
5.1

WAC 463-60-536 Air emissions permits and authorizations.

(1) The application for site certification shall include a completed prevention of significant deterioration permit (PSD) application and a notice of construction application pursuant to the requirements of chapter 463-78 WAC.

(2) The application shall include requests for authorization for any emissions otherwise regulated by local air agencies as identified in WAC 463-60-297 Pertinent federal, state and local requirements.

[04-23-003, recodified as § 463-60-536, filed 11/4/04, effective 11/11/04. Statutory Authority: RCW 80.50.040 (1) and (12). 04-21-013, § 463-42-536, filed 10/11/04, effective 11/11/04.]

SECTION 5.1 AIR EMISSIONS PERMITS AND AUTHORIZATIONS (WAC 463-60-536)

Pursuant to WAC 463-60-115, Whistling Ridge Energy LLC requests a waiver of the information required by WAC 463-60-536, which calls for a PSD permit application and a Notice of Construction Application.

The fuel source for the Whistling Ridge Energy Project is wind transformed from kinetic energy into electrical energy by wind turbine generators. The project would not be subject to PSD regulations since it would not emit more than 100 tons per year of a regulated pollutant. As no air emissions would be generated from operation of the wind turbine generators, a PSD Permit and Notice of Construction Application would not be required.

5.2

WAC 463-60-537 Wastewater/storm water discharge permit applications.

The application for site certification shall include:

- (1) A completed National Pollutant Discharge Elimination System (NPDES) permit application, for any proposed discharge to surface waters of the state of Washington, pursuant to the requirements of WAC 463-76-031; or*
- (2) For any proposed discharge to publicly owned treatment works (POTW) and/or ground water of the state of Washington, a state waste discharge application;*
- (3) A notice of intent to be covered under any applicable statewide general permit for storm water discharge.*

[04-23-003, recodified as § 463-60-537, filed 11/4/04, effective 11/11/04. Statutory Authority: RCW 80.50.040 (1) and (12). 04-21-013, § 463-42-537, filed 10/11/04, effective 11/11/04.]

SECTION 5.2 WASTEWATER/STORMWATER DISCHARGE PERMIT APPLICATION (WAC 463-60-537)

5.2.1 WASTEWATER DISCHARGE

EFSEC has jurisdiction regarding the NPDES Permit over the project pursuant to WAC Chapter 463-38. Construction of the facility would disturb more than five acres of land, and EFSEC may determine that the Whistling Ridge Energy Project obtain coverage under Ecology's Stormwater General Permit for construction activities.

If coverage is deemed necessary by EFSEC, at least 30 days prior to beginning construction, Whistling Ridge Energy LLC would develop and submit to EFSEC a notice of intent to be covered by Ecology's 2005 Construction Stormwater General Permit for discharges associated with construction. Pursuant to the general permit, Whistling Ridge Energy LLC would prepare SWPPPs that identify appropriate BMPs to reduce the pollution loadings resulting from construction activities and industrial operations. These BMPs would be incorporated into project design, and Whistling Ridge Energy LLC would ensure that they are observed during construction of the project. Monitoring and reporting would be carried out in accordance with permit requirements.