

Issuance Date: August 29, 2014
Effective Date: September 1, 2014
Expiration Date: August 31, 2019
Modification Date: July 1, 2019

**National Pollutant Discharge Elimination System
Waste Discharge Permit No. WA0052426**

State of Washington
DEPARTMENT OF ECOLOGY
Central Regional Office
1250 W Alder St
Union Gap, WA 98903

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 1342 et seq.

PORT OF SUNNYSIDE INDUSTRIAL WASTEWATER TREATMENT FACILITY
PO BOX 329
SUNNYSIDE, WASHINGTON 98944

is authorized to discharge in accordance with the Special and General Conditions that follow.

Plant Location: 747 Midvale Road Sunnyside, WA 98944	Receiving Water: Roza-Sunnyside Board of Joint Control (SVID) JD 33.4 Groundwater, via Sprayfield (Outfall #002)
Treatment Type: SBR, Sprayfield	



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Summary of Permit Report Submittals

Refer to the Special and General Conditions of this permit for additional submittal requirements. The following table is for quick reference only. Enforceable submittal requirements are contained in the permit narrative.

Permit Section	Submittal	Frequency	First Submittal Date
S3.A.	Discharge Monitoring Report	Monthly	October 15, 2014
S3.E.	Reporting Permit Violations	As necessary	
S3.E.a.	Reporting Permit Violations – Immediate Reporting	As necessary	
S3.E.b.	Reporting Permit Violations – 24-Hour Reporting	As necessary	
S3.E.c.	Reporting Permit Violations – Report within Five Days	As necessary	
S3.E.e.	Reporting Permit Violations – All Other Reporting	Monthly as necessary	
S3.F.	Other Reporting	As necessary	
S4.B.	Plans for Maintaining Adequate Capacity	As necessary	
S4.D.	Notification of New or Altered Sources	As necessary	
S4.E.	Wasteload Assessment	1/permit cycle	December 30, 2017
S5.F.	Bypass Notification	As necessary	
S5.G.	Operations and Maintenance Manual Update	As necessary	
S6.E.	Industrial User Survey Update	As necessary	
S8.	Application for Permit Renewal	1/permit cycle	August 31, 2018
S9.	Land Application Management and Monitoring Plan	1/permit cycle	March 1, 2015
S10.	Ammonia, BOD ₅ , TSS, and Fecal Coliform Reduction Plan		February 1, 2018
G1.	Notice of Change in Authorization	As necessary	
G4.	Reporting Planned Changes	As necessary	
G5.	Engineering Report for Construction or Modification Activities	As necessary	
G7.	Notice of Permit Transfer	As necessary	

Permit Section	Submittal	Frequency	First Submittal Date
G10.	Duty to Provide Information	As necessary	
G13.	Payment of Fees	As assessed	
G20.	Compliance Schedules	As necessary	
G21.	Contract Submittal	As necessary	

Special Conditions

S1. Discharge limits

S1.A. Effluent limits

All discharges and activities authorized by this permit must comply 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 violates the terms and conditions of this permit.

1. Interim Limitations Discharge to Joint Drain 33.4 Outfall 001

Beginning on **September 1, 2014** until **December 31, 2014**, the Permittee may discharge industrial wastewater to Joint Drain 33.4 at the permitted location subject to compliance with the following limits:

Effluent Limits: Outfall # 001 Latitude: 46.29502 Longitude: -120.01990		
Parameter	Average Monthly ^a	
Biochemical Oxygen Demand (5-day) (BOD ₅)	32 milligrams/liter (mg/L) 147 pounds/day (lbs/day) 85% removal of influent BOD ₅	
Total Suspended Solids (TSS)	77 mg/L, 353 lbs/day 85% removal of influent TSS	
Total Ammonia (as N)	11 mg/L	
Parameter	Minimum	Maximum
pH	6.0 standard units	9.0 standard units
a	Average monthly effluent limit means the highest allowable average of daily discharges over a calendar month. To calculate the discharge value to compare to the limit, you add the value of each daily discharge measured during a calendar month and divide this sum by the total number of daily discharges measured.	

2. Interim Limitations Discharge to Joint Drain 33.4 Outfall 001

When the anaerobic lagoon system detailed in the approved March 2014 Engineering Report is completed and **beginning no earlier than January 1, 2015**, the Permittee may discharge industrial wastewater to Joint Drain 33.4 at the permitted location subject to compliance with the following limits:

Effluent Limits: Outfall # 001 Latitude: 46.29502 Longitude: -120.01990		
Parameter	Average Monthly ^a	
Biochemical Oxygen Demand (5-day) (BOD ₅)	32 milligrams/liter (mg/L) 294 pounds/day (lbs/day) 85% removal of influent BOD ₅	
Total Suspended Solids (TSS)	77 mg/L, 706 lbs/day 85% removal of influent TSS	
Total Ammonia (as N)	11 mg/L	
Parameter	Minimum	Maximum
pH	6.0 standard units	9.0 standard units
a	Average monthly effluent limit means the highest allowable average of daily discharges over a calendar month. To calculate the discharge value to compare to the limit, you add the value of each daily discharge measured during a calendar month and divide this sum by the total number of daily discharges measured.	

3. Final Limitations Discharge to Joint Drain 33.4 Outfall 001

Beginning on **February 1, 2019**, the Permittee may discharge industrial wastewater to Joint Drain 33.4 at the permitted location subject to compliance with the following limits:

Effluent Limits: Outfall # 001 Latitude: 46.29502 Longitude: -120.01990		
Parameter	Average Monthly ^a	Average Weekly ^b
Biochemical Oxygen Demand (5-day) (BOD ₅)	30 milligrams/liter (mg/L) 275 pounds/day (lbs/day) 85% removal of influent BOD ₅	45 mg/L, 412 lbs/day
Total Suspended Solids (TSS)	30 mg/L, 275 lbs/day 85% removal of influent TSS	45 mg/L, 412 lbs/day
Total Ammonia (as N)	1.1 mg/L	N/A
Chlorine	0.5 mg/L	0.75 mg/L
Parameter	Minimum	Maximum
pH	6.0 standard units	9.0 standard units

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Effluent Limits: Outfall # 001	
Latitude: 46.29502 Longitude: -120.01990	
a	Average monthly effluent limit means the highest allowable average of daily discharges over a calendar month. To calculate the discharge value to compare to the limit, you add the value of each daily discharge measured during a calendar month and divide this sum by the total number of daily discharges measured.
b	Average weekly discharge limitation means the highest allowable average of "daily discharges" over a calendar week, calculated as the sum of all "daily discharges" measured during a calendar week divided by the number of "daily discharges" measured during that week.

4. Discharge to the Land Treatment System Outfall 002

Beginning on **September 1, 2014**, the Permittee is authorized to apply wastewater to land via spray irrigation on the following designated irrigation lands:

Approximately 398 acres located roughly one quarter mile south of Interstate 82, between Midvale and Sunnyside-Mabton Roads in the City of Sunnyside. Described as Sections 1 and 12, of Township 9 North, Range 22 E.W.M.

Hydraulic and constituent loadings to the sprayfield shall not exceed the absolute loadings in subparts a, b, or c of this Special Condition, or the loadings in the most recently approved Land Application Management and Monitoring Plan.

a. Maximum Loading Limitations for Fixed Dissolved Solids

The Port shall limit its annual discharge of fixed dissolved solids (FDS) to the land treatment system to 4.47 million pounds.

b. Maximum Hydraulic Loading Limitations

Beginning on **September 1, 2014** and lasting through **August 31, 2019**, the Permittee's discharge to the sprayfield shall not exceed the following maximum hydraulic loading limitations:

Parameter	Time Period	Maximum Aggregate Sprayfield Hydraulic Loading
Wet Year Weather ^a	February through October	65,335,100 cubic feet
Average Year Weather ^a	February through October	71,116,900 cubic feet
Dry Year Weather ^a	February through October	77,766,100 cubic feet
a-Defined in pages 10-2 through 10-5 of the 2003 Engineering Report.		

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c. Maximum Loading Limitations for All Other Constituents

Beginning on **September 1, 2014**, the Permittee's discharge to the sprayfield shall not exceed the following maximum constituent loading limitations:

Parameter	Maximum Monthly Loadings	Maximum Annual Aggregate Sprayfield Loading	Maximum Daily Loading
Total BOD	34,800 lbs/acre/year	13,857,400 lbs/year	Not Limited
Soluble BOD	Not Limited	Not Limited	15 lbs/acre/day
Total Nitrogen	432 lbs/acre/year	172,000 lbs/year	Not Limited
pH	Between 5.0 and 10.0 at all times.		

d. Soil Nitrate Enforcement

1. Interim Soil Nitrate Limitations

Beginning on **September 1, 2014** and lasting through **January 31, 2019**, the Permittee's active sprayfields soil nitrate concentrations shall not exceed the following :

Parameter	Concentration Not To Be Exceeded in Two Consecutive Sampling Events
Nitrate	30 mg/kg at 3-4 feet

In the event of an exceedance, the Permittee shall:

- a) Provide immediate verbal notification to Ecology's Central Regional Office, Water Quality Program;
- b) Provide written notification with the next monitoring report; and,
- c) Comply with other actions as required by Ecology.

2. Final Soil Nitrate Limitations

Beginning on **February 1, 2019**, the Permittee's active sprayfields soil nitrate concentrations shall not exceed the following:

Parameter	Concentration Not To Be Exceeded in Two Consecutive Sampling Events
Nitrate	15 mg/kg at 3-4 feet

In the event of an exceedance, the Permittee shall:

- a) Provide immediate verbal notification to Ecology's Central Regional Office, Water Quality Program;
- b) Provide written notification with the next monitoring report; and,
- c) Comply with other actions as required by Ecology.

S2. Monitoring requirements

S2.A. Monitoring schedule

The Permittee must monitor in accordance with the following schedule and the requirements specified in Appendix A.

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
(1) Wastewater influent			
Wastewater Influent means the raw sewage flow from the collection system into the treatment facility. Sample the wastewater entering the headworks of the treatment plant excluding any side-stream returns from inside the plant.			
Flow	MGD	Continuous ^a	Metered
Biochemical Oxygen Demand (BOD ₅)	mg/L	3/week	24-Hour Composite ^b
Biochemical Oxygen Demand (BOD ₅)	lbs/day	3/week	Calculation
Total Suspended Solids (TSS)	mg/L	3/week	24-Hour Composite
Total Suspended Solids (TSS)	lbs/day	3/week	Calculation
(2) Final wastewater effluent discharge to Joint Drain 33.4			
Final Wastewater Effluent means wastewater exiting the last treatment process or operation.			
Flow	mgd	Continuous	Metered/recorded
BOD ₅	mg/L	3/week ^h	24-Hour Composite
BOD ₅	lbs/day	3/week	Calculation ⁱ
BOD ₅ ^f	% removal ^c	Monthly ^j	Calculation
TSS	mg/L	3/week	24-Hour Composite
TSS	lbs/day	3/week	Calculation
TSS	% removal	monthly	Calculation

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
Ammonia	mg/L	3/week	Grab ⁹
Ammonia	lbs/Day	3/week	Calculation
Dissolved oxygen	mg/L	3/week	Grab
Fecal Coliform ^d	# /100 ml	3/week	Grab
pH ^e	Standard Units	5/week	Grab
Temperature	Degrees centigrade (°C)	Continuous	Measurement
7-DAD Max Temperature ^l	°C		Calculated
(3) Pretreatment			
As specified in Permit Condition S6.			
(4) Permit renewal application requirements – final wastewater effluent			
The Permittee must record and report the wastewater treatment plant flow discharged on the day it collects the sample for priority pollutant testing with the discharge monitoring report.			
Temperature	Degrees Celsius	Once/July Once/December	Measurement
Total Kjeldahl Nitrogen	mg/L as N	Once per year	24-Hour composite
Nitrate plus Nitrite	mg/L as N	Once per year	24-Hour composite
Oil and Grease	mg/L	Once per year	Grab
Phosphorus (Total)	mg/L as P	Once per year	24-Hour composite
Total Dissolved Solids	mg/L	Once per year	24-Hour composite
Total Hardness	mg/L	Once per year	24-Hour composite
Fecal Coliform	Organisms /100ml	Once per year	Grab
Priority Pollutants (PP) – Total Metals	µg/L; nanograms(ng/L) for mercury	Once per year	24-Hour composite Grab for mercury
PP – Volatile Organic Compounds	µg/L	Once per year	Grab
PP – Acid-extractable Compounds	µg/L	Once per year	24-Hour composite
PP – Base-neutral Compounds	µg/L	Once per year	24-Hour composite

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
PP – Pesticides/PCBs	µg/L	Once per year	24-Hour composite
(5) Final wastewater effluent discharge to Land Treatment System – Outfall 002			
Final Wastewater Effluent means wastewater exiting the last treatment process or operation.			
Flow	MGD	Continuous	Metered
TKN	mg/L	Twice/month	24-hour Composite
TKN	lbs/day	Twice/month	Calculation
Soluble BOD ₅	mg/L	Quarterly	24-hour Composite
Soluble BOD ₅	lbs/day	Quarterly	Calculation
Total BOD ₅	mg/L	Twice/month	24-hour Composite
Total BOD ₅	lbs/day	Twice/month	Calculation
Total Nitrogen	mg/L	Twice/month	24-hour Composite
Total Nitrogen	lbs/day	Twice/month	Calculation
Nitrate plus Nitrite	mg/L	Twice/month	24-hour Composite
Nitrate plus Nitrite	lbs/day	Twice/month	Calculation
pH	Standard Units	Twice/month	Grab
Chloride	mg/L	Twice/month	24-hour Composite
Chloride	lbs/day	Twice/month	Calculation
TDS	mg/L	Twice/month	24-hour Composite
TDS	lbs/day	Twice/month	Calculation
FDS	mg/L	Twice/month	24-hour Composite
FDS	lbs/day	Twice/month	Calculation
Total Phosphorus	mg/L	Quarterly ^k	24-hour Composite
Total Phosphorus	lbs/day	Quarterly	Calculation
(6) Permit renewal application requirements – final wastewater effluent			
The Permittee must record and report the wastewater treatment plant flow discharged on the day it collects the sample for priority pollutant testing with the discharge monitoring report.			
BOD ₅	mg/L	Once per year	24-hour Composite
Dissolved Oxygen	mg/L	Once per year	Grab

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
Total Kjeldahl Nitrogen	mg/L as N	Once per year	24-hour Composite
Total Ammonia	mg/L as N	Once per year	Grab
Nitrate plus Nitrite	mg/L as N	Once per year	24-hour Composite
Oil and Grease	mg/L	Once per year	Grab
Phosphorus (Total)	mg/L as P	Once per year	24-hour Composite
Total Dissolved Solids	mg/L	Once per year	24-hour Composite
Total Hardness	mg/L	Once per year	24-hour Composite
(7) Groundwater Monitoring for MW-16, MW-9, MW-2 and MW-15			
Depth to Groundwater	feet	quarterly	Field measurement
Ferrous Iron	Presence/absence	quarterly	Field measurement
temperature	°C	quarterly	Field measurement
pH	Standard units	quarterly	Field measurement
Conductivity	µmhos/cm	quarterly	Field measurement
Fecal Coliform Bacteria	CFU/100 mL	quarterly	grab
Nitrate as N	mg/L	quarterly	grab
TKN	mg/L	quarterly	grab
Chloride	mg/L	quarterly	grab
TDS	mg/L	quarterly	grab
FDS	mg/L	quarterly	grab
Calcium	mg/L	annually	grab
Magnesium	mg/L	annually	grab
Sodium	mg/L	annually	grab
Potassium	mg/L	annually	grab
Sulfate	mg/L	annually	grab
Alkalinity	mg/L	annually	grab

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
(8) Groundwater Monitoring for: Monitoring wells MW-1, MW-3, MW-4, MW-5, MW-6, MW-7, MW-8, MW-10, MW-13, MW-14, and domestic wells Aa, Ab, Ac, C, H, K, P, Y, and Z.			
Depth to Groundwater ^m	feet	annually	Field measurement
Ferrous Iron	Presence/absence	annually	Field measurement
temperature	°C	annually	Field measurement
pH	Standard units	annually	Field measurement
Conductivity	µmhos/cm	annually	Field measurement
Fecal Coliform Bacteria	CFU/100 mL	annually	grab
Nitrate as N	mg/L	annually	grab
TKN	mg/L	annually	grab
Chloride	mg/L	annually	grab
TDS	mg/L	annually	grab
FDS	mg/L	annually	grab
a	Continuous means uninterrupted except for brief lengths of time for calibration, power failure, or unanticipated equipment repair or maintenance. The Permittee must sample daily when continuous monitoring is not possible.		
b	24-hour composite means a series of individual samples collected over a 24-hour period into a single container, and analyzed as one sample.		
c	$\% \text{ removal} = \frac{\text{Influent concentration (mg/L)} - \text{Effluent concentration (mg/L)}}{\text{Influent concentration (mg/L)}} \times 100$ <p>Calculate the percent (%) removal of BOD₅ and TSS using the above equation.</p>		
d	Report a numerical value for fecal coliforms following the procedures in Ecology's <i>Information Manual for Wastewater Treatment Plant Operators</i> , Publication Number 04-10-020 available at: http://www.ecy.wa.gov/programs/wq/permits/guidance.html . Do not report a result as too numerous to count (TNTC).		
e	The Permittee must report the instantaneous maximum and minimum pH daily. Do not average pH values.		
f	Take effluent samples for the BOD ₅ analysis before or after the disinfection process. If taken after, dechlorinate and reseed the sample.		
g	Grab means an individual sample collected over a fifteen (15) minute, or less, period.		

h	3/week means three (3) times during each calendar week and on a rotational basis throughout the days of the week, except weekends and holidays.
i	Calculated means figured concurrently with the respective sample, using the following formula: Concentration (in mg/L) X Flow (in MGD) X Conversion Factor (8.34) = lbs/day
j	Monthly means once every calendar month during alternate weeks.
k	Quarterly sampling periods are January through March, April through June, July through September, and October through December.
l	Calculate a 7-DAD Max for each day by averaging each days maximum temperature value with the values from the six (6) preceding days.
m	Depth to groundwater is not required for domestic well sampling

S2.B. Soil Monitoring

Soil sampling for nitrate in soil should be performed twice a year at the end of irrigation season and before irrigation in the spring, sampling at every foot from 0 to 6 feet in every field. Compliance will be determined at the 3-4 ft level.

S2.C. Sampling and analytical procedures

Samples and measurements taken to meet the requirements of this permit must represent the volume and nature of the monitored parameters. The Permittee must conduct representative sampling of any unusual discharge or discharge condition, including bypasses, upsets, and maintenance-related conditions that may affect effluent quality.

Sampling and analytical methods used to meet the monitoring requirements specified in this permit must conform to the latest revision of the *Guidelines Establishing Test Procedures for the Analysis of Pollutants* contained in 40 CFR Part 136 (or as applicable in 40 CFR subchapters N [Parts 400–471] or O [Parts 501-503]) unless otherwise specified in this permit. Ecology may only specify alternative methods for parameters without permit limits and for those parameters without an EPA approved test method in 40 CFR Part 136.

S2.D. Flow measurement, field measurement, and continuous monitoring devices

The Permittee must:

1. Select and use appropriate flow measurement, field measurement, and continuous monitoring devices and methods consistent with accepted scientific practices.

2. Install, calibrate, and maintain these devices to ensure the accuracy of the measurements is consistent with the accepted industry standard and the manufacturer's recommendation for that type of device.
 3. Calibrate continuous monitoring instruments weekly unless it can demonstrate a longer period is sufficient based on monitoring records.
The Permittee:
 - a. May calibrate apparatus for continuous monitoring of dissolved oxygen by air calibration.
 - b. Must calibrate continuous pH measurement instruments using a grab sample analyzed in the lab with a pH meter calibrated with standard buffers and analyzed within 15 minutes of sampling.
 - c. Must calibrate continuous chlorine measurement instruments using a grab sample analyzed in the laboratory within 15 minutes of sampling.
 4. Calibrate micro-recording temperature devices, known as thermistors, using protocols from Ecology's Quality Assurance Project Plan Development Tool (*Standard Operating Procedures for Continuous Temperature Monitoring of Fresh Water Rivers and Streams Version 1.0 10/26/2011*). This document is available online at:
http://www.ecy.wa.gov/programs/eap/qa/docs/ECY_EAP_SOP_Cont_Temp_Mon_Ambient_v1_0EAP080.pdf
- Calibration as specified in this document is not required if the Permittee uses recording devices certified by the manufacturer.
5. Maintain calibration records for at least three years.

S2.E. Laboratory accreditation

The Permittee must ensure that all monitoring data required by Ecology for permit specified parameters 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.

S2.F. Request for reduction in monitoring

The Permittee may request a reduction of the sampling frequency after twelve (12) months of monitoring. Ecology will review each request and at its discretion grant the request when it reissues the permit or by a permit modification.

The Permittee must:

1. Provide a written request.
2. Clearly state the parameters for which it is requesting reduced monitoring.
3. Clearly state the justification for the reduction.

S3. Reporting and recording requirements

The Permittee must monitor and report in accordance with the following conditions. Falsification of information submitted to Ecology is a violation of the terms and conditions of this permit.

S3.A. Reporting

The first monitoring period begins on **September 1, 2014**. The Permittee must:

1. Summarize, report, and submit monitoring data obtained during each monitoring period on the electronic Discharge Monitoring Report (DMR) form provided by Ecology within WQWebDMR. Include data for each of the parameters tabulated in Special Condition S2 and as required by the form. Report a value for each day sampling occurred (unless specifically exempted in the permit) and for the summary values (when applicable) included on the electronic form.

To find out more information and to sign up for WQWebDMR go to:
<http://www.ecy.wa.gov/programs/wq/permits/paris/webdmr.html>

If unable to submit electronically (for example, if you do not have an internet connection), the Permittee must contact Ecology to request a waiver and obtain instructions on how to obtain a paper copy DMR.

2. Enter the “no discharge” reporting code for an entire DMR, for a specific monitoring point, or for a specific parameter as appropriate, if the Permittee did not discharge wastewater or a specific pollutant during a given monitoring period.
3. Report single analytical values below detection as “less than the detection level (DL)” by entering < followed by the numeric value of the detection level (e.g. < 2.0) on the DMR. If the method used did not meet the minimum DL and quantitation level (QL) identified in the permit, report the actual QL and DL in the comments or in the location provided.

4. Report the test method used for analysis in the comments if the laboratory used an alternative method not specified in the permit and as allowed in Appendix A.
5. Calculate average values (unless otherwise specified in the permit) using:
 - a. The reported numeric value for all parameters measured between the agency-required detection value and the agency-required quantitation value.
 - b. One-half the detection value (for values reported below detection) if the lab detected the parameter in another sample for the reporting period.
 - c. Zero (for values reported below detection) if the lab did not detect the parameter in another sample for the reporting period.
6. Report single-sample grouped parameters (for example priority pollutants, PAHs, pulp and paper chlorophenolics, TTOs) on the WQWebDMR form and include: sample date, concentration detected, detection limit (DL) (as necessary), and laboratory quantitation level (QL) (as necessary). The Permittee must also submit an electronic PDF copy of the laboratory report using WQWebDMR.

If the Permittee has obtained a waiver from electronic reporting or if submitting prior to the compliance date, the Permittee must submit a paper copy of the laboratory report providing the following information: date sampled, sample location, date of analysis, parameter name, CAS number, analytical method/number, detection limit (DL), laboratory quantitation level (QL), reporting units, and concentration detected.

The contract laboratory reports must also include information on the chain of custody, QA/QC results, and documentation of accreditation for the parameter.

7. Submit DMRs for parameters with the monitoring frequencies specified in S2 at the reporting schedule identified below. The Permittee must:
 - a. Submit **monthly** DMRs by the 15th day of the following month.
 - b. Submit **quarterly DMRs**, unless otherwise specified in the permit, by the 15th day of the month following the monitoring period. Quarterly sampling periods are January through March, April

through June, July through September, and October through December.

- c. Submit **annual DMRs**, unless otherwise specified in the permit, by January 15 for the previous calendar year. The annual sampling period is the calendar year.
8. Submit reports to Ecology online using Ecology's electronic WQWebDMR submittal forms (electronic DMRs) as required above. Send paper reports to Ecology at:

Water Quality Permit Coordinator
Department of Ecology
Central Regional Office
1250 W Alder St
Union Gap, WA 98903

S3.B. Records retention

The Permittee must retain records of all monitoring information for a minimum of three (3) years. Such information must include all calibration and maintenance records and all original recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit. The Permittee must extend this period of retention during the course of any unresolved litigation regarding the discharge of pollutants by the Permittee or when requested by Ecology.

S3.C. Recording of results

For each measurement or sample taken, the Permittee must 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
6. The results of all analyses

S3.D. Additional monitoring by the Permittee

If the Permittee monitors any pollutant more frequently than required by Special Condition S2 of this permit, then the Permittee must include the results of such monitoring in the calculation and reporting of the data

submitted in the Permittee's DMR unless otherwise specified by Special Condition S2.

S3.E. Reporting permit violations

The Permittee must take the following actions when it violates or is unable to comply with any permit condition:

1. Immediately take action to stop, contain, and cleanup unauthorized discharges or otherwise stop the noncompliance and correct the problem.
2. If applicable, immediately repeat sampling and analysis. Submit the results of any repeat sampling to Ecology within thirty (30) days of sampling.

a. Immediate reporting

The Permittee must immediately report to Ecology and Yakima Public Health (at the numbers listed below), all:

- Failures of the disinfection system.
- Collection system overflows.
- Plant bypasses resulting in a discharge.
- Any other failures of the sewage system (pipe breaks, etc.).

Central Regional Office 509-575-2490
Yakima Public Health 509 575 4040 (prompt #1 after hours)

b. Twenty-four-hour reporting

The Permittee must report the following occurrences of noncompliance by telephone, to Ecology at the telephone number listed above, within 24 hours from the time the Permittee becomes aware of any of the following circumstances:

1. Any noncompliance that may endanger health or the environment, unless previously reported under immediate reporting requirements.
2. Any unanticipated bypass that causes an exceedance of an effluent limit in the permit (See Part S5.F, "Bypass Procedures").
3. Any upset that causes an exceedance of an effluent limit in the permit (See G.15, "Upset").
4. Any violation of a maximum daily or instantaneous maximum discharge limit for any of the pollutants in Section S1.A of this permit.

5. Any overflow prior to the treatment works, whether or not such overflow endangers health or the environment or exceeds any effluent limit in the permit.

c. Report within five days

The Permittee must also submit a written report within five days of the time that the Permittee becomes aware of any reportable event under subparts a or b, above. The report must contain:

1. A description of the noncompliance and its cause.
2. The period of noncompliance, including exact dates and times.
3. The estimated time the Permittee expects the noncompliance to continue if not yet corrected.
4. Steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.
5. If the noncompliance involves an overflow prior to the treatment works, an estimate of the quantity (in gallons) of untreated overflow.

d. Waiver of written reports

Ecology may waive the written report required in subpart c, above, on a case-by-case basis upon request if the Permittee has submitted a timely oral report.

e. All other permit violation reporting

The Permittee must report all permit violations, which do not require immediate or within 24 hours reporting, when it submits monitoring reports for S3.A ("Reporting"). The reports must contain the information listed in subpart c, above. 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.

f. Report submittal

The Permittee must submit reports to the address listed in S3.A.

S3.F. Other reporting

a. Spills of Oil or Hazardous Materials

The Permittee must report a spill of oil or hazardous materials in accordance with the requirements of RCW 90.56.280 and chapter 173-303-145. You can obtain further instructions at the following website: <http://www.ecy.wa.gov/programs/spills/other/reportaspill.htm>.

b. Failure to submit relevant or correct facts

Where the Permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application, or in any report to Ecology, it must submit such facts or information promptly.

S3.G. Maintaining a copy of this permit

The Permittee must keep a copy of this permit at the facility and make it available upon request to Ecology inspectors.

S4. Facility loading

S4.A. Design criteria

Under WAC 173-220-150 (1)(g), flows and waste loadings must not exceed approved design criteria. Ecology approved design criteria for this facility's treatment plant in the engineering report/facility plan/plans and specifications dated February 2010 and the approved 2014 engineering report, both prepared by Robert Farrell. The 2014 engineering report details installation of an anaerobic pretreatment system to increase the capacity of the SBRs. The installation of the system is in progress and should be complete by November of 2014. The anaerobic pretreatment system will double the current capacity of the SBR system from 0.55 mgd to 1.10 mgd. The table below includes design criteria from the referenced reports.

	Hydraulic Volume		Wastewater Constituents		
	System with Phase 1 SBR	System with Phase 2 SBR / Anaerobic pretreatment	Biochemical Oxygen demand (lbs/day)	Total Nitrogen (lbs/day)	Total Kjeldahl Nitrogen (lbs/day)
Industry Wastewater Discharge to IWWTF (million gallons per day), MGD	1.45	2.00			
Sequencing Batch Reactors (MGD)	0.55	1.10			
Land Application System, Outfall 002 (cubic feet per year)					
Wet Year	63,335,100	63,335,100			
Average Year	71,116,900	71,116,900			
Dry Year	77,766,100	77,766,100			
IWWTF Influent and Lagoon System			58,165	2,125	
Phase 1 SBR			14,793		757
Outfall 002 (123-day average)			77,550	1,530	

S4.B. Plans for maintaining adequate capacity

a. Conditions triggering plan submittal

The Permittee must submit a plan and a schedule for continuing to maintain capacity to Ecology when:

1. The actual flow or waste load reaches 85 percent of any one of the design criteria in S4.A for six consecutive months.
2. The projected plant flow or loading would reach design capacity within five years.

b. Plan and schedule content

The plan and schedule must identify the actions necessary to maintain adequate capacity for the expected industry growth and to meet the limits and requirements of the permit. The Permittee must consider the following topics and actions in its plan.

1. Analysis of the present design and proposed process modifications
2. Reduction or elimination of excessive infiltration and inflow of uncontaminated ground and surface water into the sewer system
3. Limits on future sewer extensions or connections or additional waste loads
4. Modification or expansion of facilities
5. Reduction of industrial flows or waste loads

Engineering documents associated with the plan must meet the requirements of WAC 173-240-130, "Engineering Report," and be approved by Ecology prior to any construction.

S4.C. Duty to mitigate

The Permittee must take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit that has a reasonable likelihood of adversely affecting human health or the environment.

S4.D. Notification of new or altered sources

1. The Permittee must submit written notice to Ecology whenever any new discharge or a substantial change in volume or character of an existing discharge into the wastewater treatment plant is proposed which:

- a. Would interfere with the operation of, or exceed the design capacity of, any portion of the wastewater treatment plant.
 - b. Is not part of an approved general sewer plan or approved plans and specifications.
 - c. Is subject to pretreatment standards under 40 CFR Part 403 and Section 307(b) of the Clean Water Act.
2. This notice must include an evaluation of the wastewater treatment plant's ability to adequately transport and treat the added flow and/or waste load, the quality and volume of effluent to be discharged to the treatment plant, and the anticipated impact on the Permittee's effluent [40 CFR 122.42(b)].

S4.E. Wasteload assessment

The Permittee must conduct an assessment of its influent flow and waste load and submit a report to Ecology by **December 30, 2017**. The Permittee must submit a paper copy and an electronic copy (preferably in a portable document format (PDF)).

The report must contain:

1. A description of compliance or noncompliance with the permit effluent limits.
2. A comparison between the existing and design:
 - a. Monthly average dry weather and wet weather flows.
 - b. Peak flows.
 - c. BOD₅ loading.
 - d. Total suspended solids loadings.
3. The percent change in the above parameters since the previous report (except for the first report).
4. The estimated date upon which the Permittee expects the wastewater treatment plant to reach design capacity, according to the most restrictive of the parameters above.

Ecology may modify the interval for review and reporting if it determines that a different frequency is sufficient.

S5. Operation and maintenance

The Permittee must at all times properly operate and maintain all facilities and 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 keeping a daily operation logbook (paper or electronic), adequate laboratory controls, and appropriate quality assurance procedures. This provision of the permit requires the Permittee to operate backup or auxiliary facilities or similar systems only when the operation is necessary to achieve compliance with the conditions of this permit.

S5.A. Operation and maintenance program

The Permittee must:

1. Institute an adequate operation and maintenance program for the entire sewage system.
2. Keep maintenance records on all major electrical and mechanical components of the treatment plant, as well as the sewage system and pumping stations. Such records must clearly specify the frequency and type of maintenance recommended by the manufacturer and must show the frequency and type of maintenance performed.
3. Make maintenance records available for inspection at all times.

S5.B. Short-term reduction

The Permittee must schedule any facility maintenance, which might require interruption of wastewater treatment and degrade effluent quality, during non-critical water quality periods and carry this maintenance out in a manner approved by Ecology.

If a Permittee contemplates a reduction in the level of treatment that would cause a violation of permit discharge limits on a short-term basis for any reason, and such reduction cannot be avoided, the Permittee must:

1. Give written notification to Ecology, if possible, thirty (30) days prior to such activities.
2. Detail the reasons for, length of time of, and the potential effects of the reduced level of treatment.

This notification does not relieve the Permittee of its obligations under this permit.

S5.C. Electrical power failure

The Permittee must ensure that adequate safeguards prevent the discharge of untreated wastes or wastes not treated in accordance with the requirements of this permit during electrical power failure at the

treatment plant and/or sewage lift stations. Adequate safeguards include, but are not limited to, alternate power sources, standby generator(s), or retention of inadequately treated wastes.

S5.D. Bypass procedures

This permit prohibits a bypass, which is the intentional diversion of waste streams from any portion of a treatment facility. Ecology may take enforcement action against a Permittee for a bypass unless one of the following circumstances (1, 2, or 3) applies.

1. Bypass for essential maintenance without the potential to cause violation of permit limits or conditions.

This permit authorizes a bypass if it allows for essential maintenance and does not have the potential to cause violations of limits or other conditions of this permit, or adversely impact public health as determined by Ecology prior to the bypass. The Permittee must submit prior notice, if possible, at least ten (10) days before the date of the bypass.

2. Bypass which is unavoidable, unanticipated, and results in noncompliance of this permit.

This permit authorizes such a bypass 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. No feasible alternatives to the bypass exist, such as:
 - The use of auxiliary treatment facilities.
 - Retention of untreated wastes.
 - Maintenance during normal periods of equipment downtime, but not if the Permittee should have installed adequate backup equipment in the exercise of reasonable engineering judgment to prevent a bypass.
 - Transport of untreated wastes to another treatment facility 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.E of this permit.
3. If bypass is anticipated and has the potential to result in noncompliance of this permit.
 - a. The Permittee must notify Ecology at least thirty (30) days before the planned date of bypass. The notice must contain:
 - A description of the bypass and its cause.
 - An analysis of all known alternatives which would eliminate, reduce, or mitigate the need for bypassing.
 - A cost-effectiveness analysis of alternatives including comparative resource damage assessment.
 - The minimum and maximum duration of bypass under each alternative.
 - A recommendation as to the preferred alternative for conducting the bypass.
 - The projected date of bypass initiation.
 - A statement of compliance with SEPA.
 - A request for modification of water quality standards as provided for in WAC 173-201A-410, if an exceedance of any water quality standard is anticipated.
 - Details of the steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass.
 - b. For probable construction bypasses, the Permittee must notify Ecology of the need to bypass as early in the planning process as possible. The Permittee must consider the analysis required above during preparation of the engineering report or facilities plan and plans and specifications and must include these to the extent practical. In cases where the Permittee determines the probable need to bypass early, the Permittee must continue to analyze conditions up to and including the construction period in an effort to minimize or eliminate the bypass.
 - c. Ecology will consider the following prior to issuing an administrative order for this type of bypass:

- If the bypass is necessary to perform construction or maintenance-related activities essential to meet the requirements of this permit.
- If feasible alternatives to bypass exist, such as the use of auxiliary treatment facilities, retention of untreated wastes, stopping production, maintenance during normal periods of equipment down time, or transport of untreated wastes to another treatment facility.
- If the Permittee planned and scheduled the bypass to minimize adverse effects on the public and the environment.

After consideration of the above and the adverse effects of the proposed bypass and any other relevant factors, Ecology will approve or deny the request. Ecology will give the public an opportunity to comment on bypass incidents of significant duration, to the extent feasible. Ecology will approve a request to bypass by issuing an administrative order under RCW 90.48.120.

S5.E. Operations and maintenance (O&M) manual

a. O&M manual submittal and requirements

The Permittee must:

1. Review the O&M Manual at least annually and confirm this review by letter to Ecology by December 1 of each year.
2. Submit to Ecology for review substantial changes or updates to the O&M Manual whenever it incorporates them into the manual. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).
3. Keep the approved O&M Manual at the permitted facility.
4. Follow the instructions and procedures of this manual.

b. O&M manual components

In addition to the requirements of WAC 173-240-150 (1) and (2), the O&M Manual must include:

1. Emergency procedures for cleanup in the event of wastewater system upset or failure.
2. A review of system components which if failed could pollute surface water or could impact human health. Provide a procedure for a routine schedule of checking the function of these components.

3. Wastewater system maintenance procedures that contribute to the generation of process wastewater.
4. Reporting protocols for submitting reports to Ecology to comply with the reporting requirements in the discharge permit.
5. Any directions to maintenance staff when cleaning or maintaining other equipment or performing other tasks which are necessary to protect the operation of the wastewater system (for example, defining maximum allowable discharge rate for draining a tank, blocking all floor drains before beginning the overhaul of a stationary engine).
6. The treatment plant process control monitoring schedule.
7. Minimum staffing adequate to operate and maintain the treatment processes and carry out compliance monitoring required by the permit.
8. Specify other items on case-by-case basis such as O&M for collection systems pump stations, lagoon liners, etc.

S6. Pretreatment

S6.A. General requirements

The Permittee must work with Ecology to ensure that all industrial users of the industrial wastewater treatment facility (IWWTF) comply with the pretreatment regulations in 40 CFR Part 403 and any additional regulations that the Environmental Protection Agency (U.S. EPA) may promulgate under Section 307(b) (pretreatment) and 308 (reporting) of the Federal Clean Water Act.

S6.B. Duty to enforce discharge prohibitions

1. Under federal regulations (40 CFR 403.5(a) and (b)), the Permittee must not authorize or knowingly allow the discharge of any pollutants into its IWWTF which may be reasonably expected to cause pass through or interference, or which otherwise violate general or specific discharge prohibitions contained in 40 CFR Part 403.5 or WAC-173-216-060.
2. The Permittee must not authorize or knowingly allow the introduction of any of the following into their treatment works:
 - a. Pollutants which create a fire or explosion hazard in the IWWTF (including, but not limited to waste streams with a closed cup flashpoint of less than 140 degrees Fahrenheit or 60 degrees Centigrade using the test methods specified in 40 CFR 261.21).

- b. Pollutants which will cause corrosive structural damage to the IWWTF, but in no case discharges with pH lower than 5.0, or greater than 11.0 standard units, unless the works are specifically designed to accommodate such discharges.
 - c. Solid or viscous pollutants in amounts that could cause obstruction to the flow in sewers or otherwise interfere with the operation of the IWWTF.
 - d. Any pollutant, including oxygen-demanding pollutants, (BOD₅, etc.) released in a discharge at a flow rate and/or pollutant concentration which will cause interference with the IWWTF.
 - e. Petroleum oil, non-biodegradable cutting oil, or products of mineral origin in amounts that will cause interference or pass through.
 - f. Pollutants which result in the presence of toxic gases, vapors, or fumes within the IWWTF in a quantity which may cause acute worker health and safety problems.
 - g. Heat in amounts that will inhibit biological activity in the IWWTF resulting in interference but in no case heat in such quantities such that the temperature at the IWWTF headworks exceeds 40 degrees Centigrade (104 degrees Fahrenheit) unless Ecology, upon request of the Permittee, approves, in writing, alternate temperature limits.
 - h. Any trucked or hauled pollutants, except at discharge points designated by the Permittee.
 - i. Wastewaters prohibited to be discharged to the IWWTF by the Dangerous Waste Regulations (chapter 173-303 WAC), unless authorized under the Domestic Sewage Exclusion (WAC 173-303-071).
3. The Permittee must also not allow the following discharges to the IWWTF unless approved in writing by Ecology:
- a. Noncontact cooling water in significant volumes.
 - b. Stormwater and other direct inflow sources.
 - c. Wastewaters significantly affecting system hydraulic loading, which do not require treatment, or would not be afforded a significant degree of treatment by the system.
4. The Permittee must notify Ecology if any industrial user violates the prohibitions listed in this section (S6.B), and initiate enforcement action to promptly curtail any such discharge.

S6.C. Wastewater discharge permit required

The Permittee must:

1. Establish a process for authorizing non-domestic wastewater discharges that ensures all SIUs in all tributary areas meet the applicable state waste discharge permit (SWDP) requirements in accordance with chapter 90.48 RCW and chapter 173-216 WAC.
2. Immediately notify Ecology of any proposed discharge of wastewater from a source, which may be a significant industrial user (SIU) [see fact sheet definitions or refer to 40 CFR 403.3(t)(i)(ii)].
3. Require all SIUs to obtain a SWDP from Ecology prior to accepting their non-domestic wastewater, or require proof that Ecology has determined they do not require a permit.
4. Require the documentation as described in S6.C.3 at the earliest practicable date as a condition of continuing to accept non-domestic wastewater discharges from a previously undiscovered, currently discharging and unpermitted SIU.
5. Require sources of non-domestic wastewater, which do not qualify as SIUs but merit a degree of oversight, to apply for a SWDP and provide it a copy of the application and any Ecology responses.
6. Keep all records documenting that its users have met the requirements of S6.C.

S6.D. Identification and reporting of existing, new, and proposed industrial users

1. The Permittee must take continuous, routine measures to identify all existing, new, and proposed SIUs and potential significant industrial users (PSIUs) discharging or proposing to discharge to the Permittee's sewer system (see **Appendix C** of the fact sheet for definitions).
2. Within 30 days of becoming aware of an unpermitted existing, new, or proposed industrial user who may be a significant industrial user (SIU), the Permittee must notify such user by registered mail that, if classified as an SIU, they must apply to Ecology and obtain a State Waste Discharge Permit. The Permittee must send a copy of this notification letter to Ecology within this same 30-day period.
3. The Permittee must also notify all Potential SIUs (PSIUs), as they are identified, that if their classification should change to an SIU, they must apply to Ecology for a State Waste Discharge Permit within 30 days of such change.

S6.E. Industrial user survey

The Permittee must update the industrial user survey as needed. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF). The updated survey must include a list of all new industrial users, as well as existing industrial users, which are known or discovered to have

significantly altered processes or disposal practices since submittal of the last survey or survey update. For industrial users for which there are potentially significant non-domestic discharges, the Permittee must obtain and include in the report the minimum information described in Section D.1 above for PSIUs.

S7. Solid wastes

S7.A. Solid waste handling

The Permittee must handle and dispose of all solid waste material in such a manner as to prevent its entry into state ground or surface water.

S7.B. Leachate

The Permittee must not allow leachate from its solid waste material to enter state waters without providing all known, available, and reasonable methods of treatment, nor allow such leachate to cause violations of the State Surface Water Quality Standards, Chapter 173-201A WAC, or the State Ground Water Quality Standards, Chapter 173-200 WAC. The Permittee must apply for a permit or permit modification as may be required for such discharges to state ground or surface waters.

S8. Application for permit renewal or modification for facility changes

The Permittee must submit an application for renewal of this permit by **August 31, 2018**. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).

The Permittee must also submit a new application or supplement at least one hundred eighty (180) days prior to commencement of discharges, resulting from the activities listed below, which may result in permit violations. These activities include any facility expansions, production increases, or other planned changes, such as process modifications, in the permitted facility.

S9. Land Application Management and Monitoring Plan Update

The permittee will prepare an updated Land Application Management and Monitoring plan. The updated plan will be submitted by **March 1, 2015**.

S10. Ammonia, BOD₅, TSS, and Fecal Coliform Reduction Plan

The permittee will prepare a plan outlining potential management methods and equipment (Best Management Practices) that may be used to reduce the concentrations of ammonia, BOD₅, TSS, and fecal coliform in the effluent to meet

the final effluent limitations. The plan will include identification of alternatives and associated costs. The study will be submitted by **February 1, 2018**.

S11. Compliance schedule

By the dates tabulated below, the Permittee must complete the following tasks and submit a report describing, at a minimum:

- Whether it completed the task and, if not, the date on which it expects to complete the task.
- The reasons for delay and the steps it is taking to return the project to the established schedule.

	Tasks	Date Due
1.	Land Application Management and Monitoring Plan Update	March 31, 2015
2.	Total Ammonia, BOD ₅ , TSS, & Fecal Coliform Reduction Plan	February 1, 2018

S12. Acute toxicity

S12.A. Effluent characterization

The Permittee must:

1. Conduct quarterly acute toxicity testing on the final effluent for one year starting in 1st Quarter 2015. Quarters means January through March, April through June, July through September, and October through December.
2. Submit a quarterly written report to Ecology for one year within 45 days of sampling and starting no later than **April 30, 2015**. Each subsequent report is due on April 30th, July 30th, October 30th, and January 30th of each year. Further instructions on testing conditions and test report content are in Section G below.
3. Use a dilution series consisting of a minimum of five concentrations and a control. The five concentrations should include the ACEC of 100% effluent.
4. Conduct the following two acute toxicity tests on each sample:

Acute Toxicity Tests	Species	Method
Fathead minnow 96-hour static-renewal test	<i>Pimephales promelas</i>	EPA-821-R-02-012
Daphnid 48-hour static test	<i>Ceriodaphnia dubia</i> , <i>Daphnia pulex</i> , or <i>Daphnia magna</i>	EPA-821-R-02-012

5. The effluent limit for acute toxicity listed in Section B below applies if after one year of effluent characterization:
- The median survival of any species in 100% effluent is below 80%.
 - Any one test of any species exhibits less than 65% survival in 100% effluent.

If the limit applies, then the Permittee must immediately follow the instructions in Sections B, C, D, E, and G. If the limit does not apply, then the Permittee must follow the instructions in Sections F and G.

S12.B. Effluent limit for acute toxicity

The effluent limit for acute toxicity is:

No acute toxicity detected in a test concentration representing the acute critical effluent concentration (ACEC).

The ACEC means the maximum concentration of effluent during critical conditions at the boundary of the acute mixing zone. The ACEC equals 100 % effluent.

S12.C. Compliance with the effluent limit for acute toxicity

Compliance with the effluent limit for acute toxicity means the results of the testing specified in Section D show no statistically significant difference in survival between the control and the ACEC.

If the test results show a statistically significant difference in survival between the control and the ACEC, the test does not comply with the effluent limit for acute toxicity. The Permittee must then immediately conduct the additional testing described in Section E. The Permittee will comply with the requirements of this section by meeting the requirements of Section E.

The Permittee must determine the statistical significance by conducting a hypothesis test at the 0.05 level of significance (Appendix H, EPA/600/4-89/001). If the difference in survival between the control and the ACEC is less than 10%, the Permittee must conduct the hypothesis test at the 0.01 level of significance.

S12.D. Compliance testing for acute toxicity

The Permittee must:

1. Perform the acute toxicity tests with 100% effluent, the ACEC, and a control, or with a full dilution series.
2. Conduct quarterly acute toxicity testing on the final effluent if characterization determines that the effluent limit for acute toxicity applies. Testing must begin by **April 1, 2016**. Quarters means January through March, April through June, July through September, and October through December.
3. Submit a quarterly written report to Ecology within 45 days of sampling and starting no later than July 30th. Each subsequent report is due on April 30th, July 30th, October 30th, and January 30th of each year. Further instructions on testing conditions and test report content are in Section G below.
4. The Permittee must perform compliance tests using each of the species and protocols listed below on a rotating basis:

Acute Toxicity Tests	Species	Method
Fathead minnow 96-hour static-renewal test	<i>Pimephales promelas</i>	EPA-821-R-02-012
Daphnid 48-hour static test	<i>Ceriodaphnia dubia</i> , <i>Daphnia pulex</i> , or <i>Daphnia magna</i>	EPA-821-R-02-012

S12.E. Response to noncompliance with the effluent limit for acute toxicity

If a toxicity test conducted under Section D determines a statistically significant difference in response between the ACEC and the control, using the statistical test described in Section C, the Permittee must begin additional testing within one week from the time of receiving the test results. The Permittee must:

1. Conduct one additional test each week for four consecutive weeks, using the same test and species as the failed compliance test.
2. Test at least five effluent concentrations and a control to determine appropriate point estimates. One of these effluent concentrations must equal the ACEC. The results of the test at the ACEC will determine compliance with the effluent limit for acute toxicity as described in Section C.
3. Return to the original monitoring frequency in Section D after completion of the additional compliance monitoring.

Anomalous test results: If a toxicity test conducted under Section D indicates noncompliance with the acute toxicity limit and the Permittee believes that the test result is anomalous, the Permittee may notify Ecology that the compliance test result may be anomalous. The

Permittee may take one additional sample for toxicity testing and wait for notification from Ecology before completing the additional testing. The Permittee must submit the notification with the report of the compliance test result and identify the reason for considering the compliance test result to be anomalous.

If Ecology determines that the test result was not anomalous, the Permittee must complete all of the additional monitoring required in this section. Or,

If the one additional sample fails to comply with the effluent limit for acute toxicity, then the Permittee must complete all of the additional monitoring required in this section. Or,

If Ecology determines that the test result was anomalous, the one additional test result will replace the anomalous test result.

If all of the additional testing in this section complies with the permit limit, the Permittee must submit a report to Ecology on possible causes and preventive measures for the transient toxicity event, which triggered the additional compliance monitoring. This report must include a search of all pertinent and recent facility records, including:

- Operating records
- Monitoring results
- Inspection records
- Spill reports
- Weather records
- Production records
- Raw material purchases
- Pretreatment records, etc.

If the additional testing in this section shows another violation of the acute toxicity limit, the Permittee must submit a Toxicity Identification/Reduction Evaluation (TI/RE) plan to Ecology within sixty (60) days after the sample date (WAC 173-205-100(2)).

S12.F. Testing when there is no permit limit for acute toxicity

The Permittee must:

1. Conduct acute toxicity testing on final effluent once in the last summer and once in the last winter prior to submission of the application for permit renewal.
2. Submit the results to Ecology with the permit renewal application.
3. Conduct acute toxicity testing on a series of at least five concentrations of effluent, including 100% effluent and a control.

4. Use each of the following species and protocols for each acute toxicity test:

Acute Toxicity Tests	Species	Method
Fathead minnow 96-hour static-renewal test	<i>Pimephales promelas</i>	EPA-821-R-02-012
Daphnid 48-hour static test	<i>Ceriodaphnia dubia</i> , <i>Daphnia pulex</i> , or <i>Daphnia magna</i>	EPA-821-R-02-012

S12.G. Sampling and reporting requirements

1. The Permittee must submit all reports for toxicity testing in accordance with the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. Reports must contain bench sheets and reference toxicant results for test methods. If the lab provides the toxicity test data in electronic format for entry into Ecology’s database, then the Permittee must send the data to Ecology along with the test report, bench sheets, and reference toxicant results.
2. The Permittee must collect grab samples for toxicity testing. The Permittee must cool the samples to 0 - 6 degrees Celsius during collection and send them to the lab immediately upon completion. The lab must begin the toxicity testing as soon as possible but no later than 36 hours after sampling was completed.
3. The laboratory must conduct water quality measurements on all samples and test solutions for toxicity testing, as specified in the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*.
4. All toxicity tests must meet quality assurance criteria and test conditions specified in the most recent versions of the EPA methods listed in Subsection C and the Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. If Ecology determines any test results to be invalid or anomalous, the Permittee must repeat the testing with freshly collected effluent.
5. The laboratory must use control water and dilution water meeting the requirements of the EPA methods listed in Section A or pristine natural water of sufficient quality for good control performance.
6. The Permittee may sample receiving water at the same time as the effluent and instruct the lab to measure the hardness of both and increase the hardness of the effluent sample to match the hardness of the receiving water sample prior to beginning the toxicity test.

Otherwise, the Permittee must conduct whole effluent toxicity tests on an unmodified sample of final effluent.

7. The Permittee may choose to conduct a full dilution series test during compliance testing in order to determine dose response. In this case, the series must have a minimum of five effluent concentrations and a control. The series of concentrations must include the acute critical effluent concentration (ACEC). The ACEC equals 100% effluent.
8. All whole effluent toxicity tests, effluent screening tests, and rapid screening tests that involve hypothesis testing must comply with the acute statistical power standard of 29% as defined in WAC 173-205-020. If the test does not meet the power standard, the Permittee must repeat the test on a fresh sample with an increased number of replicates to increase the power.

S13. Chronic toxicity

S13.A. Effluent characterization

The Permittee must:

1. Conduct chronic toxicity testing on the final effluent twice; once in April 2015 and once in July 2015.
2. Submit a written report to Ecology within 45 days of sampling. The Permittee must submit the first report by **June 15, 2015** and the second report by **September 15, 2015**. Further instructions on testing conditions and test report content are in Section G below.
3. Conduct chronic toxicity testing during effluent characterization on a series of at least five concentrations of effluent and a control. This series of dilutions must include the acute critical effluent concentration (ACEC). The ACEC equals 100% effluent. The series of dilutions should also contain the CCEC of 100% effluent.
4. Conduct the following three chronic toxicity tests on each sample:

Freshwater Chronic Test	Species	Method
Fathead minnow survival and growth	<i>Pimephales promelas</i>	EPA-821-R-02-013
Water flea survival and reproduction	<i>Ceriodaphnia dubia</i>	EPA-821-R-02-013
Alga	<i>Pseudokirchneriella subcapitata</i> (formerly <i>Selenastrum capricornutum</i>)	EPA-821-R-02-013

S13.B. Effluent limit for chronic toxicity

The effluent limit for chronic toxicity is:

No toxicity detected in a test concentration representing the chronic critical effluent concentration (CCEC).

The CCEC equals 100% effluent.

S13.C. Compliance with the effluent limit for chronic toxicity

Compliance with the effluent limit for chronic toxicity means the results of the testing specified in Subsection D. show no statistically significant difference in response between the control and the CCEC.

If the test results show a statistically significant difference in response between the control and the CCEC, the test does not comply with the effluent limit for chronic toxicity. The Permittee must then immediately conduct the additional testing described in Subsection E. The Permittee will comply with the requirements of this section by meeting the requirements of Subsection E.

The Permittee must determine the statistical significance by conducting a hypothesis test at the 0.05 level of significance (Appendix H, EPA/600/4-89/001). If the difference in response between the control and the CCEC is less than 20%, the Permittee must conduct the hypothesis test at the 0.01 level of significance. Ecology will reevaluate the need for the chronic toxicity limit in future permits.

Therefore, the Permittee must also conduct this same hypothesis test (Appendix H, EPA/600/4-89/001) to determine whether a statistically significant difference in response exists between the acute critical effluent concentration (ACEC) and the control.

S13.D. Compliance testing for chronic toxicity

The Permittee must:

1. Perform the chronic toxicity tests using the CCEC, the ACEC, and a control, or with a full dilution series.
2. Conduct chronic toxicity testing on the final effluent twice; once in **April 2016** and once in **August 2016** if characterization determines that the effluent limit for chronic toxicity applies. Testing must begin by April 2016. Submit a written report to Ecology twice within 45

days of sampling and starting no later than **May 2016** and **September 2016**. Further instructions on testing conditions and test report content are in Section G below.

3. Perform compliance tests using the following species on a rotating basis and the most recent version of the following protocols:

Freshwater Chronic Test	Species	Method
Fathead minnow survival and growth	<i>Pimephales promelas</i>	EPA-821-R-02-013
Water flea survival and reproduction	<i>Ceriodaphnia dubia</i>	EPA-821-R-02-013
Alga	<i>Pseudokirchneriella subcapitata</i> (formerly <i>Selenastrum capricornutum</i>)	EPA-821-R-02-013

S13.E. Response to noncompliance with the effluent limit for chronic toxicity

If a toxicity test conducted under Subsection D determines a statistically significant difference in response between the CCEC and the control using the statistical test described in Subsection C, the Permittee must begin additional testing within one week from the time of receiving the test results. The Permittee must:

1. Conduct additional testing each month for three consecutive months using the same test and species as the failed compliance test.
2. Use a series of at least five effluent concentrations and a control to determine appropriate point estimates. One of these effluent concentrations must equal the CCEC. The results of the test at the CCEC will determine compliance with the effluent limit for chronic toxicity as described in Subsection B.
3. Return to the original monitoring frequency in Subsection C after completion of the additional compliance monitoring.

Anomalous test results: If a toxicity test conducted under Subsection D indicates noncompliance with the chronic toxicity limit and the Permittee believes that the test result is anomalous, the Permittee may notify Ecology that the compliance test result may be anomalous. The Permittee may take one additional sample for toxicity testing and wait for notification from Ecology before completing the additional testing. The Permittee must submit the notification with the report of the

compliance test result and identify the reason for considering the compliance test result to be anomalous.

If Ecology determines that the test result was not anomalous, the Permittee must complete all of the additional monitoring required in this section. Or,

If the one additional sample fails to comply with the effluent limit for chronic toxicity, then the Permittee must complete all of the additional monitoring required in this section. Or,

If Ecology determines that the test result was anomalous, the one additional test result will replace the anomalous test result.

If all of the additional testing required by this section complies with the permit limit, the Permittee must submit a report to Ecology on possible causes and preventive measures for the transient toxicity event, which triggered the additional compliance monitoring. This report must include a search of all pertinent and recent facility records, including:

- Operating records
- Monitoring results
- Inspection records
- Spill reports
- Weather records
- Production records
- Raw material purchases
- Pretreatment records, etc.

If the additional testing required by this section shows another violation of the chronic toxicity limit, the Permittee must submit a Toxicity Identification / Reduction Evaluation (TI/RE) plan to Ecology within 60 days after the sample date (WAC 173-205-100(2)).

S13.F. Testing when there is no permit limit for chronic toxicity

The Permittee must:

1. Conduct chronic toxicity testing on final effluent once in the last winter and once in the last summer prior to submission of the application for permit renewal.
2. Submit the results to Ecology with the permit renewal application.

3. Conduct chronic toxicity testing on a series of at least five concentrations of effluent and a control. This series of dilutions must include the acute critical effluent concentration (ACEC). The ACEC equals 100% effluent. The series of dilutions should also contain the CCEC of 100% effluent.
4. Compare the ACEC to the control using hypothesis testing at the 0.05 level of significance as described in Appendix H, EPA/600/4-89/001.
5. Perform chronic toxicity tests with all of the following species and the most recent version of the following protocols:

Freshwater Chronic Test	Species	Method
Fathead minnow survival and growth	<i>Pimephales promelas</i>	EPA-821-R-02-013
Water flea survival and reproduction	<i>Ceriodaphnia dubia</i>	EPA-821-R-02-013
Alga	<i>Pseudokirchneriella subcapitata</i> (formerly <i>Selenastrum capricornutum</i>)	EPA-821-R-02-013

S13.G. Sampling and reporting requirements

1. The Permittee must submit all reports for toxicity testing in accordance with the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. Reports must contain bench sheets and reference toxicant results for test methods. If the lab provides the toxicity test data in electronic format for entry into Ecology's database, then the Permittee must send the data to Ecology along with the test report, bench sheets, and reference toxicant results.
2. The Permittee must collect grab samples for toxicity testing. The Permittee must cool the samples to 0 - 6 degrees Celsius during collection and send them to the lab immediately upon completion. The lab must begin the toxicity testing as soon as possible but no later than 36 hours after sampling was completed.
3. The laboratory must conduct water quality measurements on all samples and test solutions for toxicity testing, as specified in the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*.
4. All toxicity tests must meet quality assurance criteria and test conditions specified in the most recent versions of the EPA methods listed in Section C. and the Ecology Publication no. WQ-

R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. If Ecology determines any test results to be invalid or anomalous, the Permittee must repeat the testing with freshly collected effluent.

5. The laboratory must use control water and dilution water meeting the requirements of the EPA methods listed in Subsection C. or pristine natural water of sufficient quality for good control performance.
6. The Permittee may sample receiving water at the same time as the effluent and instruct the lab to measure the hardness of both and increase the hardness of the effluent sample to match the hardness of the receiving water sample prior to beginning the toxicity test. Otherwise, the Permittee must conduct whole effluent toxicity tests on an unmodified sample of final effluent.
7. The Permittee may choose to conduct a full dilution series test during compliance testing in order to determine dose response. In this case, the series must have a minimum of five effluent concentrations and a control. The series of concentrations must include the CCEC and the ACEC. The CCEC and the ACEC may either substitute for the effluent concentrations that are closest to them in the dilution series or be extra effluent concentrations. The CCEC equals 100% effluent. The ACEC equals 100% effluent.
8. All whole effluent toxicity tests that involve hypothesis testing must comply with the chronic statistical power standard of 39% as defined in WAC 173-205-020. If the test does not meet the power standard, the Permittee must repeat the test on a fresh sample with an increased number of replicates to increase the power.

General Conditions

G1. Signatory requirements

1. All applications, reports, or information submitted to Ecology must be signed and certified.
 - a. In the case of corporations, by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:
 - A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or

- The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
- In the case of a partnership, by a general partner.
- In the case of sole proprietorship, by the proprietor.
- In the case of a municipal, state, or other public facility, by either a principal executive officer or ranking elected official.

Applications for permits for domestic wastewater facilities that are either owned or operated by, or under contract to, a public entity shall be submitted by the public entity.

2. All reports required by this permit and other information requested by Ecology must be signed by a person described above or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described above and submitted to Ecology.
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.)
3. Changes to authorization. If an authorization under paragraph G1.2, above, is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of paragraph G1.2, above, must be submitted to Ecology prior to or together with any reports, information, or applications to be signed by an authorized representative.

4. Certification. Any person signing a document under this section must make the following certification:

"I certify under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

G2. Right of inspection and entry

The Permittee must allow an authorized representative of Ecology, upon the presentation of credentials and such other documents as may be required by law:

1. 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.
2. 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.
3. To inspect, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, methods, or operations regulated or required under this permit.
4. 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.

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, 40 CFR 122.64 or WAC 173-220-150 according to the procedures of 40 CFR 124.5.

1. The following are causes for terminating this permit during its term, or for denying a permit renewal application:
 - a. Violation of any permit term or condition.
 - b. Obtaining a permit by misrepresentation or failure to disclose all relevant facts.

- c. A material change in quantity or type of waste disposal.
 - d. 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.
 - e. 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.
 - f. Nonpayment of fees assessed pursuant to RCW 90.48.465.
 - g. Failure or refusal of the Permittee to allow entry as required in RCW 90.48.090.
2. The following are causes for modification but not revocation and reissuance except when the Permittee requests or agrees:
- a. A material change in the condition of the waters of the state.
 - b. New information not available at the time of permit issuance that would have justified the application of different permit conditions.
 - c. Material and substantial alterations or additions to the permitted facility or activities which occurred after this permit issuance.
 - d. Promulgation of new or amended standards or regulations having a direct bearing upon permit conditions, or requiring permit revision.
 - e. The Permittee has requested a modification based on other rationale meeting the criteria of 40 CFR Part 122.62.
 - f. Ecology has determined that good cause exists for modification of a compliance schedule, and the modification will not violate statutory deadlines.
 - g. Incorporation of an approved local pretreatment program into a municipality's permit.
3. The following are causes for modification or alternatively revocation and reissuance:
- a. When cause exists for termination for reasons listed in 1.a through 1.g of this section, and Ecology determines that modification or revocation and reissuance is appropriate.
 - b. When Ecology has received notification of a proposed transfer of the permit. A permit may also be modified to reflect a transfer after the effective date of an automatic transfer (General Condition G7) but will not be revoked and reissued after the effective date of the transfer except upon the request of the new Permittee.

G4. Reporting planned changes

The Permittee must, as soon as possible, but no later than one hundred eighty (180) days prior to the proposed changes, give notice to Ecology of planned physical alterations or additions to the permitted facility, production increases, or process modification which will result in:

1. The permitted facility being determined to be a new source pursuant to 40 CFR 122.29(b)
2. A significant change in the nature or an increase in quantity of pollutants discharged.
3. A significant change in the Permittee's sludge use or disposal practices. Following such notice, and the submittal of a new application or supplement to the existing application, along with required engineering plans and reports, this permit may be modified, or revoked and reissued pursuant to 40 CFR 122.62(a) to specify and limit any pollutants not previously limited. Until such modification is effective, any new or increased discharge in excess of permit limits or not specifically authorized by this permit constitutes a violation.

G5. Plan review required

Prior to constructing or modifying any wastewater control facilities, an engineering report and detailed plans and specifications must be submitted to Ecology for approval in accordance with chapter 173-240 WAC. Engineering reports, plans, and specifications must be submitted at least one hundred eighty (180) days prior to the planned start of construction unless a shorter time is approved by Ecology. Facilities must be constructed and operated in accordance with the approved plans.

G6. Compliance with other laws and statutes

Nothing in this permit excuses the Permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations.

G7. Transfer of this permit

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

1. Transfers by Modification

Except as provided in paragraph (2) 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.

2. Automatic Transfers

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

- a. The Permittee notifies Ecology at least thirty (30) days in advance of the proposed transfer date.
- b. The notice includes a written agreement between the existing and new Permittees containing a specific date transfer of permit responsibility, coverage, and liability between them.
- c. 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 this 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.

G8. Reduced production for compliance

The Permittee, in order to maintain compliance with its permit, must 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.

G9. Removed substances

Collected screenings, grit, solids, sludges, filter backwash, or other pollutants removed in the course of treatment or control of wastewaters must not be resuspended or reintroduced to the final effluent stream for discharge to state waters.

G10. Duty to provide information

The Permittee must submit to Ecology, within a reasonable time, all information which Ecology may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or to determine compliance with this permit. The Permittee must also submit to Ecology upon request, copies of records required to be kept by this permit.

G11. Other requirements of 40 CFR

All other requirements of 40 CFR 122.41 and 122.42 are incorporated in this permit by reference.

G12. Additional monitoring

Ecology may establish specific monitoring requirements in addition to those contained in this permit by administrative order or permit modification.

G13. Payment of fees

The Permittee must submit payment of fees associated with this permit as assessed by Ecology.

G14. Penalties for violating permit conditions

Any person who is found guilty of willfully violating the terms and conditions of this permit is deemed guilty of a crime, and upon conviction thereof shall be punished by a fine of up to ten thousand dollars (\$10,000) and costs of prosecution, or by imprisonment in the discretion of the court. Each day upon which a willful violation occurs may be deemed a separate and additional violation.

Any person who violates the terms and conditions of a waste discharge permit may incur, in addition to any other penalty as provided by law, a civil penalty in the amount of up to ten thousand dollars (\$10,000) for every such violation. Each and every such violation is a separate and distinct offense, and in case of a continuing violation, every day's continuance is deemed to be a separate and distinct violation.

G15. Upset

Definition – “Upset” means an exceptional incident in which there is unintentional and temporary noncompliance with technology-based permit effluent limits because of factors beyond the reasonable control of the Permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.

An upset constitutes an affirmative defense to an action brought for noncompliance with such technology-based permit effluent limits if the requirements of the following paragraph are met.

A Permittee who wishes to establish the affirmative defense of upset must 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 Special Condition S3.E.
4. The Permittee complied with any remedial measures required under S3.E of this permit.

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

G16. Property rights

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

G17. Duty to comply

The Permittee must 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.

G18. Toxic pollutants

e Permittee must 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.

G19. 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 (2) 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.

G20. Compliance schedules

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit must be submitted no later than fourteen (14) days following each schedule date.

G21. Service agreement review

The Permittee must submit to Ecology any proposed service agreements and proposed revisions or updates to existing agreements for the operation of any wastewater treatment facility covered by this permit. The review is to ensure consistency with chapters 90.46 and 90.48 RCW as required by RCW 70.150.040(9). In the event that Ecology does not comment within a thirty-day (30) period, the Permittee may assume consistency and proceed with the service agreement or the revised/updated service agreement.

Appendix A—List Of Pollutants With Analytical Methods, Detection Limits And Quantitation Levels

The Permittee must use the specified analytical methods, detection limits (DLs) and quantitation levels (QLs) in the following table for permit and application required monitoring unless:

- Another permit condition specifies other methods, detection levels, or quantitation levels.
- The method used produces measurable results in the sample and EPA has listed it as an EPA-approved method in 40 CFR Part 136.

If the Permittee uses an alternative method, not specified in the permit and as allowed above, it must report the test method, DL, and QL on the discharge monitoring report or in the required report.

If the Permittee is unable to obtain the required DL and QL in its effluent due to matrix effects, the Permittee must submit a matrix-specific detection limit (MDL) and a quantitation limit (QL) to Ecology with appropriate laboratory documentation.

When the permit requires the Permittee to measure the base neutral compounds in the list of priority pollutants, it must measure all of the base neutral pollutants listed in the table below. The list includes EPA required base neutral priority pollutants and several additional polynuclear aromatic hydrocarbons (PAHs). The Water Quality Program added several PAHs to the list of base neutrals below from Ecology's Persistent Bioaccumulative Toxics (PBT) List. It only added those PBT parameters of interest to Appendix A that did not increase the overall cost of analysis unreasonably.

Ecology added this appendix to the permit in order 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.

CONVENTIONAL PARAMETERS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Biochemical Oxygen Demand	SM5210-B		2 mg/L
Soluble Biochemical Oxygen Demand	SM5210-B ³		2 mg/L
Chemical Oxygen Demand	SM5220-D		10 mg/L

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Total Organic Carbon	SM5310-B/C/D		1 mg/L
Total Suspended Solids	SM2540-D		5 mg/L
Total Ammonia (as N)	SM4500-NH ₃ -B and C/D/E/G/H		20
Flow	Calibrated device		
Dissolved oxygen	SM4500-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 ⁺ B	N/A	N/A

NONCONVENTIONAL PARAMETERS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Total Alkalinity	SM2320-B		5 mg/L as CaCO ₃
Chlorine, Total Residual	SM4500 CI G		50.0
Color	SM2120 B/C/E		10 color units
Fecal Coliform	SM 9221E,9222	N/A	Specified in method - sample aliquot dependent
Fluoride (16984-48-8)	SM4500-F E	25	100
Nitrate + Nitrite Nitrogen (as N)	SM4500-NO ₃ -E/F/H		100
Nitrogen, Total Kjeldahl (as N)	SM4500-N _{org} B/C and SM4500NH ₃ -B/C/D/EF/G/H		300
Soluble Reactive Phosphorus (as P)	SM4500- PE/PF	3	10
Phosphorus, Total (as P)	SM 4500 PB followed by SM4500-PE/PF	3	10
Oil and Grease (HEM) (Hexane Extractable Material)	1664 A or B	1,400	5,000
Salinity	SM2520-B		3 practical salinity units or scale (PSU or PSS)
Settleable Solids	SM2540 -F		500 (or 0.1 mL/L)
Sulfate (as mg/L SO ₄)	SM4110-B		0.2 mg/L

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Sulfide (as mg/L S)	SM4500-S ² F/D/E/G		0.2 mg/L
Sulfite (as mg/L SO ₃)	SM4500-SO ₃ B		2 mg/L
Total Coliform	SM 9221B, 9222B, 9223B	N/A	Specified in method - sample aliquot dependent
Total dissolved solids	SM2540 C		20 mg/L
Total Hardness	SM2340B		200 as CaCO ₃
Aluminum, Total (7429-90-5)	200.8	2.0	10
Barium Total (7440-39-3)	200.8	0.5	2.0
BTEX (benzene +toluene + ethylbenzene + m,o,p xylenes)	EPA SW 846 8021/8260	1	2
Boron Total (7440-42-8)	200.8	2.0	10.0
Cobalt, Total (7440-48-4)	200.8	0.05	0.25
Iron, Total (7439-89-6)	200.7	12.5	50
Magnesium, Total (7439-95-4)	200.7	10	50
Molybdenum, Total (7439-98-7)	200.8	0.1	0.5
Manganese, Total (7439-96-5)	200.8	0.1	0.5
NWTPH Dx ⁴	Ecology NWTPH Dx	250	250
NWTPH Gx ⁵	Ecology NWTPH Gx	250	250
Tin, Total (7440-31-5)	200.8	0.3	1.5
Titanium, Total (7440-32-6)	200.8	0.5	2.5

PRIORITY POLLUTANTS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
METALS, CYANIDE & TOTAL PHENOLS			
Antimony, Total (7440-36-0)	200.8	0.3	1.0
Arsenic, Total (7440-38-2)	200.8	0.1	0.5
Beryllium, Total (7440-41-7)	200.8	0.1	0.5
Cadmium, Total (7440-43-9)	200.8	0.05	0.25
Chromium (hex) dissolved (18540-29-9)	SM3500-Cr EC	0.3	1.2
Chromium, Total (7440-47-3)	200.8	0.2	1.0
Copper, Total (7440-50-8)	200.8	0.4	2.0
Lead, Total (7439-92-1)	200.8	0.1	0.5
Mercury, Total (7439-97-6)	1631E	0.0002	0.0005
Nickel, Total (7440-02-0)	200.8	0.1	0.5

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Selenium, Total (7782-49-2)	200.8	1.0	1.0
Silver, Total (7440-22-4)	200.8	0.04	0.2
Thallium, Total (7440-28-0)	200.8	0.09	0.36
Zinc, Total (7440-66-6)	200.8	0.5	2.5
Cyanide, Total (57-12-5)	335.4	5	10
Cyanide, Weak Acid Dissociable	SM4500-CN I	5	10
Cyanide, Free Amenable to Chlorination (Available Cyanide)	SM4500-CN G	5	10
Phenols, Total	EPA 420.1		50

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
ACID COMPOUNDS			
2-Chlorophenol (95-57-8)	625	1.0	2.0
2,4-Dichlorophenol (120-83-2)	625	0.5	1.0
2,4-Dimethylphenol (105-67-9)	625	0.5	1.0
4,6-dinitro-o-cresol (534-52-1) (2-methyl-4,6,-dinitrophenol)	625/1625B	1.0	2.0
2,4 dinitrophenol (51-28-5)	625	1.0	2.0
2-Nitrophenol (88-75-5)	625	0.5	1.0
4-nitrophenol (100-02-7)	625	0.5	1.0
Parachlorometa cresol (59-50-7) (4-chloro-3-methylphenol)	625	1.0	2.0
Pentachlorophenol (87-86-5)	625	0.5	1.0
Phenol (108-95-2)	625	2.0	4.0
2,4,6-Trichlorophenol (88-06-2)	625	2.0	4.0

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
VOLATILE COMPOUNDS			
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

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
VOLATILE COMPOUNDS			
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-dichloropropene (mixed isomers) (1,2-dichloropropylene) (542-75-6) 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
Toluene (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
Vinyl chloride (75-01-4)	624/SM6200B	1.0	2.0

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
Acenaphthene (83-32-9)	625	0.2	0.4
Acenaphthylene (208-96-8)	625	0.3	0.6
Anthracene (120-12-7)	625	0.3	0.6
Benzidine (92-87-5)	625	12	24
Benzyl butyl phthalate (85-68-7)	625	0.3	0.6
Benzo(a)anthracene (56-55-3)	625	0.3	0.6
Benzo(b)fluoranthene (3,4-benzofluoranthene) (205-99-2) ⁷	610/625	0.8	1.6
Benzo(j)fluoranthene (205-82-3)⁷	625	0.5	1.0
Benzo(k)fluoranthene (11,12-benzofluoranthene) (207-08-9) ⁷	610/625	0.8	1.6
Benzo(r,s,t)pentaphene (189-55-9)	625	0.5	1.0
Benzo(a)pyrene (50-32-8)	610/625	0.5	1.0
Benzo(ghi)Perylene (191-24-2)	610/625	0.5	1.0
Bis(2-chloroethoxy)methane (111-91-1)	625	5.3	21.2
Bis(2-chloroethyl)ether (111-44-4)	611/625	0.3	1.0
Bis(2-chloroisopropyl)ether (39638-32-9)	625	0.3	0.6
Bis(2-ethylhexyl)phthalate (117-81-7)	625	0.1	0.5
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,h)acridine (226-36-8)	610M/625M	2.5	10.0
Dibenzo (a,i)acridine (224-42-0)	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

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
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

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
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 (86-30-6)	625	0.5	1.0
Perylene (198-55-0)	625	1.9	7.6
Phenanthrene (85-01-8)	625	0.3	0.6
Pyrene (129-00-0)	625	0.3	0.6
1,2,4-Trichlorobenzene (120-82-1)	625	0.3	0.6

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
DIOXIN			
2,3,7,8-Tetra-Chlorodibenzo-P-Dioxin (176-40-16) (2,3,7,8 TCDD)	1613B	1.3 pg/L	5 pg/L

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
PESTICIDES/PCBs			
Aldrin (309-00-2)	608	0.025	0.05
alpha-BHC (319-84-6)	608	0.025	0.05
beta-BHC (319-85-7)	608	0.025	0.05
gamma-BHC (58-89-9)	608	0.025	0.05
delta-BHC (319-86-8)	608	0.025	0.05
Chlordane (57-74-9) ⁸	608	0.025	0.05
4,4'-DDT (50-29-3)	608	0.025	0.05
4,4'-DDE (72-55-9)	608	0.025	0.05
4,4' DDD (72-54-8)	608	0.025	0.05
Dieldrin (60-57-1)	608	0.025	0.05
alpha-Endosulfan (959-98-8)	608	0.025	0.05
beta-Endosulfan (33213-65-9)	608	0.025	0.05
Endosulfan Sulfate (1031-07-8)	608	0.025	0.05
Endrin (72-20-8)	608	0.025	0.05
Endrin Aldehyde (7421-93-4)	608	0.025	0.05
Heptachlor (76-44-8)	608	0.025	0.05
Heptachlor Epoxide (1024-57-3)	608	0.025	0.05
PCB-1242 (53469-21-9) ⁹	608	0.25	0.5
PCB-1254 (11097-69-1)	608	0.25	0.5
PCB-1221 (11104-28-2)	608	0.25	0.5
PCB-1232 (11141-16-5)	608	0.25	0.5
PCB-1248 (12672-29-6)	608	0.25	0.5
PCB-1260 (11096-82-5)	608	0.13	0.5
PCB-1016 (12674-11-2) ⁹	608	0.13	0.5
Toxaphene (8001-35-2)	608	0.24	0.5

1. Detection level (DL) or detection limit means the minimum concentration of an analyte (substance) that can be measured and reported with a 99% confidence that

the analyte concentration is greater than zero as determined by the procedure given in 40 CFR part 136, Appendix B.

2. Quantitation Level (QL) also known as Minimum Level of Quantitation (ML) – The lowest level at which the entire analytical system must give a recognizable signal and acceptable calibration point for the analyte. It is equivalent to the concentration of the lowest calibration standard, assuming that the lab has used all method-specified sample weights, volumes, and cleanup procedures. The QL is calculated by multiplying the MDL by 3.18 and rounding the result to the number nearest to (1, 2, or 5) $\times 10^n$, where n is an integer. (64 FR 30417).
ALSO GIVEN AS:
The smallest detectable concentration of analyte greater than the Detection Limit (DL) where the accuracy (precision & bias) achieves the objectives of the intended purpose. (Report of the Federal Advisory Committee on Detection and Quantitation Approaches and Uses in Clean Water Act Programs Submitted to the US Environmental Protection Agency December 2007).
3. Soluble Biochemical Oxygen Demand method note: First, filter the sample through a Millipore Nylon filter (or equivalent) - pore size of 0.45-0.50 μm (prep all filters by filtering 250 ml of laboratory grade deionized water through the filter and discard). Then, analyze sample as per method 5210-B.
4. NWTPH Dx: Northwest Total Petroleum Hydrocarbons Diesel Extended Range – see <http://www.ecy.wa.gov/biblio/97602.html>
5. NWTPH Gx - Northwest Total Petroleum Hydrocarbons Gasoline Extended Range – see <http://www.ecy.wa.gov/biblio/97602.html>
6. 1, 3-dichloroproylene (mixed isomers) You may report this parameter as two separate parameters: cis-1, 3-dichloropropene (10061-01-5) and trans-1, 3-dichloropropene (10061-02-6).
7. Total Benzofluoranthenes - Because Benzo(b)fluoranthene, Benzo(j)fluoranthene and Benzo(k)fluoranthene co-elute you may report these three isomers as total benzofluoranthenes.
8. Chlordane – You may report alpha-chlordane (5103-71-9) and gamma-chlordane (5103-74-2) in place of chlordane (57-74-9). If you report alpha and gamma-chlordane, the DL/PQLs that apply are 0.025/0.050.
9. PCB 1016 & PCB 1242 – You may report these two PCB compounds as one parameter called PCB 1016/1242.