the pounds of fish on hand for a facility drops below 20,000 pounds and the monthly pounds of food fed for a month is less than 5,000 pounds, the Permittee shall continue submitting DMRs to Ecology, but may, for those months, suspend the testing requirements for settleable solids and total suspended solids contained in Special Condition S2.A for Rearing Pond or Raceway Effluent and for the Influent until the facility again exceeds the above biomass or feeding rate thresholds. Permittees shall note on the DMR comment and explanation section the reason(s) monitoring information was not submitted (i.e. monthly pounds of fish on hand was below 20,000 pounds and less than 5,000 pounds of fish food was fed). Nothing in this section shall relieve the Permittee of the Equivalent Oxygen Demand, BOD<sub>5</sub>, NH<sub>3</sub> and pH testing requirements for Outfall #001 and 002, or for any other the testing requirements for Compliance Sampling Points (CSPs) #'s 003, 004, and 005.

**S5. POLLUTION PREVENTION PLAN**

The Permittee shall review the Pollution Prevention (P2) Plan for how effective it has been in achieving the goals of minimizing the discharge of pollutants to waters of the state within the first six months after permit coverage has been granted under this permit. This plan shall address operating, spill prevention, spill response, solid waste, and stormwater discharge practices that will prevent or minimize the release of pollutants from the facility to the waters of the state. The

1. A description of the reporting system which will be used to alert responsible facility management and appropriate legal authorities.
  2. A description of facilities (including an overall facility site plan) which prevent, control, or treat spills and unplanned discharges and a compliance schedule to install any necessary facilities in accordance with the approved plan.
  3. A list of all hazardous materials used, processed, or stored at the facility that may be spilled directly or indirectly into State waters.
- J. Procedures to identify and prevent existing and potential sources of stormwater pollution.
- K. Facility monitoring plan, including a map identifying all sample locations.
- S6. REQUEST TO CHANGE THE WLAS FOR AMMONIA AND BOD<sub>5</sub>**

The WLAs for this facility are 389.3 lbs/day for five-day BOD, and 74.5 lbs/day for ammonia, which Ecology used to define limits on the water quality of the discharge. The TMDL Study allows trading of the ammonia WLA for additional BOD<sub>5</sub> WLA at a ratio of 13.4 lbs/day of BOD<sub>5</sub> for 1 lb/day of ammonia. The Permittee may request to interchangeably exchange between the WLAs granted to the Permittee for ammonia and BOD<sub>5</sub>. The Permittee must request such a trade at least 90 days before such a trade will go into effect. Ecology will review the request and modify this NPDES permit as necessary.

- A. To enter upon the premises where a discharge is located or where any records must be kept under the terms and conditions of this permit.
- B. To have access to and copy - at reasonable times and at reasonable cost - any records required to be kept under the terms and conditions of this permit.
- C. To inspect - at reasonable times - any facilities, equipment (including monitoring and control equipment), practices, methods, or operations regulated or required under this permit.
- D. To sample or monitor - at reasonable times - any substances or parameters at any location for purposes of assuring permit compliance or as otherwise authorized by the Clean Water Act.
- E. Ecology must provide 72 hours advance notice to enter this particular facility.

**G3. PERMIT ACTIONS**

This permit may be modified, revoked and reissued, or terminated either at the request of any interested person (including the Permittee) or upon Ecology's initiative. However, the permit may only be modified, revoked and reissued, or terminated for the reasons specified in 40 CFR 122.62, 122.64 or WAC 173-220-150 according to the procedures of 40 CFR 124.5.

- A. The following are causes for terminating this permit during its term, or for denying a permit renewal application:
  - 1. Violation of any permit term or condition.
  - 2. Obtaining a permit by misrepresentation or failure to disclose all relevant facts.
  - 3. A material change in quantity or type of waste disposal.
  - 4. A determination that the permitted activity endangers human health or the environment or contributes to water quality standards violations and can only be regulated to acceptable levels by permit modification or termination [40 CFR Part 122.64(3)].
  - 5. A change in any condition that requires either a temporary or permanent reduction or elimination of any discharge or sludge use or disposal practice controlled by the permit [40 CFR Part 122.64(4)].
  - 6. Nonpayment of fees assessed pursuant to RCW 90.48.465.
  - 7. Failure or refusal of the Permittee to allow entry as required in RCW 90.48.090.
- B. The following are causes for modification but not revocation and reissuance except when the Permittee requests or agrees:
  - 1. A material change in the condition of the waters of the state.

**G6. COMPLIANCE WITH OTHER LAWS AND STATUTES**

Nothing in this permit shall be construed as excusing the Permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations.

**G7. DUTY TO REAPPLY**

The Permittee shall apply for permit renewal no later than **January 2, 2014**.

**G8. TRANSFER OF THIS PERMIT**

In the event of any change in control or ownership of facilities from which the authorized discharge emanate, the Permittee shall notify the succeeding owner or controller of the existence of this permit by letter, a copy of which shall be forwarded to Ecology.

A. Transfers by Modification

Except as provided in paragraph B below, this permit may be transferred by the Permittee to a new owner or operator only if this permit has been modified or revoked and reissued under 40 CFR 122.62(b)(2), or a minor modification made under 40 CFR 122.63(d), to identify the new Permittee and incorporate such other requirements as may be necessary under the Clean Water Act.

B. Automatic Transfers

This permit may be automatically transferred to a new Permittee if:

1. The Permittee notifies Ecology at least 30 days in advance of the proposed transfer date.
2. The notice includes a written agreement between the existing and new Permittee's containing a specific date transfer of permit responsibility, coverage, and liability between them.
3. Ecology does not notify the existing Permittee and the proposed new Permittee of its intent to modify or revoke and reissue this permit. A modification under the subparagraph may also be minor modification under 40 CFR 122.63. If this notice is not received, the transfer is effective on the date specified in the written agreement.

**G9. REDUCED PRODUCTION FOR COMPLIANCE**

The Permittee, in order to maintain compliance with its permit, shall control production and/or all discharges upon reduction, loss, failure, or bypass of the treatment facility until the facility is restored or an alternative method of treatment is provided. This requirement applies in the situation where, among other things, the primary source of power of the treatment facility is reduced, lost, or fails.

A Permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence that: 1) an upset occurred and that the Permittee can identify the cause(s) of the upset; 2) the permitted facility was being properly operated at the time of the upset; 3) the Permittee submitted notice of the upset as required in condition S3.F; and 4) the Permittee complied with any remedial measures required under S4.C of this permit.

In any enforcement proceeding, the Permittee seeking to establish the occurrence of an upset has the burden of proof.

**G17. PROPERTY RIGHTS**

This permit does not convey any property rights of any sort, or any exclusive privilege.

**G18. DUTY TO COMPLY**

The Permittee shall comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Clean Water Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application.

**G19. TOXIC POLLUTANTS**

The Permittee shall comply with effluent standards or prohibitions established under Section 307(a) of the Clean Water Act for toxic pollutants within the time provided in the regulations that establish those standards or prohibitions, even if this permit has not yet been modified to incorporate the requirement.

**G20. PENALTIES FOR TAMPERING**

The Clean Water Act provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than two years per violation, or by both. If a conviction of a person is for a violation committed after a first conviction of such person under this Condition, punishment shall be a fine of not more than \$20,000 per day of violation, or by imprisonment of not more than four (4) years, or by both.

**G21. REPORTING ANTICIPATED NON-COMPLIANCE**

The Permittee shall give advance notice to Ecology by submission of a new application or supplement thereto at least 180 days prior to commencement of such discharges, of any facility expansions, production increases, or other planned changes, such as process modifications, in the permitted facility or activity which may result in noncompliance with permit limits or conditions. Any maintenance of facilities, which might necessitate unavoidable interruption of operation and degradation of effluent quality, shall be scheduled during non-critical water quality periods and carried out in a manner approved by Ecology.

## DEFINITIONS

**Bypass** means the intentional diversion of wastestreams from any portion of a treatment facility.

**Composite Sample** shall mean a flow-proportioned mixture of not less than six discrete aliquots. Each aliquot shall be a grab sample of not less than 100 milliliters (ml) and shall be collected and stored in accordance with procedures prescribed in the most recent edition of **Standard Methods for the Examination of Water and Wastewater**.

**Director** means the Director of the Department of Ecology or his/her authorized representative.

**Ecology** means Department of Ecology.

**Epizootic** means the occurrence of a specific disease which can be detected in 50 percent of the mortality or moribund individual fish in an affected container or within an affected population, and which results in an average daily mortality of at least one-half of one percent of the affected individual fish for five or more days in any 30-day period.

**40 CFR** means Title 40 of the Code of Federal Regulations. The Code of Federal Regulations is the codification of the general and permanent rules published in the Federal Register by the executive departments and agencies of the federal government.

**gpd** means gallons per day.

**Grab sample** means an individual discrete water sample.

**Lined pond** means asphalt, concrete, plastic membrane or similarly lined ponds. Ponds lined with gravel or soil are considered unlined.

**Instantaneous maximum** means the maximum allowable concentration of a pollutant determined from the analysis of any discrete or composite sample collected, independent of the flow rate and the duration of the sampling event.

**MGD** means million gallons per day.

**mg/L** means milligrams per liter ("Net mg/L" means mg/L in hatchery effluent minus mg/L in hatchery influent).

**ml/L** means milliliters per liter ("Net ml/L" means ml/L in hatchery effluent minus ml/L in hatchery influent).

**Monthly average** shall be calculated as the sum of all daily discharges measured during a calendar month divided by the number of daily discharges measured during that month.

**Offline settling basin** shall mean those pond cleaning waste treatment systems which have a hydraulic detention time of 24 hours and a designed removal efficiency of 85 percent for total suspended solids and 90 percent for settleable solids.

**Production** means net gain in weight of fish at the facility.

**Rearing ponds or raceways** means ponds, raceways, circular ponds, or any other method used to keep fin-fish captive for culture purposes at an upland fin-fish rearing facility.

## APPENDIX A

### EFFLUENT CHARACTERIZATION FOR POLLUTANTS

#### THIS LIST INCLUDES EPA REQUIRED POLLUTANTS (PRIORITY POLLUTANTS) AND SOME ECOLOGY PRIORITY TOXIC CHEMICALS (PBTs)

The following table specifies analytical methods and levels to be used for effluent characterization in NPDES and State waste discharge permits. This appendix specifies effluent characterization requirements of the Department of Ecology unless other methods are specified in the body of this permit.

This permit specifies the compounds and groups of compounds to be analyzed. Ecology may require additional pollutants to be analyzed within a group. The objective of this appendix is to reduce the number of analytical "non-detects" in permit-required monitoring and to measure effluent concentrations near or below criteria values where possible at a reasonable cost. If a Permittee knows that an alternate, less sensitive method (higher DL and QL) from 40 CFR Part 136 is sufficient to produce measurable results in their effluent, that method may be used for analysis.

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) <sup>1</sup> µg/L unless specified	Quantitation Level (QL) <sup>2</sup> µg/L unless specified
<b>CONVENTIONALS</b>			
Biochemical Oxygen Demand	SM5210-B		2 mg/L
Chemical Oxygen Demand	SM5220-D		10 mg/L
Total Organic Carbon	SM5310-B/C/D		1 mg/L
Total Suspended Solids	SM2540-D		5 mg/L
Total Ammonia (as N)	SM4500-NH3-GH		0.3 mg/L
Flow	Calibrated device		
Dissolved oxygen	4500-OC/OG		0.2 mg/L
Temperature (max. 7-day avg.)	Analog recorder or Use micro-recording devices known as thermistors		0.2° C
pH	SM4500-H <sup>+</sup> B	N/A	N/A
<b>NONCONVENTIONALS</b>			
Total Alkalinity	SM2320-B		5 mg/L as CaCo3
Chlorine, Total Residual	4500 Cl G		50.0
Color	SM2120 B/C/E		10 color unit
Fecal Coliform	SM 9221D/E, 9222	N/A	N/A
Fluoride (16984-48-8)	SM4500-F E	25	100
Nitrate-Nitrite (as N)	4500-NO3-E/F/H		100
Nitrogen, Total Kjeldahl (as N)	4500-NH3-		300

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) <sup>1</sup> µg/L unless specified	Quantitation Level (QL) <sup>2</sup> µg/L unless specified
Dioxin (176-40-16)			
<b>VOLATILE COMPOUNDS</b>			
Acrolein (107-02-8)	624	5	10
Acrylonitrile (107-13-1)	624	1.0	2.0
Benzene (71-43-2)	624	1.0	2.0
Bromoform (75-25-2)	624	1.0	2.0
Carbon tetrachloride (56-23-5)	624/601 or SM6230B	1.0	2.0
Chlorobenzene (108-90-7)	624	1.0	2.0
Chloroethane (75-00-3)	624/601	1.0	2.0
2-Chloroethylvinyl Ether (110-75-8)	624	1.0	2.0
Chloroform (67-66-3)	624 or SM6210B	1.0	2.0
Dibromochloromethane (124-48-1)	624	1.0	2.0
1,2-Dichlorobenzene (95-50-1)	624	1.9	7.6
1,3-Dichlorobenzene (541-73-1)	624	1.9	7.6
1,4-Dichlorobenzene (106-46-7)	624	4.4	17.6
Dichlorobromomethane (75-27-4)	624	1.0	2.0
1,1-Dichloroethane (75-34-3)	624	1.0	2.0
1,2-Dichloroethane (107-06-2)	624	1.0	2.0
1,1-Dichloroethylene (75-35-4)	624	1.0	2.0
1,2-Dichloropropane (78-87-5)	624	1.0	2.0
1,3-dichloropropylene (mixed isomers) (542-75-6)	624	1.0	2.0
Ethylbenzene (100-41-4)	624	1.0	2.0
Methyl bromide (74-83-9) (Bromomethane)	624/601	5.0	10.0
Methyl chloride (74-87-3) (Chloromethane)	624	1.0	2.0
Methylene chloride (75-09-2)	624	5.0	10.0
1,1,2,2-Tetrachloroethane (79-34-5)	624	1.9	2.0
Tetrachloroethylene (127-18-4)	624	1.0	2.0
Toulene (108-88-3)	624	1.0	2.0
1,2-Trans-Dichloroethylene (156-60-5) (Ethylene dichloride)	624	1.0	2.0
1,1,1-Trichloroethane (71-55-6)	624	1.0	2.0
1,1,2-Trichloroethane (79-00-5)	624	1.0	2.0
Trichloroethylene (79-01-6)	624	1.0	2.0

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) <sup>1</sup> µg/L unless specified	Quantitation Level (QL) <sup>2</sup> µg/L unless specified
4-Bromophenyl phenyl ether (101-55-3)	625	0.2	0.4
2-Chloronaphthalene (91-58-7)	625	0.3	0.6
4-Chlorophenyl phenyl ether (7005-72-3)	625	0.3	0.5
Chrysene (218-01-9)	610/625	0.3	0.6
Dibenzo (a,j)acridine (224-42-0)	610M/625M	2.5	10.0
Dibenzo (a,h)acridine (226-36-8)	610M/625M	2.5	10.0
Dibenzo(a-h)anthracene (53-70-3)(1,2,5,6-dibenzanthracene)	625	0.8	1.6
Dibenzo(a,e)pyrene (192-65-4)	610M/625M	2.5	10.0
Dibenzo(a,h)pyrene (189-64-0)	625M	2.5	10.0
3,3-Dichlorobenzidine (91-94-1)	605/625	0.5	1.0
Diethyl phthalate (84-66-2)	625	1.9	7.6
Dimethyl phthalate (131-11-3)	625	1.6	6.4
Di-n-butyl phthalate (84-74-2)	625	0.5	1.0
2,4-dinitrotoluene (121-14-2)	609/625	0.2	0.4
2,6-dinitrotoluene (606-20-2)	609/625	0.2	0.4
Di-n-octyl phthalate (117-84-0)	625	0.3	0.6
1,2-Diphenylhydrazine (as Azobenzene) (122-66-7)	1625B	5.0	20
Fluoranthene (206-44-0)	625	0.3	0.6
Fluorene (86-73-7)	625	0.3	0.6
Hexachlorobenzene (118-74-1)	612/625	0.3	0.6
Hexachlorobutadiene (87-68-3)	625	0.5	1.0
Hexachlorocyclopentadiene (77-47-4)	1625B/625	0.5	1.0
Hexachloroethane (67-72-1)	625	0.5	1.0
Indeno(1,2,3-cd)Pyrene (193-39-5)	610/625	0.5	1.0
Isophorone (78-59-1)	625	0.5	1.0
3-Methyl cholanthrene (56-49-5)	625	2.0	8.0
Naphthalene (91-20-3)	625	0.3	0.6
Nitrobenzene (98-95-3)	625	0.5	1.0
N-Nitrosodimethylamine (62-75-9)	607/625	2.0	4.0
N-Nitrosodi-n-propylamine (621-64-7)	607/625	0.5	1.0
N-Nitrosodiphenylamine (86-	625	0.5	1.0

**ADDENDUM TO THE FACT SHEET  
FOR NATIONAL POLLUTANT DISCHARGE  
ELIMINATION SYSTEM (NPDES)  
PERMIT NO. WA0039268**

**I. GENERAL INFORMATION**

Facility: TroutSprings Canyon Falls Hatchery  
4008 Pioneer Way East  
Tacoma, WA 98443

**II. APPLICATION REVIEW**

TroutSprings Canyon Falls Hatchery submitted an application to the Department of Ecology (Ecology) on February 1, 2010, for permit reissuance, and Ecology accepted it on March 5, 2010. Ecology has sufficiently reviewed the application, discharge monitoring reports, and other facility information in enough detail to ensure that:

- TroutSprings Canyon Falls Hatchery has complied with all of the terms, conditions, requirements and schedules of compliance of the expired permit.
- Ecology has up-to date information on the facility's waste treatment practices; and the nature, content, volume, and frequency of its discharge.
- The discharge meets applicable effluent standards and limits, water quality standards, and other legally applicable requirements.

**III. PERMIT REAUTHORIZATION**

When Ecology reauthorizes a discharge permit it essentially reissues the permit with the existing limits, terms and conditions. Alternatively, when Ecology renews a permit it re-evaluates the impact of the discharge on the receiving water which may lead to changes in the limits, terms and conditions of the permit.

This fact sheet addendum accompanies the permit, which Ecology proposes to reauthorize for the discharge of wastewater to Canyon Falls Creek. Canyon Falls Creek is a tributary to the Puyallup River. The previous fact sheet explains the basis for the discharge limitations and conditions of the reauthorized permit and remains as part of the administrative record.

Ecology determined it does not need to change the existing permit requirements, including discharge limits and monitoring, to protect the receiving water receiving quality. The previous fact sheet addressed conditions and issues at the facility at the time when Ecology issued the permit in 2005. Since the issuance of the current permit, Ecology has not received any additional information, which indicates that environmental impacts from the discharge warrant a complete renewal of the permit. The reauthorized permit is virtually identical to the previously modified permit issued on December 22, 2005.

Ecology reviewed inspections and assessed compliance of the facility's discharge with the terms and conditions in the previous permit and determined that it should not rank the facility as a high priority for permit renewal. Ecology assigns a high priority for permit renewals in situations where water quality would benefit from a more stringent permit during the next five-year cycle.

**APPENDIX A--PUBLIC INVOLVEMENT INFORMATION**

Ecology proposes to reissue a permit to the TroutSprings Canyon Falls Hatchery. The permit includes wastewater discharge limits and other conditions. This fact sheet addendum describes the facility and Ecology's reasons for reauthorizing the permit conditions. Ecology placed a Public Notice of Application on June 9, 2008, and June 16, 2008, in the *Tacoma News Tribune* to inform the public about the submitted application and to invite comment on the reissuance of this permit.

Ecology will place a Public Notice of Draft on April 21, 2010, in the *Tacoma News Tribune* to inform the public and to invite comment on the proposed draft National Pollutant Discharge Elimination System permit and fact sheet addendum.

The Notice –

Tells where copies of the draft Permit and Fact Sheet are available for public evaluation (a local public library, the closest Regional or Field Office, posted on our website.).

Offers to provide the documents in an alternate format to accommodate special needs.

Urges people to submit their comments, in writing, before the end of the Comment Period

Tells how to request a public hearing of comments about the proposed NPDES Permit.

Explains the next step(s) in the permitting process.

Ecology has published a document entitled **Frequently Asked Questions about Effective Public Commenting** which is available on our website at <http://www.ecy.wa.gov/biblio/0307023.html>.

You may obtain further information from Ecology by telephone, **360-407-6280**, or by writing to the permit writer at the address listed below.

Industrial Unit Permit Coordinator  
Department of Ecology  
Southwest Regional Office  
P.O. Box 47775  
Olympia, WA 98504-7775

Ecology's Response: Ecology is following Part III – Antidegradation of the Water Quality Standards (WAC173-201A). Please see the responses provided for comments #3 and #4 (above).

6. Yet in the fact sheet addendum, there is no indication of results of any additional sampling to characterize the ambient quality of Canyon Falls Creek. Additional sampling should have occurred to determine if this permit requires a Tier II antidegradation review. Ecology should have conducted the requisite sampling in the last five years or ordered the permit holder to conduct the sampling. Otherwise, Ecology should assume that the water quality is better than standards and conduct a Tier II analysis.

Ecology's Response: Ecology has required monitoring of the upstream receiving water to assess whether or not there are any impacts from this discharge. A summary of the monitoring data is provided below. There does not appear to be any obvious impacts to the water that would arise from the TroutSprings Canyon Falls Hatchery discharge for temperature or pH.

Comparison of Discharge Monitoring Data between the Influent and Effluent (from January 2006 through March 2010).					
	NH3 (mg/L)	Settleable Solids (mL/L)	TSS (mg/L)	Temperature (deg. C)	pH (s.u.)
Influent (CSP 005)	Max.: <1.0	Max.: <0.1	Max.: <1.0	Max.: 13.8	Min.: 7.30 Max.: 8.10
Effluent (Outfalls 001 and 002)	Max.: <1.0	Max.: <0.1	Max.: 2.5	Max.: 13.8	Min.: 7.50 Max.: 8.30

#### Fish Blockage Comments

7. In January 2010, Ecology issued a final Clean Water Act Section 401 certification for the Leavenworth National Fish Hatchery in Chelan County (WQC Order No. 7192, January 7, 2010). The certification was in response to the draft NPDES permit issued by EPA for this federal facility, and as far as we can tell, it is the first Section 401 certification issued by Ecology to a fish hatchery. In it, Ecology has required the Hatchery to explore ways to increase fish passage at the various structures the Hatchery operates in Icicle Creek. The LNFH will be required to implement the plan once it is approved by Ecology. Presumably, the LNFH must investigate operational and structural changes at its facility and implement the plan to increase fish passage because fish migration is a designated use that must be protected and that the passage currently provided by Leavenworth facility is not sufficient to attain the designated use.

Here, Ecology must investigate the full range of impacts to ensure that this facility is not adversely affecting designated uses through its activities. Many fish hatcheries employ structures that block fish passage. This facility produces rainbow trout so it would not block fish passage for returning brood stock, but it may block Canyon Falls Creek for its water source.

Ecology's Response: The National Pollution Discharge Elimination System (NPDES) provides a regulatory framework for regulating discharges to surface waters of the United States. As such, the permits issued under the NPDES Program can only regulate discharges and issues associated with a permitted discharge.

Section 401 Certifications can provide broader protection of Water Quality Standards and are provided on a project-by-project basis.

Water Quality Program

Aquaculture

Permit Number	2018-WA0039268	Total Amount Due	\$2,817.50
		Coding	176-WWD-02-86-00-190

POSTED

Date

Initials

11/20/17

B

TROUT SPRINGS CANYON FALLS HATCHERY

ATTN: JIM BARFOOT

PO BOX 1290

SUMNER WA 98390-0260

*Accounts Payable*

Mail payment to  
Washington State Department of Ecology  
Cashiering Unit  
PO BOX 47611  
Olympia, WA 98504-7611

DEPARTMENT OF ECOLOGY

NOV 07 2017

WATER QUALITY PROGRAM



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

March 09, 2015

TROUT SPRINGS CANYON FALLS HATCHERY

Attn: JIM BARFOOT

PO BOX 1290

SUMNER, WA 98390-0260

RE: Delinquent Wastewater Fee Account  
Permit Number: WA0039268  
Site Name: TROUT SPRINGS CANYON FALLS HATCHERY

Dear JIM BARFOOT:

Ecology's fiscal records show that payment of the recent wastewater permit fee invoice mailed to you has not been received. If our records are in error, please contact Shirley Rollins at (360) 407-7330 or email her at [shirley.rollins@ecy.wa.gov](mailto:shirley.rollins@ecy.wa.gov) to correct the payment information.

Fees totaling \$2,506.00 for invoice number 2015-WA0039268 are now considered delinquent. This letter is formal notice of what actions Ecology will take if payment is not received by **April 08, 2015**.

Please remit the amount identified on the attached fee statement and return the notice along with your check to:

Department of Ecology  
Cashiering Unit  
PO Box 47611  
Olympia WA 98504-7611

**Industrial Permit Accounts:**

Delinquent accounts are turned over for collection action if payment is not submitted by the due date listed above. Any account turned over for collection will, in addition, to the delinquent amount owed, be assessed a surcharge totaling 20 percent of the delinquent amount to recover the cost for collection. This means when the account is turned over for collection, you will also owe Ecology an additional amount totaling \$501.00. This surcharge cannot be waived since this is the cost to the department for using the collection agency.

*Pd 3/19/15  
bp*

March 09, 2015

Page 2

**Municipal and/or Government Permit Accounts:**

If payment is not received by the requested due date, Ecology will begin action to revoke the permit coverage for nonpayment of fees. Delinquent municipal and/or government accounts are exempt from collection action.

**Permit Cancellation/Termination:**

Permit fees stop when the permit has been officially canceled or terminated by Ecology. Permit holders need to contact their Ecology permit manager as soon as a permitted activity ceases. Permit fees will continue until the permit has been cancelled regardless of when the permitted activity ceases.

**Final Amounts Owed for Terminated Accounts:**

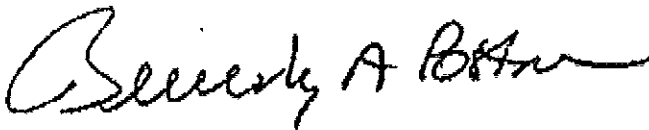
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If you have questions about the permit coverage or wish to request permit termination, please contact your permit manager. Additional information about the wastewater/stormwater permit fee program may be obtained at the following website:

[http://www.ecy.wa.gov/programs/wq/permits/permit\\_fees/index.htm](http://www.ecy.wa.gov/programs/wq/permits/permit_fees/index.htm)

Sincerely,



Beverly A. Poston  
Fee Program Administrator  
Water Quality Program

*Washington State Department of Ecology*

*Wastewater Fee Statement*

*Notice Date: 03/09/2015*



- *Please return this statement with your check.*
- *Please include the Number on your check.*
- *Make check payable to: Department of Ecology.*
- *Please do not send cash.*

**Customer Information:**

JIM BARFOOT  
TROUT SPRINGS CANYON FALLS HATCHERY  
PO BOX 1290  
SUMNER, WA 98390-0260

**Fee Information:**

Permit #: WA 0039268  
Fee Category: Aquaculture - Individual Permit  
DELINQUENT AMOUNT DUE : \$2,506.00  
Due Date: 04/08/2015

**Mail this statement and your check to:**

Department of Ecology  
P.O. Box 47611  
Olympia, WA 98504-7611

Agency Use Only  
Invoice#: 2015-WA 0039268  
176 - WWD - 02-86-000196



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

March 11, 2013

TROUT SPRINGS CANYON FALLS HATCHERY

Attn: JIM BARFOOT

PO BOX 1290

SUMNER, WA 98390-0260

RE: Delinquent Wastewater Fee Account

Permit Number: WA0039268

Site Name: TROUT SPRINGS CANYON FALLS HATCHERY

Dear JIM BARFOOT:

Ecology's fiscal records show that payment of the recent wastewater permit fee invoice mailed to you has not been received. If our records are in error, please contact Shirley Rollins at (360) 407-7330 or email her at [shirley.rollins@ecy.wa.gov](mailto:shirley.rollins@ecy.wa.gov) to correct the payment information.

Fees totaling \$2,506.00 for invoice number 2013-WA0039268 are now considered delinquent. This letter is formal notice of what actions Ecology will take if payment is not received by **April 10, 2013**.

Please remit the amount identified on the attached fee statement and return the notice along with your check to:

Department of Ecology  
Cashiering Unit  
PO Box 47611  
Olympia WA 98504-7611

**Industrial Permit Accounts:**

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*Pd 4/19/13  
60*

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**Final Amounts Owed for Terminated Accounts:**

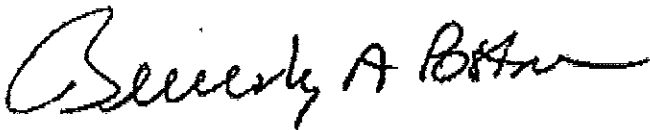
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If you have questions about the permit coverage or wish to request permit termination, please contact your permit manager. Additional information about the wastewater/stormwater permit fee program may be obtained at the following website:

[http://www.ecy.wa.gov/programs/wq/permits/permit\\_fees/index.htm](http://www.ecy.wa.gov/programs/wq/permits/permit_fees/index.htm)

Sincerely,



Beverly A. Poston  
Fee Program Administrator  
Water Quality Program

*Washington State Department of Ecology*  
*Wastewater Fee Statement*  
*Notice Date: 03/11/2013*



- *Please return this statement with your check.*
- *Please include the Number on your check.*
- *Make check payable to: Department of Ecology.*
- *Please do not send cash.*

**Customer Information:**

JIM BARFOOT  
TROUT SPRINGS CANYON FALLS HATCHERY  
PO BOX 1290  
SUMNER, WA 98390-0260

**Fee Information:**

Permit #: WA 0039268  
Fee Category: Aquaculture - Individual Permit  
**DELINQUENT AMOUNT DUE: \$2,506.00**  
Due Date: 04/10/2013

**Mail this statement and your check to:**

Department of Ecology  
P.O. Box 47611  
Olympia, WA 98504-7611

**Agency Use Only**  
Invoice#: 2013-WA 0039268  
176 - WWD - 02-86-000196



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

March 16, 2010

TROUT SPRINGS CANYON FALLS HATCHERY

Attn: JIM BARFOOT

PO BOX 1290

SUMNER, WA 98390-0260

RE: Delinquent Wastewater Fee Account

Permit Number: WA0039268

Site Name: TROUT SPRINGS CANYON FALLS HATCHERY

Dear JIM BARFOOT:

Ecology's fiscal records show that payment of the recent wastewater permit fee invoice mailed to you has not been received. If our records are in error, please contact Shirley Rollins at (360) 407-7330 or email her at [SROL461@ecy.wa.gov](mailto:SROL461@ecy.wa.gov) to correct the payment information.

Fees totaling \$2,506.00 for invoice number 2010-WA0039268 are now considered delinquent. This letter is formal notice of what actions Ecology will take if payment is not received by **April 21, 2010**.

Please remit the amount identified on the attached fee statement and return the notice along with your check to:

Department of Ecology  
Cashiering Unit  
PO Box 47611  
Olympia WA 98504-7611

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*Pd 3/26/2010  
bp*

March 16, 2010

Page 2

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Sincerely,



Beverly A. Poston  
Fee Program Administrator  
Water Quality Program

*Washington State Department of Ecology*

*Wastewater Fee Statement*

*Notice Date: 03/16/2010*



- *Please return this statement with your check.*
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- *Please do not send cash.*

**Customer Information:**

JIM BARFOOT  
TROUT SPRINGS CANYON FALLS HATCHERY  
PO BOX 1290  
SUMNER, WA 98390-0260

**Fee Information:**

Permit #: WA0039268  
Fee Category: Aquaculture - Individual Permit  
DELINQUENT AMOUNT DUE: \$2,506.00  
Due Date: 04/21/2010

**Mail this statement and your check to:**

Department of Ecology  
P.O. Box 47611  
Olympia, WA 98504-7611

Agency Use Only  
Invoice#: 2010-WA0039268  
176 - WWD - 02-86-000196



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

November 09, 2009

TROUT SPRINGS CANYON FALLS HATCHERY

Attn: JIM BARFOOT

PO BOX 1290

SUMNER, WA 98390-0260

RE: Delinquent Wastewater Fee Account  
Permit Number: WA0039268  
Site Name: TROUT SPRINGS CANYON FALLS HATCHERY

Dear JIM BARFOOT:

Ecology's fiscal records show that payment of the recent wastewater permit fee invoice mailed to you has not been received. If our records are in error, please contact Shirley Rollins at (360) 407-7330 or email her at [SROL461@ecy.wa.gov](mailto:SROL461@ecy.wa.gov) to correct the payment information.

Fees totaling \$2,506.00 for invoice number 2010-WA0039268 are now considered delinquent. This letter is formal notice of what actions Ecology will take if payment is not received by **December 22, 2009**.

Please remit the amount identified on the attached fee statement and return the notice along with your check to:

Department of Ecology  
Cashiering Unit  
PO Box 47611  
Olympia WA 98504-7611

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*Pd 12/16/09  
GP*

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**Final Amounts Owed for Terminated Accounts:**

Ecology prorates fees to the quarter of the state fiscal year in which the permit was canceled. Fiscal quarters are July - September; October - December; January - March; and April - June. Fees are prorated in the following manner:

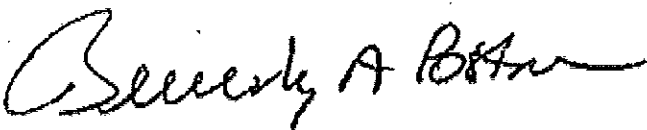
July - September	25% of the annual fee amount
October - December	50% of the annual fee amount
January - March	75% of the annual fee amount
April - June	100% of the annual fee amount

For example, if a permit is canceled in February, the permit holder pays for the first three quarters of the fiscal year (July - March) which will calculate to 75 percent of the annual fee.

If you have questions about the permit coverage or wish to request permit termination, please contact your permit manager. Additional information about the wastewater/stormwater permit fee program may be obtained at the following website:

[http://www.ecy.wa.gov/programs/wq/permits/permit\\_fees/index.htm](http://www.ecy.wa.gov/programs/wq/permits/permit_fees/index.htm)

Sincerely,



Beverly A. Poston  
Fee Program Administrator  
Water Quality Program

Washington State Department of Ecology  
Wastewater Fee Statement  
Notice Date: 11/09/2009



- Please return this statement with your check.
- Please include the Number on your check.
- Make check payable to: Department of Ecology.
- Please do not send cash.

**Customer Information:**

JIM BARFOOT  
TROUT SPRINGS CANYON FALLS  
HATCHERY  
PO BOX 1290  
SUMNER, WA 98390-0260

**Fee Information:**

Permit #: WA0039268  
Fee Category: Aquaculture - Individual Permit  
DELINQUENT AMOUNT DUE: \$2,506.00  
Due Date: 12/22/2009

**Mail this statement and your check to:**

Department of Ecology  
P.O. Box 47611  
Lacey, WA 98504-7611

Agency Use Only  
Invoice#: 2010-WA0039268  
176 - WWD - 02-86-000196

**Rollins, Shirley (ECY)**

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**From:** Rollins, Shirley (ECY)  
**Sent:** Friday, March 21, 2008 2:18 PM  
**To:** Moyer, Nancy (ECY)  
**Subject:** RE: Trace payment for Troutlodge - WAG131004

No need to move monies. They thought they had only 4 permits and will send payment for WAG131004. Thanks for checking, Nancy.

Shirley  
Department of Ecology  
Water Quality Program  
✉ SROL461@ecy.wa.gov  
☎ 360.407.7330 Phone  
☎ 360.407.7151 Fax

WAG 131005

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**From:** Moyer, Nancy (ECY)  
**Sent:** Friday, March 21, 2008 11:41 AM  
**To:** Rollins, Shirley (ECY)  
**Subject:** RE: Trace payment for Troutlodge - WAG131004

The money for WAG131004 was applied to WAG131005 - do you want me to move this?

Thanks,  
Nancy

---

**From:** Rollins, Shirley (ECY)  
**Sent:** Friday, March 21, 2008 10:23 AM  
**To:** Moyer, Nancy (ECY)  
**Subject:** FW: Trace payment for Troutlodge - WAG131004

Oops!  
Check number 029962  
Cleared 02/20/08

Shirley  
Department of Ecology  
Water Quality Program  
✉ SROL461@ecy.wa.gov  
☎ 360.407.7330 Phone  
☎ 360.407.7151 Fax

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**From:** Rollins, Shirley (ECY)  
**Sent:** Friday, March 21, 2008 10:23 AM  
**To:** Moyer, Nancy (ECY)



Pd 6/25/2000  
BPorter

STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

June 07, 2000

**CERTIFIED MAIL**

TROUT SPRINGS  
Attn: ED MCLEARY  
CANYON FALLS CREEK  
PO BOX 1290  
SUMNER, WA 98390-0260

**RE: Delinquent Wastewater Fee Account - Permit #: WAG131005**

Dear ED MCLEARY:

Ecology's Wastewater fee account records indicate that fees totaling \$1,326.00 for invoice number 2000-WAG131005 are past due. This letter is a formal notice that Ecology will turn over your past due fee account to a collection agency for recovery if payment is not received in full by July 07, 2000.

Please remit the amount identified on the following notice and return the notice along with your check to:

Department of Ecology  
P.O. Box 5128  
Lacey, Washington 98509-5128

**Fee Surcharge for Accounts Turned Over for Collection**

Any account turned over for collection will, in addition, to the delinquent amount owed, be assessed a surcharge totaling 20 percent of the delinquent amount to recover the cost for collection. This means when the account is turned over for collection, you will also owe Ecology an additional amount totaling \$265<sup>00</sup>. This surcharge cannot be waived since this is the cost to the department for using the collection agency.

TROUT SPRINGS

June 7, 2000

Page 2

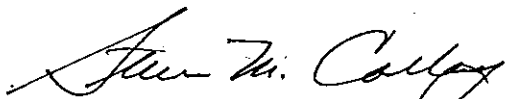
**Permit Cancellation/Termination**

Permit fees stop when the permit has been officially canceled or terminated by Ecology. Permit holders need to contact their Ecology permit manager as soon as a permitted activity ceases. Permit fees will continue until the permit has been canceled regardless of when the permitted activity ceased.

Ecology prorates fees to the quarter of the state fiscal year in which the permit was canceled. Fiscal quarters are July - September; October - December; January - March; April - June. For example, if a permit is canceled in February, the permit holder pays for the first three quarters of the fiscal year (July through March) which will calculate to 75 percent of the annual fee.

If you have any questions or need additional information regarding your fee account status or past due amount, please contact Bev Poston, Fee Program Administrator, at (360) 407-6425.

Sincerely,



Steven M. Carley, Supervisor  
Financial Management Section  
Water Quality Program

Z 183 865 423  
US Postal Service  
**Receipt for Certified Mail**  
No Insurance Coverage Provided.  
Do not use for International Mail (See reverse)

TROUTLODGE #1  
ED MCLEARY  
PO BOX 1290  
SUMNER, WA 98390-0260

PS Form 3800, April 1995

Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
<b>TOTAL Postage &amp; Fees</b>	<b>\$</b>
Postmark or Date	

Washington State Department of Ecology  
Wastewater Fee Statement  
Notice Date: 06/07/2000



- Please return this statement with your check.
- Please include the Permit Number on your check.
- Make check payable to: Department of Ecology.
- Please do not send cash.

**Customer Information**

ED MCLEARY  
TROUT SPRINGS  
CANYON FALLS CREEK  
PO BOX 1290  
SUMNER, WA 98390-0260

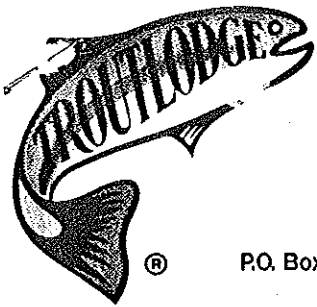
**Fee Information:**

Permit #: WAG131005  
Fee Category: Aquaculture - General Permit  
DELINQUENT AMOUNT DUE: \$1,326.00  
Due Date: July 07, 2000

**Mail this statement and your check to:**

Department of Ecology  
P.O. Box 5128  
Lacey, WA 98509-5128

Agency Use Only  
Invoice#: 2000-WAG131005  
176 - WWD - 02-86-000196



## TROUTLODGE, INC.

P.O. Box 1290, Sumner, Washington 98390, U.S.A. Phone: (206) 863-0446, Telex: (910) 4492380, Fax: 206-863-4715

February 3, 1994

Department of Ecology  
Wastewater Discharge Permit Fees  
P.O. Box 5128  
Lacey, WA 98503-0210

RE: Wastewater Permit Fees:  
#WAG131003 - Hoodsport  
#WAG131004 - Troutco  
#WAG131005 - Troutsprings  
#WAG137001 - Troutlodge #1  
#WAG137002 - Troutlodge #2

Dear Sir/Madam:

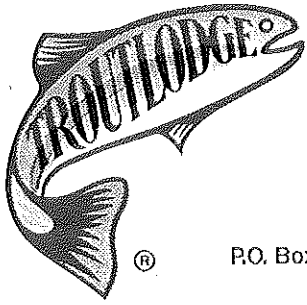
We continue to object to the payment of these fees for the reasons we have stated many times in the past.

Sincerely,

Steven J. Brown  
Vice President  
Troutlodge, Inc.

Enclosure

SJB/pkp:G:ACCOUNT\H2OLET.DOC



## TROUTLODGE, INC.

®

P.O. Box 1290, Sumner, Washington 98390, U.S.A. Phone: (206) 863-0446, Telex: (910) 4492380, Fax: 206-863-4715

July 20, 1992

PAID

CKL876

State of Washington  
Department of Ecology  
Wastewater Discharge Permit Fee Program  
P.O. Box 5128  
Lacey, WA 98503-0210

RE: Permit #WAG131005

Dear Sir/Madam:

Enclosed please find a check in the amount of \$1,191.75 regarding permit #WAG131005. This amount, under advice of council, is paid under protest. Troutlodge, Inc. does not agree with and strongly protests the increase in rates.

Very truly yours,

Russ McLeary  
President  
Troutlodge, Inc.

Edward McLeary  
CEO  
Troutlodge, Inc.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
WASTEWATER DISCHARGE PERMIT FEE PROGRAM

June 15, 1992

ED McLEARY  
TROUT SPRINGS  
PO BOX 1290  
SUMNER WA 98390-0260

Permit Number: WAG131005

This letter is a pre-billing notice to inform you what your wastewater discharge permit fee will be for Fiscal Year (FY) 1993 (July 1, 1992 - June 30, 1993). The Ecology Fiscal Office is preparing the permit fee first semiannual billings and will mail invoices by mid-July, 1992.

Based on the current file information, your permit has been placed in the following fee category:

NOTICE - THIS IS NOT A BILL

Permit Fee Category: AQUACULTURE

Subcategory 1: A - FIN FISH HATCHING AND REARING

Subcategory 2:

FY93 Annual Permit Fee: \$2383.50

In the 1991 regular Legislative Session, House Bill 1228 was passed which requires interest to be charged at the rate of 1% per month, or fraction thereof, on debts owed to the state, starting on the date the debts become past due. Exemptions include: (1) any instance where the interest rate would conflict with a contract or other law; or (2) debts paid by other governmental units. Please be alerted that interest will begin to accrue for the FY93 billings and any amounts outstanding from prior years.

An example of how the interest accrual works is as follows: FY1993 billings will be mailed July 15. The due date will be August 31. On September 1, 1992, interest accrues at 1% of the unpaid fee amount. Another 1% accrues October 1, November 1, etc.. until payment has been made. The interest law states: "1% per month or fraction thereof". This means "fraction of a month". In other words, if the permittee owes \$5,000 on August 31 and does not pay, on September 1, they will owe \$5,050, on October 1, they will owe \$5,100. Late payments will be applied first to any interest due and then towards the permit fee. If for some reason a permittee does not feel the permit fee is calculated correctly, they must appeal in writing (certified mail) to the agency. Interest will not be charged during the appeal or disputed billing period.

If you have any questions, please contact the Operations (Permit Fee) Unit at either (206) 438-7039 or (206) 438-7097.

BAP:pb  
Encl: (2)

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
WASTEWATER DISCHARGE PERMIT FEE PROGRAM

September 20, 1991

ED McLEARY  
TROUT SPRINGS  
P.O. BOX 1290  
SUMNER, WA 98390-0260

Permit Number: WAG131005

This letter is a pre-billing notice to inform you what your permit fee will be for the second half (January 1 - June 30, 1991) of Fiscal Year 92 (FY92) under the proposed fee rule amendments. It is anticipated that bills will be mailed in March 1992.

Ecology has already sent out billing statements under the existing regulation which will recover \$1.8 million dollars out of the total two year program cost of \$14.5 million dollars. Billing options have been discussed with various dischargers and the Ecology fiscal office. Out of these discussions, two options seem to be deemed the most favored. These options are:

Option 1:

Fiscal Year 1992 -

First billing (July 1 - Dec. 30, 1991) recover \$1.8 million dollars.

Second billing (Jan. 1 - June 30, 1992) recover \$5.45 million dollars.

Fiscal Year 1993 -

First and second billings, recover \$3.6 million dollars each billing.

Option 2:

Fiscal Year 1992 -

First billing (July 1 - Dec. 30, 1991) recover \$1.8 million dollars.

Second billing (Jan. 1 - June 30, 1992) recover \$4.2 million dollars.

Fiscal Year 1993 -

First and second billings, recover \$4.2 million dollars each billing.

Both options are designed to recover \$14.5 million dollars over the biennium. Option 1 has a high second billing with billings dropping for the second year of the biennium whereas Option 2 levels out the last three billings.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
WASTEWATER DISCHARGE PERMIT FEE PROGRAM

July 15, 1991

ED McLEARY  
TROUT SPRINGS  
P.O. BOX 1290  
PUYALLUP, WA 98390-

Permit Number: WAG131005

This letter is a pre-billing notice to inform you what your permit fee will be for the first half (July 1 - December 31, 1991) of Fiscal Year 1992. The Ecology Fiscal Office is preparing the permit fee first semi-annual billings and will mail invoices early in August, 1991.

Based on the current file information, your permit has been placed in the following fee category:

NOTICE - THIS IS NOT A BILL

Permit Fee Category: AQUACULTURE  
Subcategory1: A - FIN FISH REARING AND HATCHING  
Subcategory2:

First Semi-Annual Fee Billing: 525.00

If you have any questions or do not agree with your permit fee assessment, please contact the Permit Fee Unit at (206) 438-7039.

BAP:pb

NOTE: The Department is amending Ch. 173-224 WAC which will raise permit fees for all dischargers beginning in 1992. You will be receiving more information about this rule amendment shortly.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
WASTEWATER DISCHARGE PERMIT FEE PROGRAM

June 16, 1989

TROUT SPRINGS  
ED MCLEARY  
4008 PIONEER WAY  
TACOMA, WA 98443

Permit Number: WA0038750

On May 31, 1989, the Department of Ecology adopted 173-223 WAC - Wastewater Discharge Permit Fees (attached). This rule will become effective on July 1, 1989.

With the passage of this regulation, the fee categories established last year will change for most dischargers. This letter is a pre-billing notice that will inform all industrial dischargers where the department has tentatively assessed their permit fee for fiscal year 1990.

NOTICE - THIS IS NOT A BILL

Category: FIN FISH REARING AND HATCHING  
Subcategory 1:  
Subcategory 2:

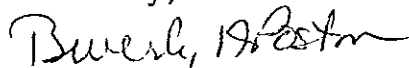
Annual Permit Fee: 1500.00

A small business holding a permit for an industrial facility may apply for a permit fee reduction. To qualify, they must meet the following four criteria that define a small business.

1. Be a corporation, partnership, sole proprietorship, or other legal entity formed for the purpose of making a profit;
2. Be independently owned and operated from all other businesses (that is, not a subsidiary of a parent company);
3. Have fifty or fewer employees; and
4. Have annual sales of five hundred thousand dollars or less of the goods and services produced using the processes regulated by the wastewater discharge permit.

The Ecology fiscal office will be sending out bills biannually in July 1989 and January 1990. If you believe the fee placement you have been tentatively assigned is not consistent with the conditions contained within your permit, or if you would like to receive the application form for a small discharger fee reduction, please contact me at (206) 438-7039.

Sincerely,



Beverly A. Poston  
Environmental  
Water Quality/Permit Fee Unit