

**Addendum to the Fact Sheet for  
National Pollutant Discharge Elimination  
System (NPDES) Permit WA0040967  
March 2013**

**1. General Information**

Facility: TOC Holdings Company, Property #01-115/122  
Handy Andy No. 8  
3314 Northeast 44<sup>th</sup> Street  
Vancouver, WA

**2. Application and Compliance Review**

TOC Holdings Company (Handy Andy No. 8) submitted an application to the Department of Ecology (Ecology) on December 27, 2011, for permit reissuance, and Ecology accepted it on January 5, 2012. Ecology reviewed inspections and assessed compliance of the facility's discharge with the terms and conditions in the previous permit. Ecology has sufficiently reviewed the application, discharge monitoring reports, and other facility information in enough detail to ensure that:

- TOC Holdings Company (Handy Andy No. 8) has complied with all of the terms, conditions, requirements and schedules of compliance of the expired permit. The Permittee did not report the outfall inspections as required by the permit. These violations are minor and Ecology's April 24, 2013, inspection showed that there was not any indication of erosion around the outfall and it was functioning properly.
- Ecology has up-to date information on the facility's contaminated groundwater treatment practices and the nature, content, volume, and frequency of its discharge.
- The discharge meets applicable effluent standards and limits, water quality standards, and other legally applicable requirements.

Since the issuance of the current permit, Ecology has not received any additional information, which indicates that environmental impacts from the discharge warrant a complete renewal of the permit. Therefore, Ecology chose to reauthorize this permit.

**3. Permit Reauthorization**

When Ecology reauthorizes a discharge permit it essentially reissues the permit with the existing limits, terms and conditions. Alternatively, when Ecology renews a permit it re-evaluates the impact of the discharge on the receiving water, which may lead to changes in the limits, terms and conditions of the permit.

The permit reauthorization process, along with the renewal of high priority permits, allows Ecology to reissue permits in a timely manner and minimize the number of active permits that have passed their expiration dates. Ecology assesses each permit that is expiring and due for reissuance and compares it with other permits due for reissuance when it plans its workload for

the upcoming year. Ecology notifies the public and seeks input after it has tentatively established the permits it plans to renew and those it plans to reauthorize. Ecology considers all relevant comments and suggestions before it makes a final decision.

This fact sheet addendum accompanies the permit, which Ecology proposes to reauthorize for the discharge of wastewater to Burnt Bridge Creek. The previous fact sheet explains the basis for the discharge limits and conditions of the reauthorized permit and remains as part of the administrative record.

#### 4. **Permit Limits and Conditions**

Table A

<b>Permit Event</b>	<b>Date</b>
Original Permit Issuance and expiration	September 1997 - July 2003
Permit Modified	June 2000
Permit Modified	June 2003
Second Permit Renewal and Expiration (Model LUST NPDES permit was used)	July 2003 - June 2008
Permit was Reauthorized	July 2008 – July 2013

Table A summarizes the permitting events since 1997. For the new permit, June 2012 permit shell was used in order to include all the new regulatory requirements. The permit limits are developed based on the procedure outlined in Chapter III, Tables B and C of July 2011 Ecology's permit writers manual for Leaking Underground Storage Tank (LUST) cleanup sites. The new permit will also require an update to solid waste control plan, spill plan and operating and maintenance manual.

#### 5. **Public Process**

Ecology must public notice the availability of the draft reauthorized permit at least 30 days before it reissues the permit [Washington Administrative Code (WAC) 173-220-050]. Ecology invites you to review and comment on its decision to reauthorize the permit (see Appendix A-Public Involvement Information for more detail on the Public Notice procedures).

After the public comment period has closed, Ecology will prepare a *Response to Comments* document and attach it to this fact sheet addendum. Ecology will respond to each comment and describe the resultant changes to the permit in this document. Ecology sends a copy of the *Response to Comments* to all parties that submitted comments.

#### 6. **Permit Appeal Process**

Appendix B describes the permit appeal process.

#### 7. **Recommendation for Permit Issuance**

Ecology proposes to reissue this permit for five years.

### **Appendix A--Public Involvement Information**

Ecology proposes to reissue a permit to TOC Holdings Company (Handy Andy No. 8). The permit includes wastewater discharge limits and other conditions. This fact sheet describes the facility and Ecology's reasons for requiring permit conditions.

Ecology placed a Public Notice of Application on May 9, 2013, in the *Columbian* to inform the public about the submitted application and to invite comment on the reissuance of this permit.

Ecology will place a Public Notice of Draft on June 12, 2013, in the *Columbian* to inform the public and to invite comment on the proposed draft National Pollutant Discharge Elimination System permit and fact sheet.

The notice:

- Tells where copies of the draft permit and fact sheet are available for public evaluation (a local public library, the closest regional or field office, posted on our website).
- Offers to provide the documents in an alternate format to accommodate special needs.
- Asks people to tell us how well the proposed permit would protect the receiving water.
- Invites people to suggest fairer conditions, limits, and requirements for the permit.
- Invites comments on Ecology's determination of compliance with antidegradation rules.
- Urges people to submit their comments, in writing, before the end of the comment period.
- Tells how to request a public hearing about the proposed NPDES permit.
- Explains the next step(s) in the permitting process.

Ecology has published a document entitled *Frequently Asked Questions about Effective Public Commenting*, which is available on our website at <http://www.ecy.wa.gov/biblio/0307023.html>.

You may obtain further information from Ecology by telephone, (360) 407-6280 or by writing to the address listed below.

Water Quality Permit Coordinator  
Department of Ecology  
Southwest Regional Office  
P.O. Box 47775  
Olympia, WA 98504-7775

The primary author of this permit and fact sheet is Mohsen Kourehdar.

### Appendix B --Your Right to Appeal

You have a right to appeal this permit to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of the final permit. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2) (see glossary).

To appeal you must do the following within 30 days of the date of receipt of this permit:

- File your appeal and a copy of this permit with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this permit on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

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

#### ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive Southeast Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk P.O. Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel Road Southwest, Suite 310 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> P.O. Box 40903 Olympia, WA 98504-0903