



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

May 30, 2014

Mr. Paul Wollman  
Manager  
Warden Hutterian Brethren  
1054 West Harder Road  
Warden, WA 99857

RE: Cancellation of State Waste Discharge Permit No. ST-0045509  
Warden Hutterian Brethren Wastewater Treatment Facility

Dear Mr. Warden:

On May 30, 2014, the Department of Ecology (Ecology) cancelled the Warden Hutterian Brethren State Waste Discharge Permit No. ST-0045509 issued on September 4, 2012

Administrative Order No. 10743 dated May 30, 2014, is the basis for the permit cancellation. The order replaces the permit reporting and monitoring requirements due to documented lack of wastewater discharge to waters of the state from the Warden Hutterian Brethren facility.

If the Warden Hutterian Brethren decide to discharge at the facility in Warden, Washington, you must reapply to Ecology at the following address for coverage under a State Waste Discharge Permit at least 180 days before any discharge occurs:

Permit Coordinator  
Washington State Department of Ecology  
Water Quality  
4601 North Monroe Street  
Spokane, WA 99205

Enclosed with this letter is Order No. 10743 for clarity. Please contact Michael Hepp, facility manager, at (509) 329-3536 or [mhep461@ecy.wa.gov](mailto:mhep461@ecy.wa.gov) if you have any questions about this action.

Sincerely,

James M. Bellatty  
Water Quality Section Manager  
Eastern Regional Office

CERTIFIED MAIL 7012 3050 0000 1094 8088

JMB:jab  
Enclosure

cc: Michael Hepp  
Bev Poston, Ecology Fee Unit/Lacey





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May 30, 2014

Mr. Paul Wollman, Manager  
Warden Hutterian Brethren  
1054 West Harder Road  
Warden, WA 99857

<b>Order Docket #</b>	10743
<b>Site Location</b>	1054 West Harder Road, Warden, WA 99857

Re: Administrative Order

Dear Mr. Warden:

The Department of Ecology (Ecology) has issued the enclosed Administrative Order (Order) to the Warden Hutterian Brethren to comply with:

- Chapter 90.48 Revised Code of Washington (RCW) – Water Pollution Control
- Chapter 173-200 Washington Administrative Code (WAC) - Water quality standards for groundwaters of the state of Washington

This order replaces the Warden Hutterian Brethren's existing State Waste Discharge Permit No. ST-0045513 that Ecology is terminating. Please contact Mr. Michael Hepp at (509) 329-3536 or [mhep461@ecy.wa.gov](mailto:mhep461@ecy.wa.gov) if you have any questions about this action.

Sincerely,

James M Bellatty  
Section Manager  
Water Quality Program  
Eastern Regional Office

Enclosures: Administrative Order Docket # 10743

By certified mail: 7012 3050 0000 1094 8088

JMB:jab

cc: Bev Poston, Ecology  
Michael Hepp, Ecology



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

IN THE MATTER OF AN )  
ADMINISTRATIVE ORDER )  
AGAINST )  
Warden Hutterian Brethren )  
Mr. Paul Wollman, Manager )

ADMINISTRATIVE ORDER  
DOCKET #10743

To: Mr. Paul Wollman  
Manager  
Warden Hutterian Brethren  
1054 West Harder Road  
Warden, WA 99857

Order Docket #	10743
Site Location	1485 North Hoffman Road, Ritzville, WA 99169

The Department of Ecology (Ecology) has issued this Administrative Order (Order) requiring the Warden Hutterian Brethren (WHB) to comply with:

- Chapter 90.48 Revised Code of Washington (RCW) – Water Pollution Control
- Chapter 173-200 Washington Administrative Code (WAC) - Water quality standards for groundwaters of the state of Washington

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

**DETERMINATION OF THIS ORDER**

**Ecology's determination that a violation/violations was/were about to occur is based on the violation(s) listed below.]**

Violation(s) and associated corrective action(s):

Violation(s) description:

WHB owns and operates a two-cell evaporative, double lined 6.2 million gallon lagoon with leak detection. The facility, located in rural farm country approximately 8 miles northeast of Warden, receives domestic wastewater from the WHB community. The community max population is 145 persons and this is the basis for the lagoon design. The current population is 106 persons. The owners expressed interest in using the wastewater for irrigation in the future. They expect it to take many years to reach the discharge volume that will require a land application system.

WHB applied for a wastewater discharge permit on August 10, 2011. WHB completed construction of the lagoons in Fall 2011. Ecology staff first inspected the site on November 3, 2011. Ecology issued State Waste Discharge Permit ST0045509 by rule on September 4, 2012. Ecology does not require discharge permits for double lined, non-discharging lagoons with leak detection. Michael Hepp inspected the facility on January 14, 2014 and confirmed that the

facility has a leak detection system and there is no evidence that it discharges pollutants to waters of the state but there is potential for a discharge if the lagoons leaks, overflows, or they irrigate with the wastewater.

Corrective actions required:

This Order requires WHB to take the following actions at their wastewater treatment facility located at 1485 North Hoffman Road, Ritzville, WA 99169

- On or before January 1, 2015 WHB must:
  - a) Submit an Operations and Maintenance (O&M) Manual that meets the requirements of WAC 173-240-080 to Ecology for approval.
  - b) Submit a leak detection and liner integrity testing and reporting plan to Ecology for approval.
    1. The plan must provide a description of the method(s) WHB will use to verify the integrity of the lagoon liners. The plan must specify a test with the sensitivity to identify a leak in an HDPE liner base on the liner diffusion rate.
    2. The plan must provide the sensitivity of the test. This is the smallest leak the test will identify. This will provide a definition of a leak.
    3. The plan must identify how WHB will respond to a leak identified by the test.
    4. The plan must provide a visual liner inspection standard operating procedure and the frequency of the inspections. The standard operating procedure must include instructions for how WHB will manage the water level to allow for visual inspection at least annually.
    5. The plan must include a manhole-sampling plan and list of monitored constituents for leachate collected in the under-drain leak detection system. The plan must include an Ecology notification procedure. The procedure must meet the requirements below.

- Immediately upon receipt of this order and continuously thereafter, WHB must:
  - a) Submit to Ecology an engineering report addendum and an application for discharge at least 180 days prior to discharge if they plan to exceed the design population for the lagoon system or decide to use the wastewater for irrigation.
  - b) Submit design plans and specification to Ecology for review and approval at least 180 days before the start of any proposed construction activity related to the wastewater collection system or evaporative lagoons.
  - c) Report to Ecology within 24 hours any discharge from the lagoons or any situation that adversely affects the structural integrity of the lagoons. Report must include:
    1. Name of person reporting,
    2. Time and Date of incident
    3. What happened i.e. what spilled or discharged to the environment?
    4. What actions WHB will take to correct the problem and limit the impacts to waters of the state?
  - d) Submit a follow-up detailed incident report in writing within 7-days of any discharge from the lagoons. The report must include:
    1. The estimated volume of the spill or discharge?
    2. What actions were taken?
    3. What were the impacts to waters of the state?
    4. What will the Warden Hutterian Brethren do to keep the incident from happening in the future?
  - e) Inspect the leak detection manholes weekly and report to Ecology within 24 hours if WHB finds any water in either leak detection manhole. Retain inspection records for a minimum of three years.
  - f) Conduct liner integrity test at least every 10 years.
  - g) Report, in writing, to Ecology 30 days prior to when solids removal from the lagoons is scheduled.

**ELIGIBILITY FOR PAPERWORK VIOLATION WAIVER AND OPPORTUNITY TO CORRECT**

Under RCW 34.05.110, small businesses are eligible for a waiver of a first-time paperwork violation and an opportunity to correct. Ecology has determined the violation(s) described in this Order are not paperwork violations under RCW 34.05.110 and therefore you are not eligible for a waiver for a first-time paperwork violation.

**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**

The Warden Hutterian Brethren has the 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 the Warden Hutterian Brethren must do both of 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.

The Warden Hutterian Brethren must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

The Warden Hutterian Brethren's 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**

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

## CONTACT INFORMATION

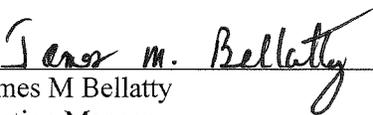
Please direct all questions about this Order to:

Mr. Michael Hepp  
Department of Ecology  
Eastern Regional Office  
4601 N Monroe St.  
Spokane, WA 99205  
(509) 329-3536  
[mhep461@ecy.wa.gov](mailto:mhep461@ecy.wa.gov)

## MORE INFORMATION

- Pollution Control Hearings Board Website  
[www.eho.wa.gov/Boards\\_PCHB.aspx](http://www.eho.wa.gov/Boards_PCHB.aspx)
- Chapter 43.21B RCW - Environmental and Land Use 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](http://www.ecy.wa.gov/laws-rules/ecyrcw.html)
- **Rules:** [www.ecy.wa.gov/laws-rules/ecywac.html](http://www.ecy.wa.gov/laws-rules/ecywac.html)

## SIGNATURE

  
\_\_\_\_\_  
James M Bellatty  
Section Manager  
Water Quality Program  
Eastern Regional Office

  
\_\_\_\_\_  
Date

JMB:jab

