



STATE OF WASHINGTON  
**DEPARTMENT OF ECOLOGY**

Eastern Region Office  
4601 North Monroe St., Spokane, WA 99205-1295 • 509-329-3400

July 27, 2023

Kenneth Toner  
Toner Excavating  
4321 E Eloika Rd  
Chattaroy, WA 99003

RE: Toner Excavating WAG507008- Sand and Gravel General Permit Compliance Inspection

Dear Mr. Toner:

The Department of Ecology (Ecology) a conducted a Sand and Gravel routine compliance inspection at Toner Excavating permit number WAG507008 on June 22, 2023 Enclosed is a copy of the inspection report for your review and records. I would like to thank you for your time providing a tour of the site. The following reminders are provided to assist sites with Sand and Gravel General Permit Compliance.

**Site Management Plan**

The facility Site Management Plan (SMP) is subject to periodic review and update, necessary to represent current facility conditions and maintain compliance with the permit conditions. Your SMP includes a current Site Map, Storm Water Pollution Prevention Plan (SWPPP), Erosion and Sediment Control Plan (ESCP), Monitoring Plan, and Spill Control Plan.

***Refer to Special Conditions S5, S6, S7, S8, and S9 on pages 23-31 of the Permit.***

Please provide a copy of the SMP for review within **60 days of receipt of this letter**. You may send this electronically to Jefferson.Davis@ecy.wa.gov or mail it to:

Attn: Jefferson Davis  
Washington State Department of Ecology  
Eastern Region Office  
4601 North Monroe St.  
Spokane, WA 99205

**Source Control BMPs**

**Store unhardened concrete, any type of concrete solids** (does not include fully cured or recycled concrete), returned asphalt, and cold mix asphalt on a bermed impervious surface.

This includes comeback concrete, ecology blocks, septic tanks, jersey barriers, and other cast concrete products. Treat all stormwater that contacts these materials in a lined impoundment. Discharge of this water is subject to the effluent limitations in [S2](#) and must not cause a violation of water quality standards.

The Permittee must use **source control BMPs** in the following areas and during the following activities as necessary to control pollutants:

Fueling at Dedicated Stations

Mobile Fueling

Loading and Unloading Areas

Storage of Liquid in Permanent Above-ground Tanks

Dust Control

High Use Parking Areas

**Storage or Transfer of Solid Raw Materials, By-Products or Finished Products**

(See Volume IV in the SWMMWW/Chapter 8 in the SWMMEW for specific BMPs)

**The Sand and Gravel Permit details a lined (impervious) surface as:**

- Synthetic or flexible membrane material, not less than 30 mils thick (40 mils for new installations after the effective date of this permit), that must not react with the discharge.
- Concrete with a minimum thickness of six inches.
- Asphalt with a minimum thickness of six inches.
- Steel-walled containment tank.
- Any other functionally equivalent impoundment, structure, or technique that is based on standard engineering practices, and approved by Ecology to meet the intent of this section.

*Refer to Special Condition S8 and S9 starting on page 28 of the Permit.*

**Reporting and Record Keeping Requirements**

The Permittee must report monitoring and other information in accordance with the following conditions. The falsification of information submitted to Ecology constitutes a violation of the terms and conditions of this permit.

**A. Discharge Monitoring Reports**

1. Permittees must submit a "Discharge Monitoring Report (DMR)" form on a quarterly basis for all:
  - a. Active sites, whether or not the facility was discharging.
  - b. Inactive sites required to conduct monitoring per condition [S4.C.1](#) and/or [S4.C.2](#).

2. Permittees must submit DMRs to Ecology on or before the DMR due dates according to the Table 5 below:

**Table 5: Discharge Monitoring Reporting Due Dates**

<b>Discharge Monitoring Period</b>	<b>DMR Due Dates:</b>
October, November, December	January 30
January, February, March	April 30
April, May, June	July 30
July, August, September	October 30

3. For Permittees that receive permit coverage for the first time after the effective date of this permit, the first monitoring period is the first full quarter following the date of permit coverage.
4. Permittees must submit DMRs electronically using Ecology's Water Quality Permitting Portal (WQWebDMR) – Discharge Monitoring Report (DMR) application, unless the Permittee applies for and Ecology approves an *Electronic Reporting Waiver*<sup>4, 5</sup>. Permittees that have received an Electronic Reporting Waiver from Ecology must submit their DMRs to the appropriate regional Ecology office.

#### **B. Records Retention**

1. The Permittee must retain records of the following documents on site, or within reasonable access to the site:
  - a. The current version of the Sand and Gravel General Permit.
  - b. Permit coverage page.
  - c. The Site Management Plan (SMP), including all four main sections, site map, and applicable incorporated plans.
  - d. All monitoring information for a minimum of five (5) years including:

***Refer to Special Condition S10 on page 31 of the Permit.***

#### **Permit Coverage**

Permittees must notify Ecology to: add, remove, or revise authorized activities listed in their coverage page.

***Refer to Special Condition S1 on page 8 of the Permit.***

## **Monitoring Requirements**

### **A. Discharges to Groundwater**

1. The Permittee must monitor all discharges of process water, mine dewatering water, Type 2 stormwater and Type 3 stormwater to groundwater per [S2](#).
2. The Permittee is required to representatively sample discharges to ground. Representative sampling may include sampling groundwater quality from monitoring wells in accordance with an Ecology-approved groundwater impact study based on [Ecology Publication 96-02 \(Implementation Guidance for the Groundwater Quality Standards\)](#).

*Refer to Special Condition S4 on page 17 of the Permit.*

Thank you for discussing the site operations with me and putting forth the effort to meet the permit conditions. If you have any questions or comments regarding this report or compliance with the permit, please call me at (509) 329-3565 or [Jefferson.Davis@ecy.wa.gov](mailto:Jefferson.Davis@ecy.wa.gov).

Sincerely,



Jefferson Davis  
General Permits Manager  
Eastern Regional Office