



DEPARTMENT OF
ECOLOGY
State of Washington

Rule Implementation Plan

Solid Fuel Burning Devices

Chapter 173-433 WAC

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Publication and Contact Information

This report is available on the Department of Ecology's website at <https://fortress.wa.gov/ecy/publications/SummaryPages/1302037.html>.

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Purpose

The Department of Ecology (Ecology) provides the information in this implementation plan to meet agency and Administrative Procedure Act (RCW 34.05.328) requirements related to rule adoptions.

Introduction

On January 23, 2014, Ecology adopted amendments to Chapter 173-433 WAC Solid Fuel Burning Devices (AO # 12-04). The purpose of this rule implementation plan is to inform those who must comply with Chapter 173-433 WAC, Solid Fuel Burning Devices about how the Ecology intends to:

- Implement and enforce the rule.
- Inform and educate persons affected by the rule.
- Promote and assist voluntary compliance for the rule.
- Evaluate the rule.
- Train and inform Ecology staff about the new or amended rule.

Also included in this plan is information about:

- Supporting documents that may need to be written or revised because of the new rule or amended rule.
- Other resources where more information about the rule is available.
- Contact information for Ecology employees who can answer questions about the rule implementation.

Implementation and Enforcement

Ecology and local air quality agencies will implement and enforce this rule. The program distribution list for this rule making includes staff from the different agencies that already monitor, and implement the requirements in this rule. Using existing resources, these staff will continue to work with members of the public who need to comply with this rule's requirement. Since Ecology and the local air quality agencies are already implementing the new provisions in this rule and will continue to follow existing enforcement processes, we do not anticipate additional resources are needed to implement and enforce this rule.

Informing and Educating Persons Affected by the Rule

To help inform and educate the affected persons, Ecology is doing or has done the following:

Before the rule is finalized:

- Sent out public notices
- Used a distribution list created for this rule making to send updates
- Posted information on Ecology's agency and Air Quality web pages
- Held a public workshop to gather stakeholder input prior to CR-102 filing

- Held public hearing with a public workshop

Once the rule is adopted:

- Issue a press release announcing the adoption of the rule
- Email stakeholders on our distribution list for this rule making
- Post the final rule and related rule-making documents on the internet for public access
- Provide the Concise Explanatory Statement and information about the adoption of the rule to everyone who attended the hearing and commented during the public comment period
- Inform and educate the public when they contact Ecology
- Consider working with wood stove retailers to increase outreach about proper burning practices

Promoting and Assisting Voluntary Compliance

The actions mentioned above to inform and educate affected persons on the changes also help to promote voluntary compliance. Program staff is available to respond to stakeholder phone and e-mail inquiries.

Evaluating the Rule

There are several ways Ecology and local air agencies evaluate if they are meeting the requirements in the Solid Fuel Burning Devices Rule: They include:

- A statewide monitoring system
 - Data gathered and monitored daily.
 - Analysis, as needed, through appropriate modeling programs. Examples include winter time weather inversions and periods with impaired air quality burn bans
 - System includes monitors placed in areas expected to have higher levels of pollutants from wood smoke
- Tracking and following up on complaints related to wood smoke and indoor burning.
- Ongoing assessment of effectiveness and challenges of calling impaired air quality burn bans
- Local air agencies use information from their wood stove programs to determine effectiveness of outreach and incentives to remove or replace uncertified wood stoves.

Training and Informing Agency Staff

Program staff who worked on this rule making will continue to network with other staff throughout Ecology and local air agencies as needed.

List of Supporting Documents that May Need to be Written or Revised

We did not identify any supporting document that need to be written or revised. Rule-making documents are available on Ecology's website at <http://www.ecy.wa.gov/laws-rules/wac173433/1204.html>.

More Information

Rule-making documents are available on Ecology's website at <http://www.ecy.wa.gov/laws-rules/wac173433/1204.html>.

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