



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

June 7, 2019

Troy Anderson  
Old Schoolhouse Brewery  
PO Box 577  
Winthrop, WA 98862

**RE: Notice of Temporary State Waste Discharge Permit No. ST0501321 for Old Schoolhouse Brewery, Effective April 21, 2019**

Dear Troy Anderson:

Your application for a state waste discharge permit for Old Schoolhouse Brewery was received by this office on January 24, and February 28, 2019. It was reviewed and accepted as complete on March 1, 2019. A Public Notice of Application was published on March 13, and March 20, 2019, in the Methow Valley News and the public comment period ended on April 20, 2019, with no comments being received.

Given our limited resources, beyond processing and approving your application, we can't issue a full permit at this time. Washington Administrative Code (WAC) 173-216-070 explains what satisfies the requirement for filing a permit application. WAC 173-216-090 requires publication of a public notice followed by a 30-day comment period. Revised Code of Washington (RCW) 90.48.200 states, "In the event of failure of the Department of Ecology (Ecology) to act upon an application within 60 days after it has been filed, the applicant shall be deemed to have received a temporary permit. Said permit shall authorize the applicant to discharge wastes into waters of the state as requested in its application only until such time as Ecology shall have taken action upon said application."

Therefore, as RCW 90.48.200 and WAC 173-216-090 provide, your new Temporary Permit became effective April 21, 2019, the day following completion of the public notice comment period. It will remain in force for up to five years or until further notice by the Department, whichever occurs first.

The Department of Ecology (Ecology) will undertake writing a full permit as time allows. At that time, we will contact you to discuss any changes in operation and to do a site visit.

**Your temporary permit consists of the permit application and all appendices submitted with it.** This includes the monitoring and other local, state and federal requirements contained in the Town of Twisp Industrial Users Discharge Contract dated June 3, 2019.



The monitoring meets federal, state and Town of Twisp requirements. The flow from wastewater discharges must be monitored continuously and reported as gallons per day. The pH of wastewater discharges must be monitored continuously and reported as both daily minimum and daily maximum pH. The concentration of the wastewater's 5-day biochemical oxygen demand (BOD5) and Total Suspended Solids (TSS) must be sampled a minimum of once per week. Report BOD and TSS concentration and loading on monthly discharge monitoring reports via to Ecology's WQWebDMR on a monthly basis. Ecology will offer technical assistance on registration and data entry processes for WQWebDMR.

Compliance with the application and the appendices will constitute compliance with the temporary permit. This authorization does not allow you to discharge pollutants not specified in your application or appendices, or in quantities exceeding those specified. You are also required to comply with all water pollution laws and regulations.

### **Discharge Monitoring Report (DMR) Forms**

The first monitoring period begins on **July 1, 2019**. Submit **monthly** DMRs by the 15<sup>th</sup> day of the following month. Ecology requests that you register for WQWebDMR, Ecology's electronic data reporting system, and start submitting your DMRs electronically by **August 15, 2019**. To sign up for WQWebDMR (with step-by-step registration instructions and screen shots) at: <https://ecology.wa.gov/Regulations-Permits/Guidance-technical-assistance/Water-quality-permits-guidance/WQWebPortal-guidance> . Please feel free to contact Caleb Bos at 509-454-4103 or [caleb.bos@ecy.wa.gov](mailto:caleb.bos@ecy.wa.gov) if you have any questions about WQWebDMR.

If you are unable to submit your DMR electronically, contact the Water Quality Permit Coordinator, Department of Ecology, 1250 West Alder Street, Union Gap, WA 98903-0009, to request a waiver to use WQWebDMR and obtain a paper DMR form.

A new application must be submitted by **March 31, 2023**, if discharge of wastewater is to continue after the five-year term of this temporary permit. Ecology may issue a new permit for this discharge at any time. Ecology may request an updated application if a substantial amount of time passes before acting on your original application.

### **Permit Fees**

Under the Model Toxics Control Act, codified as RCW 90.48.465, Ecology is required to recover the cost of the Water Quality Permit Program. Ecology has adopted a regulation (Chapter 173-224 WAC) establishing annual permit fees for all municipal/domestic and industrial wastewater discharge permit holders. Your Temporary Permit is subject to this fee. Permit fee billing will be in a separate mailing from the Ecology Fee Unit.

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### **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.

If you choose to appeal this action or decision, your notice of appeal must contain: (1) A copy of the permit you are appealing, and (2) A copy of the application for the permit.

Any appeal must contain the following in accordance with the rules of the hearing board:

- a. The appellant's name and address;
- b. The coverage date and number of the permit appealed;
- c. A description of the substance within the permit that is the subject of the appeal;
- d. A clear, separate, and concise statement of every error alleged to have been committed;
- e. A clear and concise statement of facts which the requester relies to sustain his or her statements of error; and
- f. A statement setting forth the relief sought;
- g. The notice of appeal shall contain a copy of the order or decision appealed from, and if the order or decision followed an application, a copy of the application.

Your appeal must be filed with the Pollution Control Hearings Board:

#### **Street Address**

Pollution Control Hearings Board  
1111 Israel Road SW, Suite 301  
Tumwater, WA 98501

#### **Mailing Address**

Pollution Control Hearings Board  
PO Box 40903  
Olympia, WA 98504-0903

Your appeal must also be served on the Department of Ecology:

#### **Street Address**

Department of Ecology  
Attn: Appeals Processing Desk  
300 Desmond Drive SE  
Lacey, WA 98503

#### **Mailing Address**

Department of Ecology  
Attn: Appeals Processing Desk  
PO Box 47608  
Olympia, WA 98504-7608

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In addition, please send a copy of your appeal to:

David B. Bowen, Section Manager  
Water Quality Program – Central Region  
Department of Ecology  
1250 W. Alder St.  
Union Gap, WA 98903-0009

If you have any questions or need assistance, please feel free to contact Caleb Bos, your permit manager at 509-454-4103 or [caleb.bos@ecy.wa.gov](mailto:caleb.bos@ecy.wa.gov).

Sincerely,



David B. Bowen  
Section Manager  
Water Quality Program

By Certified Mail 7014 3490 0001 5527 7298

c: Jacob Young, Old Schoolhouse Brewery  
Andrew Denham, Town of Twisp  
Charles Gilman, Ecology-Olympia

