



**STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY**

PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

August 31, 2023

Dan DeGroot  
Skyridge Farms  
4701 Scoon Rd.  
Sunnyside, WA 98944  
98944-9796

**Re: Administrative Order**

<b>Administrative Order Docket #</b>	22165
<b>Site Location</b>	4701 Scoon Rd. Sunnyside, WA 98944

Dear Dan DeGroot:

The Department of Ecology (Ecology) is issuing the enclosed Administrative Order (Order) requiring Skyridge Farms to comply with:

- Chapter 90.48 Revised Code of Washington (RCW) – Water Pollution Control Law
- Chapter 173-226 Washington Administrative Code – Waste Discharge General Permit Program
- Concentrated Animal Feeding Operation National Pollutant Discharge Elimination System and State Waste Discharge General Permit: WAG015020.

If you have questions, please contact Heather Patt at (360)764-0890 or [heather.patt@ecy.wa.gov](mailto:heather.patt@ecy.wa.gov).

Sincerely,

Jeff Killelea, Manager  
Permit and Technical Services Section  
Water Quality Program

Enclosure: Administrative Order Docket #22165  
**By Certified Mail: # 9489 0090 0027 6086 4109 68**

State of Washington  
Department of Ecology

In the Matter of an Administrative Order Against  
Skyridge Farms  
Dan DeGroot  
Administrative Order Docket #22165

To: Dan DeGroot  
Skyridge Farms  
4701 Scoon Rd.  
Sunnyside, WA 98944  
98944-9796

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Chapter 90.48.120 RCW gives Ecology the authority to issue Administrative Orders requiring compliance whenever it determines that a person has violated Chapter 90.48 RCW.

## 1. Determination of Violation(s) and Order to Comply

**Ecology's determination that a violation has occurred is based on the violation listed below.**

Violation and Associated Corrective Action:

Violation Description: Permit conditions outlined in S5.D Groundwater Monitoring requires the development of a Groundwater Monitoring Work Plan within six months of receiving permit coverage. The Groundwater Monitoring Plan was due on July 6, 2023 and is now past due.

#### Correction Actions Required:

For these reasons, and in accordance with RCW 90.48.120(2), it is an order that Skyridge Farms take the following actions. These actions are required at the location known as Skyridge Farms 4701 Scoon Rd. Sunnyside, WA.

On or before November 3, 2023, Skyridge Farms must:

1. Develop a Groundwater Monitoring Work Plan in accordance to permit S5.D conditions of their CAFO NPDES and State Waste Discharge General Permit WAG015020.
2. Submit to Washington Department of Ecology a Groundwater Monitoring Work Plan in accordance with WAC 173-200-080.

## **2. Eligibility for Paperwork Violation Waiver and Opportunity to Correct**

Under RCW 34.05.110, small businesses are eligible for a waiver of a first-time paperwork violation and an opportunity to correct other violations. We have made no determination as to whether you meet the definition of a “small business” under this section. However, we have determined that the requirements of RCW 34.05.110 do not apply to the violation(s) due to a conflict with federal law or program requirements, including federal requirements that are a prescribed condition to the allocation of federal funds to the State.

### **Failure to Comply With This Order**

Failure to comply with this Order may result in the issuance of civil penalties or other actions, whether administrative or judicial, to enforce the terms of this Order.

## **3. Your Right to Appeal**

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within thirty (30) days of the date of receipt of this Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. “Date of receipt” is defined in RCW 43.21B0.001(2).

To appeal, you must do all of the following within thirty (30) days of receipt of this Order:

- File your appeal and a copy of this Order with the PCHB (see address below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Order on Ecology by mail or in person or by email (see addresses below).

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

## Filing with the PCHB

For the most current information regarding filing with the PCHB, visit: <https://eluhho.wa.gov/> or call: 360-664-9160.

## Service on Ecology

### Street Addresses:

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

### Mailing Addresses:

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

### E-Mail Address:

[ecologyappeals@ecy.wa.gov](mailto:ecologyappeals@ecy.wa.gov)

## 4. Contact Information

Please direct all questions about this Notice of Violation to:

Heather Patt  
Department of Ecology  
Water Quality Program  
PO Box 47600  
Olympia, WA 98247

Phone: 360-764-0890

Email: [heather.patt@ecy.wa.gov](mailto:heather.patt@ecy.wa.gov)

## 5. More Information

- **Pollution Control Hearings Board Website:**  
<https://www.eluho.wa.gov>
- **Chapter 43.21B RCW – Environmental and Land Use Hearings Office – Pollution Control Hearings Board:**  
<https://app.leg.wa.gov/RCW/default.aspx?cite=43.21B>
- **Chapter 371-08 WAC – Practice and Procedure**  
<https://app.leg.wa.gov/WAC/default.aspx?cite=371-08>
- **Chapter 34.05 RCW – Administrative Procedure Act**  
<https://app.leg.wa.gov/RCW/default.aspx?cite=34.05>
- **Ecology’s Laws, Rules, & Rulemaking Website**  
<https://ecology.wa.gov/Footer/rulemaking>

## 6. Signature



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Jeff Killelea, Manager  
Permit and Technical Services Section  
Water Quality Program  
Headquarters

August 31, 2023

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Date