

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.

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.