



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

April 23, 2002

CERTIFIED MAIL

Mr. Steven Thomas
Snow & Sons Produce Co.
521 Wellner Rd
Outlook, WA 98938

Dear Mr. Thomas:

RE: Notice of Temporary State Waste Discharge Permit No. ST-9228
for Snow & Sons Produce Co.

Your application for State Waste Discharge Permit No. ST-9228 for Snow & Sons Produce, was received by this office on May 23, 2001. It was reviewed and accepted as complete on July 19, 2001.

A Public Notice of Application was published on July 24, and July 31, 2001, in the Sunnyside Daily Sun News and the public comment period ended August 31, 2001, with no comments being received.

Given our limited resources, we are unable to process your application at this time. RCW 90.48.200 states, "In the event of failure of the Department to act upon an application within sixty days after it has been filed, the applicant shall be deemed to have a temporary permit (provided that the permit application fee has been paid). Said permit shall authorize the applicant to discharge waste into waters of the State as requested in its application only until such time as the Department shall have taken action upon said application."

The Department understands that your facility is seasonal and was closed during the fall and winter of 2001. Your permit application fee was received when the facility reopened for the season April 19, 2002. Therefore, as RCW 90.48.200 and WAC 173-216-090 provide, your new Temporary Permit will become effective **May 1, 2002**. It will remain in force for up to five years or until further notice by the Department, whichever occurs first. The Department will undertake writing a full permit as time allows. At that time we will contact you to discuss any changes in operation and to do a site visit.

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Your temporary permit consists of the permit application and all appendices submitted with it. Compliance with the application and the appendices will constitute compliance with the temporary permit.

This authorization does not allow you to discharge pollutants not specified in your application and attachments or in quantities exceeding those specified in your application or appendices, or in quantities exceeding those specified. You are also required to comply with all water pollution laws and regulations. A new application is required in five years.

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

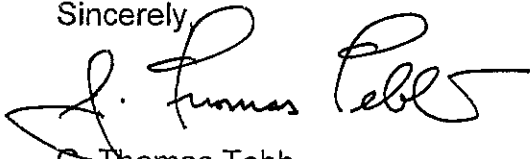
Fee category: Vegetable/Bulb Washing Facilities
Subcategory: b. 1,000-<5,000 gallons per day

FY 2002 Annual Fee: \$171

Permit fee billing will be in a separate mailing from the Ecology Fee Unit.

If you have any questions or need assistance, please feel free to contact Phelps Freeborn, your permit manager at 509/454-7277.

Sincerely,



G. Thomas Tebb
Section Manager
Water Quality Program

GTT:ch
020426

c: Bev Poston, Ecology-Olympia
Phelps Freeborn, Ecology-Yakima
Joe Ortiz, Ecology-Yakima