



# Rule Adoption Notice

## Remedial Action Grants, Chapter 173-322 WAC

*As a result of legislation passed in 2003 (ESSB 5766) Ecology is required to send out notification to businesses affected by rule adoptions. To comply with this law and to keep the regulated community better informed of Ecology rule adoptions, you are receiving this notification of a rule adoption.*

### Requirements of the rule

The rule establishes requirements for a program of grants and loans to local governments for remedial action pursuant to RCW 70.105D.070 (3) (a) and (7). The intent of remedial action grants and loans is to encourage and expedite the cleanup of hazardous waste sites and to lessen the impact of the cleanup on ratepayers and taxpayers. The grants and loans are to supplement local government funding for remedial actions.

### Summary of the rule changes adopted on March 17, 2005

Ecology is amending chapter 173-322 WAC, Remedial Action Grants & Loans for the following reasons: 1) implement new grant programs, 2) implement an existing loan program, 3) improve the operation of the existing grant programs, and 4) improve the clarity and usability of the rule. Specific changes were made in the following areas: definitions, administration and fiscal controls, oversight of remedial action grants, independent remedial action grants, area-wide ground water remedial action and safe drinking water grants.

Included in the rule changes is language amending eligibility requirements to allow funding for remedial actions performed under CERCLA orders issued prior to the effective date of rule amendments, if the local government submits a grant application within 6 months of the effective date of the rule amendments.

### Effective April 18, 2005

This amendment to Chapter 173-322 WAC becomes effective on April 18, 2005.

### Appeal procedures

This adoption can be appealed under procedures described in the Administrative Procedure Act (RCW 34.05.330). For additional information about appealing this adoption please contact Jerry Thielen, Ecology's Regulatory Affairs Manager at (360) 407-7551 or by email [jthi461@ecy.wa.gov](mailto:jthi461@ecy.wa.gov).

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