

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

WASHINGTON STATE
ENERGY FACILITY SITE EVALUATION COUNCIL
Richard Hemstad Building
1300 South Evergreen Park Drive Southwest
Conference Rooms 206 and 133
Olympia, Washington
Tuesday, December 17, 2013

MONTHLY COUNCIL MEETING
Verbatim Transcript of Proceedings

REPORTED BY: ELIZABETH PATTERSON HARVEY, RPR, CCR 2731

A P P E A R A N C E S:

Councilmembers Present:

Bill Lynch, Chair
 Liz Green-Taylor, Department of Commerce
 Cullen Stephenson, Department of Ecology
 Joe Stohr, Department of Fish and Wildlife
 Andrew Hayes, Department of Natural Resources
 Dennis Moss, Utilities and Transportation Commission

Local Government and Optional State Agencies:

Christina Martinez, Department of Transportation
 Bryan Snodgrass, City of Vancouver (Via Telephone)
 Jeff Swanson, Clark County (Via Telephone)
 Larry Paulson, Port of Vancouver (Via Telephone)

Assistant Attorney General:

Ann Essko, Assistant Attorney General

Staff in Attendance:

Stephen Posner
 Jim LaSpina
 Tammy Talburt
 Sonia Bumpus
 Kali Wraspir

Guests in Attendance:

Richard Downen, Grays Harbor Energy Project
 Mark Miller, PacifiCorp
 Brad Barfuss, Energy Northwest
 Vince McGowan
 Bill Moore
 Shannon Khounnala, Energy Northwest

Guests in Attendance Via Telephone:

Jennifer Diaz, Puget Sound Energy
 Eric Melbardis, Horizon Wind Energy
 Justin Allegro, Department of Fish & Wildlife

OLYMPIA, WASHINGTON DECEMBER 17, 2013

1:30 p.m.

-o0o-

P R O C E E D I N G S

CHAIR LYNCH: Good afternoon. Let's go ahead and get started. This is December 17, the monthly meeting of EFSEC. It's 1:30 p.m.

And let's go ahead and have the staff call the roll.

THE CLERK: Department of Commerce?

MS. GREEN-TAYLOR: Liz Green-Taylor here.

THE CLERK: Department of Ecology?

MR. STEPHENSON: Cullen Stephenson here.

THE CLERK: Fish and Wildlife?

MR. STOHR: Joe Stohr's here.

THE CLERK: Natural Resources?

MR. HAYES: Andy Hayes is here.

THE CLERK: Utilities and Transportation Commission?

MR. MOSS: Dennis Moss for the UTC.

THE CLERK: Department of Transportation?

MS. MARTINEZ: Christina Martinez here.

THE CLERK: The City of Vancouver?

1 MR. SNODGRASS: Bryan Snodgrass here.

2 THE CLERK: Clark County?

3 (No response.)

4 THE CLERK: Port of Vancouver?

5 (No response.)

6 THE CLERK: Chair?

7 CHAIR LYNCH: Bill Lynch is here.

8 THE CLERK: There is a quorum.

9 CHAIR LYNCH: Thank you.

10 And is there anybody else on the phone that
11 wishes to identify themselves, although you're not required
12 to.

13 (Inaudible.)

14 CHAIR LYNCH: I'm sorry. Could you move a
15 little bit closer to your phone, please? We're having
16 trouble hearing you.

17 MS. DIAZ: Sure. This is Jennifer Diaz with
18 Puget Sound Energy at the Wild Horse wind facility.

19 CHAIR LYNCH: Thank you.

20 MS. DIAZ: Is that better?

21 CHAIR LYNCH: Much better. Thank you.

22 MR. MELBARDIS: Eric Melbardis, EDP
23 Renewables with the Kittitas Valley Wind Power Project.

24 CHAIR LYNCH: Anybody else that has joined
25 us by telephone?

1 Okay. Let's go ahead and look at the
2 proposed agenda, though I would like to note one addition to
3 the proposed agenda. And that's after we approve the
4 minutes that Mr. Posner is going to give us a quick update
5 on the Tesoro project in Vancouver, where we stand at the
6 moment.

7 And if I'm correct, we also have to approve
8 the meeting minutes for November 6. So we'll be approving
9 the meeting minutes for November 6 and November 19, both
10 things.

11 And are there any other proposed additions to
12 the agenda?

13 MR. POSNER: Chair Lynch?

14 CHAIR LYNCH: Yes.

15 MR. POSNER: I'd like to make a suggestion.
16 We do have the Tesoro -- the project as an item on the
17 agenda. And what I would propose, if it's acceptable to you
18 and the Council, is that we're going to have a general
19 project update, and right after that, as part of that
20 presentation I would do that update if that's acceptable.
21 Or we can do it at the beginning if you like.

22 See Item E on the agenda?

23 CHAIR LYNCH: Oh, my gosh. You're absolutely
24 right.

25 MR. POSNER: Rather than doing it one part at

1 the beginning and then --

2 CHAIR LYNCH: Yes. Let's keep it where it
3 is. I looked at the agenda and that just didn't register in
4 my mind. So thank you.

5 Are there any other proposed changes to the
6 agenda?

7 Okay. And I think we were joined by someone
8 by telephone in the last minute. Would you care to identify
9 yourself?

10 THE WITNESS: Sure. This is Justin Allegro
11 with the Department of Fish and Wildlife.

12 CHAIR LYNCH: Thank you.

13 Has anyone else joined us?

14 So let's go ahead and take a look at the --
15 first at the November 6 special Council meeting minutes.
16 Are there any proposed changes to those November 6
17 minutes?

18 Could I have a motion in favor of adopting
19 the minutes?

20 MR. MOSS: I move that we adopt the minutes
21 of November 6, 2013, Chair Lynch.

22 CHAIR LYNCH: Do I hear a second?

23 MR. STEPHENSON: Second.

24 CHAIR LYNCH: It's been moved and seconded
25 that the Council approve the meeting minutes for the special

1 Council meeting on November 6. All those in favor say
2 "aye."

3 MULTIPLE SPEAKERS: Aye.

4 CHAIR LYNCH: Opposed?

5 Motion carries.

6 Let's go ahead and turn to the regular
7 November hearing Council minutes. This would be for
8 November 19, 2013. Are there any proposed changes to these
9 minutes?

10 If not, could I hear a motion for approval of
11 the minutes as submitted?

12 MR. MOSS: Chair Lynch, I move approval of
13 the minutes of November 19, 2013 as transcribed.

14 CHAIR LYNCH: Councilmember Moss has moved
15 for approval of the minutes. Do I hear a second?

16 MR. HAYES: I'll second that motion.

17 CHAIR LYNCH: Mr. Hayes has seconded. All
18 those in favor say "aye:

19 MULTIPLE SPEAKERS: Aye.

20 CHAIR LYNCH: Opposed?

21 Motion carries.

22 So now we're ready for the update on the
23 proposed projects.

24 And we'll start first with Kittitas Valley
25 wind project.

1 THE WITNESS: Good afternoon, Chair, Council.
2 This is Eric Melbardis with EDP Renewables for the Kittitas
3 Valley Wind Power Project.

4 We had a pretty smooth month, nothing
5 non-routine to report.

6 We did rebuild all of our stormwater
7 mitigation BMP's. And the site is ready for the snow
8 season, which could happen any time over here.

9 And I'd also just like to point out I was
10 doing some updating of our safety and environmental database
11 within our company, and we are on track to end this year
12 with zero safety incidents that were OSHA recordables and
13 zero oil spills.

14 CHAIR LYNCH: Very good, Mr. Melbardis.

15 Are there any questions for Mr. Melbardis?

16 Thank you.

17 Let's move on to the Grays Harbor Energy
18 Project. Mr. Downen?

19 MR. DOWNEN: Good afternoon, Chair Lynch,
20 Council, Staff. My name is Rich Downen. I'm the plant
21 manager at Grays Harbor Energy.

22 For the Grays Harbor Energy monthly report,
23 this month there were no accidents or injuries.

24 During the month of November, all other
25 reporting was fairly typical.

1 I'll just hit on the atypical things. From
2 an environmental perspective, we re-sampled the stormwater
3 discharge to follow up on the copper exceedance that we
4 received in the third quarter sample. And that sample came
5 back in early December, so it wasn't in this report, but
6 I've noted it at the bottom. It reported a copper level of
7 4.85 milligrams per liter, which is quite a bit below the
8 limit of 14 milligrams per liter.

9 And as I said last month, this is kind of a
10 follow-up, as we discussed that we, in talking to EFSEC
11 staff, believe that that was due to brake pad wear material
12 in the parking lot that accumulated during the long dry
13 summer. First rain event, we took a sample. The next
14 sample after that, it was down.

15 So it's our intent moving forward, when we
16 have a long dry summer like that, to clean the parking lot
17 with like a vacuum sweeper truck so that we can avoid that
18 moving forward.

19 There were no complaints made during the
20 month of November.

21 We did have a couple of site visits. Jim
22 LaSpina from EFSEC performed a quarterly site visit and
23 reported no issues.

24 And from the Olympic Region Clean Air Agency,
25 (ORCAA), Robert Moody made a site visit to follow up on odor

1 complaints during the month of October. And there were two
2 complaints during the month of October, which is the month
3 prior to this report, on the 15th and the 28th. But he
4 again found no evidence of any odors on site.

5 So I'm happy to answer any questions.

6 CHAIR LYNCH: Any questions for Mr.
7 Downen?

8 MR. STEPHENSON: Make a comment?

9 CHAIR LYNCH: Yes, Mr. Stephenson.

10 MR. STEPHENSON: Mr. Downen, thank you for
11 the follow-up. I appreciate that.

12 MR. DOWNEN: You're welcome.

13 CHAIR LYNCH: Why don't you stay at the
14 microphone, Mr. Downen. We're going to have Mr. LaSpina
15 provide us -- the Council asked for some information
16 regarding a summary of the noise issues that -- at your
17 particular facility. And just in case members have some
18 questions for you.

19 Mr. LaSpina, do you want to tell the Council
20 about that, please?

21 MR. LASPINA: Thank you, Chair Lynch and
22 Council members.

23 At the last meeting, I promised to develop --
24 Staff promised to develop and send to you a noise memo that
25 sort of summarized the situation concerning noise and odor

1 complaints alleged or attributed to the Satsop facility.

2 The memo also had a short summary of the
3 regulations that we deal with. It was meant as an
4 informational offering to the Council. If you have any
5 questions, we can answer them. Otherwise, it wasn't meant
6 to be an action item or anything. It was just background
7 because there are a lot of new Council members and you may
8 not be familiar with the issues.

9 CHAIR LYNCH: And Mr. LaSpina, isn't it
10 under the SCA for Grays Harbor Energy, are they at some
11 point required to come back with another noise study to the
12 Council?

13 MR. LASPINA: Yes, sir. When the SCA was
14 amended in 2010 or '11, the facility had -- was going to
15 install some noise mitigation measures.

16 And then after the measures were installed,
17 the facility staff was going to do kind of a verification
18 noise study to see if there was any noticeable reduction in
19 the noise coming from the facility.

20 I talked to the plant engineer, and
21 apparently, unless there's newer information, the noise
22 readings were not taken. I suspect it was because those
23 readings need to be done when the plant is operating
24 normally, and they have extended periods of not running.
25 When I talked to the plant engineer, he said he would do

1 those readings as soon as possible. And we would like to
2 have those numbers or that data prepared for your next
3 meeting if that's acceptable.

4 CHAIR LYNCH: Thank you.

5 Mr. Downen, does that --

6 MR. DOWNEN: We have taken recent surveys,
7 and we can forward that information on to EFSEC staff and
8 they can provide it to Council. Just so we -- back
9 initially, before we did the mitigation steps, we installed
10 some more silencing equipment, and we had a professional
11 noise -- I don't know what you call it, noise surveying
12 company?

13 MR. LASPINA: Consultant.

14 MR. DOWNEN: -- consultant that came in and
15 did a pretty thorough test.

16 EFSEC, I believe, hired their own testing
17 staff.

18 And out of that, we identified a couple of
19 frequencies that linked to pieces of equipment. But then we
20 installed mitigation equipment around those.

21 And then we've taken data periodically as
22 we've run, just to validate that noise levels are below and
23 far below the limits that we have. This data that was taken
24 during a recent run is at the Farr residence, which is where
25 most of the complaints, I think 80 percent of the

1 complaints, have come from through the years. We're at 45
2 decibels. Irwin residence, 49; Holt residence 37; and at
3 the control point 55, which are all quite a bit below.

4 So I'll give you this. I'll send it to you
5 electronically.

6 CHAIR LYNCH: All right.

7 MR. DOWNEN: So we have looked at those
8 numbers. Some of them are difficult to get because one of
9 the neighbors doesn't -- they chase us away whenever we come
10 close to their property to try to get a reading.

11 CHAIR LYNCH: Thank you, Mr. Downen. I
12 appreciate that.

13 And Mr. LaSpina, you'll be providing that
14 information to the Council at its next meeting.

15 And I know that Staff and the Council have
16 been receiving a number of noise complaints, and it's, you
17 know, a matter of concern for the Council. I know that it
18 was taken up by the Council prior to virtually everybody
19 here being a Council member, so we're trying to
20 refamiliarize ourselves with that particular issue.

21 And after we have some -- a chance to look at
22 this additional information, we'll see if the Council wants
23 to take any further action on this or not. But we
24 appreciate you providing this information.

25 MR. DOWNEN: I'll make a point of adding it

1 in the next monthly report too, just kind of a summary of
2 that data.

3 Just one more point I'd like to make on that?

4 CHAIR LYNCH: Yes, Mr. Downen.

5 MR. DOWNEN: Just kind of collecting a
6 snapshot of what's transpired in the past is -- maybe Mr.
7 LaSpina could forward this or include it in a packet for
8 information of this historical kind of look back.

9 There was a letter from EFSEC to the
10 neighbors who have complained the most, about 80 percent of
11 the comments, -ish. And in this letter, at the end of the
12 letter -- this is from EFSEC staff to that neighbor, and it
13 was cc'd to me. It said in summary, Grays Harbor Energy is
14 in compliance with all applicable local, state, and federal
15 regulations regarding noise, odors and traffic safety.
16 Based on this determination, EFSEC does not anticipate
17 taking any action on the concerns expressed in your e-mail.

18 This was for a specific concern. But it was,
19 from my perspective, it was a snapshot of, at that time,
20 that we've been addressing these. This was in December of
21 2011, just a couple years ago. But that was after,
22 probably, the bulk of the complaints that we've had. And it
23 was a snapshot from my perspective, again, that we had
24 addressed things and that we were within compliance.

25 So I don't think that there's a noise issue

1 that we -- that just comes and goes or an odor issue that
2 comes and goes. I believe that we've -- anyway, I think
3 that that perspective needs to be in this historical look at
4 what has happened and where we are today.

5 EFSEC Staff may have a comment on that or
6 not.

7 CHAIR LYNCH: Thank you, Mr. Downen.

8 Do any Councilmembers have questions for Mr.
9 Downen?

10 MS. GREEN-TAYLOR: Mr. Chair, I have just one
11 question.

12 CHAIR LYNCH: Yes, Ms. Green-Taylor.

13 MS. GREEN-TAYLOR: What was the date you
14 installed the mitigation measures?

15 MR. DOWNEN: I'd have to go back and look at
16 records, because I wasn't there. I came to the plant after.
17 I think the installation was complete in May of 2011. I
18 came in August.

19 MS. GREEN-TAYLOR: Thank you.

20 CHAIR LYNCH: Any other questions for Mr.
21 Downen?

22 Thank you, Mr. Downen.

23 MR. DOWNEN: Thanks.

24 CHAIR LYNCH: So let's go ahead and hear an
25 update about the Chehalis Generation Facility.

1 MR. MILLER: Good afternoon, Chair Lynch,
2 Councilmembers, and Staff. My name is Mark Miller. I am
3 the plant manager at the PacificCorp Energy Chehalis
4 Generation Facility.

5 I have noted in the report that there was a
6 nonroutine event, significant operational event.

7 And I need to make a correction in the next
8 section, where it says "Regulatory/Compliance."

9 At the end of the report, you also see kind
10 of a brief summary of what the event was. And I'll just
11 summarize it verbally real quick.

12 The power plant has three main generators.
13 And those generators step up to voltage coming out of those
14 generators to align voltage of 500,000 kV, 500 kV, to the
15 Bonneville transmission system.

16 We were operating at base load. And the
17 Phase B of one of the stepup transformers, specifically the
18 steam turbine, failed catastrophically; called a sudden
19 pressure event. We had a subsequent fire with the automatic
20 deluge activation and emergency response, both from the
21 local fire districts as well as support from BPA.

22 There were no personnel injured either during
23 the event or during the subsequent fire suppression and
24 continuing cleanup.

25 The correction I want to refer to is in the

1 second bullet in "Regulatory/Compliance" -- or the first
2 bullet, where it says there were no "exceedances or spills."
3 Well, obviously we did encounter a spill of the transformer
4 oil, which is non-PCB. There is about 11,100 gallons in
5 that tank.

6 We recovered 4,410 gallons from the tank, and
7 from oil skimming, 5,850. So we got about 92 percent of it
8 recovered.

9 So what wasn't recovered either went into the
10 ground or was consumed as part of the fire event.

11 We're working with Ecology. This happened
12 two years ago to a different unit, and so we've been in a
13 cleanup process there and working in -- admitted to the
14 voluntary cleanup program. And this will obviously
15 transition into that as well.

16 So it's a long-term view of sampling near
17 surface groundwater and doing some treatment with respect to
18 some biotreatment.

19 So that's kind of a quick summary of the
20 event.

21 And we did restore generation to the plant as
22 of last Saturday morning. So it was 22 days. And we
23 utilized a spare stepup transformer that we maintain on site
24 for rare occurrences as this, but not so rare for me.

25 I'll be happy to answer any questions.

1 CHAIR LYNCH: Any questions for Mr.
2 Miller?

3 I guess I have one, Mr. Miller. I'm just
4 wondering, if you had a -- I guess if this happened
5 previously, I guess, have you -- has there been an
6 opportunity to identify what's causing these failures?

7 MR. MILLER: Chair Lynch, this is the third
8 major failure of a transformer, which is rare in the
9 industry, at this particular power plant.

10 The previous two, one was on this unit and
11 one was on the Combustion Turbine No. 1. And those machines
12 or devices were manufactured by Fuji Sumitomo out of Japan.
13 And the particular point that failed in both of those, or
14 all three of these, were the bushings which were
15 manufactured by NGK.

16 In the last two events, both manufacturers
17 and their engineering staff were involved in the
18 investigations that determined no specific root cause for
19 the failure.

20 Having said that, we have gone to other
21 experts. And the one unit that is still the pristine
22 original, we've decided to remove the bushings from that and
23 install a different manufacturer's bushing, hopefully to
24 prevent that.

25 The company is going to move forward and

1 procure new transformers for those two -- well, obviously
2 replace the spare, because it's not rated for lifetime
3 service of the plant, and also for the Unit 2 that we have
4 -- feel there's some risk. But we feel we're mitigating
5 that risk by installing new bushings.

6 CHAIR LYNCH: Have similar facilities failed
7 in other parts of the country?

8 MR. MILLER: Apparently it is typical of
9 these. These are an older style, original GE design
10 bushing. And they're no longer utilized in the industry,
11 replaced by other designs.

12 Within our system, the MidAmerican Holding
13 Company, we have transformers that fail, but they don't fail
14 spectacularly.

15 CHAIR LYNCH: Very good.

16 Any questions for Mr. Miller?

17 Thank you, Mr. Miller.

18 MR. MILLER: Thank you.

19 CHAIR LYNCH: Now if we could hear about the
20 Wild Horse Wind Power Project. Ms. Diaz, Puget Sound
21 Energy?

22 MS. DIAZ: Yes, thank you, Chair Lynch and
23 Councilmembers. For the record, my name is Jennifer Diaz.
24 I'm the environmental manager for Puget Sound Energy at the
25 Wild Horse wind and solar facility.

1 And I have two non-routine items to update
2 the Council on.

3 First, the Kittitas County Health Department
4 conducted a routine sanitary survey of the Wild Horse
5 Maintenance Building water system. The final survey report
6 has not been issued yet; however, no major deficiencies were
7 identified by the inspector during the survey.

8 And second, a draft of the Sage-Grouse
9 Nesting and Brood-Rearing Habitat Restoration and Management
10 Plan -- that's a mouthful -- was sent to TAC members for
11 review and comments. This plan was prepared by Puget Sound
12 Energy in consultation with the Department of Fish and
13 Wildlife and the U.S. Fish and Wildlife Service. And the
14 purpose of the plan is to document PSE's efforts to restore
15 and manage habitat for the purpose of sage-grouse nesting
16 and brood rearing at Wild Horse in fulfillment of certain
17 mitigation obligations related to sage-grouse required by
18 EFSEC.

19 And that's all I have.

20 CHAIR LYNCH: Thank you Ms. Diaz.

21 I have a question, but maybe it's for Staff,
22 either Mr. LaSpina or Mr. Posner. Is this -- the draft of
23 the report, of the plan that's being prepared, is that
24 something that this Council receives and has to approve, or
25 is it just something that's been provided for our

1 information?

2 Or I'm just wondering just where we go; how
3 is that handled?

4 MR. LASPINA: Chair Lynch, the way this SCA
5 is structured is the plan goes through review by the TAC,
6 which has a number of experts and specialists.

7 And since PSE voluntarily came up with this
8 plan, it's not really subject to approval by the Council.
9 However, PSE has indicated they would certainly provide it
10 to us.

11 CHAIR LYNCH: Thank you.

12 Any questions for Ms. Diaz?

13 MS. GREEN-TAYLOR: Chair, I have just one
14 simple question.

15 CHAIR LYNCH: Please go ahead.

16 MS. GREEN-TAYLOR: Could somebody please
17 enlighten me as to the definition of TAC?

18 CHAIR LYNCH: Technical Advisory Committee, I
19 believe.

20 MS. GREEN-TAYLOR: Thank you.

21 CHAIR LYNCH: That was a good guess.

22 I believe now we're ready for the -- before
23 we turn to the Tesoro proposal, I have heard that a number
24 of other people may have joined us by telephone. And would
25 any of those people choose to identify themselves at this

1 time, if you haven't already done so?

2 MR. PAULSON: Larry Paulson is on the phone.

3 CHAIR LYNCH: Thank you, Mr. Paulson.

4 Anybody else?

5 MR. SWANSON: Jeff Swanson is here.

6 CHAIR LYNCH: Thanks, Mr. Swanson.

7 So let's go ahead with our update of the
8 Vancouver Energy Distribution Terminal. Ms. Bumpus?

9 MS. BUMPUS: Thank you, Chair Lynch. Good
10 afternoon, Mr. Chair and Councilmembers. I have just a few
11 updates for you on the Tesoro Savage oil terminal project.

12 EFSEC successfully held its second SEPA
13 scoping meeting in the City of Spokane Valley on December
14 11. The SEPA scoping comment period is set to close
15 tomorrow, Wednesday, December 18. To date, EFSEC has
16 received 30,320 scoping comments and is currently working to
17 process all of those.

18 The application for site certification is
19 still being reviewed. EFSEC is working with contracted
20 state agencies to assess the content of the application and
21 addressing the issues identified through the review with the
22 applicant.

23 I was just going to ask if you had any
24 questions.

25 CHAIR LYNCH: And I was going to jump in

1 there. When you say the comment period closes tomorrow,
2 people can still -- so long as they have their comments in
3 the mail postmarked tomorrow, that's still considered
4 timely; is that correct?

5 MS. BUMPUS: That's correct.

6 CHAIR LYNCH: Thank you.

7 Mr. Posner, you were going to add a little
8 bit more where we are in the process?

9 MR. POSNER: Yes. Thank you, Chair Lynch.

10 Just a little bit of where we go from here
11 after the comment period closes: We will be working very
12 closely with our consultant to process all of the comments.
13 And we will be putting together a scoping report, which will
14 summarize the comments that we've received.

15 And then what I expect is that we will then
16 make that scoping report available to the public and to the
17 Council.

18 And we'll have some sort of workshop or open
19 discussion with the Council about where we go from here just
20 in terms of getting some direction or allowing the Council
21 to ask questions and have a discussion about the scope of
22 the EIS after seeing all the comments, how broad of a scope
23 does the Council wish to pursue in developing the EIS.

24 So that is the next step after we're finished
25 processing all the comments, is to have some decisions made

1 about developing the draft EIS.

2 CHAIR LYNCH: And you'll be contacting the
3 Councilmembers after that is done to set up this workshop?

4 MR. POSNER: Yes. I'm hoping after this
5 next month, we will be able to report back and let you know
6 with some certainty when the scoping report will be done.
7 And at that point we can talk about setting up a workshop,
8 if you will, for having a discussion about getting some
9 direction from the Council as far as the scope of the draft
10 EIS.

11 CHAIR LYNCH: Thank you.

12 Are there any questions for Ms. Bumpus or Mr.
13 Posner?

14 MS. MARTINEZ: I'm curious, do you have a
15 target date for when that other meeting would occur?

16 MR. POSNER: Not at this time. You know, the
17 comment period closes tomorrow. So that gives us some
18 certainty, at least in terms of we won't be receiving any
19 more comments, so we can work with what we have.

20 But as Sonia said already, 30,000, so -- and
21 we're working very closely with the UTC records center to
22 help us maintain an accurate record.

23 So we want to make sure we do everything
24 correctly. So I can't give you an exact time. But we are
25 working very diligently.

1 And I might add also on that note, we have
2 hired two new employees to assist us with that process. And
3 they are sitting in the back of the room. Just so the
4 Councilmembers know, it's Gail Griffin-Wallace and Paula
5 Gay. So we realized that we needed some help, and we're
6 taking action to try to keep this process moving as best we
7 can.

8 CHAIR LYNCH: Thank you.

9 Any other questions?

10 Thank you. Let's go ahead and turn to WNP
11 1/4. Ms. Khounnala?

12 It's good to see you in person, not just a
13 voice on the phone.

14 MS. KHOUNNALA: It's been a long time since
15 we've been here. And with all the new Councilmembers, it's
16 a privilege to see faces, put names with faces.

17 So for the record, my name is Shannon
18 Khounnala, and I'm from Energy Northwest Environmental
19 Regulatory Programs.

20 CHAIR LYNCH: Excuse me. Would you mind
21 pulling the microphone a little bit closer to you and
22 speaking into it? Thank you.

23 MS. KHOUNNALA: Is that better? A learning
24 curve when all you do is call in.

25 Okay. So I think today we're starting with

1 WNP 1/4. The only item to update with regard to WNP 1/4 is
2 the water rights application, which last month we updated
3 Council that that water right application had been sent to
4 the Department of Ecology.

5 And this month, the only item to update on
6 that is we did receive formal confirmation from the
7 Department of Ecology that they received our application,
8 have filed that within their process, and assigned us a
9 program number, so to speak.

10 So at this point, based on our preapplication
11 meeting with the Department of Ecology, we expect that we
12 will be working with the Department of Energy on our
13 application after the first of the year. And that process
14 should go fairly quickly. So we look forward to that in the
15 coming year.

16 Any questions regarding WNP 1/4?

17 CHAIR LYNCH: Any questions?

18 Thank you. Why don't you go ahead and
19 proceed -- I was wondering, too, if you have any other
20 people with you today if you'd mind just introducing them to
21 the Council so we can match a name and a face.

22 MS. KHOUNNALA: Of course. Yes.

23 Traveling with me today from Energy Northwest
24 is Brad Barfuss. He is our subject matter expert for our
25 water programs at Energy Northwest and specifically Columbia

1 Generating Station. So we've both come here to meet some
2 faces and interact with Staff.

3 CHAIR LYNCH: Welcome. Thank you.

4 MS. KHOUNNALA: Thank you. So moving on to
5 Columbia Generating Station, outside of any -- within your
6 report there's our routine items in terms of our station
7 status.

8 The only other nonroutine item, I thought I'd
9 update the Council on the status of our evaporation ponds,
10 which the Council approved in September, I believe, of 2013.

11 We've made significant progress over the
12 fall. We've had excellent weather that's allowed us to
13 complete the majority of the earthwork portion to construct
14 those evaporation ponds.

15 And we've also actually made actual
16 significant progress on the installation of the liners for
17 three of the four ponds.

18 So at the moment we're on hold, as we're
19 quite cold in Eastern Washington at the time frame. But
20 once we warm up, we will be back on track with the
21 construction of those. And at this time, we're on track to
22 have those operational by early summer of 2014.

23 Any questions regarding Columbia Generating
24 Station?

25 CHAIR LYNCH: Any questions for Ms.

1 Khounnala? No.

2 Thank you.

3 MS. KHOUNNALA: I understand that following
4 this item we'll be having a discussion about the Columbia
5 Generating Station NPDES permit. And we'd like to take the
6 opportunity to thank both EFSEC Staff and Council, as well
7 as the Department of Ecology, for all of their hard work and
8 time and effort that they put into our NPDES permit. We
9 appreciate that effort.

10 We're here to answer any questions if needed.
11 But thank you for your time.

12 CHAIR LYNCH: Thank you.

13 And just for the Council's information, we
14 will not be taking action today on the NPDES permit.

15 We have the draft permit in front of us today
16 that's going to be explained to us. We have an opportunity
17 to ask questions. And we will most likely be taking action
18 on that at our January meeting.

19 And Mr. LaSpina, do you want to give us a
20 little bit of an overview before we hear from Ecology staff?

21 MR. LASPINA: Thank you, Chair Lynch and
22 Councilmembers. I'm going to do a very brief introduction
23 of the permit.

24 And then Mr. Vince McGowan over there is
25 going to present sort of the highlights of the permit. You

1 should have received the permit last week, so you know what
2 we're talking about.

3 EFSEC contracted with Ecology to do a renewal
4 permit. And so Vince is the permit writer, and Mr. Bill
5 Moore will talk about other policy issues.

6 So let me just get started by saying that the
7 existing permit was issued in 2006. It was administratively
8 extended in 2011 to allow the completion of the main -- the
9 plant's main condenser.

10 The permittee made a timely -- submitted a
11 timely application.

12 And I think at this point, I'm going to turn
13 it over to Mr. McGowan to give you some highlights on the
14 permit.

15 CHAIR LYNCH: Thank you.

16 Mr. McGowan?

17 MR. MCGOWAN: Is this on?

18 CHAIR LYNCH: There should be a red light.

19 MR. DOWNEN: Good afternoon, Chair Lynch,
20 Councilmembers. My name is Vince McGowan. I'm with the
21 Water Policy Program. I'm the writer for the permit that we
22 have in front of you.

23 So it's a little over 100 pages of material
24 there. I'm just going to try to hit the highlights and
25 major changes since the current permit.

1 CHAIR LYNCH: I'm sorry. Could you speak a
2 little louder? I'm still not 100 percent sure your
3 microphone is on.

4 MR. MCGOWAN: I am a low talker, so I'll
5 bring it close.

6 CHAIR LYNCH: That will probably be better
7 if you just speak right into it. Thank you.

8 MR. MCGOWAN: So under the current permit, I
9 just wanted to mention a few things that were done that
10 informed this permit, the proposed permit that you have in
11 front of you, the draft.

12 So there was an effluent mixing study
13 conducted in 2008 that looked at how the discharge interacts
14 with the Columbia River.

15 There was a groundwater study that was
16 continued and completed in 2012 that informed this permit.

17 You probably heard in past updates from the
18 facility, the main steam condenser at the plant was
19 replaced. That also influenced this permit and the proposed
20 limits.

21 So I just wanted to mention those things.

22 So in the proposed permit that you have in
23 front of you, a few main topics, groundwater being one. We
24 just got an update about the progress on the lagoons that
25 are being built. So that's good to hear. You'll see some

1 requirements in the permit about that. And of course those
2 dates we can adjust because it's an ongoing activity.

3 So those -- that lagoon kind of evolved out
4 of the result of the groundwater study. The study was to
5 determine if the plant was in compliance with the
6 groundwater standards. The main findings were there was
7 interference from upstream, so there was some mounding
8 observed. I'm not able to determine whether or not the
9 facility was in compliance.

10 So through discussions, Energy Northwest
11 proposed, and we ended up going towards, that lagoon, which
12 is great. You know, that removes any discharge from the
13 ground. So the permit is structured accordingly to remove
14 those limits, and the testing monitoring requirements are
15 altered based on that going in.

16 There's also another discharge to ground,
17 Outfall No. 003, that hadn't been used for quite a while.
18 And Energy Northwest did some maintenance work to -- that's
19 a discharge from the standby service water ponds. This is a
20 redundant system for their cooling.

21 And during the course of that maintenance, we
22 found that the best way to handle that water, rather than
23 discharging to the ground, was to discharge to Outfall 001.
24 They're able to do that.

25 So this proposed permit removes the

1 authorization to discharge to Outfall 003.

2 So in effect, all of the discharges to ground
3 would be removed under this permit except for underground
4 injection control wells. These are primarily catch basins
5 with shallow sumps that handle the minimal stormwater that
6 they get there with that dry climate.

7 And there are some additional requirements
8 around stormwater in the proposed permit for those
9 discharges.

10 Temperature was another change. There was a
11 narrative limit in the current permit. There is a narrative
12 limit in the current permit.

13 The proposed permit would remove that limit.
14 We conducted analysis with the updated effluent study that
15 said that the limit was not needed. Based on our process --
16 and throughout, Jim mentioned we were asked to bring this
17 permit up to current standards, follow standard practice and
18 procedure that the Department of Ecology uses. So that's
19 what we did, and in that analysis determined that a limit
20 wasn't needed. So we propose removing that limit, the
21 current narrative limit.

22 Copper was another parameter where there was
23 a limit. The main steam condenser replacement significantly
24 dropped the copper monitoring results of levels in the
25 effluent and found there was no reasonable potential for

1 copper to cause water quality violations. So the current
2 permit -- or the proposed permit would remove that copper
3 limit.

4 It also adds limits for chromium and zinc.
5 These were just left out of the current permit. They were
6 mentioned in the fact sheet and should be in the permit.
7 They're required by federal guidelines.

8 And then the last major item is the cooling
9 water intake structure requirements. So we conducted -- the
10 Clean Water Act requires a best professional judgment
11 analysis to determine if the current intakes meet the Clean
12 Water Act requirements to minimize adverse environmental
13 impact. So we've completed that analysis.

14 We've met with the services, with EPA, with
15 staff at the facility.

16 And you'll see the proposal in there,
17 basically we've found we were proposing that they do meet
18 the Clean Water Act requirements with the current structure
19 that they have in place.

20 One note on that, EPA has proposed rules that
21 would apply to the facility. They have not finalized those
22 rules. They have been delayed several times. The current
23 schedule would have final rules that would be applicable to
24 the facility published on January 14 of 2014.

25 So we would propose that we would proceed,

1 but we should definitely look at those rules if they do in
2 fact become final on the 14th. We would want to take
3 another look at the permit and make sure it's in compliance
4 with the latest rules.

5 I don't know if Bill wants to speak to that.

6 CHAIR LYNCH: Mr. Moore, are you here just
7 to answer questions, or are you going to provide some
8 additional information?

9 MR. MOORE: I'm here to answer questions if
10 that's necessary, Chairman Lynch.

11 CHAIR LYNCH: Thank you. One of my favorite
12 things about my previous job was I got to work with Mr.
13 Moore.

14 MR. MOORE: I apologize for that.

15 CHAIR LYNCH: And I don't know if he would
16 say the same thing of me, but I'm glad to be able to work
17 with him once again.

18 Are there any questions of the Ecology
19 staff? Mr. Stohr?

20 MR. STOHR: Thank you, Mr. Chair.

21 I wanted to just take -- I'm still trying to
22 learn the rules of the road here. But I wanted to take a
23 few minutes just to make the Council aware of a concern that
24 the Department of Fish and Wildlife still has. And it's
25 related to what Vince was just describing, and the

1 construction and design of the intake system.

2 It's my understanding that the Columbia
3 Generating Station intake screening does not meet Fish and
4 Wildlife's fish protection screen guideline criteria.

5 Our screen guidelines are designed to prevent
6 mortality of fish from entrainment and impingement. Fish
7 experts in the four northwestern states have generally
8 endorsed Fish and Wildlife's screening criteria. The
9 guidelines are consistent with the National Marine Fisheries
10 Service screening criteria, which have been adopted by
11 Columbia Basin Fish and Wildlife authorities, who oversee
12 fish screen issues in Washington, Oregon, Idaho, and
13 Montana.

14 I think many of you know the Hanford Reach
15 has the largest naturally produced population of fall
16 Chinook in the northwest. These fish make up a significant
17 portion of Washington's fisheries.

18 The entrainment -- again, this is my
19 understanding -- the entrainment and impingement data for
20 this intake system are about 30 years old, making a
21 determination of minimal adverse effects more difficult.

22 Newer data would add value to the process.
23 There's been a lot of progress that's been made in new
24 science and practical screening technology since
25 construction of the intake system. And that -- you know,

1 that new knowledge, that new data, could better prevent the
2 entrainment and impingement of salmonid fry, if that's
3 occurring.

4 So I just wanted to put that concern out
5 there. There's a lot of new Council members. I think this
6 has been an issue that's been around for a while. And I
7 just wanted to make you aware that this is something we're
8 tracking, and it will be interesting to see what EPA comes
9 out with in January. Thank you.

10 CHAIR LYNCH: Thank you.

11 Mr. Moore, would you care to respond to
12 that?

13 MR. MOORE: In this permit I would -- in my
14 experience, this is a fairly simple permit with one
15 exception, and that's the intake structure.

16 And we've -- this is one of those areas where
17 it's a pretty complicated issue in terms of there's an
18 intersection between the ESA and the Clean Water Act, and a
19 difference of regulatory authorities under the two acts, as
20 well as a difference of regulatory standards in terms of
21 permitting.

22 An added complication around that is EPA is
23 in the midst of rule making to set standards for these
24 various facilities, one which, based on the draft rules that
25 have been out, this facility appears to meet -- more than

1 meet the requirements that EPA had established and was
2 proposing in their draft rules.

3 So we're sort of in a difficult and somewhat
4 challenging position, because certainly the services, and
5 now State Fish and Wildlife, have very strong concerns about
6 the intake structure.

7 CHAIR LYNCH: Any other questions for Mr.
8 Moore, or any other comments?

9 Mr. Stephenson?

10 MR. STEPHENSON: So Bill, can you walk us
11 through the solution strategy for this?

12 I mean, you hear this issue, and I think it's
13 coming from -- you know, I mean, I think the Council likely
14 will listen to our Councilmember, our brother down there on
15 the end.

16 So how do we push past this in the process,
17 maybe just a process description of where we go from here?

18 I know we're not taking action as a Council
19 today. But once we do take some action, then how would the
20 process proceed so we could work this out?

21 MR. MOORE: I'm going to echo Member Stohr's
22 piece. I'm sort of new to this mechanism here. I'm more
23 used to Ecology writing and issuing permits and defending
24 those permits. And so the process that we've embarked on
25 here is a little different than I'm used to.

1 What I can lay out is my understanding of the
2 way it's sort of organized on the federal level, if you
3 will. The State, whether it's EFSEC or Ecology, writes and
4 issues permits. The services have an opportunity to engage
5 in those permits, as well as State Fish and Wildlife.

6 There is a national memorandum of agreement
7 between EPA and the services on the intersection between the
8 Clean Water Act and ESA.

9 If the services are not feeling that they're
10 getting -- that their issues aren't being addressed properly
11 by the states, the services can ask that EPA essentially
12 become part of the process and, if necessary, file and take
13 over the permit.

14 What we've been trying to do and have been
15 working with, trying to work with EPA to find out exactly
16 from them, since this is an intersection question, it's a
17 legal question, where do Clean Water Act authorities stop,
18 you know, is essentially the question for them. And we've
19 been working with EPA to try and get that clear answer on
20 that. We've gotten -- I would say it hasn't been a crystal
21 clear answer.

22 I guess that's the process as I'm aware of
23 moving forward. I think certainly when Ecology is writing
24 these permits, we're limited to what we can do under our
25 statutory authorities. And we've been working with our

1 attorneys on that.

2 CHAIR LYNCH: I have a couple questions as a
3 follow-up.

4 First of all, this isn't really a question,
5 but in the fact sheet that was e-mailed to the
6 Councilmembers, this discussion regarding the intake
7 structure begins on page 21 of the fact sheet under "Cooling
8 Water Intake Structures" and continues on to the top of page
9 25. So that is a lot of the discussion that discusses NMFS
10 concerns and then the responses to that.

11 I do not see in this fact sheet, though, even
12 though it raises concerns by National Marine Fisheries
13 Service, I don't see anything in here by the State
14 Department of Fish and Wildlife. Have they been
15 participating or was NMFS acting as their spokesperson?

16 Or I'm just kind of wondering, is this kind
17 of like the first we're hearing concerns from the State
18 Department of Fish and Wildlife?

19 MR. MOORE: No. And I'll turn it over to
20 Vince here to respond, because I think he did contact Fish
21 and Wildlife earlier this year over this permit.

22 MR. LYNCH: Yes. I did speak with staff in
23 the Yakima field office in June regarding this issue. And
24 this was right after a meeting with the services. So I
25 informed them what their concerns were, what we were looking

1 at, and what our process would be moving forward.

2 So that was pretty much the only interaction
3 that we had. I just informed them and invited them to the
4 process.

5 One thing I would say is that those concerns
6 that are raised are nearly identical to the concerns raised
7 by the services. So we have been considering those same
8 concerns, even without actively engaging with Fish and
9 Wildlife staff, since June, when we reached out to them.
10 And they are considered in this analysis that you mentioned
11 here.

12 CHAIR LYNCH: Thank you.

13 Any other comments or questions?

14 Mr. Stohr?

15 MR. STOHR: I just want to say thanks to
16 Vince and Bill for responding to some of these questions.

17 We have been working together. And I think
18 as Bill said, we're in a kind of a strange place where you
19 have these two regulatory regimes that are unclear in terms
20 of, you know, who has the -- where the final call occurs.
21 And the EPA rules may give us some more guidance, may not.

22 And I think part of our responsibility is to
23 talk to the other federal agencies that are in charge with
24 the Endangered Species Act -- that would be the National
25 Marine Fish Service -- and get a sense of where they're at

1 and try to sort through that over the next month.

2 CHAIR LYNCH: Thank you.

3 And as information comes in, I would hope
4 that it would be forwarded to our staff, which could then
5 make it available to the Councilmembers.

6 MR. LASPINA: Absolutely. Yes.

7 CHAIR LYNCH: And just kind of a follow-up,
8 I guess I just wanted to get something on the record.

9 That one parameter regarding temperature
10 that's being removed from the permit, my understanding from
11 the fact sheet is that was an outdated -- based upon an
12 outdated federal regulation; is that correct?

13 MR. MCGOWAN: Yes, that's correct.

14 CHAIR LYNCH: And under the Clean Water Act,
15 it's not considered backsliding if you remove something
16 that's -- I know that under the Clean Water Act there's a
17 provision that says once you have something in place, if you
18 lessen the requirement there's a concern that that's
19 backsliding, that you're relaxing the regulation.

20 But in the instance when it's just removing
21 something that's no longer relevant or applicable, that's
22 not considered backsliding in your understanding?

23 MR. MCGOWAN: Yes. And with temperature,
24 there are two things that together allow that to not be
25 considered backsliding; one, that it was from an outdated

1 rule, but also that the monitoring that has been required
2 from the very beginning was never -- never tested that
3 limit.

4 So we have no information about the limits.
5 So it never really was a limit that could have been exceeded
6 under the way the previous permits were structured. So that
7 allowed it to be removed without violating the
8 anti-backsliding provisions.

9 CHAIR LYNCH: That's helpful. Thank you.
10 Any other questions for staff or Mr.
11 LaSpina?

12 Mr. LaSpina, you have a comment?

13 MR. LASPINA: Yes, sir. We encourage the
14 Council to review the permit and fact sheet. Forward
15 questions that you may have.

16 We would like to request -- we had planned to
17 request approval from the Ecology -- or from the Council at
18 its January meeting to go to public notice.

19 So basically the next month is available for
20 you to look the permit and fact sheet over, forward any
21 questions, I guess to Stephen on the permit and fact sheet.

22 We'll get you the responses to answer your
23 questions so that we can move on, basically.

24 CHAIR LYNCH: And the January action is not
25 final approval. It's just to send the draft permit out for

1 comment?

2 MR. LASPINA: Yes, sir.

3 CHAIR LYNCH: Thank you.

4 Any other questions for Staff or Ecology
5 staff?

6 Thank you very much for both coming.

7 I notice that we've got a number of people in
8 the audience today that are not familiar faces to me. Is
9 there anything that you wanted to address the Council on,
10 anybody?

11 Hearing none -- I only leave that door open
12 just a short time. Hearing none, anything else to come
13 before the Council today?

14 In that case we're adjourned. Thank you.

15 (Whereupon, the proceedings were
16 concluded at 2:25 p.m.)
17
18
19
20
21
22
23
24
25

CERTIFICATE OF REPORTER)
STATE OF WASHINGTON)
) ss
COUNTY OF KING)

I, Elizabeth Patterson Harvey, a Certified Court Reporter and Registered Professional Reporter within and for the State of Washington, do hereby certify that the foregoing proceedings were taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Certified Court Reporter in
The State of Washington

My license expires December 21, 2014

Kittitas Valley Wind Power Project

Monthly Project Update

December 17, 2013

Project Status Update

November Production Summary:

MWh 12,044 MWh
Wind 4.4 m/s or 10 mph
CF 16.6%

Safety:

No incidents

Compliance:

Project is in compliance as of December 9, 2013.

Sound:

No complaints

Shadow Flicker:

No complaints – automatic curtailments on A1 & A2 have resumed.

Environmental:

No stormwater discharge to report.

All stormwater BMPs have been rebuilt and the project is ready for winter.

November, 2013

EFSEC Monthly Operational Report

Safety:

- There were no accidents or injuries in the month of November.

Environmental:

- Submitted the October Discharge Monitor Report
- Re-sampled the storm water discharge to follow up on the Copper exceedance from the third quarter.
- The draft Engineering Report (Sections 1 through 6.2 of 8) was submitted to EFSEC and Ecology for review. Comments are expected back next month and final report will be drafted.

Operations & Maintenance:

- Grays Harbor operated 9 days during the month of November, producing 99,068 MW.
- The capacity factor (CF) was 22.2% in November, and 24.2% YTD.
- The availability factor (AF) was 100% in November, and 95.5% YTD.

Noise and/or Odor:

- There were no complaints made during the month of November.

Follow-up on Past Issues:

- Robert Moody with Olympic Region Clean Air Agency (ORCAA) visited the site regarding odor complaints made on 10/15/2013 and 10/28/2013, and reported that he found no evidence of odors.
- The storm water discharge sample to follow-up regarding high copper in the October sample came back in early December and recorded a copper level of 4.85 mg/liter, with a limit of 14.0 mg/liter. This issue is assumed to be due to brake pad wear material in the parking lot that accumulated during the long dry spell we experienced this past summer. The intent going forward is to have the parking lot cleaned by a vacuum truck/sweeper in the event of a summer season like 2013.

Site Visits:

- EFSEC representative (Jim LaSpina) performed his quarterly site visit. He found no issues to report.
- Olympic Region Clean Air Agency (ORCAA) representative (Robert Moody) made a visit to the site to follow up on odor complaints. He found no evidence of odors emanating from the site.

Other:

- None



STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL
PO Box 43172 • Olympia, Washington 98504-3172

December 17, 2013

TO: EFSEC Council

FROM: Jim La Spina, EFS Specialist

SUBJECT: Gray Harbor Energy Center – Noise and Odor Complaints from Neighbors

Introduction

The Grays Harbor Energy Center (GHEC) is located within the Satsop Development Park near Satsop, Washington. The facility is owned and operated by Grays Harbor Energy LLC (GHE). The facility consists of two gas-fired turbine units, two heat recover steam generators and a steam turbine generator. Since the facility became operational in May 2008, EFSEC staff has received complaints from the neighbors concerning the noise and odors generated during startup, testing and operation of the facility. From May 17, 2008 to November 19, 2013 EFSEC received 52 noise complaints and 23 odor complaints. Complaints often cited more than one event of odor or excessive noise. The majority of complaints are from one residence, the closest neighbor to the facility.

In the past, EFSEC staff has generally forwarded complaints to the GHEC plant manager for follow-up. The SCA requires GHEC to operate in compliance with state noise regulations.

GHEC is a merchant plant and tends to operate sporadically as market demand for power occurs. Consequently, complaints are infrequent, depending on the operating schedule of the facility.

There is no state-level agency that verifies compliance of the state's noise standards, contained in Chapter 173-60 Washington Administrative Code (WAC). Therefore, all work to assess GHE's compliance with the state's standards has been done by consultants contracted by GHE and EFSEC.

EFSEC has a contract with the Southwest Clean Air Agency (SWCAA) to perform compliance inspections and enforcement activities involving odor complaints. To date, SWCAA has been unable to confirm an odor complaint attributed to the facility.

Noise Provisions in the GHEC SCA

Noise is addressed in two provisions of the SCA. Article IV.K.1 prohibits construction activities on Sundays, legal holidays, and between 10:00 p.m. and 6:00 a.m. within 1,000 feet of an occupied residential dwelling. Subsection 2 requires construction equipment to have noise

control devices no less effective than those provided originally by the equipment's manufacturer. Subsection 3 prohibits pile driving or blasting operations within 3,000 feet of an occupied dwelling on Sundays or legal holidays or between 8:00 p.m. and 8 a.m. on other days. Subsection 4 requires GHE to provide notice to nearby residents of especially noisy construction activities.

Article V.E requires GHE to install noise dampening or silencers on major noise sources of the generating Project, such as the combustion turbines and generators, air intake and exhaust systems, and emergency relief valves. Installation of these mitigation measures was completed in 2011.

The Site Certification Agreement (SCA) does not require continuous noise monitoring or contain numeric noise limits. The SCA requires GHEC to comply with the state's noise standards.

Comparison - Noise Provisions in the Chehalis Generating Project SCA

This section of the memo compares noise-related requirements of the GHE SCA with those in the SCA for the Chehalis Generating Project (CGF), a Project with similar equipment and characteristics.

Article VII.I of the CGF SCA requires the certificate holder to conduct noise monitoring. CGF staff has conducted noise monitoring at the property boundary since the Project began operation. Until 2009, CGF staff collected three discrete samples per day and submitted weekly noise monitoring reports to EFSEC. In 2009 CGF installed a continuous noise monitoring system. Attachment 4, Part IV of the CGF SCA requires the certificate holder to "meet acceptable State and local noise standards." The text further states that if State and local noise standards are exceeded, additional noise mitigation measures will be developed. Neither the SCA nor its attachments contain a numeric noise limit. For monitoring purposes, a benchmark of 65 db has been established. Exceedance of the benchmark triggers an investigation by Project staff to reduce noise to below the benchmark.

Applicable Noise Regulations

Chapter 173-60 Washington Administrative Code (WAC) – Maximum Environmental Noise Levels, is the only state or local noise regulation applicable to GHEC and the surrounding area. The rule contains numeric limits based on the "environmental designation for noise abatement" (EDNA) of (1) the property generating the noise, and (2) the property receiving the noise (WAC 173-60-030(1)). EDNA classes are based on the land uses of the noise generating and noise receiving properties. Class A EDNA areas include residential lands, Class B EDNA areas include commercial activities, and Class C EDNA areas generally contain industrial activities. After the EDNA of the noise generating and receiving properties is determined, the matrix in subsection -040(2) is used to determine the numeric noise limitation. The rule also contains numerous exemptions and adjustments of the numeric limitation.

Aspects of the regulation relevant to the GHEC and nearby residences are as follows:

- 1) EDNA of the GHEC – Class C, Lands involving economic activities of such a nature that higher noise levels than experienced in other areas is normally to be anticipated. Persons working in these areas are normally covered by noise regulations of the Department of Labor and Industries (WAC 173-60-030(1)(c)). The GHEC is covered by Department of Labor and Industries noise regulations. Examples of applicable activities cited in the rule to the GHEC include "Industrial property used for the production and fabrication of durable and nondurable

goods” (WAC 173-60-030(1)(c)(ii)) and agricultural activities such as crop production and feedlots (WAC 173-60-030(1)(c)(iii)).

- 2) EDNA of the surrounding areas – Class A, Lands where human beings reside and sleep (WAC 173-60-030(1)(a).
- 3) After the EDNA classes for the properties are determined, the matrix in WAC 173-60-040(2) is used to determine basic daytime noise limitation. In this case, the noise source is Class C and the receiving property is Class A, resulting in a limitation of 60 decibels at the receiving property using the “A” weighting network on a sound level meter (dBA).
- 4) The basic daytime noise limitation is subject to the following adjustments:
 - a) Between the hours of 10:00 p.m. and 7:00 a.m. the noise limitations shall be reduced by 10 dBA for receiving property within Class A EDNAs (WAC 173-60-040(2)(b)).
 - b) At any hour of the day or night the applicable noise limitations may be exceeded for any receiving property by no more than:
 - (i) 5 dBA for a total of 15 minutes in any one-hour period; or
 - (ii) 10 dBA for a total of 5 minutes in any one-hour period; or
 - (iii) 15 dBA for a total of 1.5 minutes in any one-hour period (WAC 173-60-040(2)(c)).
- 5) WAC 173-60-050 contains a long list of exemptions to the specified noise limitations. Exemptions that may be relevant to the GHEC and the surrounding properties include:
 - a) Sounds created by the installation or repair of essential utility services are exempt from the provisions of WAC 173-60-040 between the hours of 7:00 a.m. and 10:00 p.m. (WAC 173-60-050(1)(e).
 - b) Noise from electrical substations and existing stationary equipment used in the conveyance of water, waste water, and natural gas by a utility is exempt from the night time noise limit decrease of 10 dBA (WAC 173-60-050(2)(a)), See 4.a, above).
 - c) Noise from existing industrial installations which exceed the standards contained in these regulations and which, over the previous three years, have consistently operated in excess of 15 hours per day as a consequence of process necessity and/or demonstrated routine normal operation is exempt from the night time noise limit decrease of 10 dBA (WAC 173-60-050(2)(b)).

Grays Harbor County does not have any local ordinances or laws regulating noise from industrial facilities.

Noise Studies

Noise Evaluation in the 2002 Phase II Environmental Report

In April 2002, the project proponents at that time, Duke Energy and Energy Northwest, submitted an environmental report in support of their application to construct Phase II of the Project. (Phase I consists of the existing Project, which in 2002 was under construction.) An evaluation of the noise generated by Phases I and II of the Project is contained in pages 29

through 38 of the environmental report. A computerized noise prediction program was used to simulate and model noise from the Project. Figure 3.8-2 illustrates the predicted Phase I and Phase II noise level contours within and surrounding the Project site. The modelers predicted the highest noise levels within the site to be 85 dBA and 60 dBA or lower within 400 feet of the site boundary.

Table 3.8-5 of the Phase II Environmental Report contains a summary of noise levels and recommended control measures for individual pieces of equipment, such as acoustical enclosures and other sound dampening measures.

An important assumption used in the modeling that is no longer valid is that the facility would operate at a constant level day and night. However, since beginning commercial operation in July 2008, the facility has been run as a peaking power generator, operating only when there is market demand for its power. As a result of this change in operation, the facility can undergo startup several times a month. Startup may be the noisiest part of operation and often occurs between midnight and 3 a.m. to allow for a typical 7 a.m. power dispatch.

Noise Evaluation in the 2009 Application to Amend the SCA

On October 30, 2009 GHE submitted a request to EFSEC that proposed construction and operation of Units 3 and 4 within the boundaries of the existing project site. The SCA amendment request contained a noise study that had two major objectives: 1) assess compliance of the existing facility (Units 1 and 2) with the state's noise standards, and 2) model anticipated noise levels from the proposed expanded facility (Units 1-4) and assess compliance with the standards.

During June, July, and August 2009 GHE's noise consultant, Michael Theriault Acoustics, Inc. (MTA), conducted a noise study to assess compliance of the existing facility with the state's noise standards. Sound data was collected at/near three nearby residences and a control location nearer the facility. MTA concluded that the facility was in compliance with the state's noise standards throughout the study.

On one occasion during the survey the facility experienced an upset in which the high pressure steam relief valve lifted after a steam turbine trip. Noise levels exceeded 50 dBA at the residences for approximately 30 to 45 minutes during nighttime hours. However, this type of event is considered exempt from the numeric standards, as stated in WAC 173-60-050 ("sounds created from safety or protective devices where noise suppression would defeat the intent of the device or is not economically feasible.")

Regarding the planned expansion, GHE submitted a new study that modeled anticipated noise levels of the expanded facility, Units 1-4. The study modeled anticipated sound levels during the construction and operational phases of the expansion. The study concluded that the maximum predicted noise level at nearby residences would be 49 dBA, or one decibel below the permissible nighttime level of 50 dBA. (Application to Amend the SCA, p. 4-9)

EFSEC contracted with a different consultant to review GHE's study. EFSEC's consultant concluded that: 1) the assumptions of GHE's study were overly conservative, and 2) the expanded facility (Units 1-4) will almost certainly comply with the state's noise standards. (Noise Report for Grays Harbor Energy Center, ICF International, p. 8-2)

During the 2009 SCA amendment process it was discovered that GHE had not installed all the mitigation measures detailed in the 2002 report. GHE completed implementation of the recommended mitigation measures in October 2011.

Complaints Received by EFSEC and Other Entities

EFSEC began receiving noise complaints from the Project in early February 2008, when Invenenergy conducted a series of "steam blows" to physically clean debris and residues from the recently-constructed system of pipes. The steam blows were conducted intermittently for several weeks and generated very loud noises and very large steam clouds. EFSEC received complaints about the noise and steam from residents living as far as 10 miles from the Project. Since May 19, 2008, when the Project began operational testing of its equipment, EFSEC has received forty or more complaints. Most complaints were about noise and some were about noise and odor attributed to the facility.

EFSEC staff has responded to the complainant in each complaint by telephone and/or email.

In July, 2008, EFSEC staff contacted the Grays Harbor County Code Enforcement office and was told the county does not have an applicable noise ordinance.

The county has received confidential noise complaints in the past. Complainant information has been unavailable due to the confidential nature of the complaints.

Discussion

The SCA does not require GHE to conduct routine noise monitoring. Thus, data to prove or disprove the GHE's compliance with the regulatory requirements is unavailable.

In the past, GHEC staff has collected discrete noise samples with a hand-held instrument. Sampling locations were initially established in the 1995 request for amendment to the SCA and used in the 2002 Environmental Report. The primary noise complainant has expressed concerns about the sampling protocol implemented by GHEC.

Summary and Conclusion

Without a continuous sound monitoring program, EFSEC staff is unable to conclusively prove or disprove the facility is in compliance with Chapter 173-60 WAC. Startups may be the noisiest phase of facility operations, but the facility typically lacks staff to conduct monitoring during startups.

Council Considerations

EFSEC has continued to receive noise/odor complaints since 2009. A discussion of continuous noise monitoring occurred during the 2009 SCA amendment process. At that time, the Council did not require GHEC to implement a continuous noise monitoring program.

The CGF continuous noise monitoring program provides a means to regularly monitor facility operations. When a complaint is received the daily monitoring data is available for review. This process has proven effective in determining whether a complaint has merit.

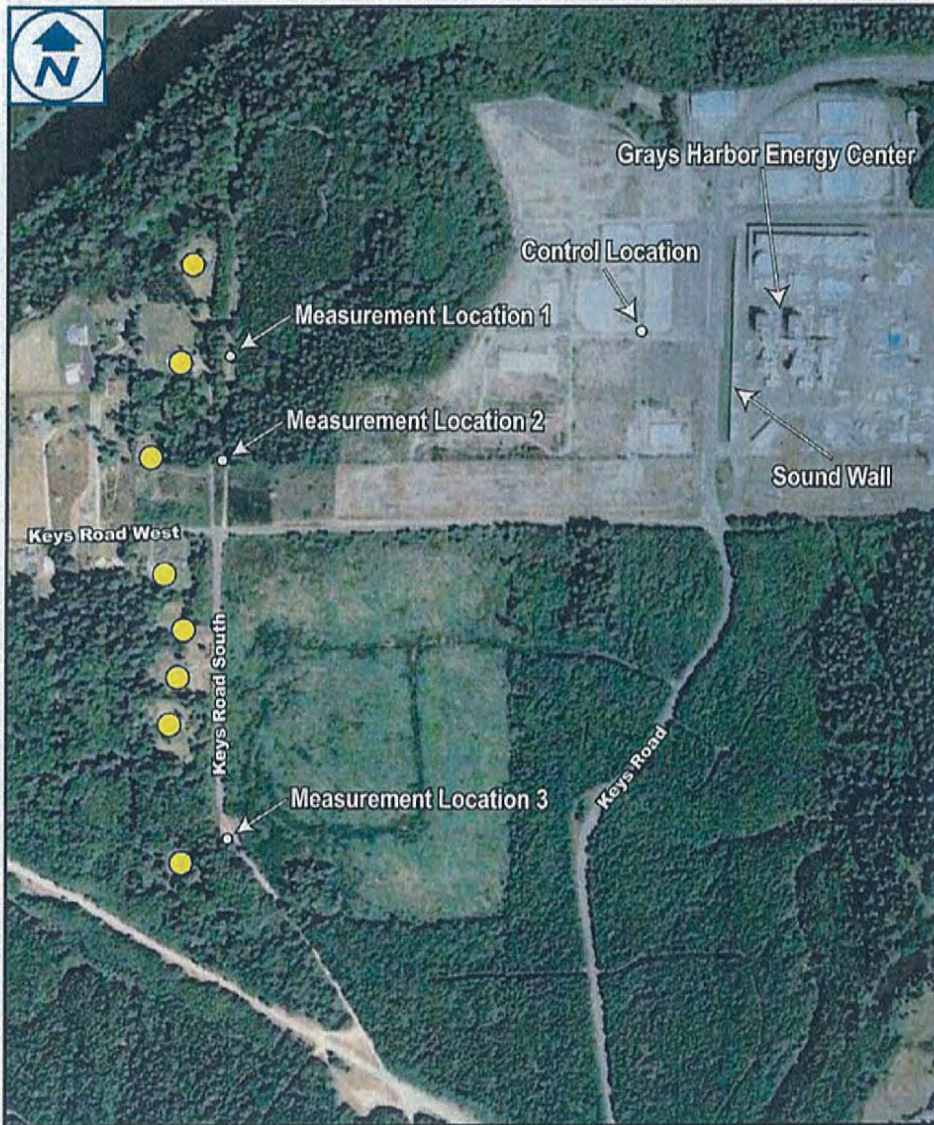
References

ICF International. Noise Report for Grays Harbor Energy Center. 2010.

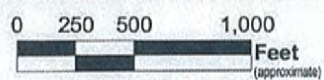
Michael Theriault Acoustics. Results of Noise Level Monitoring Grays Harbor Energy Center. 2009

URS. Satsop Combustion Turbine Project Phase II Environmental Report. 2002.

Washington Administrative Code (WAC) 173-60. Last update 12/6/00.



● Residence Location



MONITORING LOCATIONS

GRAYS HARBOR ENERGY CENTER
SATSOP, WASHINGTON

FIGURE 2

PROJ. NO. 1791

4/9/2010	Doug Taylor	1	Complaint cited 'steam locomotive' that occurred at 10 pm. After complaining to GHE Control Room, noise stopped at about 10:25 pm. Complaint cited 'rapid gunfire' and 'landing helicopter' noise that occurred at 10 pm
4/9/2010	Janyce Taylor	1	
4/9/2010	Holt	1	
4/17/2010	Farr	1	Complaint cites 9 days of very loud noise.
5/6/2010	Farr	1	Complaint cites 'rattling windows'
8/3/2010	Farr	1	Public comment made during SCA amendment process.
8/5/2010	Farr	1	Cited 'cloud of odorous fog blowing from GHEC.
8/26/2010	Farr	1	Random chemical smell, increases as one gets closer to GHEC.
9/2/2010	Holt	1	Complaint by phone.
9/4/2010	Farr	1	Also complained about PDA logging of trees bet. GHEC and their house.
9/18/2010	Farr	1	
9/27/2010	Farr	1	
10/12/2010	Farr	1	
10/30/2010	Farr	1	Complained that chemical smell may be emitted from nearby wastewater discharge line.
8/17/2011	Farr	1	
9/7/2011	Farr	1	
11/15/2011	Farr	1	
12/8/2011	Farr	1	
3/14/2012	Farr	1	
9/19/2013	Holt	1	Complained of 'high pitch whine and generally louder noise at nighttime.
10/15/2013	Farr	1	Complained by phone.
10/28/2013	Farr	1	Complained by phone.
11/19/2013	Farr	1	Woke up at 3 am to loud booms and 68-decibel noise.
Totals		52	23

Dates reflect date a noise or odor complaint was received by EFSEC staff.

Many discrete emails contained complaints occurring over multiple days/nights.

Additional emails asked why the Council was not taking action to correct these nuisances.

DATE	COMPLAINANT	NOISE	ODOR	COMMENT
5/17/2008	Gulay	1		
5/19/2008	Unknown	1		Confidential complaint made thru Senator Sheldon's office.
8/5/2008	Farr	1	1	chemical smell
8/14/2008	Farr	1		
9/6/2008	Farr	1	1	chemical smell
9/8/2008	Farr	1	1	chemical smell
9/11/2008	Farr	1	1	chemical smell
9/16/2008	Farr	1	1	chemical smell
9/27/2008	Farr	1	1	chemical smell
12/3/2008	Irwin	1	1	burnt smell
2/12/2009	Farr	1		
3/11/2009	Farr	1		
3/12/2009	Farr	1		
3/27/2009	Farr	1		
7/1/2009	Farr	1		
7/24/2009	Farr	1		
7/29/2009	Farr	1	1	
8/10/2009	Farr	1		reported loud booms
8/13/2009	Farr	1		reported loud booms
8/19/2009	Farr	1		
8/26/2009	Farr	1		
9/7/2009	Farr	1		
9/10/2009	Farr	1		
9/12/2009	Farr	1		
9/22/2009	Farr	1		
10/13/2009	Farr	1		
10/18/2009	Farr	1		
11/12/2009	Farr	1	1	complained about 'emissions'
12/3/2009	Farr	1		
12/13/2009	Farr	1	1	
12/14/2009	Farr		1	chlorine smell
3/16/2010	Farr	1	1	

**Chehalis Generation Facility----Monthly Plant Report to the Washington
Energy Facility Site Evaluation Council – November 2013**

1813 Bishop Road Chehalis, WA 98532

Phone (360) 748-1300, FAX (360) 740-1891

11 December 2013

Safety:

- There were no recordable incidents this reporting period and the plant staff has achieved 4029 days without a Lost Time Accident.

Environment:

- Storm water and waste water monitoring results are in compliance with the permit limits for the month of November 2013.

Personnel:

- Authorized plant staffing level is currently 19 with 19 positions filled.

Operations and Maintenance Activities:

- The Plant generated 177,864 megawatt-hours at a capacity factor of 48.8% for the month of November and the year-to-date capacity factor is 39.7%.
- There was one significant operational event during the month November 2013.

Regulatory/Compliance:

- There were no air emissions deviations, waste-water or stormwater exceedances or spills during the month of November 2013.
- See end of this report for details on generator step-up transformer failure that occurred on November 22, 2013.

Other:

- Sound monitoring: There were no noise complaints to report.
-

Mark A. Miller
Manager, Gas Plant
PacifiCorp-Chehalis Power
1813 Bishop Road
Chehalis, WA 98532
360-827-6462

E-mail: mark_a.miller@pacificorp.com

On Friday morning November 22, 2013 at 05:23 the #3 generator step up transformer (GSU#3) for the steam turbine generator, experienced a catastrophic failure that involved a fire and the activation of the deluge system.

Damage included complete destruction of the "B" phase bushing, severed 2 of 3 overhead transmission conductor to the Bonneville Power Administrations (BPA) Napavine substation as well as damaging 1 of 3 of the BPA's motor operated disconnect switches (MOD).



The Control Room Operator contacted emergency 911 operator and the local fire district response arrived onsite at 05:35.

BPA was notified and a request for electrical clearance was made with BPA lock outs in place and clearances issued at 06:56 for all three generation transmission interconnects.

While standing by for emergency responders to arrive on site, Operations secured the stormwater retention pond outfall to Berwick Creek.

After the site was stabilized and safely secured, the Plant operations team immediately worked toward restoring auxiliary station power. BPA closed the Napavine substation circuit breakers and restored power at 20:24.

The event also caused the release of transformer oil (mineral oil) to the environment in the immediate area of the transformer including the plants storm water retention pond.

Contacts were made as per the Spill Prevention Control and Countermeasure plan, including The National Response Center, the Washington Department of Ecology and PacifiCorp Energy's emergency spill hotline.

The contracted cleanup crews arrived at the plant site at 09:00 and began containment and cleanup to prevent any oil from leaving the plant site. Clean up continues of all contaminated areas including stormwater ditches, roads and surface areas that were impacted.

Operational conditions at failure and Observations

At the time of the failure the plant was online and generating about 300MW. The failed transformer carried about 122 MW and -1 MVAR of this load.

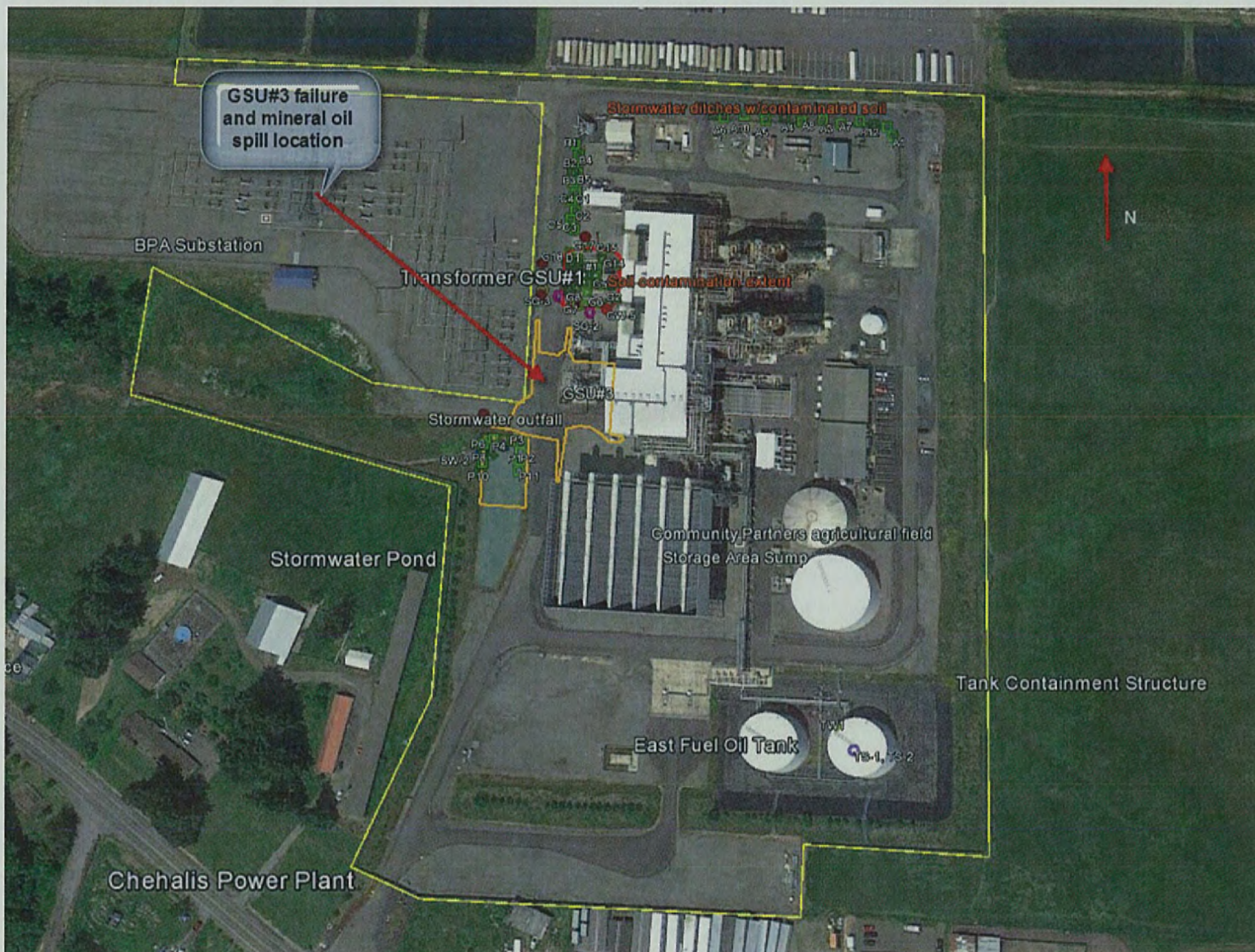
- The system voltage was: 542 kV
- The generator output voltage was: 18.151 kV
- System frequency was: 60 Hz

External Damage

External damage to the transformer was mostly contained to the center phase high voltage bushing which was completely destroyed. Portions of this bushing were forcefully expelled from the transformer and ended up across the driveway in the Bonneville Power Administration switchyard, damaging some of the air break disconnect switches and adjacent bus components. The remaining two high voltage bushings did not sustain any obvious damage.

Restoration efforts

PacifiCorp Energy personnel from Utah and Oregon have been supporting the efforts to install a spare transformer located at the plant site. No estimated return to service is provided at this time.



Below is the monthly operational/compliance update for Wild Horse. Please let me know if you have any questions.

Wind Production: November generation totaled 47,441 MWh for an average capacity factor of 24.17%.

Solar Production: The Solar Demonstration Project generated 40.6 MWh in November.

Safety: No lost-time accidents or safety incidents to report in November.

Compliance/Environmental:

The Kittitas County Health Department conducted a routine sanitary survey of the Wild Horse Maintenance Building water system. The final survey report has not been issued yet, however, no major deficiencies were identified by the inspector during the survey.

A draft of the Sage-Grouse Nesting and Brood-Rearing Habitat Restoration and Management Plan was sent to TAC members for review/comment. This plan was prepared by PSE in consultation with WDFW and USFWS. The purpose of this plan is to document PSE's efforts to restore and manage habitat for the purpose of sage-grouse nesting and brood-rearing at Wild Horse in fulfillment of certain mitigation obligations related to sage-grouse as required by the EFSEC.

**Energy Northwest
EFSEC Council Meeting
December 17, 2013
(Shannon Khounnala)**

I. Columbia Generating Station Operational Status

Columbia is currently operating at 100% power, generating 1129 megawatts, and has been online for 171 days.

Over the late summer and fall of this year Energy Northwest has made significant progress on the construction of our new evaporation ponds that will replace our Outfall 002 next year. We were able to complete the majority of required earthwork and begin the installation of the pond liners. We are currently on track to have the evaporations ponds completed by early summer of 2014.

There are no other events, safety incidents, or regulatory issues to report.

II. WNP 1/4 Water Rights

Energy Northwest received notice from the Department of Ecology in early December of their official receipt of our water rights application and assigned the project a file number. Based on the information gathered at the pre-application meeting, we expect to begin providing the Department of Energy and Department of Ecology with specific technical support to the application in January 2014.

Issuance Date: ?
Effective Date: ?
Expiration Date: ?

**National Pollutant Discharge Elimination System
Waste Discharge Permit No. WA002515-1**

State of Washington
ENERGY FACILITY SITE EVALUATION COUNCIL (EFSEC)
P.O. Box 43172
Olympia, Washington 98504-3172

In compliance with the provisions of:
The State of Washington Water Pollution Control Law
Chapter 90.48 Revised Code of Washington
and
State of Washington Energy Siting Law
Chapter 80.50 Revised Code of Washington
and
The Federal Water Pollution Control Act
(The Clean Water Act)
Title 33 United States Code, Section 1342 et seq.

Energy Northwest's Columbia Generating Station
P.O. Box 968
Richland, Washington 99352-0968

is authorized to discharge in accordance with the Special and General Conditions that follow.

Facility Location:

Latitude: 46.47170
Longitude: 119.33280

Receiving Water:

Outfall 001: Columbia River (river mile 351.75)
Outfall 002: Ground Water
Latitude: 46.47389
Longitude: 119.32861

Treatment Type: Cooling, disinfection,
neutralization (blowdown) Filtration, ion
exchange (processed radwaste water)

SIC Code: 4911

NAICS Code: 221113

Industry Type:
Steam-Electric Power Generation

Categorical Industry:
40 CFR Part 423 Steam Electric Power
Generating Point Source Category

William H. Lynch, Chair
Energy Facility Site Evaluation Council

DRAFT

December 3, 2013

Table of Contents

Summary of Permit Report Submittals	4
Special Conditions.....	5
S1. Discharge limits.....	5
S1.A. Process wastewater discharges	5
S1.B. Mixing zone authorization	6
S1.C. Process wastewater and stormwater discharges to Outfall 002	6
S1.D. Stormwater discharges to ground	7
S2. Monitoring requirements	7
S2.A. Monitoring schedule	7
S2.B. Sampling and analytical procedures	9
S2.C. Flow measurement, field measurement, and continuous monitoring devices	9
S2.D. Laboratory accreditation	10
S2.E. Request for reduction in monitoring.....	10
S3. Reporting and recording requirements	10
S3.A. Reporting	10
S3.B. Records retention	12
S3.C. Recording of results	13
S3.D. Additional monitoring by the Permittee	13
S3.E. Reporting permit violations	13
S3.F. Other reporting.....	15
S3.G. Maintaining a copy of this permit.....	15
S4. Operation and maintenance.....	15
S4.A. Operations and maintenance (O&M) manual.....	15
S4.B. Bypass procedures	16
S5. Solid wastes.....	18
S5.A. Solid waste handling.....	18
S5.B. Leachate.....	18
S5.C. Solid waste control plan.....	18
S6. Application for permit renewal or modification for facility changes.....	18
S7. Compliance schedule	18
S8. Non-routine and unanticipated discharges.....	20
S9. Spill control plan.....	21
S9.A. Spill control plan submittals and requirements.....	21
S9.B. Spill control plan components	21
S10. Stormwater pollution prevention plan.....	21
S10.A. Stormwater pollution prevention plan (SWPPP) general requirements.....	21
S10.B. SWPPP components	22
S10.C. SWPPP implementation.....	22

S10.D.SWPPP evaluation.....	23
S11. Outfall evaluation.....	23
S12. Acute toxicity	23
S12.A.Testing.....	23
S12.B.Sampling and reporting requirements.....	24
S13. Chronic toxicity	24
S13.A.Testing.....	24
S13.B.Sampling and reporting requirements.....	25
<i>General Conditions</i>	<i>27</i>
G1. Signatory requirements.....	27
G2. Right of inspection and entry.....	28
G3. Permit actions.....	28
G4. Reporting planned changes.....	29
G5. Plan review required.....	30
G6. Compliance with other laws and statutes	30
G7. Transfer of this permit	30
G8. Reduced production for compliance	31
G9. Removed substances	31
G10. Duty to provide information	31
G11. Other requirements of 40 CFR.....	31
G12. Additional monitoring	31
G13. Payment of fees.....	31
G14. Penalties for violating permit conditions	32
G15. Upset.....	32
G16. Property rights	32
G17. Duty to comply	32
G18. Toxic pollutants.....	33
G19. Penalties for tampering	33
G20. Reporting requirements applicable to existing manufacturing, commercial, mining, and silvicultural dischargers.....	33
G21. Compliance schedules.....	34
<i>Appendix A.....</i>	<i>35</i>

Summary of Permit Report Submittals

Refer to the Special and General Conditions of this permit for additional submittal requirements.

Permit Section	Submittal	Frequency	First Submittal Date
S3.A	Discharge Monitoring Report	Monthly	<u>Insert date</u>
S3.E	Reporting Permit Violations	As necessary	
S3.F	Other Reporting	As necessary	
S4.A	Operations and Maintenance Manual	1/permit cycle	<u>Insert date</u>
S4.A	Operations and Maintenance Manual Update	As necessary	
S4.B	Reporting Bypasses	As necessary	
S5.C	Solid Waste Control Plan	1/permit cycle	<u>insert date from S6</u>
S5.C	Modification to Solid Waste Plan	As necessary	
S6	Application for Permit Renewal	1/permit cycle	<u>insert date from S6</u>
S7	Compliance Schedule	As necessary	<u>Insert date</u>
S7.1	Operations and Maintenance Manual (impoundment)	Once	<u>Insert date from S7</u>
S7.2	Notice of completion (impoundment)	Once	<u>Insert date from S7</u>
S7.3	Scope of work	Once	<u>Insert date from S7</u>
S7.4	Engineering report	Once	<u>Insert date from S7</u>
S7.5	Ground Water Quality Assurance Project Plan (QAPP) Update	Twice	<u>Insert date from S7</u>
S8	Non-Routine and Unanticipated Discharges	As necessary	
S9	Spill Plan	1/permit cycle, updates submitted as necessary	<u>insert date from S6</u>
S10	Stormwater Pollution Prevention Plan	1/permit cycle	<u>Insert date</u>
S11	Outfall Evaluation	1/permit cycle	<u>insert date from S6</u>
S12.A	Acute Toxicity Effluent Test Results - Submit with Permit Renewal Application	Once	<u>insert date from S6</u>
S13.A	Chronic Toxicity Effluent Test Results with Permit Renewal Application	Once	<u>insert date from S6</u>
G1	Notice of Change in Authorization	As necessary	
G4	Permit Application for Substantive Changes to the Discharge	As necessary	
G5	Engineering Report for Construction or Modification Activities	As necessary	
G7	Notice of Permit Transfer	As necessary	
G10	Duty to Provide Information	As necessary	
G21	Compliance Schedules	As necessary	

Special Conditions

S1. Discharge limits

S1.A. Process wastewater discharges

All discharges and activities authorized by this permit must be consistent with the terms and conditions of this permit.

The discharge of any of the following pollutants more frequently than, or at a level in excess of that identified and authorized by this permit violates the terms and conditions of this permit.

There shall be no discharge of wastewater of radioactive materials in excess of the limitations on radioactive effluents established by the Nuclear Regulatory Commission in the facility operation license and in 10 CFR Parts 20 and 50.

Beginning on the effective date of this permit, the Permittee is authorized to discharge circulating cooling water blowdown, service water system blowdown, and radioactive wastewater treatment system effluent, to the Columbia River at the permitted location subject to complying with the following limits:

Effluent Limits for Circulating Water Blowdown: Outfall 001 Latitude 46.47139 Longitude 119.26250		
Parameter	Average Monthly ^a	Maximum Daily ^b
Flow	5.6 million gallons/day (mgd)	9.4 (mgd)
Total Residual Halogen ^c	Not Applicable	0.1 milligrams/liter (mg/L)
Chromium (Total)	8.2 µg/L	16.4 µg/L
Zinc (Total)	53 µg/L	107 µg/L
Polychlorinated biphenyl compounds (PCBs)	No discharge	No discharge
The 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc	No detectable amount	No detectable amount
	Minimum	Maximum
pH ^d	6.5 standard units (SU)	9.0 SU
a	Average monthly effluent limit means the highest allowable average of daily discharges over a calendar month. To calculate the discharge value to compare to the limit, you add the value of each daily discharge measured during a calendar month and divide this sum by the total number of daily discharges measured.	

Effluent Limits for Circulating Water Blowdown: Outfall 001 Latitude 46.47139 Longitude 119.26250	
b	Maximum daily effluent limit is the highest allowable daily discharge. The daily discharge is the average discharge of a pollutant measured during a calendar day. This does not apply to pH or temperature.
c	The circulating water blowdown isolation valves must be closed during biofouling treatments and remain closed until the concentration of total residual halogen is less than 0.1 mg/L for at least 15 minutes.
d	When pH is continuously monitored, excursions between 5.0 and 6.5, or 9.0 and 10.0 will not be considered violations if no single excursion exceeds 60 minutes in length and total excursions do not exceed 7 hours and 30 minutes per month. Any excursions below 5.0 and above 10.0 at any time are violations.

S1.B. Mixing zone authorization

Mixing zone for Outfall 001

The paragraph below defines the maximum boundaries of the mixing zones.

Chronic mixing zone

The width of the chronic mixing zone is limited to a distance of 175 feet (53 meters). The length of the chronic mixing zone extends 100 feet (30 meters) upstream and 308 feet (94 meters) downstream of the outfall. The mixing zone extends from the discharge port to the top of the water surface. The concentration of pollutants at the edge of the chronic zone must meet chronic aquatic life criteria and human health criteria.

Acute mixing zone

The width of the acute mixing zone is limited to a distance of 18 feet (5 meters) in any horizontal direction from the outfall. The length of the acute mixing zone extends 10 feet (3 meters) upstream and 31 feet (9 meters) downstream of the outfall. The mixing zone extends from the discharge port to the top of the water surface. The concentration of pollutants at the edge of the acute zone must meet acute aquatic life criteria.

Available Dilution (dilution factor)	
Acute Aquatic Life Criteria	9
Chronic Aquatic Life Criteria	93
Human Health Criteria - Carcinogen	93
Human Health Criteria - Non-carcinogen	93

S1.C. Process wastewater and stormwater discharges to Outfall 002

Beginning on the effective date of this permit, the Permittee is authorized to discharge stormwater runoff, wastewater from potable and demineralized water production, intake air wash unit blowdown, and water from non-radioactive equipment dewatering, leakage, testing, cleaning, and flushing to ground at the permitted location identified on the cover sheet. The discharge shall not cause a violation of the ground water standards (Chapter 173-200 WAC). Existing and

beneficial uses of ground water shall be protected. This authorization expires when the flows identified in this section are redirected to the double-lined impoundment required in S7.2 of this permit.

S1.D Stormwater discharges to ground

Beginning on the effective date of this permit, the Permittee is authorized to discharge stormwater runoff to underground injection control wells identified in the permit application and any amendments to the application approved by EFSEC. The discharge shall not cause a violation of the ground water standards (Chapter 173-200 WAC). Existing and beneficial uses of ground water shall be protected.

S2. Monitoring requirements

S2.A. Monitoring schedule

The Permittee must monitor in accordance with the following schedule and the requirements specified in **Appendix A**.

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
(1) Circulating Water Blowdown: Outfall 001			
Flow	million gallons/day (mgd)	Continuous ¹	Metered/recorded
pH ^{2 and 3}	standard units	Continuous	Metered/recorded
Temperature ^{4 and 5}	degrees centigrade (°C)	Continuous	Metered/recorded
Turbidity	NTU	Monthly ⁶	Grab ⁷
Total Residual Halogen	milligrams/liter (mg/L)	2/treatment	Grab
Copper (Total)	micrograms/liter (µg/L)	Monthly	24-Hour composite ⁸
Chromium (Total)	µg/L	Monthly	24-Hour composite ⁸
Zinc (Total)	µg/L	Monthly	24-Hour composite ⁸
The 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc	µg/L	Annually ⁹	As specified in S2.A.6 ⁸
Asbestos	million fibers/liter (MFL)	1/Permit Cycle ¹⁰	Grab
(2) Standby Service Water Discharges to Blowdown Line Outfall 001: Pond to be discharged			
Volume	mgd	Continuous ¹ or volume estimate ¹¹	Metered/estimated
pH	SU	Daily ¹²	Grab
(3) Outfall 002 – The Permittee must monitor until flows are redirected to the evaporative pond.			
Chromium (Total)	mg/L	2/year ¹³	24-hour composite
Lead (Total)	mg/L	2/year	24-hour composite
Fluoride	mg/L	2/year	24-hour composite
Nitrate-Nitrite (as N)	mg/L	2/year	24-hour composite
Copper (Total)	mg/L	2/year	24-hour composite
Nickel (Total)	mg/L	2/year	24-hour composite
Iron (Total)	mg/L	2/year	24-hour composite

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
Manganese (Total)	mg/L	2/year	24-hour composite
Zinc (Total)	mg/L	2/year	24-hour composite
Chloride	mg/L	2/year	24-hour composite
Sulfate	mg/L	2/year	24-hour composite
Total Dissolved Solids	mg/L	2/year	24-hour composite
pH	SU	2/year	24-hour composite
Conductivity	µS/cm	2/year	24-hour composite
(4) Evaporative Pond			
Flow	gallons per day (gpd)	Continuous ¹	Metered/recorded
(5) Evaporative Pond Leak Detection System – The Permittee must monitor in accordance with the approved Leak Detection Plan required in S7.1 and report in accordance with S3.			
(6) Permit Renewal Application Requirements – Outfall 001			
See Appendix A to identify the specific pollutants in the priority pollutant groups listed below			
Cyanide	µg/L	Once in the last year	Grab
Total Phenolic Compounds	µg/L	Once in the last year	Grab
Priority Pollutants (PP) – Total Metals	µg/L; ng/L for mercury	Once in the last year	24-Hour composite Grab for mercury
PP – Volatile Organic Compounds	µg/L	Once in the last year	Grab
PP – Acid-extractable Compounds	µg/L	Once in the last year	24-Hour composite
PP – Base-neutral Compounds	µg/L	Once in the last year	24-Hour composite
PP – Dioxin	pg/L	Once in the last year	24-Hour composite
(7) Whole Effluent Toxicity Testing – Cooling Tower Blowdown: Outfall 001			
Acute Toxicity Testing	As specified in Special Condition S12		
Chronic Toxicity Testing	As specified in Special Condition S13		
1	Continuous means uninterrupted except for brief lengths of time for calibration, power failure, or unanticipated equipment repair or maintenance. The Permittee must sample daily when continuous monitoring is not possible.		
2	The Permittee must report the instantaneous maximum and minimum pH monthly. Do not average pH values.		
3	<p>The Permittee must record and report the:</p> <ul style="list-style-type: none"> • Number of minutes the pH value measured between 5.0 and 6.5 and between 9.0 and 10.0 for each day. • Total minutes for the month. • Monthly instantaneous maximum and minimum pH. <p>If multiple excursions occur during the day, note the duration for each excursion. If submitting electronic DMRs, include this additional information in the parameter notes.</p>		
4	Temperature grab sampling must occur when the effluent is at or near its daily maximum temperature, which usually occurs in the late afternoon. If measuring temperature continuously, the Permittee must determine and report a daily maximum from half-hour measurements in a 24-hour period. Continuous monitoring instruments must achieve an accuracy of 0.2 degrees C and the Permittee must verify accuracy annually.		
5	The sampling point for temperature is at the Circulating Water Pumphouse until monitoring equipment is operational in the River Pumphouse. The Permittee must inform EFSEC on the monthly report and in writing when it makes this change.		

Parameter	Units & Speciation	Minimum Sampling Frequency	Sample Type
6	Monthly means once every calendar month.		
7	Grab means an individual sample collected over a fifteen (15) minute, or less, period.		
8	A Grab sample may be substituted for 24-Hour composite sampling until equipment installed as required in Section S7.8 is operational. The Permittee must inform EFSEC on the monthly report of the sample type.		
9	If the Permittee submits engineering calculations which demonstrate that the regulated pollutants are not detectable in the final discharge by the analytical methods in 40 CFR part 136, annual monitoring is not required.		
10	Asbestos grab sampling must occur once during the permit cycle when the circulating water cooling system is operating at an average number of cycles of concentration and only blowdown is being discharged. Test results must be submitted with the application for permit renewal.		
11	Volumes of batch releases of water for pond draining may be estimated based on level measurements. Feed-and-bleed discharges to the blowdown line must be measured by flow meter.		
12	Prior to commencement of discharges, the Permittee must verify that pH is within specified limits. Measurements must be taken daily while discharge is in progress.		
13	Samples must represent a typical facility discharge to Outfall 002. The Permittee must collect one sample annually between March 15 – May 15 and one sample annually between September 15 – November 15.		

S2.B. Sampling and analytical procedures

Samples and measurements taken to meet the requirements of this permit must represent the volume and nature of the monitored parameters, including representative sampling of any unusual discharge or discharge condition, including bypasses, upsets, and maintenance-related conditions affecting effluent quality.

Sampling and analytical methods used to meet the monitoring requirements specified in this permit must conform to the latest revision of the *Guidelines Establishing Test Procedures for the Analysis of Pollutants* contained in 40 CFR Part 136 (or as applicable in 40 CFR subchapters N [Parts 400–471] or O [Parts 501-503]) unless otherwise specified in this permit. EFSEC may only specify alternative methods for parameters without limits and for those parameters without an EPA approved test method in 40 CFR Part 136.

S2.C. Flow measurement, field measurement, and continuous monitoring devices

The Permittee must:

1. Select and use appropriate flow measurement, field measurement, and continuous monitoring devices and methods consistent with accepted scientific practices.
2. Install, calibrate, and maintain these devices to ensure the accuracy of the measurements is consistent with the accepted industry standard and the manufacturer's recommendation for that type of device.
3. Calibrate continuous monitoring instruments for the following parameters weekly unless it can demonstrate a longer period is sufficient based on monitoring records. The Permittee:

- a. May calibrate apparatus for continuous monitoring of dissolved oxygen by air calibration.
 - b. Must calibrate continuous pH measurement instruments using a grab sample analyzed in the lab with a pH meter calibrated with standard buffers and analyzed within 15 minutes of sampling.
 - c. Must calibrate continuous chlorine measurement instruments using a grab sample analyzed in the laboratory within 15 minutes of sampling.
4. Use field measurement devices as directed by the manufacturer and do not use reagents beyond their expiration dates.
 5. Calibrate flow-monitoring devices at a minimum frequency of at least one calibration per year.
 6. Maintain calibration records for at least three years.

S2.D. Laboratory accreditation

The Permittee must ensure that all monitoring data required by EFSEC for permit specified parameters is prepared by a laboratory registered or accredited under the provisions of chapter 173-50 WAC, *Accreditation of Environmental Laboratories*. Flow, temperature, settleable solids, conductivity, pH, and internal process control parameters are exempt from this requirement.

S2.E. Request for reduction in monitoring

The Permittee may request a reduction of the sampling frequency after twelve (12) months of monitoring. EFSEC will review each request and at its discretion grant the request when it reissues the permit or by a permit modification.

The Permittee must:

1. Provide a written request.
2. Clearly state the parameters for which it is requesting reduced monitoring.
3. Clearly state the justification for the reduction.

S3. Reporting and recording requirements

The Permittee must monitor and report in accordance with the following conditions. Falsification of information submitted to Council is a violation of the terms and conditions of this permit.

S3.A. Reporting

The first monitoring period begins on the effective date of the permit. The Permittee must:

1. Summarize, report, and submit monitoring data obtained during each monitoring period on the electronic Discharge Monitoring Report (DMR) form provided by Ecology within WQWebDMR. Include data for each of the parameters tabulated in Special Condition S2 and as required by the form. Report a value for each day sampling occurred (unless specifically exempted

in the permit) and for the summary values (when applicable) included on the electronic form.

To find out more information and to sign up for WQWebDMR go to:
<http://www.ecy.wa.gov/programs/wq/permits/paris/webdmr.html>

2. Enter the “no discharge” reporting code for an entire DMR, for a specific monitoring point, or for a specific parameter as appropriate, if the Permittee did not discharge wastewater or a specific pollutant during a given monitoring period.
3. Report single analytical values below detection as “less than the detection level (DL)” by entering < followed by the numeric value of the detection level (e.g. < 2.0) on the DMR. If the method used did not meet the minimum DL and quantitation level (QL) identified in the permit, report the actual QL and DL in the comments or in the location provided.
4. Report the test method used for analysis in the comments if the laboratory used an alternative method not specified in the permit and as allowed in Appendix A.
5. Calculate average values (unless otherwise specified in the permit) using:
 - a. The reported numeric value for all parameters measured between the agency-required detection value and the agency-required quantitation value.
 - b. One-half the detection value (for values reported below detection) if the lab detected the parameter in another sample for the reporting period.
 - c. Zero (for values reported below detection) if the lab did not detect the parameter in another sample for the reporting period.
6. Report single-sample grouped parameters (for example priority pollutants, PAHs, pulp and paper chlorophenolics, TTOs) on the WQWebDMR form and include: sample date, concentration detected, detection limit (DL) (as necessary), and laboratory quantitation level (QL) (as necessary). The Permittee must also submit an electronic PDF copy of the laboratory report using WQWebDMR.

If the Permittee has obtained a waiver from electronic reporting or if submitting prior to the compliance date, the Permittee must submit a paper copy of the laboratory report providing the following information: date sampled, sample location, date of analysis, parameter name, CAS number, analytical method/number, detection limit (DL), laboratory quantitation level (QL), reporting units, and concentration detected.

The contract laboratory reports must also include information on the chain of custody, QA/QC results, and documentation of accreditation for the parameter.

7. Ensure that DMRs are electronically submitted no later than the dates specified below, unless otherwise specified in this permit.

If the Permittee has obtained a waiver, it must ensure that paper forms are postmarked or received by EFSEC no later than the dates specified below, unless otherwise specified in this permit.

8. Submit DMRs for parameters with the monitoring frequencies specified in S2 (monthly, quarterly, annual, etc.) at the reporting schedule identified below. The Permittee must:
 - a. Submit **monthly** DMRs by the 15th day of the following month.
 - b. Submit **annual DMRs**, unless otherwise specified in the permit, by January 15 for the previous calendar year. The annual sampling period is the calendar year.
 - c. Submit **semiannual DMRs**, unless otherwise specified in the permit, by July 15 and January 15 of each year. Semiannual sampling periods are January through June, and July through December.
 - d. Submit permit renewal application monitoring data in WQWebDMR as required in Special Condition S2 by X/X/20XX. If the Permittee has obtained a waiver from EFSEC, it must submit the permit renewal application monitoring data in a report by X/X/20XX.
9. Submit reports to EFSEC online using Ecology's electronic WQWebDMR submittal forms (electronic DMRs) as required above. Send paper reports to:

EFSEC
P.O. Box 43172
Olympia, WA 98504-3172

Department of Ecology
Richland Office
Attn: Columbia Generating Station Monitoring
3100 Port of Benton Blvd.
Richland, WA 99354

S3.B. Records retention

The Permittee must retain records of all monitoring information for a minimum of three (3) years. Such information must include all calibration and maintenance records and all original recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit. The Permittee must extend this period of retention during the course of any unresolved litigation regarding the discharge of pollutants by the Permittee or when requested by EFSEC.

S3.C. Recording of results

For each measurement or sample taken, the Permittee must record the following information:

1. The date, exact place, method, and time of sampling or measurement
2. The individual who performed the sampling or measurement
3. The dates the analyses were performed
4. The individual who performed the analyses
5. The analytical techniques or methods used
6. The results of all analyses

S3.D. Additional monitoring by the Permittee

If the Permittee monitors any pollutant more frequently than required by Special Condition S2 of this permit, then the Permittee must include the results of such monitoring in the calculation and reporting of the data submitted in the Permittee's DMR unless otherwise specified by Special Condition S2.

S3.E. Reporting permit violations

The Permittee must take the following actions when it violates or is unable to comply with any permit condition:

1. Immediately take action to stop, contain, and cleanup unauthorized discharges or otherwise stop the noncompliance and correct the problem.
2. If applicable, immediately repeat sampling and analysis. Submit the results of any repeat sampling to EFSEC within thirty (30) days of sampling.

a. Immediate reporting

The Permittee must immediately report to the Department of Ecology, EFSEC, and the Department of Health, Drinking Water Program (at the numbers listed below), all:

- Failures of the disinfection system.
- Plant bypasses discharging to a waterbody used as a source of drinking water.

Ecology, Central Regional Office	509-575-2490
EFSEC	360-956-2121
Department of Health,	800-521-0323 (business hours)
Drinking Water Program	877-481-4901 (after business hours)

b. Twenty-four-hour reporting

The Permittee must report the following occurrences of noncompliance by telephone, to EFSEC at the telephone number listed above, within 24 hours from the time the Permittee becomes aware of any of the following circumstances:

1. Any noncompliance that may endanger health or the environment, unless previously reported under immediate reporting requirements.
2. Any unanticipated bypass that causes an exceedance of any effluent limit in the permit (See Part S4.B., "Bypass Procedures").
3. Any upset that causes an exceedance of an effluent limit in the permit (See G.15, "Upset").
4. Any violation of a maximum daily or instantaneous maximum discharge limit for any of the pollutants in Section S1.A of this permit.
5. Any overflow prior to the treatment works, whether or not such overflow endangers health or the environment or exceeds any effluent limit in the permit.

c. Report within five days

The Permittee must also submit a written report within five days of the time that the Permittee becomes aware of any reportable event under subparts a or b, above. The report must contain:

1. A description of the noncompliance and its cause.
2. The period of noncompliance, including exact dates and times.
3. The estimated time the Permittee expects the noncompliance to continue if not yet corrected.
4. Steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.
5. If the noncompliance involves an overflow prior to the treatment works, an estimate of the quantity (in gallons) of untreated overflow.

d. Waiver of written reports

EFSEC may waive the written report required in subpart c, above, on a case-by-case basis upon request if the Permittee has submitted a timely oral report.

e. All other permit violation reporting

The Permittee must report all permit violations, which do not require immediate or within 24 hours reporting, when it submits monitoring reports for S3.A ("Reporting"). The reports must contain the information listed in subpart c, above. Compliance with these requirements does not relieve the

Permittee from responsibility to maintain continuous compliance with the terms and conditions of this permit or the resulting liability for failure to comply.

f. Report Submittal

The Permittee must submit reports to the address listed in S3.

S3.F. Other reporting

a. Spills of Oil or Hazardous Materials

The Permittee must report a spill of oil or hazardous materials in accordance with the requirements of RCW 90.56.280 and chapter 173-303-145 WAC. You can obtain further instructions at the following website:
<http://www.ecy.wa.gov/programs/spills/other/reportaspill.htm>.

b. Failure to submit relevant or correct facts

Where the Permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application, or in any report to EFSEC, it must submit such facts or information promptly.

S3.G. Maintaining a copy of this permit

The Permittee must keep a copy of this permit at the facility and make it available upon request to EFSEC or Ecology inspectors.

S4. Operation and maintenance

The Permittee must, at all times, properly operate and maintain all facilities or systems of treatment and control (and related appurtenances), which are installed to achieve compliance with the terms and conditions of this permit. Proper operation and maintenance also includes keeping a daily operation logbook (paper or electronic), adequate laboratory controls, and appropriate quality assurance procedures. This provision of the permit requires the Permittee to operate backup or auxiliary facilities or similar systems only when the operation is necessary to achieve compliance with the conditions of this permit.

S4.A. Operations and maintenance (O&M) manual

a. O&M manual submittal and requirements

The Permittee must:

1. Prepare an O&M Manual that meets the requirements of 173-240-150 WAC and submit it to EFSEC for approval by Insert Date. The Permittee must submit a paper copy and an electronic copy (preferably in a portable document format (PDF)).

2. Submit to EFSEC for review substantial changes or updates to the O&M Manual whenever it incorporates them into the manual. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).
3. Keep the approved O&M Manual at the permitted facility.
4. Follow the instructions and procedures of this manual.

S4.B. Bypass procedures

This permit prohibits a bypass, which is the intentional diversion of waste streams from any portion of a treatment facility.

EFSEC may take enforcement action against a Permittee for a bypass unless one of the following circumstances (1, 2, or 3) applies.

1. Bypass for essential maintenance without the potential to cause violation of permit limits or conditions.

This permit authorizes a bypass if it allows for essential maintenance and does not have the potential to cause violations of limits or other conditions of this permit, or adversely impact public health as determined by EFSEC prior to the bypass. The Permittee must submit prior notice, if possible, at least ten (10) days before the date of the bypass.

2. Bypass is unavoidable, unanticipated, and results in noncompliance of this permit.

This permit authorizes such a bypass only if:

- a. Bypass is unavoidable to prevent loss of life, personal injury, or severe property damage. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which would cause them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass.
- b. No feasible alternatives to the bypass exist, such as:
 - The use of auxiliary treatment facilities.
 - Retention of untreated wastes.
 - Stopping production.
 - Maintenance during normal periods of equipment downtime, but not if the Permittee should have installed adequate backup equipment in the exercise of reasonable engineering judgment to prevent a bypass.
 - Transport of untreated wastes to another treatment facility or preventative maintenance), or transport of untreated wastes to another treatment facility.
- c. The Permittee has properly notified EFSEC of the bypass as required in Special Condition S3.E of this permit.

3. If bypass is anticipated and has the potential to result in noncompliance of this permit.
 - a. The Permittee must notify EFSEC at least thirty (30) days before the planned date of bypass. The notice must contain:
 - A description of the bypass and its cause.
 - An analysis of all known alternatives which would eliminate, reduce, or mitigate the need for bypassing.
 - A cost-effectiveness analysis of alternatives including comparative resource damage assessment.
 - The minimum and maximum duration of bypass under each alternative.
 - A recommendation as to the preferred alternative for conducting the bypass.
 - The projected date of bypass initiation.
 - A statement of compliance with SEPA.
 - A request for modification of water quality standards as provided for in WAC 173-201A-410, if an exceedance of any water quality standard is anticipated.
 - Details of the steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass.
 - b. For probable construction bypasses, the Permittee must notify EFSEC of the need to bypass as early in the planning process as possible. The Permittee must consider the analysis required above during preparation of the engineering report or facilities plan and plans and specifications and must include these to the extent practical. In cases where the Permittee determines the probable need to bypass early, the Permittee must continue to analyze conditions up to and including the construction period in an effort to minimize or eliminate the bypass.
 - c. EFSEC will consider the following prior to issuing an administrative order for this type of bypass:
 - If the bypass is necessary to perform construction or maintenance-related activities essential to meet the requirements of this permit.
 - If feasible alternatives to bypass exist, such as the use of auxiliary treatment facilities, retention of untreated wastes, stopping production, maintenance during normal periods of equipment down time, or transport of untreated wastes to another treatment facility.
 - If the Permittee planned and scheduled the bypass to minimize adverse effects on the public and the environment.

After consideration of the above and the adverse effects of the proposed bypass and any other relevant factors, EFSEC will approve or deny the request. EFSEC will give the public an opportunity to comment on bypass incidents of significant

duration, to the extent feasible. EFSEC will approve a request to bypass by issuing an administrative order under RCW 90.48.120.

S5. Solid wastes

S5.A. Solid waste handling

The Permittee must handle and dispose of all solid waste material in such a manner as to prevent its entry into state ground or surface water.

The Permittee must follow the procedures in EFSEC Resolution No. 299 or the most current resolution pertaining to the disposal of sediments from the cooling water system and double-lined impoundment.

S5.B. Leachate

The Permittee must not allow leachate from its solid waste material to enter state waters without providing all known, available, and reasonable methods of treatment, nor allow such leachate to cause violations of the State Surface Water Quality Standards, Chapter 173-201A WAC, or the State Ground Water Quality Standards, Chapter 173-200 WAC. The Permittee must apply for a permit or permit modification as may be required for such discharges to state ground or surface waters.

S5.C. Solid waste control plan

The Permittee must submit all proposed revisions or modifications to the solid waste control plan to EFSEC for review and approval at least 30 days prior to implementation. The Permittee must comply with the approved solid waste control plan and any modifications once approved. The Permittee must submit an update of the solid waste control plan by Insert the application for permit renewal date. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).

S6. Application for permit renewal or modification for facility changes

The Permittee must submit an application for renewal of this permit by Insert Date at least 180 days prior to expiration date. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).

The Permittee must also submit a new application or supplement at least one hundred eighty (180) days prior to commencement of discharges, resulting from the activities listed below, which may result in permit violations. These activities include any facility expansions, production increases, or other planned changes, such as process modifications, in the permitted facility.

S7. Compliance schedule

By the dates tabulated below, the Permittee must complete the following tasks and submit a report describing, at a minimum:

- Whether it completed the task and, if not, the date on which it expects to complete the task.
- The reasons for delay and the steps it is taking to return the project to the established schedule.

	Tasks	Date Due
Outfall 002		
1.	Submit an Operation and Maintenance (O&M) Manual for the planned double-lined impoundment to EFSEC for review and approval. In addition to the requirements of Chapter 173-240-150 WAC, the O&M Manual must include a leak detection plan to monitor or test for the structural integrity of the impoundment liner.	<u>Insert date (within 1 year of effective date)</u>
2.	Complete installation of the double-lined impoundment and submit a Notice of Completion to EFSEC.	<u>Insert date (w/n 1½ yrs of effective date)</u>
Circulating cooling water system losses		
3.	Submit a scope of work for analysis of circulating cooling water system losses to EFSEC for review and approval. The scope of work must include plans for how the analysis will be conducted. The analysis must include a methodology to estimate the quantity of water losses. The methodology must include a proposal for mounding analysis, as was as recommendations for water quality sampling and water level measurements based on previous findings.	<u>Insert date (w/n 2 years of effective date)</u>
4.	Submit an approvable engineering report in accordance with Chapter 173-240 WAC for circulating cooling water system losses to EFSEC for review and approval.	<u>Insert permit renewal application date</u>
Groundwater monitoring		
5.	Submit an update to the <i>Ground Water Quality Study Quality Assurance Project Plan</i> (QAPP) prepared as a requirement under the previous permit to EFSEC for review and approval. The update must address changes to the QAPP required due to both on-the-ground changes and findings of studies completed to-date.	<u>Insert date (within 6 months of effective date)</u>
6.	Submit an update to the <i>Ground Water Quality Study Quality Assurance Project Plan</i> (QAPP) to EFSEC for review and approval.	<u>Insert permit renewal application date</u>

	Tasks	Date Due
	The update must address the findings of Tasks 1-5 above.	
Outfall 001 temperature monitoring		
7.	Relocate temperature monitoring and reporting location to the River Pumphouse. Update the O&M Manual to address this change.	<u>Insert date</u> (within one year of effective date)
Outfall 001 composite sampling		
8.	Install sampling equipment capable of collecting 24-Hour composite samples for parameters specified in Section S2 and begin sampling using this method as soon as possible following installation. Update the O&M Manual to address this change.	<u>Insert date</u> (within one year of effective date)

S8. Non-routine and unanticipated discharges

1. Beginning on the effective date of this permit, the Permittee is authorized to discharge non-routine wastewater on a case-by-case basis if approved by EFSEC. Prior to any such discharge, the Permittee must contact EFSEC and at a minimum provide the following information:
 - a. The proposed discharge location
 - b. The nature of the activity that will generate the discharge
 - c. Any alternatives to the discharge, such as reuse, storage, or recycling of the water
 - d. The total volume of water it expects to discharge
 - e. The results of the chemical analysis of the water
 - f. The date of proposed discharge
 - g. The expected rate of discharge discharged, in gallons per minute
2. The Permittee must analyze the water for all constituents limited for the discharge and report them as required by subpart 1.e above. The analysis must also include any parameter deemed necessary by EFSEC. All discharges must comply with the effluent limits as established in Special Condition S1 of this permit, water quality standards, and any other limits imposed by EFSEC.
3. The Permittee must limit the discharge rate, as referenced in subpart 1.g above, so it will not cause erosion of ditches or structural damage to culverts and their entrances or exits.
4. The discharge cannot proceed until EFSEC has reviewed the information provided and has authorized the discharge by letter to the Permittee or by an Administrative Order. Once approved and if the proposed discharge is to a municipal storm drain,

the Permittee must obtain prior approval from the municipality and notify it when it plans to discharge.

S9. Spill control plan

S9.A. Spill control plan submittals and requirements

The Permittee must:

1. Submit to EFSEC an update to the existing *Oil and Hazardous Substances Spill Prevention, Control and Counter-Measure Plan* by Insert the application for permit renewal date. The Permittee must submit a paper copy and an electronic copy (preferably as a PDF).
2. Update the spill plan as needed.
3. Send changes to the plan to EFSEC.
4. Follow the plan and any supplements throughout the term of the permit.

S9.B. Spill control plan components

The spill control plan must include the following:

1. A list of all oil and petroleum products and other materials used and/or stored on-site, which when spilled, or otherwise released into the environment, designate as Dangerous Waste (DW) or Extremely Hazardous Waste (EHW) by the procedures set forth in WAC 173-303-070. Include other materials used and/or stored on-site which may become pollutants or cause pollution upon reaching state's waters.
2. A description of preventive measures and facilities (including an overall facility plot showing drainage patterns) which prevent, contain, or treat spills of these materials.
3. A description of the reporting system the Permittee will use to alert responsible managers and legal authorities in the event of a spill.
4. A description of operator training to implement the plan.

The Permittee may submit plans and manuals required by 40 CFR Part 112, contingency plans required by Chapter 173-303 WAC, or other plans required by other agencies, which meet the intent of this section.

S10. Stormwater pollution prevention plan

The Permittee must prepare and implement a Stormwater Pollution Prevention Plan (SWPPP) in accordance with the requirements of this permit. The SWPPP must be submitted to EFSEC by Insert date (one year after effective date). The SWPPP and all of its modifications must be signed in accordance with General Condition G1. Retain the SWPPP on-site.

S10.A. Stormwater pollution prevention plan (SWPPP) general requirements

The Permittee must:

1. Provide all known, available, and reasonable methods of prevention, control, and treatment (AKART) of stormwater pollution.
2. Prevent violations of surface water quality, ground water quality, or sediment management standards.
3. Comply with applicable federal technology-based treatment requirements under 40 CFR 125.3.
4. Modify the SWPPP whenever there is a change in design, construction, operation, or maintenance at the facility that significantly changes the nature of pollutants discharged in stormwater from the facility, or significantly increases the quantity of pollutants discharged.
5. Send modifications to the plan to EFSEC.
6. Follow the plan and any supplements throughout the term of the permit.

S10.B. SWPPP components

The Permittee must prepare the SWPPP in accordance with the guidance provided in the *Stormwater Pollution Prevention Planning for Industrial Facilities* (Ecy Pub. No. 04-10-030, <http://www.ecy.wa.gov/biblio/0410030.html>). The SWPPP may include applicable portions of plans prepared for other purposes at the facility. Plans or portions of plans incorporated into the SWPPP become enforceable requirements of this permit.

The SWPPP must include the following elements:

1. A site map.
2. Assessment and description of existing and potential pollutant sources.
3. A description of the operational best management practices (BMPs).
4. A description of the selected source-control BMPs.
5. When necessary, a description of the erosion and sediment control BMPs.
6. When necessary, a description of the treatment BMPs.
7. An implementation schedule.

S10.C. SWPPP implementation

The Permittee must conduct two inspections per year – one during the wet season (October 1 – April 30) and the other during the dry season (May 1 – September 30).

1. The wet season inspection must be conducted during a rainfall event by personnel named in the SWPPP to verify that the description of potential pollutant sources required under this permit are accurate; the site map as required in the SWPPP has been updated or otherwise modified to reflect current conditions; and the controls to reduce pollutants in stormwater discharges associated with industrial activities identified in the SWPPP are being implemented and are adequate. The wet weather inspection must

include observations of the presence of floating materials, suspended solids, oil and grease, discolorations, turbidity, odor, etc. in the stormwater discharge(s).

2. Personnel named in the SWPPP must conduct the dry season inspection. The inspection must determine the presence of unpermitted non-stormwater discharges such as domestic wastewater, noncontact cooling water, or process water to the stormwater system. If an unpermitted, non-stormwater discharge is discovered, the Permittee must immediately notify EFSEC.

S10.D. SWPPP evaluation

The Permittee must evaluate whether measures to reduce pollutant loadings identified in the SWPPP are adequate and properly implemented in accordance with the terms of the permit or whether additional controls are needed. A record must be maintained summarizing the results of inspections and include a certification, in accordance with General Condition G1, that the facility is in compliance with the plan and in compliance with the permit. The record must identify any incidents of noncompliance.

S11. Outfall evaluation

The Permittee must inspect, every five years, the submerged portion of the outfall line and diffuser to document its integrity and continued function. If conditions allow for a photographic verification, the Permittee must include such verification in the report. By Insert Date (with the permit renewal application), the Permittee must submit the inspection report to EFSEC.

S12. Acute toxicity

S12.A. Testing

The Permittee must:

1. Conduct acute toxicity testing on final effluent once per quarter in the year prior to submission of the application for permit renewal.
2. Submit the results to EFSEC Insert Date (with the permit renewal application).
3. Conduct acute toxicity testing on a series of at least five concentrations of effluent, including 100% effluent and a control.
4. Use each of the following species and protocols for each acute toxicity test:

Acute Toxicity Tests	Species	Method
Fathead minnow 96-hour static-renewal test	<i>Pimephales promelas</i>	EPA-821-R-02-012
Daphnid 48-hour static test	<i>Ceriodaphnia dubia</i> , <i>Daphnia pulex</i> , or <i>Daphnia magna</i>	EPA-821-R-02-012

S12.B. Sampling and reporting requirements

1. The Permittee must submit all reports for toxicity testing in accordance with the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. Reports must contain bench sheets and reference toxicant results for test methods. If the lab provides the toxicity test data in electronic format for entry into Ecology's database, then the Permittee must send the data to Ecology along with the test report, bench sheets, and reference toxicant results.
2. The Permittee must collect grab samples for toxicity testing. The Permittee must cool the samples to 0 - 6 degrees Celsius during collection and send them to the lab immediately upon completion. The lab must begin the toxicity testing as soon as possible but no later than 36 hours after sampling was completed.
3. The laboratory must conduct water quality measurements on all samples and test solutions for toxicity testing, as specified in the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*.
4. All toxicity tests must meet quality assurance criteria and test conditions specified in the most recent versions of the EPA methods listed in Subsection C and the Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. If EFSEC determines any test results to be invalid or anomalous, the Permittee must repeat the testing with freshly collected effluent.
5. The laboratory must use control water and dilution water meeting the requirements of the EPA methods listed in Section A or pristine natural water of sufficient quality for good control performance.
6. The Permittee must chemically dechlorinate final effluent samples for whole effluent toxicity testing with sodium thiosulfate just prior to test initiation. Do not add more sodium thiosulfate than is necessary to neutralize the chlorine. Provide in the test report the calculations to determine the amount of sodium thiosulfate necessary to just neutralize the chlorine in the sample.

S13. Chronic toxicity

S13.A. Testing

The Permittee must:

1. Conduct chronic toxicity testing on final effluent once per quarter in the year prior to submission of the application for permit renewal.
2. Submit the results to EFSEC Insert Date (with the permit renewal application).
3. Conduct chronic toxicity testing on a series of at least five concentrations of effluent and a control. This series of dilutions must include the acute

critical effluent concentration (ACEC). The ACEC equals 11% effluent. The series of dilutions should also contain the CCEC of 1% effluent.

4. Compare the ACEC to the control using hypothesis testing at the 0.05 level of significance as described in Appendix H, EPA/600/4-89/001.
5. Perform chronic toxicity tests with all of the following species and the most recent version of the following protocols:

Freshwater Chronic Test	Species	Method
Fathead minnow survival and growth	<i>Pimephales promelas</i>	EPA-821-R-02-013
Water flea survival and reproduction	<i>Ceriodaphnia dubia</i>	EPA-821-R-02-013

S13.B. Sampling and reporting requirements

1. The Permittee must submit all reports for toxicity testing in accordance with the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. Reports must contain bench sheets and reference toxicant results for test methods. If the lab provides the toxicity test data in electronic format for entry into Ecology's database, then the Permittee must send the data to Ecology along with the test report, bench sheets, and reference toxicant results.
2. The Permittee must collect grab samples for toxicity testing. The Permittee must cool the samples to 0 - 6 degrees Celsius during collection and send them to the lab immediately upon completion. The lab must begin the toxicity testing as soon as possible but no later than 36 hours after sampling was completed.
3. The laboratory must conduct water quality measurements on all samples and test solutions for toxicity testing, as specified in the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*.
4. All toxicity tests must meet quality assurance criteria and test conditions specified in the most recent versions of the EPA methods listed in Section C. and the Ecology Publication no. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria*. If Ecology determines any test results to be invalid or anomalous, the Permittee must repeat the testing with freshly collected effluent.
5. The laboratory must use control water and dilution water meeting the requirements of the EPA methods listed in Subsection C. or pristine natural water of sufficient quality for good control performance.
6. The Permittee must chemically dechlorinate final effluent samples for whole effluent toxicity testing with sodium thiosulfate just prior to test initiation. Do not add more sodium thiosulfate than is necessary to neutralize the chlorine. Provide in the test report the calculations to determine the amount of sodium thiosulfate necessary to just neutralize the chlorine in the sample.

General Conditions

G1. Signatory requirements

1. All applications, reports, or information submitted to EFSEC must be signed and certified.
 - a. In the case of corporations, by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:
 - A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or
 - The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
 - In the case of a partnership, by a general partner.
 - In the case of sole proprietorship, by the proprietor.
 - In the case of a municipal, state, or other public facility, by either a principal executive officer or ranking elected official.

Applications for permits for domestic wastewater facilities that are either owned or operated by, or under contract to, a public entity shall be submitted by the public entity.

2. All reports required by this permit and other information requested by EFSEC must be signed by a person described above or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described above and submitted to EFSEC.
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.)
3. Changes to authorization. If an authorization under paragraph G1.2, above, is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of

paragraph G1.2, above, must be submitted to EFSEC prior to or together with any reports, information, or applications to be signed by an authorized representative.

4. Certification. Any person signing a document under this section must make the following certification:

“I certify under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”

G2. Right of inspection and entry

The Permittee must allow an authorized representative of EFSEC, upon the presentation of credentials and such other documents as may be required by law:

1. To enter upon the premises where a discharge is located or where any records must be kept under the terms and conditions of this permit.
2. To have access to and copy, at reasonable times and at reasonable cost, any records required to be kept under the terms and conditions of this permit.
3. To inspect, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, methods, or operations regulated or required under this permit.
4. To sample or monitor, at reasonable times, any substances or parameters at any location for purposes of assuring permit compliance or as otherwise authorized by the Clean Water Act.

G3. Permit actions

This permit may be modified, revoked and reissued, or terminated either at the request of any interested person (including the permittee) or upon EFSEC's initiative. However, the permit may only be modified, revoked and reissued, or terminated for the reasons specified in 40 CFR 122.62, 122.64 or WAC 173-220-150 according to the procedures of 40 CFR 124.5.

1. The following are causes for terminating this permit during its term, or for denying a permit renewal application:
 - a. Violation of any permit term or condition.
 - b. Obtaining a permit by misrepresentation or failure to disclose all relevant facts.
 - c. A material change in quantity or type of waste disposal.

- d. A determination that the permitted activity endangers human health or the environment, or contributes to water quality standards violations and can only be regulated to acceptable levels by permit modification or termination.
 - e. A change in any condition that requires either a temporary or permanent reduction, or elimination of any discharge or sludge use or disposal practice controlled by the permit.
 - f. Nonpayment of fees assessed pursuant to RCW 90.48.465.
 - g. Failure or refusal of the Permittee to allow entry as required in RCW 90.48.090.
2. The following are causes for modification but not revocation and reissuance except when the Permittee requests or agrees:
- a. A material change in the condition of the waters of the state.
 - b. New information not available at the time of permit issuance that would have justified the application of different permit conditions.
 - c. Material and substantial alterations or additions to the permitted facility or activities which occurred after this permit issuance.
 - d. Promulgation of new or amended standards or regulations having a direct bearing upon permit conditions, or requiring permit revision.
 - e. The Permittee has requested a modification based on other rationale meeting the criteria of 40 CFR Part 122.62.
 - f. EFSEC has determined that good cause exists for modification of a compliance schedule, and the modification will not violate statutory deadlines.
 - g. Incorporation of an approved local pretreatment program into a municipality's permit.
3. The following are causes for modification or alternatively revocation and reissuance:
- a. When cause exists for termination for reasons listed in 1.a through 1.g of this section, and EFSEC determines that modification or revocation and reissuance is appropriate.
 - b. When EFSEC has received notification of a proposed transfer of the permit. A permit may also be modified to reflect a transfer after the effective date of an automatic transfer (General Condition G7) but will not be revoked and reissued after the effective date of the transfer except upon the request of the new Permittee.

G4. Reporting planned changes

The Permittee must, as soon as possible, but no later than one hundred eighty (180) days prior to the proposed changes, give notice to EFSEC of planned physical alterations or

additions to the permitted facility, production increases, or process modification which will result in:

1. The permitted facility being determined to be a new source pursuant to 40 CFR 122.29(b)
2. A significant change in the nature or an increase in quantity of pollutants discharged.
3. A significant change in the Permittee's sludge use or disposal practices. Following such notice, and the submittal of a new application or supplement to the existing application, along with required engineering plans and reports, this permit may be modified, or revoked and reissued pursuant to 40 CFR 122.62(a) to specify and limit any pollutants not previously limited. Until such modification is effective, any new or increased discharge in excess of permit limits or not specifically authorized by this permit constitutes a violation.

G5. Plan review required

Prior to constructing or modifying any wastewater control facilities, an engineering report and detailed plans and specifications must be submitted to EFSEC for approval in accordance with chapter 173-240 WAC. Engineering reports, plans, and specifications must be submitted at least one hundred eighty (180) days prior to the planned start of construction unless a shorter time is approved by EFSEC. Facilities must be constructed and operated in accordance with the approved plans.

G6. Compliance with other laws and statutes

Nothing in this permit excuses the Permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations.

G7. Transfer of this permit

In the event of any change in control or ownership of facilities from which the authorized discharge emanate, the Permittee must notify the succeeding owner or controller of the existence of this permit by letter, a copy of which must be forwarded to EFSEC.

1. Transfers by Modification
Except as provided in paragraph (2) below, this permit may be transferred by the Permittee to a new owner or operator only if this permit has been modified or revoked and reissued under 40 CFR 122.62(b)(2), or a minor modification made under 40 CFR 122.63(d), to identify the new Permittee and incorporate such other requirements as may be necessary under the Clean Water Act.
2. Automatic Transfers
This permit may be automatically transferred to a new Permittee if:
 - a. The Permittee notifies EFSEC at least thirty (30) days in advance of the proposed transfer date.

- b. The notice includes a written agreement between the existing and new Permittees containing a specific date transfer of permit responsibility, coverage, and liability between them.
- c. EFSEC does not notify the existing Permittee and the proposed new Permittee of its intent to modify or revoke and reissue this permit. A modification under this subparagraph may also be minor modification under 40 CFR 122.63. If this notice is not received, the transfer is effective on the date specified in the written agreement.

G8. Reduced production for compliance

The Permittee, in order to maintain compliance with its permit, must control production and/or all discharges upon reduction, loss, failure, or bypass of the treatment facility until the facility is restored or an alternative method of treatment is provided. This requirement applies in the situation where, among other things, the primary source of power of the treatment facility is reduced, lost, or fails.

G9. Removed substances

Collected screenings, grit, solids, sludges, filter backwash, or other pollutants removed in the course of treatment or control of wastewaters must not be resuspended or reintroduced to the final effluent stream for discharge to state waters.

G10. Duty to provide information

The Permittee must submit to EFSEC, within a reasonable time, all information which EFSEC may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or to determine compliance with this permit. The Permittee must also submit to EFSEC upon request, copies of records required to be kept by this permit.

G11. Other requirements of 40 CFR

All other requirements of 40 CFR 122.41 and 122.42 are incorporated in this permit by reference.

G12. Additional monitoring

EFSEC may establish specific monitoring requirements in addition to those contained in this permit by administrative order or permit modification.

G13. Payment of fees

The Permittee must submit payment of fees associated with this permit as assessed by EFSEC.

G14. Penalties for violating permit conditions

Any person who is found guilty of willfully violating the terms and conditions of this permit is deemed guilty of a crime, and upon conviction thereof shall be punished by a fine of up to ten thousand dollars (\$10,000) and costs of prosecution, or by imprisonment in the discretion of the court. Each day upon which a willful violation occurs may be deemed a separate and additional violation.

Any person who violates the terms and conditions of a waste discharge permit may incur, in addition to any other penalty as provided by law, a civil penalty in the amount of up to ten thousand dollars (\$10,000) for every such violation. Each and every such violation is a separate and distinct offense, and in case of a continuing violation, every day's continuance is deemed to be a separate and distinct violation.

G15. Upset

Definition – “Upset” means an exceptional incident in which there is unintentional and temporary noncompliance with technology-based permit effluent limits because of factors beyond the reasonable control of the Permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.

An upset constitutes an affirmative defense to an action brought for noncompliance with such technology-based permit effluent limits if the requirements of the following paragraph are met.

A Permittee who wishes to establish the affirmative defense of upset must demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:

1. An upset occurred and that the Permittee can identify the cause(s) of the upset.
2. The permitted facility was being properly operated at the time of the upset.
3. The Permittee submitted notice of the upset as required in Special Condition S3.E.
4. The Permittee complied with any remedial measures required under S3.E of this permit.

In any enforcement action the Permittee seeking to establish the occurrence of an upset has the burden of proof.

G16. Property rights

This permit does not convey any property rights of any sort, or any exclusive privilege.

G17. Duty to comply

The Permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Clean Water Act and is grounds for

enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application.

G18. Toxic pollutants

The Permittee must comply with effluent standards or prohibitions established under Section 307(a) of the Clean Water Act for toxic pollutants within the time provided in the regulations that establish those standards or prohibitions, even if this permit has not yet been modified to incorporate the requirement.

G19. Penalties for tampering

The Clean Water Act provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than two (2) years per violation, or by both. If a conviction of a person is for a violation committed after a first conviction of such person under this condition, punishment shall be a fine of not more than \$20,000 per day of violation, or by imprisonment of not more than four (4) years, or by both.

G20. Reporting requirements applicable to existing manufacturing, commercial, mining, and silvicultural dischargers

The Permittee belonging to the categories of existing manufacturing, commercial, mining, or silviculture must notify EFSEC as soon as they know or have reason to believe:

1. That any activity has occurred or will occur which would result in the discharge, on a routine or frequent basis, of any toxic pollutant which is not limited in this permit, if that discharge will exceed the highest of the following "notification levels:"
 - a. One hundred micrograms per liter (100 µg/L).
 - b. Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,4-dinitrophenol and for 2-methyl-4,6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony.
 - c. Five (5) times the maximum concentration value reported for that pollutant in the permit application in accordance with 40 CFR 122.21(g)(7).
 - d. The level established by the Director in accordance with 40 CFR 122.44(f).
2. That any activity has occurred or will occur which would result in any discharge, on a non-routine or infrequent basis, of a toxic pollutant which is not limited in this permit, if that discharge will exceed the highest of the following "notification levels:"
 - a. Five hundred micrograms per liter (500µg/L).
 - b. One milligram per liter (1 mg/L) for antimony.
 - c. Ten (10) times the maximum concentration value reported for that pollutant in the permit application in accordance with 40 CFR 122.21(g)(7).
 - d. The level established by the Director in accordance with 40 CFR 122.44(f).

G21. Compliance schedules

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit must be submitted no later than fourteen (14) days following each schedule date.

Appendix A

LIST OF POLLUTANTS WITH ANALYTICAL METHODS, DETECTION LIMITS AND QUANTITATION LEVELS

The Permittee must use the specified analytical methods, detection limits (DLs) and quantitation levels (QLs) in the following table for permit and application required monitoring unless:

- Another permit condition specifies other methods, detection levels, or quantitation levels.
- The method used produces measurable results in the sample and EPA has listed it as an EPA-approved method in 40 CFR Part 136.

If the Permittee uses an alternative method, not specified in the permit and as allowed above, it must report the test method, DL, and QL on the discharge monitoring report or in the required report.

If the Permittee is unable to obtain the required DL and QL in its effluent due to matrix effects, the Permittee must submit a matrix-specific detection limit (MDL) and a quantitation limit (QL) to EFSEC with appropriate laboratory documentation.

When the permit requires the Permittee to measure the base neutral compounds in the list of priority pollutants, it must measure all of the base neutral pollutants listed in the table below. The list includes EPA required base neutral priority pollutants and several additional polynuclear aromatic hydrocarbons (PAHs). The Water Quality Program added several PAHs to the list of base neutrals below from Ecology's Persistent Bioaccumulative Toxics (PBT) List. It only added those PBT parameters of interest to Appendix A that did not increase the overall cost of analysis unreasonably.

EFSEC added this appendix to the permit in order to reduce the number of analytical "non-detects" in permit-required monitoring and to measure effluent concentrations near or below criteria values where possible at a reasonable cost.

CONVENTIONAL PARAMETERS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL)¹ µg/L unless specified	Quantitation Level (QL)² µg/L unless specified
Biochemical Oxygen Demand	SM5210-B		2 mg/L
Soluble Biochemical Oxygen Demand	SM5210-B ³		2 mg/L
Chemical Oxygen Demand	SM5220-D		10 mg/L
Total Organic Carbon	SM5310-B/C/D		1 mg/L
Total Suspended Solids	SM2540-D		5 mg/L
Total Ammonia (as N)	SM4500-NH3-B and C/D/E/G/H		20
Flow	Calibrated device		
Dissolved oxygen	SM4500-OC/OG		0.2 mg/L
Temperature (max. 7-day avg.)	Analog recorder or Use micro-recording devices known as thermistors		0.2° C
pH	SM4500-H ⁺ B	N/A	N/A

NONCONVENTIONAL PARAMETERS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
Total Alkalinity	SM2320-B		5 mg/L as CaCO ₃
Bromide (24959-67-9)	EPA 300.0		500
Chlorine, Total Residual	SM4500 Cl G		50.0
Color	SM2120 B/C/E		10 color units
Fecal Coliform	SM 9221E, 9222	N/A	Specified in method - sample aliquot dependent
Fluoride (16984-48-8)	SM4500-F E	25	100
Nitrate + Nitrite Nitrogen (as N)	SM4500-NO ₃ - E/F/H		100
Nitrogen, Total Kjeldahl (as N)	SM4500-N _{org} B/C and SM4500NH ₃ -B/C/D/EF/G/H		300
Soluble Reactive Phosphorus (as P)	SM4500- PE/PF	3	10
Phosphorus, Total (as P)	SM 4500 PB followed by SM4500-PE/PF	3	10
Oil and Grease (HEM)	1664 A or B	1,400	5,000
Radioactivity			
Alpha, Total	SM 7110 B		
Beta, Total	SM 7110 B		
Radium, Total	SW 7500-Ra C		
Salinity	SM2520-B		3 practical salinity units or scale (PSU or PSS)
Settleable Solids	SM2540 -F		500 (or 0.1 mL/L)
Sulfate (as mg/L SO ₄)	SM4110-B		200
Sulfide (as mg/L S)	SM4500-S ² F/D/E/G		200
Sulfite (as mg/L SO ₃)	SM4500-SO ₃ B		2000
Total Coliform	SM 9221B, 9222B, 9223B	N/A	Specified in method - sample aliquot dependent
Total dissolved solids	SM2540 C		20 mg/L
Total Hardness	SM2340B		200 as CaCO ₃
Aluminum, Total (7429-90-5)	200.8	2.0	10
Barium Total (7440-39-3)	200.8	0.5	2.0
BTEX (benzene +toluene + ethylbenzene + m,o,p xylenes)	EPA SW 846 8021/8260	1	2
Boron Total (7440-42-8)	200.8	2.0	10.0
Cobalt, Total (7440-48-4)	200.8	0.05	0.25
Iron, Total (7439-89-6)	200.7	12.5	50
Magnesium, Total (7439-95-4)	200.7	10	50
Molybdenum, Total (7439-98-7)	200.8	0.1	0.5
Manganese, Total (7439-96-5)	200.8	0.1	0.5
NWTPH Dx ⁴	Ecology NWTPH Dx	250	250
NWTPH Gx ⁵	Ecology NWTPH Gx	250	250

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
Tin, Total (7440-31-5)	200.8	0.3	1.5
Titanium, Total (7440-32-6)	200.8	0.5	2.5

PRIORITY POLLUTANTS

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
METALS, CYANIDE & TOTAL PHENOLS			
Antimony, Total (7440-36-0)	200.8	0.3	1.0
Arsenic, Total (7440-38-2)	200.8	0.1	0.5
Beryllium, Total (7440-41-7)	200.8	0.1	0.5
Cadmium, Total (7440-43-9)	200.8	0.05	0.25
Chromium (hex) dissolved (18540-29-9)	SM3500-Cr EC	0.3	1.2
Chromium, Total (7440-47-3)	200.8	0.2	1.0
Copper, Total (7440-50-8)	200.8	0.4	2.0
Lead, Total (7439-92-1)	200.8	0.1	0.5
Mercury, Total (7439-97-6)	1631E	0.0002	0.0005
Nickel, Total (7440-02-0)	200.8	0.1	0.5
Selenium, Total (7782-49-2)	200.8	1.0	1.0
Silver, Total (7440-22-4)	200.8	0.04	0.2
Thallium, Total (7440-28-0)	200.8	0.09	0.36
Zinc, Total (7440-66-6)	200.8	0.5	2.5
Cyanide, Total (57-12-5)	335.4	5	10
Cyanide, Weak Acid Dissociable	SM4500-CN I	5	10
Cyanide, Free Amenable to Chlorination (Available Cyanide)	SM4500-CN G	5	10
Phenols, Total	EPA 420.1		50

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
ACID COMPOUNDS			
2-Chlorophenol (95-57-8)	625	1.0	2.0
2,4-Dichlorophenol (120-83-2)	625	0.5	1.0
2,4-Dimethylphenol (105-67-9)	625	0.5	1.0
4,6-dinitro-o-cresol (534-52-1) (2-methyl-4,6-dinitrophenol)	625/1625B	1.0	2.0
2,4 dinitrophenol (51-28-5)	625	1.0	2.0
2-Nitrophenol (88-75-5)	625	0.5	1.0
4-nitrophenol (100-02-7)	625	0.5	1.0
Parachlorometa cresol (59-50-7) (4-chloro-3-methylphenol)	625	1.0	2.0
Pentachlorophenol (87-86-5)	625	0.5	1.0

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
Phenol (108-95-2)	625	2.0	4.0
2,4,6-Trichlorophenol (88-06-2)	625	2.0	4.0

PRIORITY POLLUTANTS (continued)

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
VOLATILE COMPOUNDS			
Acrolein (107-02-8)	624	5	10
Acrylonitrile (107-13-1)	624	1.0	2.0
Benzene (71-43-2)	624	1.0	2.0
Bromoform (75-25-2)	624	1.0	2.0
Carbon tetrachloride (56-23-5)	624/601 or SM6230B	1.0	2.0
Chlorobenzene (108-90-7)	624	1.0	2.0
Chloroethane (75-00-3)	624/601	1.0	2.0
2-Chloroethylvinyl Ether (110-75-8)	624	1.0	2.0
Chloroform (67-66-3)	624 or SM6210B	1.0	2.0
Dibromochloromethane (124-48-1)	624	1.0	2.0
1,2-Dichlorobenzene (95-50-1)	624	1.9	7.6
1,3-Dichlorobenzene (541-73-1)	624	1.9	7.6
1,4-Dichlorobenzene (106-46-7)	624	4.4	17.6
Dichlorobromomethane (75-27-4)	624	1.0	2.0
1,1-Dichloroethane (75-34-3)	624	1.0	2.0
1,2-Dichloroethane (107-06-2)	624	1.0	2.0
1,1-Dichloroethylene (75-35-4)	624	1.0	2.0
1,2-Dichloropropane (78-87-5)	624	1.0	2.0
1,3-dichloropropene (mixed isomers) (1,2-dichloropropylene) (542-75-6) ⁶	624	1.0	2.0
Ethylbenzene (100-41-4)	624	1.0	2.0
Methyl bromide (74-83-9) (Bromomethane)	624/601	5.0	10.0
Methyl chloride (74-87-3) (Chloromethane)	624	1.0	2.0
Methylene chloride (75-09-2)	624	5.0	10.0
1,1,2,2-Tetrachloroethane (79-34-5)	624	1.9	2.0
Tetrachloroethylene (127-18-4)	624	1.0	2.0
Toluene (108-88-3)	624	1.0	2.0
1,2-Trans-Dichloroethylene (156-60-5) (Ethylene dichloride)	624	1.0	2.0

Pollutant & CAS No. (<i>if available</i>)	Recommended Analytical Protocol	Detection (DL) ¹ <i>µg/L unless specified</i>	Quantitation Level (QL) ² <i>µg/L unless specified</i>
VOLATILE COMPOUNDS			
1,1,1-Trichloroethane (71-55-6)	624	1.0	2.0
1,1,2-Trichloroethane (79-00-5)	624	1.0	2.0
Trichloroethylene (79-01-6)	624	1.0	2.0
Vinyl chloride (75-01-4)	624/SM6200B	1.0	2.0

PRIORITY POLLUTANTS (continued)

Pollutant & CAS No. (<i>if available</i>)	Recommended Analytical Protocol	Detection (DL) ¹ <i>µg/L unless specified</i>	Quantitation Level (QL) ² <i>µg/L unless specified</i>
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
Acenaphthene (83-32-9)	625	0.2	0.4
Acenaphthylene (208-96-8)	625	0.3	0.6
Anthracene (120-12-7)	625	0.3	0.6
Benzidine (92-87-5)	625	12	24
Benzyl butyl phthalate (85-68-7)	625	0.3	0.6
Benzo(a)anthracene (56-55-3)	625	0.3	0.6
Benzo(b)fluoranthene (3,4-benzofluoranthene) (205-99-2) ⁷	610/625	0.8	1.6
Benzo(j)fluoranthene (205-82-3) ⁷	625	0.5	1.0
Benzo(k)fluoranthene (11,12-benzofluoranthene) (207-08-9) ⁷	610/625	0.8	1.6
Benzo(r,s,t)pentaphene (189-55-9)	625	0.5	1.0
Benzo(a)pyrene (50-32-8)	610/625	0.5	1.0
Benzo(ghi)Perylene (191-24-2)	610/625	0.5	1.0
Bis(2-chloroethoxy)methane (111-91-1)	625	5.3	21.2
Bis(2-chloroethyl)ether (111-44-4)	611/625	0.3	1.0
Bis(2-chloroisopropyl)ether (39638-32-9)	625	0.3	0.6
Bis(2-ethylhexyl)phthalate (117-81-7)	625	0.1	0.5
4-Bromophenyl phenyl ether (101-55-3)	625	0.2	0.4
2-Chloronaphthalene (91-58-7)	625	0.3	0.6
4-Chlorophenyl phenyl ether (7005-72-3)	625	0.3	0.5
Chrysene (218-01-9)	610/625	0.3	0.6
Dibenzo (a,h)acridine (226-36-8)	610M/625M	2.5	10.0
Dibenzo (a,i)acridine (224-42-0)	610M/625M	2.5	10.0

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
Dibenzo(a-h)anthracene (53-70-3)(1,2,5,6-dibenzanthracene)	625	0.8	1.6
Dibenzo(a,e)pyrene (192-65-4)	610M/625M	2.5	10.0
Dibenzo(a,h)pyrene (189-64-0)	625M	2.5	10.0
3,3-Dichlorobenzidine (91-94-1)	605/625	0.5	1.0
Diethyl phthalate (84-66-2)	625	1.9	7.6
Dimethyl phthalate (131-11-3)	625	1.6	6.4
Di-n-butyl phthalate (84-74-2)	625	0.5	1.0
2,4-dinitrotoluene (121-14-2)	609/625	0.2	0.4
2,6-dinitrotoluene (606-20-2)	609/625	0.2	0.4

PRIORITY POLLUTANTS (continued)

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
BASE/NEUTRAL COMPOUNDS (compounds in bold are Ecology PBTs)			
Di-n-octyl phthalate (117-84-0)	625	0.3	0.6
1,2-Diphenylhydrazine (as Azobenzene) (122-66-7)	1625B	5.0	20
Fluoranthene (206-44-0)	625	0.3	0.6
Fluorene (86-73-7)	625	0.3	0.6
Hexachlorobenzene (118-74-1)	612/625	0.3	0.6
Hexachlorobutadiene (87-68-3)	625	0.5	1.0
Hexachlorocyclopentadiene (77-47-4)	1625B/625	0.5	1.0
Hexachloroethane (67-72-1)	625	0.5	1.0
Indeno(1,2,3-cd)Pyrene (193-39-5)	610/625	0.5	1.0
Isophorone (78-59-1)	625	0.5	1.0
3-Methyl cholanthrene (56-49-5)	625	2.0	8.0
Naphthalene (91-20-3)	625	0.3	0.6
Nitrobenzene (98-95-3)	625	0.5	1.0
N-Nitrosodimethylamine (62-75-9)	607/625	2.0	4.0
N-Nitrosodi-n-propylamine (621-64-7)	607/625	0.5	1.0
N-Nitrosodiphenylamine (86-30-6)	625	0.5	1.0
Perylene (198-55-0)	625	1.9	7.6
Phenanthrene (85-01-8)	625	0.3	0.6
Pyrene (129-00-0)	625	0.3	0.6
1,2,4-Trichlorobenzene (120-82-1)	625	0.3	0.6

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
DIOXIN			
2,3,7,8-Tetra-Chlorodibenzo-P-Dioxin (176-40-16) (2,3,7,8 TCDD)	1613B	1.3 pg/L	5 pg/L

PRIORITY POLLUTANTS (continued)

Pollutant & CAS No. (if available)	Recommended Analytical Protocol	Detection (DL) ¹ µg/L unless specified	Quantitation Level (QL) ² µg/L unless specified
PESTICIDES/PCBs			
Aldrin (309-00-2)	608	0.025	0.05
alpha-BHC (319-84-6)	608	0.025	0.05
beta-BHC (319-85-7)	608	0.025	0.05
gamma-BHC (58-89-9)	608	0.025	0.05
delta-BHC (319-86-8)	608	0.025	0.05
Chlordane (57-74-9) ⁸	608	0.025	0.05
4,4'-DDT (50-29-3)	608	0.025	0.05
4,4'-DDE (72-55-9)	608	0.025	0.05 ¹⁰
4,4' DDD (72-54-8)	608	0.025	0.05
Dieldrin (60-57-1)	608	0.025	0.05
alpha-Endosulfan (959-98-8)	608	0.025	0.05
beta-Endosulfan (33213-65-9)	608	0.025	0.05
Endosulfan Sulfate (1031-07-8)	608	0.025	0.05
Endrin (72-20-8)	608	0.025	0.05
Endrin Aldehyde (7421-93-4)	608	0.025	0.05
Heptachlor (76-44-8)	608	0.025	0.05
Heptachlor Epoxide (1024-57-3)	608	0.025	0.05
PCB-1242 (53469-21-9) ⁹	608	0.25	0.5
PCB-1254 (11097-69-1)	608	0.25	0.5
PCB-1221 (11104-28-2)	608	0.25	0.5
PCB-1232 (11141-16-5)	608	0.25	0.5
PCB-1248 (12672-29-6)	608	0.25	0.5
PCB-1260 (11096-82-5)	608	0.13	0.5
PCB-1016 (12674-11-2) ⁹	608	0.13	0.5
Toxaphene (8001-35-2)	608	0.24	0.5

1. Detection level (DL) or detection limit means the minimum concentration of an analyte (substance) that can be measured and reported with a 99% confidence that the analyte concentration is greater than zero as determined by the procedure given in 40 CFR part 136, Appendix B.

2. Quantitation Level (QL) also known as Minimum Level of Quantitation (ML) – The lowest level at which the entire analytical system must give a recognizable signal and acceptable calibration point for the analyte. It is equivalent to the concentration of the lowest calibration standard, assuming that the lab has used all method-specified sample weights, volumes, and cleanup procedures. The QL is calculated by multiplying the MDL by 3.18 and rounding the result to the number nearest to $(1, 2, \text{ or } 5) \times 10^n$, where n is an integer. (64 FR 30417).

ALSO GIVEN AS:

The smallest detectable concentration of analyte greater than the Detection Limit (DL) where the accuracy (precision & bias) achieves the objectives of the intended purpose. (Report of the Federal Advisory Committee on Detection and Quantitation Approaches and Uses in Clean Water Act Programs Submitted to the US Environmental Protection Agency December 2007).

3. Soluble Biochemical Oxygen Demand method note: First, filter the sample through a Millipore Nylon filter (or equivalent) - pore size of 0.45-0.50 μm (prep all filters by filtering 250 ml of laboratory grade deionized water through the filter and discard). Then, analyze sample as per method 5210-B.
4. NWTPH Dx - Northwest Total Petroleum Hydrocarbons Diesel Extended Range – see <http://www.ecy.wa.gov/biblio/97602.html>
5. NWTPH Gx - Northwest Total Petroleum Hydrocarbons Gasoline Extended Range – see <http://www.ecy.wa.gov/biblio/97602.html>
6. 1, 3-dichloropropylene (mixed isomers) You may report this parameter as two separate parameters: cis-1, 3-dichloropropene (10061-01-5) and trans-1, 3-dichloropropene (10061-02-6).
7. Total Benzo(a)fluoranthenes - Because Benzo(b)fluoranthene, Benzo(j)fluoranthene and Benzo(k)fluoranthene co-elute you may report these three isomers as total benzo(a)fluoranthenes.
8. Chlordane – You may report alpha-chlordane (5103-71-9) and gamma-chlordane (5103-74-2) in place of chlordane (57-74-9). If you report alpha and gamma-chlordane, the DL/PQLs that apply are 0.025/0.050.
9. PCB 1016 & PCB 1242 – You may report these two PCB compounds as one parameter called PCB 1016/1242.

A Brief Primer of National Pollutant Discharge Elimination System (NPDES) Permits

Extracted from Wastewater Discharge Permits in Washington State
Ecology Report WQ-R-019 Jan. 1994 (Rev. Oct. 2003)

Principles of the NPDES Permit Program

Washington State's goal is to maintain the highest purity of public waters by limiting pollutant discharges to the greatest extent possible. Four principles drive the Washington State wastewater discharge permit program toward that goal:

- The discharge of pollutants is *not* a right. A permit is required to use the waters of the state, a public resource, for purposes of wastewater discharge.
- Permits limit the amount of pollutants to be discharged.
- Wastewater must be treated with all known available and reasonable technology before it is discharged—regardless of the quality of the water into which it is discharged.
- Effluent limits are set using technology-based *and* water quality-based standards. The more stringent of the two limits is always applied.

What is a Wastewater Discharge Permit?

A wastewater discharge permit is a legal document issued by the Department of Ecology to control the discharge of wastewater to surface or ground waters and to publicly-owned sewage systems.

Permits place limits on the quantity and concentrations of contaminants that may be discharged. When necessary, permits require treatment of wastewater or impose other operating conditions on dischargers to ensure that permit limits are met.

Permits may also set other conditions, including monitoring and reporting requirements, spill prevention planning, and other regulatory activities.

What is a Permit Fact Sheet?

Fact sheets are companion documents to permits. Their primary purpose is to provide a record of how the requirements in the permit were derived.

Fact sheets explain the nature of the proposed discharge, Ecology's decisions on limiting the pollutants in the wastewater, and the regulatory and technical basis for those decisions.

Fact sheets also document the history of the permit through reissuances and amendments, summarize the administrative record of the permit issuance, and serve as an informational document for the public.

Fact sheets and some of their contents are required by federal and state law.

How to Read a Fact Sheet

Fact sheets detail the principal technical and scientific facts and the significant legal and policy decisions that were made when setting the terms and conditions of the permit. The fact sheet should, therefore, be used as a reference document when evaluating the terms and conditions of a permit. Certain elements of the fact sheet are of particular interest when reviewing a permit.

Where to look for key information in a fact sheet:

Facility Description – Each fact sheet has a cover sheet which provides the applicant's name and address, the location of the discharge in narrative form and as a latitude and longitude (when available), and a brief description of the type of operation and expected discharge.

Background Information – The background information section of the fact sheet describes the applicants' operations and wastewater discharge in greater detail. The official state classification of the receiving water (the water discharged into) is cited and common uses of the receiving water are described. The background section also summarizes the past performance, or compliance history, of a permit renewal applicant and outlines permit limitations from the previous permit.

Permit Limitations and Conditions – Waste discharge permits must contain conditions that ensure a discharge will meet established water quality standards. Water quality standards are designed to protect the beneficial uses of the waters of the state.

Effluent limitations are specific restrictions on the volume and concentration of certain pollutants that can be discharged. Permit conditions specify how a facility must operate to remain within the effluent limits. This section of the fact sheet describes both the scientific and legal basis on which the limits and conditions in the permit were derived. For permit renewal, this section of the fact sheet also presents comparisons of proposed limitations and conditions with those in the previous permit.

Federal and state regulations require that effluent limitations in a permit must be either *technology-based* or *water quality-based*. The more stringent of these two types of limits must be chosen for each pollutant of concern. *Technology-based* limitations are performance standards established under federal and state regulations. *For example:* For a kraft (unbleached) pulp mill the technology-based standard is 2.8 lbs. of biochemical oxygen demand (oxygen consuming pollutant) per 1000 pounds of pulp production.

Water quality-based limitations are based on compliance with the state water quality standards. *For example:* If the technology-based standard above is not strict enough to protect the water quality standard of >6.0 mg/L dissolved oxygen, a limit of less than 2.8 lbs. of biochemical oxygen demand per 1000 pounds of production would be required.

Technology-based effluent limits for the discharge are derived first. Washington State requires dischargers to use all known and available reasonable technology (AKART) to control pollutants in their effluent.

If technology-based controls fail to cause a discharge to meet state water quality standards, the permit will impose additional conditions so the discharge meets water quality standards. These are water quality-based effluent limits.

Water quality-based limits consider the variability of the pollutant concentrations in both the effluent and the receiving water. Water quality-based limits are determined for the water body's critical condition. The critical condition is the combination of receiving water and waste discharge conditions, which has the highest potential to harm aquatic biota or existing uses of the receiving waters.

Monitoring and Reporting – Effluent monitoring, recording, and reporting are required in most permits to verify that treatment or control processes are functioning correctly and that effluent limitations are being achieved. The monitoring and testing schedule is detailed in the permit under Condition S.2.

Specified monitoring frequencies take into account the quantity and variability of discharge, the treatment method, past compliance, significance of pollutants, and cost of monitoring. The frequency of monitoring is the minimum frequency needed to document compliance.

Other Permit Conditions – The fact sheet also describes specific activities that are required of the discharger. Requirements for preparation of pollution prevention plans, spill control plans, and other operating conditions are in this section.

Appendix -*Appendix A* contains information about how the permit development process has been advertised. Opportunities for public involvement in the development of the final permit are also included here.

Appendix B is a glossary of terms intended to help interpret complex permit language.

Fact Sheet for NPDES Permit WA002515-1

Columbia Generating Station

(Insert date of this fact sheet when finalized for public notice)

Purpose of this fact sheet

This fact sheet explains and documents the decisions the Energy Facility Site Evaluation Council (EFSEC) made in drafting the proposed National Pollutant Discharge Elimination System (NPDES) permit for Columbia Generating Station.

This fact sheet complies with Section 463-76-034 of the Washington Administrative Code (WAC), which requires EFSEC to prepare a draft permit and accompanying fact sheet for public evaluation before issuing an NPDES permit.

EFSEC makes the draft permit and fact sheet available for public review and comment at least thirty (30) days before issuing the final permit. Copies of the fact sheet and draft permit for Columbia Generating Station, NPDES permit WA002515-1, are available for public review and comment from insert month day, year until month day, year. For more details on preparing and filing comments about these documents, please see **Appendix A - Public Involvement Information**.

Energy Northwest reviewed the draft permit and fact sheet for factual accuracy. EFSEC corrected any errors or omissions regarding the facility's location, history, discharges, or receiving water prior to publishing this draft fact sheet for public notice.

After the public comment period closes, EFSEC will summarize substantive comments and provide responses to them. EFSEC will include the summary and responses to comments in this fact sheet as **Appendix E - Response to Comments**, and publish it when issuing the final NPDES permit. EFSEC will not revise the rest of the fact sheet, but the full document will become part of the legal history contained in the facility's permit file.

Summary

Energy Northwest operates a nuclear-fueled steam electric power generation plant that discharges to the Columbia River and to ground water. EFSEC issued the current permit for this facility on May 25, 2006. The current permit contains a compliance schedule requiring a number of activities that informed permit reissuance including: a ground water study, an effluent mixing study, and visual inspection of Outfall 001. Energy Northwest also replaced the main steam condenser in 2011, removing a source of copper from discharges to Outfall 001.

Effluent limits for pH, flow, total residual halogen, polychlorinated biphenyl compounds (PCBs), and priority pollutants contained in chemicals added for cooling system maintenance are unchanged from the permit issued in 2006. EFSEC updated effluent limits for temperature and copper based on the effluent mixing study. Technology-based limits were added for chromium and zinc. The proposed permit includes a schedule of activities to address temperature monitoring and compliance with ground water quality standards.

Table of Contents

I.	<i>Introduction.....</i>	5
II.	<i>Background Information.....</i>	6
A.	<i>Facility description.....</i>	7
	History	7
	Industrial Processes	8
	Wastewater Treatment processes	8
	Solid wastes.....	12
	Sanitary wastes.....	12
	Discharge outfalls.....	12
B.	<i>Description of the receiving water.....</i>	15
C.	<i>Wastewater characterization</i>	16
D.	<i>Summary of compliance with previous permit issued May 25, 2006.....</i>	18
E.	<i>State environmental policy act (SEPA) compliance</i>	19
III.	<i>Proposed Permit Limits.....</i>	19
A.	<i>Technology-based effluent limits</i>	19
	Total Residual Halogen	20
	Cooling Water Intake Structures	21
B.	<i>Surface water quality-based effluent limits</i>	25
	Numerical criteria for the protection of aquatic life and recreation	25
	Numerical criteria for the protection of human health	25
	Narrative criteria.....	25
	Antidegradation	26
	Mixing zones	26
C.	<i>Designated uses and surface water quality criteria</i>	31
D.	<i>Water quality impairments</i>	32
E.	<i>Evaluation of surface water quality-based effluent limits for numeric criteria</i>	32
	Reasonable Potential Analysis	36
F.	<i>Human health</i>	37
G.	<i>Sediment quality.....</i>	38
H.	<i>Groundwater quality limits.....</i>	38
I.	<i>Whole effluent toxicity.....</i>	39
J.	<i>Comparison of effluent limits with previous permit issued May 25, 2006</i>	40
	Temperature.....	40
	Copper	41
	Chromium and Zinc.....	41
IV.	<i>Monitoring Requirements.....</i>	42

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 3 of 67

A.	Lab accreditation	43
B.	Effluent limits which are near detection or quantitation levels.....	46
V.	<i>Other Permit Conditions</i>	46
A.	Reporting and record keeping	46
B.	Non routine and unanticipated discharges	46
C.	Spill plan	46
D.	Solid waste control plan	47
E.	Outfall evaluation.....	47
F.	Operation and maintenance manual.....	47
G.	Stormwater pollution prevention plan.....	47
	Best Management Practices (BMPs)	47
	Ecology-Approved Stormwater Management Manuals	48
	Operational Source Control BMPs	48
	Structural Source Control BMPs	48
	Treatment BMPs.....	49
	Volume/Flow Control BMPs.....	49
H.	Compliance schedule	49
I.	General conditions	50
VI.	<i>Permit Issuance Procedures</i>	50
A.	Permit modifications.....	50
B.	Proposed permit Issuance	50
VII.	<i>REFERENCES FOR TEXT AND APPENDICES</i>	51
	<i>Appendix A--Public Involvement Information</i>	53
	<i>Appendix B--Appeals of the NPDES Permit</i>	54
	<i>Appendix C--Glossary</i>	55
	<i>Appendix D--Technical Calculations</i>	63
	<i>Appendix E--Response to Comments</i>	67
	Table 1 General Facility Information	6
	Table 3 Wastewater Characterization – Outfall 001	16
	Table 4 Wastewater Characterization – Outfall 002	17
	Table 5 Technology-based Limits	20
	Table 6 Critical Conditions Used to Model the Discharge	28
	Table 7 Freshwater Aquatic Life Uses and Associated Criteria	31

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station
Page 4 of 67

Table 9 Dilution Factors (DF).....	34
Table 10 Comparison of Previous and Proposed Effluent Limits	40
Table 11 Accredited Parameters	43
Figure 1 Facility Location Map	7
Figure 2 Columbia Generating Station Flow Diagram.....	9
Figure 3 Columbia Generating Station Regulatory Mixing Zone	33
Figure 4 Dilution Necessary to Meet Criteria at Edge of Mixing Zone	37

DRAFT

[Comments]

Working Draft Date: 12/3/2013

I. Introduction

The Federal Clean Water Act (FCWA, 1972, and later amendments in 1977, 1981, and 1987) established water quality goals for the navigable (surface) waters of the United States. One mechanism for achieving the goals of the Clean Water Act is the National Pollutant Discharge Elimination System (NPDES), administered by the federal Environmental Protection Agency (EPA). The EPA authorized the state of Washington to manage the NPDES permit program in our state. Our state legislature accepted the delegation and assigned the power and duty for conducting NPDES permitting and enforcement to the Department of Ecology (Ecology) and the Energy Facility Site Evaluation Council (EFSEC). The Legislature defined EFSEC's authority and obligations for the wastewater discharge permit program in 90.48 RCW (Revised Code of Washington).

The following regulations apply to industrial NPDES permits:

- Procedures EFSEC follows for issuing NPDES permits (chapter 463-76 WAC)
- Water quality criteria for surface waters (chapter 173-201A WAC)
- Water quality criteria for ground waters (chapter 173-200 WAC)
- Whole effluent toxicity testing and limits (chapter 173-205 WAC)
- Sediment management standards (chapter 173-204 WAC)
- Submission of plans and reports for construction of wastewater facilities (chapter 173-240 WAC)

These rules require any industrial facility owner/operator to obtain an NPDES permit before discharging wastewater to state waters. They also help define the basis for limits on each discharge and for performance requirements imposed by the permit.

Under the NPDES permit program and in response to a complete and accepted permit application, EFSEC must prepare a draft permit and accompanying fact sheet, and make them available for public review before final issuance. EFSEC must also publish an announcement (public notice) telling people where they can read the draft permit, and where to send their comments, during a period of thirty days (WAC 463-76-041). (See **Appendix A-Public Involvement Information** for more detail about the public notice and comment procedures). After the public comment period ends, EFSEC may make changes to the draft NPDES permit in response to comment(s). EFSEC will summarize the responses to comments and any changes to the permit in **Appendix E**.

DRAFT

II. Background Information

Table 1 General Facility Information

Facility Information	
Applicant:	Energy Northwest
Facility Name and Address	Columbia Generating Station P.O. Box 968 (Mail Drop PE20) Richland, WA 99352
Contact at Facility	Name: Brad C. Barfuss Telephone #: 509-377-4541
Responsible Official	Name: Dale K. Atkinson Title: Vice President, Employee Development/Corporate Services Address: P.O. Box 968 (Mail Drop PE03), Richland, WA 99352-0968 Telephone #: 509-377-4302
Industry Type	Electric Services
Categorical Industry	40 CFR Part 423 Steam Electric Power Generating Point Source Category
Type of Treatment	Cooling, disinfection, neutralization (blowdown) Filtration, ion exchange (processed radwaste water)
SIC Codes	4911
NAIC Codes	221113
Facility Location (NAD83/WGS84 reference datum)	Latitude: 46.47170 Longitude: 119.33280
Discharge Waterbody Names and Locations (NAD83/WGS84 reference datum)	Outfall 001 – Columbia River (river mile 351.75) Latitude: 46.47139 Longitude: 119.26250 Outfall 002 – Ground Water Latitude: 46.47389 Longitude: 119.32861
Permit Status	
Renewal Date of Previous Permit	May 25, 2006

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 7 of 67

Permit Status	
Application for Permit Renewal Submittal Date	November 24, 2010
Date of Council Acceptance of Application	December 29, 2010
Inspection Status	
Date of Last Non-sampling Inspection Date	November 8, 2012

Figure 1 Facility Location Map



This image is from the Ecology's Facility/Site Database (<http://www.ecy.wa.gov/fs/>). The Columbia Generating Station is on the left side of the image with the Columbia River approximately three miles east and shown at the right border.

A. Facility description

History

The Columbia Generating Station (CGS) is a 1,150-megawatt boiling water reactor that uses nuclear fission to produce heat. It is owned and operated by Energy Northwest and located on the U.S. Department of Energy (USDOE) Hanford Site in Benton County about 12 miles north of Richland, Washington. CGS employs about 1,100 people and produces electricity 24 hours a day, 7 days a week when in operation. The reactor is shut down approximately every

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 8 of 67

two years for maintenance. It produces eight to nine billion kilowatt-hours of electricity annually, representing four percent of the power consumed in the northwest.

The 1,089 acre site includes several buildings and structures located three miles west of the Columbia River. Construction of the plant began in 1973. The Nuclear Regulatory Commission (NRC) issued an operating license in 1983 and the first electricity was produced in May of 1984. In May 2012, NRC issued a renewed operating license to Energy Northwest which expires 12/20/2043.

Energy Northwest replaced the main steam condenser during a 2011 refueling outage. The admiralty brass condenser tubes were replaced with titanium to reduce copper content in reactor feed water and blowdown, reduce radiation exposure, and improve operational efficiencies.

The Columbia Generating Station permit qualifies as a U.S. Environmental Protection Agency (EPA) major permit.

Industrial Processes

The Columbia Generating Station's (CGS) Standard Industrial Classification (SIC) Code is 4911, Electric Services. The North American Industry Classification System (NAICS) Code is 221113, Nuclear Electric Power Generation. The facility is subject to EPA Categorical Pretreatment Standards 40 Code of Federal Regulations (CFR) Part 423 Steam Electric Power Generating Point Source Category.

The main activity at the site is production of commercial electric power from nuclear energy. The boiling water type nuclear reactor uses light water as the moderator and enriched uranium in pellet form as the nuclear fuel. Demineralized water passes around zirconium tubes containing the reactor fuel in the core and is converted to steam at about 70 atmospheres (1000 psi). The electrical generator is turned by a steam powered turbine converting thermal energy to mechanical energy and ultimately to electrical energy.

The primary use for the process water is non-contact cooling water. Flow is recirculated through six mechanical draft cooling towers where heat is rejected to the atmosphere. Evaporation, drift, and blowdown losses are replenished from the Columbia River. Energy Northwest also produces potable water and water for use in the reactor on-site.

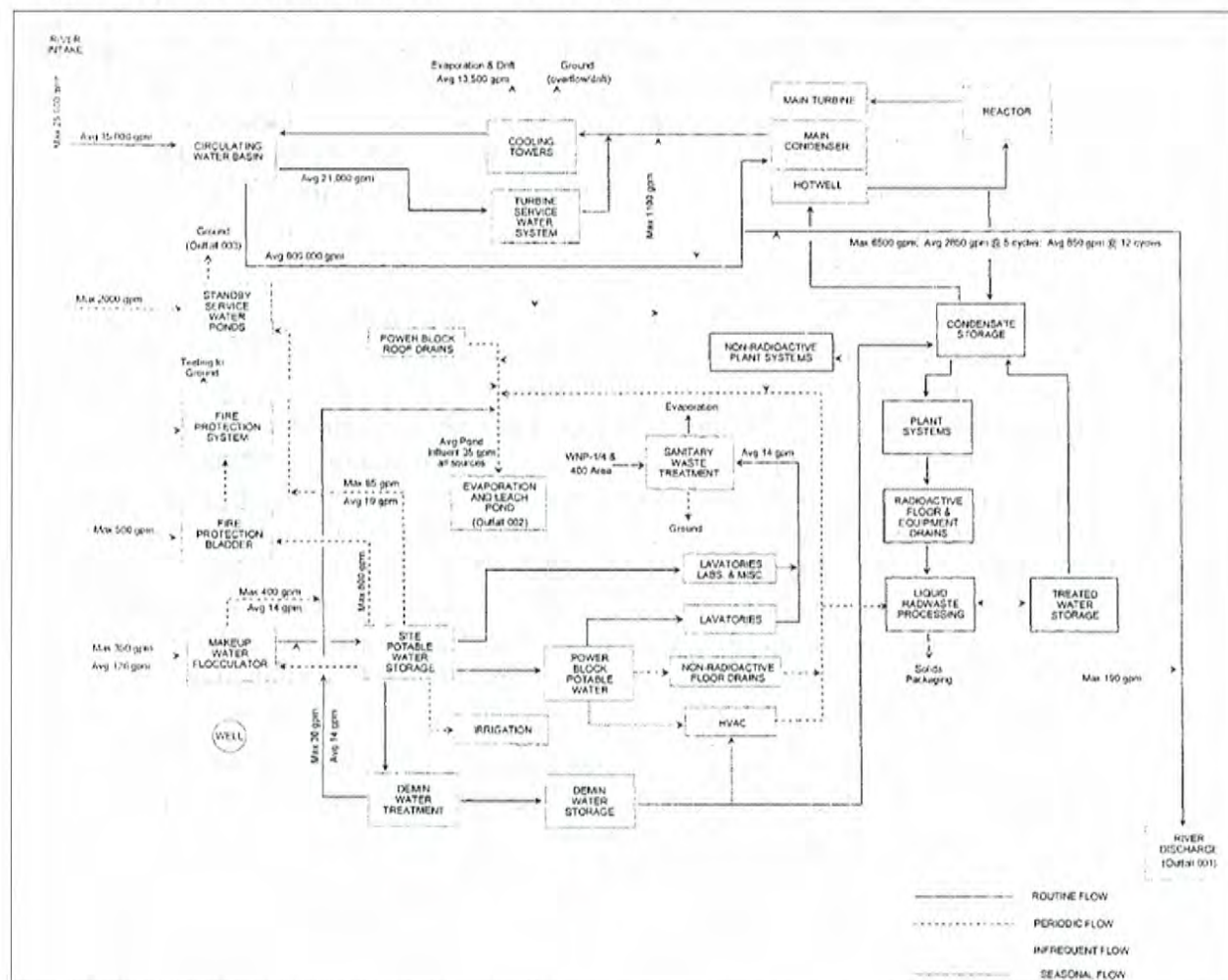
This NPDES permit covers discharges of pollutants not otherwise covered by Council Resolution or other authority, such as the NRC, in any wastewater discharges to waters of the state.

Wastewater Treatment processes

Several separate internal waste streams and their respective treatment systems discharge to two outfalls. The fact sheet describes each process below, organized by outfall. Energy Northwest submitted a flow diagram with the permit application that illustrates wastewater flows at the Columbia Generating Station. Shown here as Figure 2.

DRAFT

Figure 2 Columbia Generating Station Flow Diagram



Discharges to Outfall 001 (Columbia River at river mile 351.75) include:

- Circulating cooling water blowdown – The major waste stream, in terms of volume, is the blowdown from the non-contact circulating cooling water system which cools the steam condenser and associated machinery. This water is circulated at approximately 600,000 gallons per minute (gpm), cooled by the evaporative process in six mechanical draft cooling towers, and recycled.

The cooling tower evaporation and drift losses average 13,500 gpm. Even with replenishment of these losses with new water, the evaporation concentrates the dissolved solids in the circulation water to the point that salts would cause excessive deposition in the system, impeding efficiency. To limit the build-up of mineral salts to tolerable levels, a small portion (typically <5%) of the water is released to Outfall 001 as blowdown. The blowdown discharge is nearly continuous with a maximum flow rate of 6,500 gpm and an average between 2,850 gpm at five cycles of recirculation and 850 gpm at 12 cycles. The permit application reports an average flow of 1,695 gpm.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Energy Northwest adds chemicals to inhibit deposition of solids and to limit corrosion and biological growth in the system. Sulfuric acid is added to maintain pH. A polyphosphate blend is used for corrosion inhibition in mild steel and a phosphonate copolymer to minimize scale formation. Inhibitor AZ8104 is added separately for copper alloy corrosion control. Microbiocidal treatment is provided with sodium hypochlorite and sodium bromide two to three times per week. Blowdown is terminated during biocide treatment to allow halogen residual to decay. The discharge contains heat, residuals from treatment additives, constituents from the intake Columbia River water (concentrated by evaporation), and system corrosion products.

Periodically the main condenser becomes scaled. This reduces plant efficiency to the point that chemical cleaning of the main condenser is necessary. During cleaning, blowdown is stopped and a cleaning agent is added to the circulating water system. At the completion of the cleaning process, if any permit condition is not met, circulating water is pumped to a storage location using temporary pumps and piping. During this pumping process, the concentration of constituents in the circulating water is reduced by the addition of makeup water from the river. When the circulating water meets all conditions for the discharge, blowdown to the river is initiated. After the condenser cleaning process is completed, the stored water will be treated (if necessary) to meet discharge requirements, then discharged. Any sediment from the cleaning process is analyzed and disposed of in accordance with the facility's solid waste control plan.

Energy Northwest replaced the main condenser in September 2011. The admiralty brass condenser tubes were replaced with titanium, removing a significant source of copper from this discharge.

- Service water system blowdown – The service water system is a separate non-contact cooling water supply and distribution system that serves two purposes: cooling the reactor in the event of malfunction of the regular cooling system, and removing residual heat from the reactor during reactor shutdown periods. The closed-loop system contains approximately twelve million gallons of water in two interconnected basins with an evaporative spray cooling system.

Blowdown of this system is conducted infrequently to reduce concentrations of sulfur and chloride or to drain a basin for maintenance. Discharge may reach 4,000 gpm when it occurs and was last reported in April 2013. The discharge contains concentrated minerals, other constituents of the makeup water, and some material corrosion and wear products. Refer to Section II.A. *Discharge Outfalls* below for further detail on this discharge.

- Radioactive wastewater treatment system effluent – This is treated wastewater from the “primary water system” (reactor water for steam production) that Energy Northwest must occasionally discharge when the inventory becomes excessive or when the quality in terms of organic content does not meet specifications. The primary water (produced on site), is very pure (conductivity generally less than 0.2 $\mu\text{mho/cm}$) but still has the potential for some radioactive contamination. For this reason, it is filtered and treated through an ion exchange process to reduce radioactive impurities prior to discharge.

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 11 of 67

The facility discharges this wastewater in batches (15,000 gallons at up to 190 gpm), only after assurance that NRC-dictated radioactivity discharge limits are met. The facility's water management practices make this an infrequent discharge, last occurring September 19, 1998.

Discharges to Outfall 002 (evaporation/leach pond) include:

- Wastewater from potable water production system – This system processes either river or well water through multimedia filtration with flocculent assistance. The wastewater is filter backwash and amounts to 15,000-25,000 gallons in volume two or three times per week. It contains the removed impurities and the flocculent.
- Wastewater from demineralized water treatment system – This system produces water for the reactor steam cycle from the potable water supply. The wastewater is composed of instrument flush water and reverse osmosis reject water. The estimated average discharge is 17,000 gallons per day. It contains natural impurities removed in the treatment process.
- Stormwater from plant building roof drains – The estimated annual average of this discharge is 1,800 gallons per day. Stormwater runoff from other parts of the site, including building roofs and paved areas, is routed to dry wells or enters the soil directly. The facility does not generate runoff that EFSEC would consider as “associated with industrial activity” and it does not discharge stormwater to surface waters.
- Wastewater from drains in General Services and Diesel-Generator Buildings – The General Services Building sump drain collects water from equipment drains and area floor drains. Water sources directed to the sump include HVAC units, intake air washers, pump and valve leakage, demineralized water storage tank overflows, and floor washings. A level switch activates the sump pump and causes the collected water to discharge through Outfall 002. A discharge of 3,000 gallons occurs infrequently, two to three times per year.

The Diesel-Generator Building floor drains are connected directly to the discharge pipe to Outfall 002. Among the few sources of discharge to these floor drains are the diesel engine cooling jackets from which approximately 3,800 gallons of water treated with a nitrite-based corrosion inhibitor are drained about once a year.

- Wastewater from Turbine Generator Building sumps – Three non-radioactive sumps in the Turbine Generator Building collect wastewater from equipment leakage, washing, and maintenance activities (such as condenser drainage) which the facility can route to Outfall 002 via the storm drainage system after sampling has verified it contains no detectable radioactivity. The normal alignment of these sumps is to the radioactive wastewater treatment system that discharges to Outfall 001 as necessary.
- Stormwater and/or deluge testing water from the transformer yard – Stormwater and deluge testing water currently discharge to ground and are proposed to discharge to the evaporative pond after it is constructed.

DRAFT

Stormwater discharges:

- Underground injection control (UIC) wells – Stormwater runoff from parking lots, support building, and other impervious surfaces are discharged to multiple UIC wells at the facility. The UIC wells are registered with the Department of Ecology (Ecology). The proposed permit requires development and implementation of a stormwater pollution prevention plan (SWPPP) to address these discharges. Specifically, the SWPPP will be used to address the facilities requirement to meet the nonendangerment standard under Chapter 173-218-090. The SWPPP will also address other miscellaneous discharges to ground that may or may not discharge directly to a UIC well including: fire protection system flushing and flow-rate tests, maintenance, and minor construction discharges. Discharges to ground not addressed in the SWPPP may be addressed through *S8. Non-routine and unanticipated discharges* of the proposed permit.

Solid wastes

Several waste streams from the facility are addressed in the Solid Waste Control Plan. General refuse, scrap metal, metal and polyurethane drums, and worn vehicle and equipment tires are recycled or disposed of off-site. Demolition and construction debris are primarily disposed of at the City of Richland Municipal Landfill. Energy Northwest can also dispose of some waste in the onsite inert waste landfill. Used oil and hydraulic fluid is collected in drums until recyclable quantities are accumulated and transported off-site for recycling. Petroleum contaminated soils are land-farmed at the City of Richland Municipal Landfill or transported to a hazardous waste landfill off-site.

Cooling system sediments from the cooling tower decks and basins are collected approximately annually and placed in a disposal cell south of the towers. Sediments are periodically removed from the service water spray ponds and disposed of in the cooling tower sediment disposal cells.

Council Resolution or other authority such as the Nuclear Regulatory Commission regulates the handling, treatment, storage, disposal and release of dangerous and radioactive wastes. The scope of the proposed permit does not include these activities beyond the requirement in S5.A to follow the procedures in the most current resolution pertaining to the disposal of sediments from the cooling water system and double-lined impoundment.

Sanitary wastes

Sanitary waste from the facility is piped to a treatment system located approximately ½ mile to the southeast. The facility uses aeration lagoons and facultative stabilization ponds to treat sanitary waste. Discharge of treated wastewater to ground is covered by Council Resolution No. 300, available here: <http://www.efsec.wa.gov/FILES/resolutions/300.pdf>. It is not covered by this permit, and will not be addressed further in this fact sheet.

Discharge outfalls

The treated and disinfected effluent flows into either the Columbia River or ground water through two outfalls:

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 13 of 67

- Outfall 001 discharges to the Columbia River at river mile 351.75. At minimum regulated flow (36,000 cfs), a buried 18 inch pipe emerges at the outfall approximately 175 feet from the west shoreline and at a depth of seven feet. The slot-nozzle outfall is aligned perpendicular to the river flow, is 8 inches high, 32 inches wide, and extends upward from the river bed at a 15° angle. Energy Northwest evaluated the discharge structure in October 2006 and determined that it was in its original configuration and functioning as designed.
- Outfall 002 discharges through a concrete weir to an unlined channel that empties into a small infiltrating pond located approximately 1500 feet northeast of the plant. The proposed permit requires installation of a double-lined evaporation pond in place of the infiltrating pond.

Previous permits and the 2006 permit authorized discharge of filter backwash associated with cleaning of the standby service water ponds to Outfall 003, a surface depression about 500 feet south of the service water ponds. The proposed permit does not authorize discharges to Outfall 003.

Energy Northwest removed sediment from the service water ponds in March 2013. Divers removed sediment by vacuuming the bottom of the ponds using a closed-loop system that filtered and returned excess water to the ponds. Sediment was disposed of in designated disposal cells per EFSEC Resolution 299, which authorizes the disposal of sediment removed from the ponds and the cooling towers. The sediments may contain very low levels of radionuclides from the Columbia River, from the surrounding soil, and from the plant. For this reason, EFSEC works closely with the Washington State Department of Health (WDOH) in addressing these sediments.

The following April 2013 communication from WDOH staff summarizes the factors considered in both removing authorization to discharge to Outfall 003, and continued authorization of discharges from the service water ponds to Outfall 001:

“Columbia Generating Station, CGS, has two service water ponds that are available to cool the plant during emergencies and may be used as coolant during routine maintenance outages. The ponds are open, and as such, trap windblown particulates which settle onto the pond floor. Safety parameters require that the sediments in the pond not exceed a specific depth so occasionally Energy Northwest must remove sediments from the service water ponds. In the past this has been accomplished using divers who vacuum the ponds of sediment and by filtering the water to remove the suspended sediments. The sediments have a chance to contain very low levels of fallout radionuclides from the Columbia River, from the surrounding soil, and from the plant itself.

Sediment with radioactive contaminants from the plant is, by definition, considered low level waste. Because the concentrations are very low, the plant requested approval for alternate disposal of the sediments vs. sending the material to an approved low level waste site. EFSEC Resolution 299 authorizes sediment from cooling water systems to be disposed into designated cells within the boundary of CGS and sets limits for radionuclide concentrations allowed in these cells based on current Hanford clean-up limits. Proper disposal of cooling tower sediments was the original purpose of

DRAFT

Resolution 299. Upon plant closure, the final disposition of the material in these cells will be determined.

Energy Northwest is in the process of cleaning the sediment from the service water ponds. Divers have removed sediment by vacuuming the bottom of the ponds and this sediment is being disposed of per EFSEC Resolution 299 into the disposal cells. The plan was then to remove remaining sediment by filtration and backflush the filters onto the ground. The [current] NPDES permit issued by [EFSEC, WA002515-1] allows discharge of filter backwash onto the ground at a location named Outfall 003. However, the sediment within the backwash is not authorized to be placed onto the ground per EFSEC Resolution 299.

Energy Northwest has now revised its plan to remove suspended sediment in the service water ponds and has proposed to address water quality within the service water ponds by bleeding the water in the ponds into the circulating coolant water loop ('bleed and feed' process). Department of Health approves this proposal. The facility will bleed the service water into the circulating coolant water line coming from the condenser to the cooling towers. Water in the cooling towers is largely evaporated, sediments accumulate on the floors of the towers and is removed and disposed of per Resolution 299. Some of the water does return to the circulatory water pump house where Columbia River water is added. Occasionally service water is extracted here and discharged to the Columbia River via the monitored pathway.

The Department of Health determines the new proposal is acceptable and protective of public health and the environment for the following reasons:

1. Sediments will be disposed of via approved means (EFSEC Resolution 299)
2. Removal of suspended sediments in water will be accomplished within the normal operations of the plant. The Facility Safety Analysis Report (Chapter 9, auxiliary systems) allows for occasional release of pond water through monitored discharge line to maintain water quality in the standby service water ponds.
3. Water quality within the ponds is monitored routinely and history shows no radioactive contamination in the water above detection limits. Routine plant operations require the facility to collect monthly grab samples of service pond and analyze them for radioactive contaminants at the same detection levels required for environmental samples.
4. The service water discharge is monitored for radioactive contamination through laboratory analysis of monthly samples collected via a flow proportional sampler. The Department of Health provides independent analysis of this monthly sample."

Stormwater runoff flows to over 100 underground injection control (UIC) wells located throughout the site. These UIC wells (and additional wells operated by Energy Northwest) are registered with Ecology under Site Number 31957. More information is available on Ecology's web page here: <https://fortress.wa.gov/ecy/uicsearch>. Specific wells authorized to receive stormwater runoff in the proposed permit are identified in the facility's permit application.

DRAFT

B. Description of the receiving water

Columbia Generating Station discharges to the Columbia River at river mile 351.75, and to ground water near the plant. Other nearby point source outfalls are limited by the surrounding 586 square mile Hanford Site. Significant nearby non-point sources of pollutants include discharges from agricultural areas to the east and north along the Columbia River. Nearby drinking water intakes include one for the facility approximately 700 feet upstream and those of the Cities of Richland and Pasco located approximately 12 miles downstream to the south. Section II.E of this fact sheet describes receiving waterbody impairments.

The ambient background data used for this permit includes the following from *Energy Northwest Columbia Generating Station Effluent Mixing Study, June 2008*:

Table 2 Ambient Background Data

Parameter	Value Used
Temperature (highest annual 1-DADMax)	22 °C
pH (geometric mean)	7.9 standard units
Turbidity	0.698 NTU
Hardness	61 mg/L as Ca/Mg
Alkalinity	62 mg/L as CaCO ₃
Conductivity	126 µS/cm
Ammonia	0.037 mg/L
Nitrate	0.104 mg/L
SO ₄	9.9 mg/L
Lead	0.1 µg/L
Copper	0.3 µg/L
Chromium	0.3 µg/L
Zinc	0.9 µg/L
Manganese	3.1 µg/L
Magnesium	4.8 mg/L
Fluorine	0.063 mg/L
Chloride	1.0 mg/L

DRAFT

Table 2 Ambient Background Data

Parameter	Value Used
Magnesium	4.8 mg/L

C. Wastewater characterization

Outfall 001

Energy Northwest reported the concentration of pollutants in the discharge in the permit application and in discharge monitoring reports. The tabulated data represents the quality of the wastewater effluent discharged from 2007 to 2013. The wastewater effluent is characterized as follows:

Table 3 Wastewater Characterization – Outfall 001

Parameter	Units	# of Samples	Average Value	Maximum Value
Biochemical Oxygen Demand (BOD ₅)	mg/L	1	Not Applicable (NA)	<2.0
Chemical Oxygen Demand	mg/L	3	27.3	37
Total Suspended Solids (TSS)	mg/L	36	11.8	33
Total Organic Carbon (TOC)	mg/L	3	11.7	13
Ammonia (as N)	mg/L	36	0.077	0.220
Total Residual Halogen	mg/L	1000	NA	<0.1 ¹
Antimony	µg/L	3	2.4	3.51
Copper, Total	µg/L	16	13.3	21.0
Chromium, Total	µg/L	38	1.093	2.8
Zinc, Total	µg/L	38	22.54	41
Lead, Total	µg/L	3	0.4	0.74
Arsenic, Total	µg/L	3	6.12	6.80
Selenium, Total	µg/L	3	1.86	1.94
Bromoform	µg/L	3	1.14	1.43
Mercury	µg/L	3	0.0031	0.00578

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 17 of 67

Table 3 Wastewater Characterization – Outfall 001

Parameter	Units	# of Samples	Average Value	Maximum Value
Nickel	µg/L	3	3.3	3.65
Asbestos	10 ⁶ fibers/L	1	NA	<0.19
¹ Halogenated waste streams are batch-released and not discharged until total residual halogen concentration complies with the effluent limit of 0.1 mg/L				

Parameter	Units	# of Samples	Maximum Monthly Geometric Mean	Maximum Weekly Geometric Mean
Total Coliforms	col/100 mL	1	NA	122.3
Fecal Coliforms	col/100 mL	1	NA	6.8

Parameter	Units	# of Samples	Minimum Value	Maximum Value
pH	standard units	Continuous	6.8	8.7

Outfall 002

Energy Northwest reported the concentration of pollutants in the discharge in the permit application and in discharge monitoring reports. The tabulated data represents the quality of the wastewater effluent discharged from 2007 to 2010. The wastewater effluent is characterized as follows:

Table 4 Wastewater Characterization – Outfall 002

Parameter	Units	# of Samples	Average Value	Maximum Value
Flow	MGD	1000	0.051	1.52
Fluoride	mg/L	11	0.12	0.18
Nitrate	mg/L	11	0.57	3.8
Nitrite	mg/L	11	0.06	0.25
Gross Beta Radioactivity	pCi/L	36	1.98	19.7
Sulfate	mg/L	11	20.1	31

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Table 4 Wastewater Characterization – Outfall 002

Parameter	Units	# of Samples	Average Value	Maximum Value
Barium, Total	µg/L	2	73	81
Iron, Total	µg/L	11	240	490
Manganese, Total	µg/L	11	13.6	280
Nickel	µg/L	11	250	410
Chromium, Total	µg/L	10	100	520
Copper, Total	µg/L	11	7	17
Zinc, Total	µg/L	10	0.0418	0.12
Lead, Total	µg/L	11	.4	1.3
Bis(2-ethylhexyl)phthalate	µg/L	3	1.04	1.62
Chloroform	µg/L	3	1.7	4.10
Chloride ¹	mg/L	13	8.7	9.5
Total dissolved solids ¹	mg/L	13	396.2	480

¹ Chloride and Total dissolved solids data is from January 2011 through February 2012 as reported in *Energy Northwest Columbia Generation Station Groundwater Quality Study Report, May 2012*.

Parameter	Units	# of Samples	Minimum Value	Maximum Value
pH	standard units	10	7.2	8.3

D. Summary of compliance with previous permit issued May 25, 2006

The previous permit placed effluent limits on temperature, flow, total residual halogen, pH, copper, polychlorinated biphenyl compounds (PCBs), and the 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc.

Columbia Generating Station has complied with the effluent limits and permit conditions throughout the duration of the permit issued on May 25, 2006. EFSEC assessed compliance based on its review of the facility's information, discharge monitoring reports (DMRs), and on inspections.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

E. State environmental policy act (SEPA) compliance

State law exempts the issuance, reissuance or modification of any wastewater discharge permit from the SEPA process as long as the permit contains conditions that are no less stringent than federal and state rules and regulations (RCW 43.21C.0383). The exemption applies only to existing discharges, not to new discharges. The Columbia Generating Station is an existing facility.

III. Proposed Permit Limits

Federal and state regulations require that effluent limits in an NPDES permit must be either technology- or water quality-based.

- Technology-based limits are based upon the treatment methods available to treat specific pollutants. Technology-based limits are set by the EPA and published as a regulation, or EFSEC develops the limit on a case-by-case basis (40 CFR 125.3, and chapter 173-220 WAC).
- Water quality-based limits are calculated so that the effluent will comply with the Surface Water Quality Standards (chapter 173-201A WAC), Ground Water Standards (chapter 173-200 WAC), Sediment Quality Standards (chapter 173-204 WAC), or the National Toxics Rule (40 CFR 131.36).
- EFSEC must apply the most stringent of these limits to each parameter of concern. These limits are described below.

The limits in this permit reflect information received in the application and from supporting reports (engineering, hydrogeology, etc.). EFSEC evaluated the permit application and determined the limits needed to comply with the rules adopted by the state of Washington. EFSEC does not develop effluent limits for all reported pollutants. Some pollutants are not treatable at the concentrations reported, are not controllable at the source, are not listed in regulation, and do not have a reasonable potential to cause a water quality violation.

EFSEC does not usually develop limits for pollutants not reported in the permit application but may be present in the discharge. The permit does not authorize discharge of the non-reported pollutants. During the five-year permit term, the facility's effluent discharge conditions may change from those conditions reported in the permit application. The facility must notify EFSEC if significant changes occur in any constituent [40 CFR 122.42(a)]. Until EFSEC modifies the permit to reflect additional discharge of pollutants, a permitted facility could be violating its permit.

A. Technology-based effluent limits

EFSEC must ensure that facilities provide all known, available, and reasonable methods of prevention, control, and treatment (AKART) when it issues a permit. Technology-based effluent limitations for steam electric power generation are detailed in 40 CFR 423. Applicable standards for Columbia Generating Station are best available technology economically achievable (BAT) standards in 40 CFR 423.13.

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 20 of 67

The following limits for total residual halogen, polychlorinated biphenyl compounds (PCBs), and priority pollutants are based on 40 CFR 423.13. Limits for chromium, zinc, pH, and flow are based on demonstrated performance at the facility. Limits for chromium and zinc are discussed further in Section III.J.

Table 5 Technology-based Limits

Parameter	Average Monthly Limit	Maximum Daily Limit
Flow	5.6 million gallons/day (mgd)	9.4 mgd
Total Residual Halogen	Not applicable	0.1 milligrams/liter (mg/L)
Chromium (Total)	8.2 µg/L	16.4 µg/L
Zinc (Total)	53 µg/L	107 µg/L
Polychlorinated biphenyl compounds (PCBs)	No discharge	No discharge
The 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc	No detectable amount	No detectable amount

Parameter	Daily Minimum	Daily Maximum
pH	6.5 standard units	9.0 standard units

Total Residual Halogen

BAT effluent limits at 40 CFR 423.13(d)(1) for free available chlorine are, maximum concentration 0.5 mg/L and average 0.2 mg/L. In addition, neither free available chlorine nor total residual chlorine may be discharged from any unit for more than two hours in one day unless the utility can demonstrate to the State that the units in a particular location cannot operate at or below this level of chlorination.

The 1995 permit fact sheet documents that in March 1975, Energy Northwest requested and received a waiver of the two hour limitation, stating that it was not appropriate for recirculating water cooling systems. EFSEC later approved the use of bromine as well as chlorine biocides at the facility. Bromine has the same limit and is tested by the same procedure as chlorine. Therefore the 2006 permit includes the following limit:

- There shall be no discharge of cooling water from Outfall 001 during biofouling treatments nor until the concentration of total residual halogens is less than 0.1 mg/L for at least 15 minutes.

The proposed permit modifies this limit to address discharges via gravity flow from the over three mile long discharge pipe that may continue even after the circulating water is isolated from the discharge pipe. The facility requested this change during entity review. EFSEC

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 21 of 67

believes the proposed limit is equivalent to the current limit in preventing discharge of total residual halogen concentrations greater than or equal to 0.1 mg/L.

- The circulating water blowdown valves must be closed during biofouling treatments and remain closed until the concentration of total residual halogen is less than 0.1 mg/L for at least 15 minutes.

Cooling Water Intake Structures

EFSEC must ensure the location, design, construction, and capacity of cooling water intake structures reflect the best technology available for minimizing adverse environmental impact, per CWA § 316(b), 33 U.S.C. §1326(b), and 40 CFR 401.14. EPA has not promulgated final rules to establish best technology available (BTA) standards applicable to Columbia Generating Station. Until applicable BTA standards are available, 40 CFR 125.90(b) requires a case-by-case, best professional judgment (BPJ) determination of requirements.

Ecology's Permit Writer's Manual provides general factors to be considered for BPJ determinations including; the appropriate technology for the category or class of the point source, and any unique factors relating to the facility. CWA § 316(b) provides specific factors for consideration including: location, design, construction, capacity, and identification of BTA for minimizing adverse environmental impact.

In addition, EPA promulgated BTA standards for new facilities at 40 CFR Subpart I in 2001, and has proposed rules for existing facilities at 40 CFR Subpart J. EFSEC considered both current rules for new facilities, even though these are not applicable to the existing Columbia Generating Station (CGS), and proposed rules for existing facilities in evaluating appropriate technology applicable to CGS. EFSEC considered correspondence from EPA, National Marine Fisheries Service (NMFS), U.S. Nuclear Regulatory Commission (NRC), and Energy Northwest in evaluating factors unique to the facility.

Location, design, and construction

CGS withdraws water from the Columbia River through two 42-inch diameter inlets perforated with 3/8 inch diameter holes, each approximately 20 feet long and placed parallel to river flow approximately 350 feet offshore at low water. Water flows by gravity to the River Pumphouse.

The intake structures for CGS were designed and constructed in the late 1970s. Energy Northwest provided design and construction documents and correspondence from that time period. Correspondence documents that alternatives were considered and the final intake design was selected to minimize adverse environmental impact, specifically:

- "This intake was selected to minimize the impact of the make-up water withdrawal from the Columbia River, with particular emphasis on salmonid fry. Two characteristics of this intake minimize fish entrainment. First, the intake location is well offshore where the number of downstream salmonid fry are expected to be relatively small. Second, the low intake approach velocities near the perforated pipe are on the order of 0.2 – 0.4 feet per second (fps)."

Correspondence specific to construction indicate that the Army Corps of Engineers conditioned construction of the intakes to minimize environmental impact. Energy Northwest

DRAFT

conducts periodic visual inspection of the intakes and has found no evidence of adverse impacts.

Capacity

The term “capacity” is not defined in the CWA or current EPA regulations. In the 1976 Final CWA § 316(b) regulations, EPA proposed defining “capacity” as the “maximum withdrawal rate of water through the cooling water intake structure.” 41 Fed. Reg. 17390 (April 26, 1976) (proposed 40 C.F.R. § 402.11(e)). The preamble to the regulations explained that “[the] relative magnitude of flow withdrawn for cooling” was one of the key factors to consider in evaluating the adverse impact from a cooling water intake structure.

CGS’s average intake is approximately 20 million gallons per day (MGD) with the majority used exclusively for cooling in a closed cycle recirculating system. 40 CFR Subpart I rules for new facilities, and proposed rules for existing facilities, each set or propose BTA standards to minimize impingement and entrainment of all life stages of fish and shellfish. Impingement occurs when fish or shellfish become entrapped on the outer part of intake screens and entrainment occurs when fish or shellfish pass through the screens and into the cooling water system.

Intake velocity is a primary factor for impingement standards with 0.5 fps identified as the maximum design intake velocity allowed by 40 CFR Subpart I. This intake velocity is also cited in the proposed existing facilities rule. Preliminary information indicates Columbia Generating Station’s intake velocities are below this threshold. As indicated above, early design documents report intake velocities of 0.2 to 0.4 fps.

Entrainment standards proposed for existing facilities are either a case-by-case determination or reduction of intake flow to a level commensurate with a closed cycle recirculating system. Columbia Generating Station already operates a closed cycle recirculating system. Energy Northwest staff provided documentation that no entrainment was observed during initial monitoring where small mesh nets designed to collect salmonid fry were placed over the intake pipes in the pump-well of the River Pumphouse. Energy Northwest also provided documentation of fish impingement surveys conducted in the late 1970s and early 1980s. No evidence of impingement was found during any of the surveys.

Economic Considerations

EPA has interpreted CWA § 316(b) to authorize consideration of the cost of the technological options for cooling water intake structure improvements when making determinations of what constitutes BTA for minimizing adverse environmental impacts. First, cost is considered in terms of whether an option is economically “practicable.” This can be understood as part of meeting the “availability” component of BTA. Second, EPA also considers costs by determining whether or not the cost of the BTA requirements would be “wholly disproportionate to the environmental benefit to be gained.” This comparison is not a cost/benefit analysis; rather, it is a particular type of consideration of costs that EPA has determined, and the courts have upheld, is consistent with Congressional intent under CWA § 316(b).

EFSEC reviewed several recent permits for facilities where 40 CFR 125.90(b) is applicable. Cost analyses reviewed often evaluated the capital costs of implementing technology options

DRAFT

considered in the analysis, as well as some evaluation of environmental benefit. Capital costs are the direct monetary cost to the facility of implementing a particular technology. The benefit is often expressed as a reduction in volume of species either impinged or entrained in the facilities evaluated if one technology option or another is selected. This benefit can be from improved stocks of commercially valuable species or indirect social benefit.

EFSEC has found no evidence of impingement or entrainment of species from the intake structures at CGS. Therefore, no monetary or indirect social benefit can be calculated as no cost is currently incurred. Capital costs were not evaluated because no “practicable” technology options could be identified that would provide further minimization of adverse environmental impacts.

Best Technology Available

The location, design, construction, and capacity of the cooling water intake structures at CGS were clearly chosen with the intent to provide the best technology available at the time to their construction to minimize adverse environmental impacts. EFSEC must re-evaluate these factors with each renewal of the facility’s NPDES permit. Much of the evaluation for the proposed permit is detailed above. EFSEC evaluated additional information for one specific factor, design of the intake structures.

In May 2012, the National Marine Fisheries Service (NMFS) advised EFSEC of the presence of federally protected species of steelhead and salmon in the vicinity of the intake structures. NMFS referenced 50 CFR 223.203(b)(9) and Juvenile Fish Screen Criteria as applicable “...guidance on water intake systems designed to minimize adverse effects to anadromous fish.” The referenced guidance document, Anadromous Salmonid Passage Facility Design, July 2011, also states:

- “Existing facilities may not adhere to the criteria and guidelines listed in this document. However, that does not mean these facilities must be modified specifically for compliance with this document. The intention of these criteria and guidelines is to ensure future compliance in the context of major upgrades and new designs of fish passage facilities.”

EFSEC considered these criteria and determined that, at a minimum, Energy Northwest would be required to replace the existing screens with screens containing smaller diameter (3/32 inch) perforations if the guidance were applicable to existing facilities. As a nuclear facility, modification to the intake structures would require a review of NRC safety requirements for any potential conflicts. EPA’s proposed rule for existing facilities acknowledges this with a provision specific to nuclear facilities allowing for a site-specific determination of BTA that would not conflict with NRC safety requirements.

NRC provided further information for EFSEC’s consideration in a December 2011 response letter to NMFS concerns on the potential “take” of listed species. In the letter, NRC cites three observations that led their staff to conclude in a biological assessment that the cooling system “may affect, but is not likely to adversely affect” both Upper Columbia River spring Chinook salmon and Upper Columbia River steelhead:

- Juvenile Upper Columbia River spring Chinook are too large to be entrained into the cooling system at the time they migrate through the Hanford Reach.

DRAFT

Fact Sheet for NPDES Permit WA002515-1 Columbia Generating Station

Page 24 of 67

- Since 2006, no evidence of Upper Columbia River steelhead spawning has been observed in the Hanford Reach, and historically, steelhead fry in the Hanford Reach do not emerge until they are about 1 inch long and tend to seek cover after emergence.
- Columbia Generating Station entrainment studies in 1979-1980 and 1985 collected no life stage of Upper Columbia River steelhead.

NMFS indicated in a June 2012 letter to NRC that it did not concur with NRC's determination of 'not likely to adversely affect' ESA listed species. However, no additional information was provided. NMFS again referenced the July 2011 design guidance. EFSEC has determined that this guidance is not applicable to CGS, an existing facility, based on the applicability statement in the document itself and the absence of information indicating impingement or entrainment of listed species from the intake structures.

In February 2013, EPA requested review of a preliminary draft permit and fact sheet, which EFSEC provided in July 2013. Both EPA and NMFS provided extensive comments on the preliminary draft, which documented EFSEC's best professional judgment determination that the existing cooling water intakes represent best technology available. The following requests were included in the respective comment letters:

- NMFS – "EFSEC should revise the proposed permit to include a requirement for Energy Northwest to work in cooperation with NMFS, the Washington State Department of Fish and Wildlife, and NRC to develop and implement a design for the intake screening system that meets NMFS juvenile fish screening criteria within two years of permit issuance."
- EPA – "The EPA contends that it is appropriate after 30 years since completion of the original studies of impingement and entrainment, that new studies be designed and implemented to evaluate fully the environmental impact of the CWIS. Additionally, the permit should require facility planning to evaluate the magnitude and cost of CWIS modifications needed to meet the requirements of section 316(b) and address the concerns expressed by NOAA. Studies undertaken during this permit cycle will inform whether additional actions are needed to minimizing adverse environmental impact and will support the BPJ determination for BTA. Alternately, the permittee may choose to proceed directly to the CWIS modifications to meet the objectives as described by NOAA..."

Conclusions

NMFS comments on the preliminary draft provide expert opinion that risk of impingement and entrainment to endangered species can be lowered with modification of the existing intakes in accordance with their July 2011 guidance. In response, Energy Northwest provided expert opinion supporting the existing intakes as best technology available (Energy Northwest, 2013). EFSEC must consider both opinions in the context of its authorities under the CWA and federal rule for "minimizing adverse environmental impact". No adverse environmental impact has been demonstrated. If it were, this must be considered along with the other factors evaluated above during BPJ analysis. EFSEC believes it has appropriately considered the potential risks identified by NMFS and EPA in the context of the BPJ analysis and its authorities under the CWA.

DRAFT

EFSEC's best professional judgment determination is that the existing cooling water system intakes location, design, construction, and capacity represent the best technology available for minimizing adverse environmental impact and comply with CWA Section 316(b). EFSEC will reevaluate this determination when final rules applicable to the facility are issued and may modify this proposed permit on the basis of new information. Any modifications will be implemented in accordance with the requirements of WAC 463-76-041, WAC 463-76-042, and WAC 463-76-043.

B. Surface water quality-based effluent limits

The Washington State surface water quality standards (chapter 173-201A WAC) are designed to protect existing water quality and preserve the beneficial uses of Washington's surface waters. Waste discharge permits must include conditions that ensure the discharge will meet the surface water quality standards (WAC 173-201A-510). Water quality-based effluent limits may be based on an individual waste load allocation or on a waste load allocation developed during a basin wide total maximum daily load study (TMDL).

Numerical criteria for the protection of aquatic life and recreation

Numerical water quality criteria are listed in the water quality standards for surface waters (chapter 173-201A WAC). They specify the maximum levels of pollutants allowed in receiving water to protect aquatic life and recreation in and on the water. EFSEC uses numerical criteria along with chemical and physical data for the wastewater and receiving water to derive the effluent limits in the discharge permit. When surface water quality-based limits are more stringent or potentially more stringent than technology-based limits, the discharge must meet the water quality-based limits.

Numerical criteria for the protection of human health

The U.S. EPA has published 91 numeric water quality criteria for the protection of human health that are applicable to dischargers in Washington State (EPA, 1992). These criteria are designed to protect humans from exposure to pollutants linked to cancer and other diseases, based on consuming fish and shellfish and drinking contaminated surface waters. The water quality standards also include radionuclide criteria to protect humans from the effects of radioactive substances.

Narrative criteria

Narrative water quality criteria (e.g., WAC 173-201A-240(1); 2006) limit the toxic, radioactive, or other deleterious material concentrations that the facility may discharge to levels below those which have the potential to:

- Adversely affect designated water uses.
- Cause acute or chronic toxicity to biota.
- Impair aesthetic values.
- Adversely affect human health.

Narrative criteria protect the specific designated uses of all fresh waters (WAC 173-201A-200, 2006) and of all marine waters (WAC 173-201A-210, 2006) in the state of Washington.

DRAFT

Antidegradation

Description--The purpose of Washington's Antidegradation Policy (WAC 173-201A-300-330; 2006) is to:

- Restore and maintain the highest possible quality of the surface waters of Washington.
- Describe situations under which water quality may be lowered from its current condition.
- Apply to human activities that are likely to have an impact on the water quality of surface water.
- Ensure that all human activities likely to contribute to a lowering of water quality, at a minimum, apply all known, available, and reasonable methods of prevention, control, and treatment (AKART).
- Apply three tiers of protection (described below) for surface waters of the state.

Tier I ensures existing and designated uses are maintained and protected and applies to all waters and all sources of pollutions. Tier II ensures that waters of a higher quality than the criteria assigned are not degraded unless such lowering of water quality is necessary and in the overriding public interest. Tier II applies only to a specific list of polluting activities. Tier III prevents the degradation of waters formally listed as "outstanding resource waters," and applies to all sources of pollution.

A facility must prepare a Tier II analysis when all three of the following conditions are met:

- The facility is planning a new or expanded action.
- EFSEC regulates or authorizes the action.
- The action has the potential to cause measurable degradation to existing water quality at the edge of a chronic mixing zone.

Facility Specific Requirements--This facility must meet Tier I requirements.

- Dischargers must maintain and protect existing and designated uses. EFSEC must not allow any degradation that will interfere with, or become injurious to, existing or designated uses, except as provided for in chapter 173-201A WAC.

EFSEC's analysis described in this section of the fact sheet demonstrates that the proposed permit conditions will protect existing and designated uses of the receiving water.

Mixing zones

A mixing zone is the defined area in the receiving water surrounding the discharge port(s), where wastewater mixes with receiving water. Within mixing zones the pollutant concentrations may exceed water quality numeric standards, so long as the discharge doesn't interfere with designated uses of the receiving water body (for example, recreation, water supply, and aquatic life and wildlife habitat, etc.) The pollutant concentrations outside of the mixing zones must meet water quality numeric standards.

State and federal rules allow mixing zones because the concentrations and effects of most pollutants diminish rapidly after discharge, due to dilution. EFSEC defines mixing zone

DRAFT

sizes to limit the amount of time any exposure to the end-of-pipe discharge could harm water quality, plants, or fish.

The state's water quality standards allow EFSEC to authorize mixing zones for the facility's permitted wastewater discharges only if those discharges already receive all known, available, and reasonable methods of prevention, control, and treatment (AKART). Mixing zones typically require compliance with water quality criteria within a specified distance from the point of discharge and must not use more than 25% of the available width of the water body for dilution [WAC 173-201A-400 (7)(a)(ii-iii)].

EFSEC uses modeling to estimate the amount of mixing within the mixing zone. Through modeling EFSEC determines the potential for violating the water quality standards at the edge of the mixing zone and derives any necessary effluent limits. Steady-state models are the most frequently used tools for conducting mixing zone analyses. EFSEC chooses values for each effluent and for receiving water variables that correspond to the time period when the most critical condition is likely to occur (see Ecology's *Permit Writer's Manual*). Each critical condition parameter, by itself, has a low probability of occurrence and the resulting dilution factor is conservative. The term "reasonable worst-case" applies to these values.

The mixing zone analysis produces a numerical value called a dilution factor (DF). A dilution factor represents the amount of mixing of effluent and receiving water that occurs at the boundary of the mixing zone. For example, a dilution factor of 10 means the effluent is 10% and the receiving water is 90% of the total volume of water at the boundary of the mixing zone. EFSEC uses dilution factors with the water quality criteria to calculate reasonable potentials and effluent limits. Water quality standards include both aquatic life-based criteria and human health-based criteria. The former are applied at both the acute and chronic mixing zone boundaries; the latter are applied only at the chronic boundary. The concentration of pollutants at the boundaries of any of these mixing zones may not exceed the numerical criteria for that zone.

Each aquatic life *acute* criterion is based on the assumption that organisms are not exposed to that concentration for more than one hour and more often than one exposure in three years. Each aquatic life *chronic* criterion is based on the assumption that organisms are not exposed to that concentration for more than four consecutive days and more often than once in three years.

The two types of human health-based water quality criteria distinguish between those pollutants linked to non-cancer effects (non-carcinogenic) and those linked to cancer effects (carcinogenic). The human health-based water quality criteria incorporate several exposure and risk assumptions. These assumptions include:

- A 70-year lifetime of daily exposures.
- An ingestion rate for fish or shellfish measured in kg/day.
- An ingestion rate of two liters/day for drinking water.
- A one-in-one-million cancer risk for carcinogenic chemicals.

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 28 of 67

This permit authorizes a small acute mixing zone, surrounded by a chronic mixing zone around the point of discharge (WAC 173-201A-400). The water quality standards impose certain conditions before allowing the discharger a mixing zone:

1. EFSEC must specify both the allowed size and location in a permit.

The proposed permit specifies the size and location of the allowed mixing zone (as specified below).

2. The facility must fully apply “all known, available, and reasonable methods of prevention, control and treatment” (AKART) to its discharge.

EFSEC has determined that the treatment provided at Columbia Generating Station meets the requirements of AKART (see “Technology-based Limits”).

3. EFSEC must consider critical discharge conditions.

Surface water quality-based limits are derived for the water body’s critical condition (the receiving water and waste discharge condition with the highest potential for adverse impact on the aquatic biota, human health, and existing or designated waterbody uses). The critical discharge condition is often pollutant-specific or waterbody-specific.

Critical discharge conditions are those conditions that result in reduced dilution or increased effect of the pollutant. Factors affecting dilution include the depth of water, the density stratification in the water column, the currents, and the rate of discharge. Density stratification is determined by the salinity and temperature of the receiving water. Temperatures are warmer in the surface waters in summer. Therefore, density stratification is generally greatest during the summer months. Density stratification affects how far up in the water column a freshwater plume may rise. The rate of mixing is greatest when an effluent is rising. The effluent stops rising when the mixed effluent is the same density as the surrounding water. After the effluent stops rising, the rate of mixing is much more gradual. Water depth can affect dilution when a plume might rise to the surface when there is little or no stratification. Ecology’s *Permit Writer’s Manual* describes additional guidance on criteria/design conditions for determining dilution factors. The manual can be obtained from Ecology’s website at: <https://fortress.wa.gov/ecy/publications/SummaryPages/92109.html>.

Table 6 Critical Conditions Used to Model the Discharge

Critical Condition	Value
The seven-day-average low river flow with a recurrence interval of ten years (7Q10)	52,700 cubic feet per second (cfs)
River depth at the 7Q10 period	8.5 feet
River velocity	5.35 ft per second
Manning roughness coefficient	0.02
Channel width	1,400 feet
Maximum average monthly effluent flow for chronic and human	4.3 MGD

DRAFT

Table 6 Critical Conditions Used to Model the Discharge

Critical Condition	Value
health non-carcinogen	
Annual average flow for human health carcinogen	2.4 MGD
Maximum daily flow for acute mixing zone	5.9 million gallons per day (MGD)
1-DAD MAX Effluent temperature	29.6 degrees C

EFSEC obtained ambient data at critical conditions in the vicinity of the outfall from the permit application, DMRs, and the *Energy Northwest Columbia Generating Station Effluent Mixing Study* conducted in 2008.

4. Supporting information must clearly indicate the mixing zone would not:

- Have a reasonable potential to cause the loss of sensitive or important habitat.
- Substantially interfere with the existing or characteristic uses.
- Result in damage to the ecosystem.
- Adversely affect public health.

Ecology established Washington State water quality criteria for toxic chemicals using EPA criteria. EPA developed the criteria using toxicity tests with numerous organisms and set the criteria to generally protect the species tested and to fully protect all commercially and recreationally important species.

EPA sets acute criteria for toxic chemicals assuming organisms are exposed to the pollutant at the criteria concentration for one hour. EPA sets chronic standards assuming organisms are exposed to the pollutant at the criteria concentration for four days. Dilution modeling under critical conditions generally shows that both acute and chronic criteria concentrations are reached within minutes of discharge.

The discharge plume does not impact drifting and non-strong swimming organisms because they cannot stay in the plume close to the outfall long enough to be affected. Strong swimming fish could maintain a position within the plume, but they can also avoid the discharge by swimming away. Mixing zones generally do not affect benthic organisms (bottom dwellers) because the buoyant plume rises in the water column. EFSEC has additionally determined that the effluent will not exceed 33 degrees C for more than two seconds after discharge; and that the temperature of the water will not create lethal conditions or blockages to fish migration.

EFSEC evaluates the cumulative toxicity of an effluent by testing the discharge with whole effluent toxicity (WET) testing.

EFSEC reviewed the above information, the specific information on the characteristics of the discharge, the receiving water characteristics and the discharge location. Based on this review, EFSEC concluded that the discharge does not have a reasonable potential to cause

DRAFT

the loss of sensitive or important habitat, substantially interfere with existing or characteristics uses, result in damage to the ecosystem, or adversely affect public health if the permit limits are met.

5. The discharge/receiving water mixture must not exceed water quality criteria outside the boundary of a mixing zone.

EFSEC conducted a reasonable potential analysis, using procedures established by the EPA and by Ecology, for each pollutant and concluded the discharge/receiving water mixture will not violate water quality criteria outside the boundary of the mixing zone if permit limits are met.

6. The size of the mixing zone and the concentrations of the pollutants must be minimized.

At any given time, the effluent plume uses only a portion of the acute and chronic mixing zone, which minimizes the volume of water involved in mixing. The plume mixes as it rises through the water column therefore much of the receiving water volume at lower depths in the mixing zone is not mixed with discharge. Similarly, because the discharge may stop rising at some depth due to density stratification, waters above that depth will not mix with the discharge. EFSEC determined it is impractical to specify in the permit the actual, much more limited volume in which the dilution occurs as the plume rises and moves with the current.

EFSEC minimizes the size of mixing zones by requiring dischargers to install diffusers when they are appropriate to the discharge and the specific receiving waterbody. When a diffuser is installed, the discharge is more completely mixed with the receiving water in a shorter time. EFSEC also minimizes the size of the mixing zone (in the form of the dilution factor) using design criteria with a low probability of occurrence. For example, EFSEC uses the expected 95th percentile pollutant concentration, the 90th percentile background concentration, the centerline dilution factor, and the lowest flow occurring once in every ten years to perform the reasonable potential analysis.

Because of the above reasons, EFSEC has effectively minimized the size of the mixing zone authorized in the proposed permit.

7. Maximum size of mixing zone.

The authorized mixing zone does not exceed the maximum size restriction.

8. Acute mixing zone.

- **The discharge/receiving water mixture must comply with acute criteria as near to the point of discharge as practicably attainable.**

EFSEC determined the acute criteria will be met at 10% of the distance of the chronic mixing zone at the ten year low flow.

- **The pollutant concentration, duration, and frequency of exposure to the discharge will not create a barrier to migration or translocation of indigenous organisms to a degree that has the potential to cause damage to the ecosystem.**

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 31 of 67

As described above, the toxicity of any pollutant depends upon the exposure, the pollutant concentration, and the time the organism is exposed to that concentration. Authorizing a limited acute mixing zone for this discharge assures that it will not create a barrier to migration. The effluent from this discharge will rise as it enters the receiving water, assuring that the rising effluent will not cause translocation of indigenous organisms near the point of discharge (below the rising effluent).

- **Comply with size restrictions.**

The mixing zone authorized for this discharge complies with the size restrictions published in chapter 173-201A WAC.

9. Overlap of Mixing Zones.

This mixing zone does not overlap another mixing zone.

C. Designated uses and surface water quality criteria

Applicable designated uses and surface water quality criteria are defined in chapter 173-201A WAC. In addition, the U.S. EPA set human health criteria for toxic pollutants (EPA 1992). The table included below summarizes the criteria applicable to this facility's discharge.

- Aquatic Life Uses are designated based on the presence of, or the intent to provide protection for the key uses. All indigenous fish and non-fish aquatic species must be protected in waters of the state in addition to the key species. The Aquatic Life Uses for this receiving water are identified below.

Table 7 Freshwater Aquatic Life Uses and Associated Criteria

Salmonid Spawning, Rearing, and Migration	
Temperature Criteria – 1-DMax ¹	20°C (68°F) Temperature must not exceed a 1-DMax of 20.0° C due to human activities. When natural conditions exceed a 1-DMax of 20.0 C, no temperature increase will be allowed which will raise the receiving water temperature by greater than 0.3 C; nor shall such temperature increases, at any time, exceed $t = 34/(T + 9)$.
Dissolved Oxygen Criteria – Lowest 1-Day Minimum	8.0 mg/L
Turbidity Criteria	<ul style="list-style-type: none">• 5 NTU over background when the background is 50 NTU or less; or• A 10 percent increase in turbidity when the background turbidity is more than 50 NTU.
Total Dissolved Gas Criteria	Total dissolved gas must not exceed 110 percent of saturation at any point of sample collection.
pH Criteria	The pH must measure within the range of 6.5 to 8.5 with a human-caused variation within the above range of less than 0.5 units.

¹WAC 172-201A-602 establishes a special condition for the Columbia River in the vicinity of Columbia Generating Station Outfall 001.

- The *recreational uses* for this receiving water are identified below.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Table 8 Recreational Uses and Associated Criteria

Recreational Use	Criteria
Primary Contact Recreation	Fecal coliform organism levels must not exceed a geometric mean value of 100 colonies /100 mL, with not more than 10 percent of all samples (or any single sample when less than ten sample points exist) obtained for calculating the geometric mean value exceeding 200 colonies /100 mL.

- The *water supply uses* are domestic, agricultural, industrial, and stock watering.
- The *miscellaneous freshwater uses* are wildlife habitat, harvesting, commerce and navigation, boating, and aesthetics.

D. Water quality impairments

The Columbia River is listed on the current 303(d) and is impaired for dioxin and total dissolved gas. Ecology has completed a Total Maximum Daily Load (TMDL) Analysis for dioxin (<https://fortress.wa.gov/ecy/publications/SummaryPages/0910058.html>) and total dissolved gas (<https://fortress.wa.gov/ecy/publications/summarypages/0403002.html>).

Ecology has not documented temperature impairment in the receiving water in the vicinity of the outfall however Ecology considers the entire Columbia River impaired for temperature. EPA has prepared a draft TMDL for temperature. However, EPA has delayed issuance pending discussion and information exchanges.

E. Evaluation of surface water quality-based effluent limits for numeric criteria

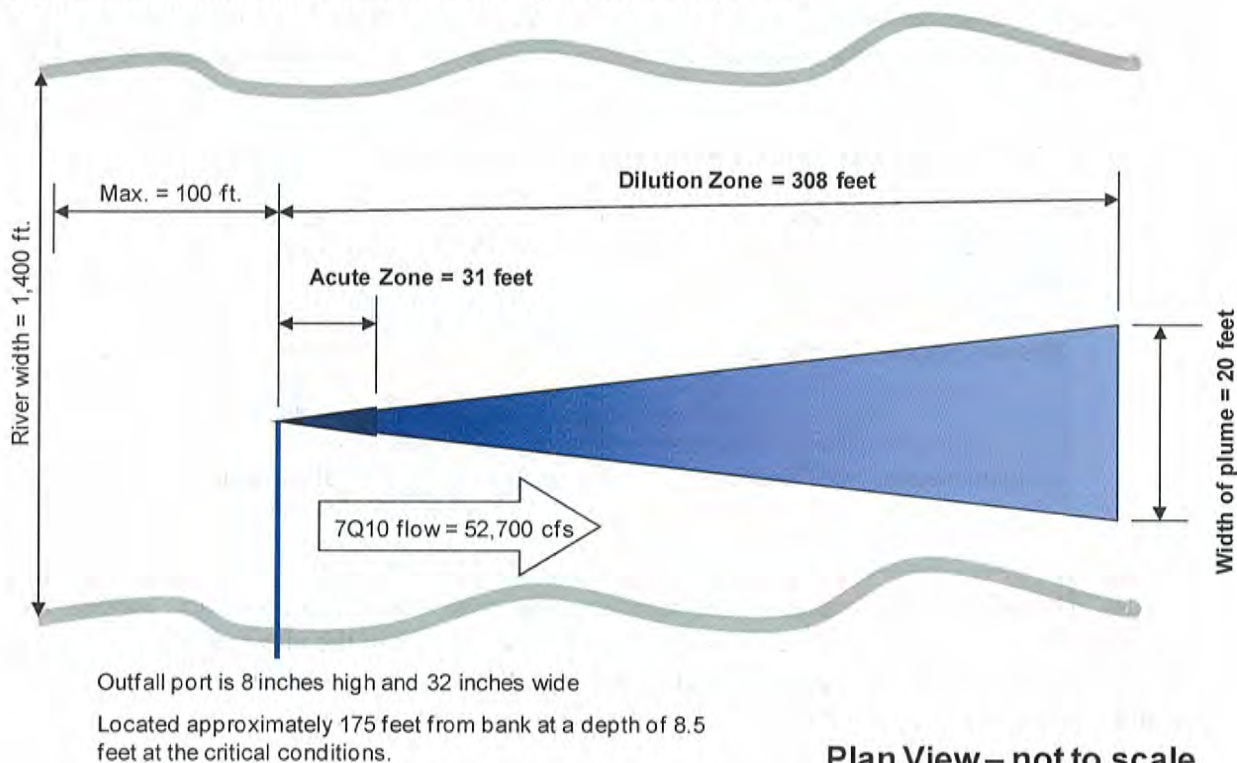
Pollutants in an effluent may affect the aquatic environment near the point of discharge (near-field) or at a considerable distance from the point of discharge (far-field). Toxic pollutants, for example, are near-field pollutants; their adverse effects diminish rapidly with mixing in the receiving water. Conversely, a pollutant such as biological oxygen demand (BOD) is a far-field pollutant whose adverse effect occurs away from the discharge even after dilution has occurred. Thus, the method of calculating surface water quality-based effluent limits varies with the point at which the pollutant has its maximum effect.

With technology-based controls (AKART), predicted pollutant concentrations in the discharge exceed water quality criteria. EFSEC therefore authorizes a mixing zone in accordance with the geometric configuration, flow restriction, and other restrictions imposed on mixing zones by chapter 173-201A WAC.

The diffuser at Outfall 001 is a single port structure aligned perpendicular to the river flow, is 8 inches in height, 32 inches wide, and extends upward from the river bed at a 15° angle. The diffuser depth is 8.5 feet at critical condition flow. EFSEC obtained this information from the *Energy Northwest Columbia Generating Station Effluent Mixing Study*, June 2008.

DRAFT

Figure 3 Columbia Generating Station Regulatory Mixing Zone



Chronic Mixing Zone--WAC 173-201A-400(7)(a) specifies that mixing zones must not extend in a downstream direction from the discharge ports for a distance greater than 300 feet plus the depth of water over the discharge ports or extend upstream for a distance of over 100 feet, not utilize greater than 25% of the flow, and not occupy greater than 25% of the width of the water body.

The horizontal distance of the chronic mixing zone is 308 feet. The mixing zone extends from the top of the discharge port to the water surface.

Acute Mixing Zone--WAC 173-201A-400(8)(a) specifies that in rivers and streams a zone where acute toxics criteria may be exceeded must not extend beyond 10% of the distance towards the upstream and downstream boundaries of the chronic zone, not use greater than 2.5% of the flow and not occupy greater than 25% of the width of the water body.

The horizontal distance of the acute mixing zone is 31 feet. The mixing zone extends from the top of the discharge port to the water surface. The dilution factor is based on this distance.

EFSEC determined the dilution factors that occur within these zones at the critical condition based on review of the *Energy Northwest Columbia Generating Station Effluent Mixing Study*, June 2008. Ecology's *Permit Writers Manual* gives critical flow conditions for human health criteria as the harmonic mean flow for carcinogens and 30Q5 for non-carcinogens. The study did not evaluate these conditions. Therefore, EFSEC used dilution factors determined for aquatic life criteria as conservative estimates for human health criteria.

DRAFT

The study used the CORMIX Hydrodynamic Mixing Zone Model (CORMIX1 – Version 5.0). Energy Northwest also conducted an in-situ tracer study using forward looking infrared (FLIR) technology focusing on temperature as a dilution tracer. The dilution factors are listed below.

Table 9 Dilution Factors (DF)

Criteria	Acute	Chronic
Aquatic Life	9	93
Human Health, Carcinogen		Not evaluated, therefore 93 was used
Human Health, Non-carcinogen		Not evaluated, therefore 93 was used

EFSEC determined the impacts of pH, turbidity, ammonia, chlorine, chromium, copper, zinc, and temperature as described below, using the dilution factors in the above table. The derivation of surface water quality-based limits also takes into account the variability of pollutant concentrations in both the effluent and the receiving water.

pH--EFSEC modeled the impact of the effluent pH on the receiving water using the calculations from EPA, 1988, and the chronic dilution factor tabulated above. **Appendix D** includes the model results.

EFSEC predicts no violation of the pH criteria under critical conditions. Therefore, the proposed permit includes technology-based effluent limits for pH. Because the facility has demonstrated it can meet previous permit limits of 6.5 to 9.0, the proposed permit includes the technology-based effluent limits for pH of a pH range of 6.5 to 9.0 on the basis of best professional judgment (BPJ).

Turbidity--EFSEC evaluated the impact of turbidity based on the range of turbidity in the effluent and turbidity of the receiving water. Based on visual observation of the facility's effluent, EFSEC expects no violations of the turbidity criteria outside the designated mixing zone.

Toxic Pollutants--Federal regulations (40 CFR 122.44) require EFSEC to place limits in NPDES permits on toxic chemicals in an effluent whenever there is a reasonable potential for those chemicals to exceed the surface water quality criteria. EFSEC does not exempt facilities with technology-based effluent limits from meeting the surface water quality standards.

The following toxic pollutants are present in the discharge: ammonia, chlorine, chromium, copper, bromoform, zinc, antimony, arsenic, lead, mercury, nickel, and selenium. EFSEC conducted a reasonable potential analysis (See **Appendix D**) on these parameters to determine whether it would require effluent limits in this permit.

DRAFT

Ammonia's toxicity depends on that portion which is available in the unionized form. The amount of unionized ammonia depends on the temperature and pH in the receiving freshwater. To evaluate ammonia toxicity, EFSEC used the available receiving water information for the effluent mixing study and Ecology spreadsheet tools.

Valid ambient background data were available for ammonia, chlorine, chromium, copper, lead, and zinc (See Table 2). EFSEC used all applicable data to evaluate reasonable potential for this discharge to cause a violation of water quality standards.

EFSEC determined that ammonia, chlorine, chromium, copper, bromoform, zinc, antimony, arsenic, lead, mercury, nickel, and selenium pose no reasonable potential to exceed the water quality criteria at the critical condition using procedures given in EPA, 1991 (**Appendix D**) and as described above. EFSEC's determination assumes that this facility meets the other effluent limits of this permit.

Temperature--The state temperature standards (WAC 173-201A-200-210 and 600-612) include multiple elements:

- Annual summer maximum threshold criteria (June 15 to September 15)
- Supplemental spawning and rearing season criteria (September 15 to June 15)
- Incremental warming restrictions
- Protections against acute effects

EFSEC evaluates each criterion independently to determine reasonable potential and derive permit limits.

- Annual summer maximum and supplementary spawning/rearing criteria

Each water body has an annual maximum temperature criterion [WAC 173-201A-200(1)(c), 210(1)(c), and Table 602]. These threshold criteria (e.g., 12, 16, 17.5, 20°C) protect specific categories of aquatic life by controlling the effect of human actions on summer temperatures.

Some waters have an additional threshold criterion to protect the spawning and incubation of salmonids (9°C for char and 13°C for salmon and trout) [WAC 173-201A-602, Table 602]. These criteria apply during specific date-windows.

The threshold criteria apply at the edge of the chronic mixing zone. Criteria for most fresh waters are expressed as the highest 7-Day average of daily maximum temperature (7-DADMax). The 7-DADMax temperature is the arithmetic average of seven consecutive measures of daily maximum temperatures. Criteria for marine waters and some fresh waters are expressed as the highest 1-Day annual maximum temperature (1-DMax).

- Incremental warming criteria

The water quality standards limit the amount of warming human sources can cause under specific situations [WAC 173-201A-200(1)(c)(i)-(ii), 210(1)(c)(i)-(ii)]. The incremental warming criteria apply at the edge of the chronic mixing zone.

At locations and times when background temperatures are cooler than the assigned threshold criterion, point sources are permitted to warm the water by only a defined increment. These

DRAFT

increments are permitted only to the extent doing so does not cause temperatures to exceed either the annual maximum or supplemental spawning criteria.

At locations and times when a threshold criterion is being exceeded due to natural conditions, all human sources, considered cumulatively, must not warm the water more than 0.3°C above the naturally warm condition.

When Ecology has not yet completed a TMDL, our policy allows each point source to warm water at the edge of the chronic mixing zone by 0.3°C. This is true regardless of the background temperature and even if doing so would cause the temperature at the edge of a standard mixing zone to exceed the numeric threshold criteria. Allowing a 0.3°C warming for each point source is reasonable and protective where the dilution factor is based on 25% or less of the critical flow. This is because the fully mixed effect on temperature will only be a fraction of the 0.3°C cumulative allowance (0.075°C or less) for all human sources combined.

- Protections for temperature acute effects

Instantaneous lethality to passing fish: The upper 99th percentile daily maximum effluent temperature must not exceed 33°C, unless a dilution analysis indicates ambient temperatures will not exceed 33°C two seconds after discharge.

General lethality and migration blockage: Measurable (0.3°C) increases in temperature at the edge of a chronic mixing zone are not allowed when the receiving water temperature exceeds either a 1DMax of 23°C or a 7DADMax of 22°C.

Lethality to incubating fish: Human actions must not cause a measurable (0.3°C) warming above 17.5°C at locations where eggs are incubating.

Reasonable Potential Analysis

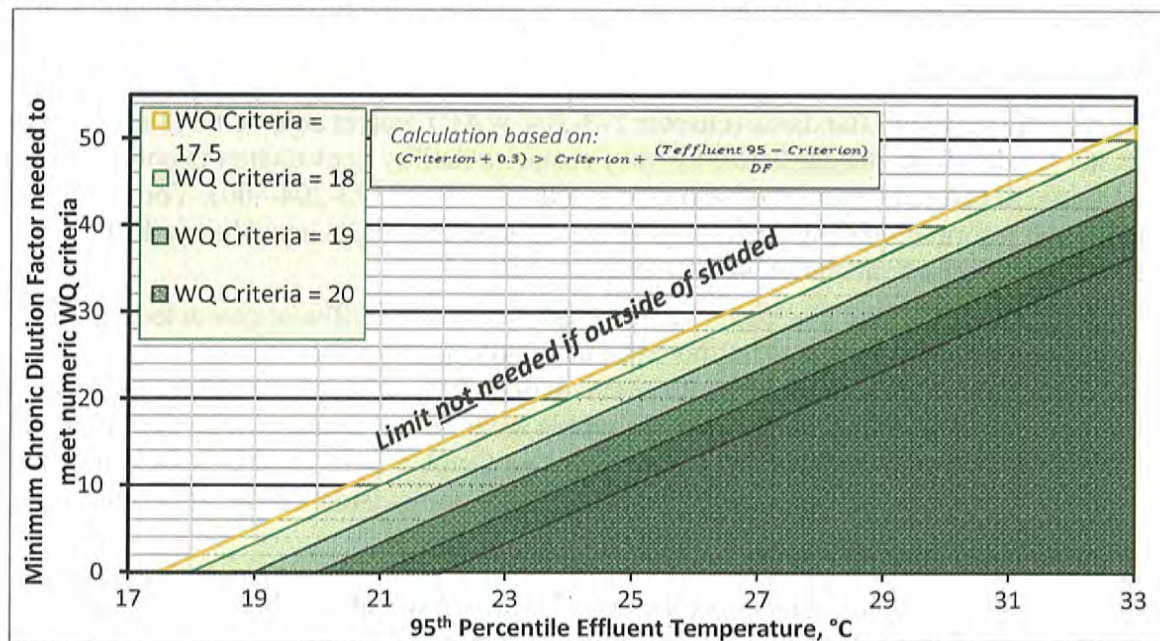
Annual summer maximum and incremental warming criteria: EFSEC calculated the reasonable potential for the discharge to exceed the annual summer maximum and the incremental warming criteria at the edge of the chronic mixing zone during critical conditions. No reasonable potential exists to exceed the temperature criterion where:

$$(\text{Criterion} + 0.3) > [\text{Criterion} + (\text{Teffluent95} - \text{Criterion})/\text{DF}]$$

The figure below graphically portrays the above equation and shows the conditions when a permit limit will apply.

DRAFT

Figure 4 Dilution Necessary to Meet Criteria at Edge of Mixing Zone



Columbia Generating Station Outfall 001 data input to the above equation yields the following:

- $(20 + 0.3) > [20 + (34.9 - 20)/93]$ or $20.3 > 20.2$

Therefore, the proposed permit does not include a temperature limit. The permit requires additional monitoring of effluent and ambient temperatures. EFSEC will reevaluate the reasonable potential during the next permit renewal.

Instantaneous lethality to passing fish: Near-field dilution analysis demonstrates that the plume temperature is less than 33°C two seconds after discharge. EFSEC calculated the plume temperature two seconds after discharge using the equations shown in **Appendix D**. The results demonstrate there is no reasonable potential for instantaneous lethality to passing fish.

F. Human health

Washington's water quality standards include 91 numeric human health-based criteria that EFSEC must consider when writing NPDES permits. These criteria were established in 1992 by the U.S. EPA in its National Toxics Rule (40 CFR 131.36). The National Toxics Rule allows states to use mixing zones to evaluate whether discharges comply with human health criteria.

EFSEC determined the effluent may contain chemicals of concern for human health, based on the facility's status as an EPA major discharger, and data or information indicating the discharge contains regulated chemicals.

EFSEC evaluated the discharge's potential to violate the water quality standards as required by 40 CFR 122.44(d) by following the procedures published in the *Technical Support Document for Water Quality-Based Toxics Control* (EPA/505/2-90-001) and Ecology's *Permit Writer's Manual* to make a reasonable potential determination. The evaluation

DRAFT

showed that the discharge has no reasonable potential to cause a violation of water quality standards, and an effluent limit is not needed.

G. Sediment quality

The aquatic sediment standards (chapter 173-204 WAC) protect aquatic biota and human health. Under these standards EFSEC may require a facility to evaluate the potential for its discharge to cause a violation of sediment standards (WAC 173-204-400). You can obtain additional information about sediments at the Aquatic Lands Cleanup Unit website.

<http://www.ecy.wa.gov/programs/tcp/smu/sediment.html>

Through a review of the discharger characteristics and of the effluent characteristics, EFSEC determined that this discharge has no reasonable potential to violate the sediment management standards. This determination is based on the low concentrations of TSS in the discharge, and that the velocity of the Columbia River in the vicinity of the outfall inhibits deposition. This was confirmed in the results of an October 2006 outfall evaluation where sediment deposition was found to be “minimal if not non-existent” downstream of the outfall.

H. Groundwater quality limits

The groundwater quality standards (chapter 173-200 WAC) protect beneficial uses of groundwater. Permits issued by EFSEC must not allow violations of those standards (WAC 173-200-100).

Implementation Guidance for the Ground Water Quality Standards (Ecology Publication #96-02) provides guidance for how enforcement limits are determined. The procedure requires a minimum of eight sampling events to establish background. The background monitoring well must be upgradient of the activity and not impacted by facility discharge.

The 2006 permit required Energy Northwest to conduct a groundwater quality study. EFSEC reviewed the *Energy Northwest Columbia Generation Station Groundwater Quality Study Report, May 2012* and determined that the upgradient well for Outfall 002 (MW-9) is impacted by facility discharge and cannot be used as an upgradient well for the purposes of determining impacts to groundwater. While discussing options determining compliance with groundwater quality standards, Energy Northwest indicated a commitment to installing a double-lined evaporation pond with leak detection to replace Outfall 002.

The proposed permit includes a compliance schedule for installation of a double lined evaporation pond. Therefore, continued groundwater monitoring to establish limits for Outfall 002 is unnecessary because the facility will no longer discharge to ground following completion of the pond. However, groundwater monitoring to determine the effects of removing this discharge is necessary. The current groundwater mound under Outfall 002 is expected to recede when discharges cease. Outfall 002 monitoring wells are downgradient from Hanford 618-11 burial ground. Contamination from that burial ground may have been pushed around the mound and not detected. When the mound dissipates, contaminants may be detected in MW-9. EFSEC expects continued monitoring to be addressed in the *Ground Water Quality Study Quality Assurance Project Plan* (QAPP) update required in S7.5 of the proposed permit.

More information about the compliance schedule for groundwater quality activities is presented in Section V.H of this fact sheet.

DRAFT

I. Whole effluent toxicity

The water quality standards for surface waters forbid discharge of effluent that has the potential to cause toxic effects in the receiving waters. Many toxic pollutants cannot be measured by commonly available detection methods. However, laboratory tests can measure toxicity directly by exposing living organisms to the wastewater and measuring their responses. These tests measure the aggregate toxicity of the whole effluent, so this approach is called whole effluent toxicity (WET) testing. Some WET tests measure acute toxicity and other WET tests measure chronic toxicity.

- *Acute toxicity tests measure mortality as the significant response to the toxicity of the effluent.* Dischargers who monitor their wastewater with acute toxicity tests find early indications of any potential lethal effect of the effluent on organisms in the receiving water.
- *Chronic toxicity tests measure various sublethal toxic responses, such as reduced growth or reproduction.* Chronic toxicity tests often involve either a complete life cycle test on an organism with an extremely short life cycle, or a partial life cycle test during a critical stage of a test organism's life. Some chronic toxicity tests also measure survival.

Laboratories accredited by Ecology for WET testing know how to use the proper WET testing protocols, fulfill the data requirements, and submit results in the correct reporting format. Accredited laboratory staff know how to calculate an NOEC, LC50, EC50, IC25, etc. Ecology gives all accredited labs the most recent version of Ecology Publication No. WQ-R-95-80, *Laboratory Guidance and Whole Effluent Toxicity Test Review Criteria* (<https://fortress.wa.gov/ecy/publications/SummaryPages/9580.html>) which is referenced in the permit. EFSEC recommends that Columbia Generating Station send a copy of the acute or chronic toxicity sections(s) of its NPDES permit to the laboratory.

WET testing conducted during effluent characterization showed no reasonable potential for effluent discharges to cause receiving water acute or chronic toxicity. The proposed permit will not include an acute or chronic WET limit. Columbia Generating Station must retest the effluent before submitting an application for permit renewal.

- If this facility makes process or material changes which, in EFSEC's opinion, increase the potential for effluent toxicity, then EFSEC may (in a regulatory order, by permit modification, or in the permit renewal) require the facility to conduct additional effluent characterization. Columbia Generating Station may demonstrate to EFSEC that effluent toxicity has not increased by performing additional WET testing and/or chemical analyses after the process or material changes have been made. EFSEC recommends that the Permittee check with it first to make sure that EFSEC will consider the demonstration adequate to support a decision to not require an additional effluent characterization.

If WET testing conducted for submittal with a permit application fails to meet the performance standards in WAC 173-205-020, EFSEC will assume that effluent toxicity has increased.

DRAFT

J. Comparison of effluent limits with previous permit issued May 25, 2006**Table 10 Comparison of Previous and Proposed Effluent Limits**

Parameter	Basis of Limit	Previous Effluent Limits: Outfall # 001		Proposed Effluent Limits: Outfall # 001	
		Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
Flow (mgd)	Technology	5.6	9.4	5.6	9.4
Temperature	Technology	Not applicable (NA)	(Note ¹)	NA	
Total Residual Halogen (mg/L)	Technology	NA	0.1	NA	0.1
Total Copper (Dec. – Feb.) (µg/L)	Water Quality	70	108	NA	NA
Total Copper (Mar. – Nov.) (µg/L)	Water Quality	223	345		
Total Chromium (µg/L)	Technology	--	--	8.2	16.4
Total Zinc (µg/L)	Technology	--	--	53	107
Polychlorinated biphenyl compounds (PCBs)	Technology	No discharge	No discharge	No discharge	No discharge
The 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc	Technology	No detectable amount	No detectable amount	No detectable amount	No detectable amount
Parameter	Basis of Limit	Limit		Limit	
pH	Technology	Between 6.5 - 9.0 at all times		Between 6.5 - 9.0 at all times	

¹The temperature of the circulating cooling water blowdown shall not exceed, at any time, the lowest temperature of the circulating cooling water, prior to the addition of makeup water, except that the temperature of the blowdown may be less than the temperature of the river.

Temperature

EFSEC evaluated the temperature limit from previous permits (see footnote to Table 11) and determined that it is based on an outdated version of federal rule. The 1995 permit fact sheet cites Federal Register, Vol. 39, No. 196 as the basis for the technology-based effluent limit for temperature. A 1974 version of 40 CFR 423.13(l)(1) contained this limitation. However, subsequent amendments to 40 CFR 423.13 removed limitations for temperature in 1982. In addition, previous permits did not contain sufficient monitoring requirements to verify the narrative temperature limit.

The proposed permit removes this technology-based temperature limit. EFSEC does not believe removal of this limit results in less stringent requirements. Temperature monitoring during

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 41 of 67

previous permit terms and the 2006 permit term occurs just past the isolation valve for the blowdown line. This is identified in Section 5.0 of the *Columbia Generating Station NPDES Operations and Maintenance Plan, March 2012*, as the lowest temperature point in the circulating cooling water system. In addition, S4.B of the proposed permit prohibits bypass of any portion of the treatment system. If Energy Northwest proposes to relocate the blowdown line withdrawal location to another point in the circulating cooling water system, EFSEC will reevaluate the need for a temperature limit and may modify the permit in accordance with G.3 Permit actions.

EFSEC also evaluated the need for water quality-based limits in Section III.E above and found that no reasonable potential exists to exceed the temperature criterion. EFSEC based the evaluation on data collected at the current temperature monitoring location in the Circulating Pumphouse, adjacent to the cooling towers. The effluent travels over three miles through a vented discharge pipe after passing the existing monitoring location. Therefore, temperatures may not be representative of the actual discharge and are likely to be less than currently reported.

The proposed permit requires Energy Northwest to continue monitoring effluent temperature and to relocate the monitoring device to the facility's River Pumphouse, adjacent to the actual discharge to the Columbia River. EFSEC will reevaluate the reasonable potential during the next permit renewal.

Copper

Copper is not contained in any of the chemicals added for cooling system maintenance and there are no categorical limits for copper in 40 CFR 423. However, the facility detected copper in the discharge in concentrations higher than the receiving water criteria during the previous permit term. A suspected major source was corrosion of the admiralty brass components of the main steam condenser. Energy Northwest replaced the copper condenser tubes in September 2011 with titanium.

The 2006 permit retained interim copper limits from the 1995 permit and required Energy Northwest to conduct an effluent mixing study and, as necessary, propose numeric effluent limits. Mixing study analysis showed no reasonable potential for copper to exceed water quality criteria. This analysis included effluent values for copper observed prior to condenser replacement. Using both pre and post condenser replacement effluent values for copper, EFSEC also determined that copper poses no reasonable potential to exceed the water quality criteria at the critical condition using procedures given in EPA, 1991 (**Appendix D**).

Federal requirements at CWA 402(o), CWA 303(d)(4), and 40 CFR 122.44(l) prohibit less stringent water-quality effluent limits in renewed or reissued permits, with few exceptions. One exception noted in 40 CFR 122.44(l)(2)(i)(A) is when material and substantial alterations to the facility occur after permit issuance that justify a less stringent limit. EFSEC determined that replacement of the condenser constitutes a material and substantial alteration to the facility. The proposed permit does not include a water quality based effluent limit for copper. It does include continued monthly monitoring for copper. EFSEC will reevaluate the reasonable potential for copper during the next permit renewal.

Chromium and Zinc

DRAFT

[Comments]

Working Draft Date: 12/3/2013

The 2006 permit fact sheet described the requirement for inclusion of applicable technology-based effluent limits for chromium and zinc (WAC 173-220-130 and 40 CFR 125.3). However, the permit failed to include limits. EPA has established and promulgated technology-based effluent limit guidelines for steam electric power generating at 40 CFR 423. Applicable standards for Columbia Generating Station are best available technology economically achievable (BAT) standards in 40 CFR 423.13.

40 CFR 122.44(l) prohibits less stringent technology-based effluent limits in renewed or reissued permits, with few exceptions. One exception is if the change would constitute a cause for permit modification or revocation and reissuance under 40 CFR 122.62. EFSEC believes the failure to include applicable technology-based effluent limits for chromium and zinc in the previous permit meets the cause for modification in 40 CFR 122.62(a)(15): *To correct technical mistakes, such as errors in calculation, or mistaken interpretations of law made in determining permit conditions.*

EFSEC evaluated the applicable BAT standards for chromium, 200 µg/L, and zinc, 1,000 µg/L for inclusion in the proposed permit as required by 40 CFR 125.3. Effluent discharged at these limits would violate applicable water quality criteria for both parameters. EFSEC cannot propose limits that would result in a violation of water quality criteria.

EFSEC determined that both chromium and zinc pose no reasonable potential to exceed the water quality criteria at the critical condition using procedures given in EPA, 1991 (**Appendix D**). EFSEC used total chromium effluent values in the analysis as a conservative substitute for hexavalent chromium, the most restrictive applicable water quality criteria.

Because EFSEC cannot include the BAT standards, the proposed permit incorporates average monthly and daily maximum limits based on best professional judgment. EFSEC elected not to use the procedures to calculate performance-based limits because many of the samples contained no detectable chromium which complicates the analysis. Instead, EFSEC used procedures given in EPA, 1991 (**Appendix D**) to calculate effluent limits where water quality standards are met at end-of-pipe. Monitoring data from the facility demonstrates that it is capable of consistently meeting the proposed limits without an allowance for mixing. Therefore, EFSEC is imposing these limits as technology-based limits in lieu of the BAT standards. Although calculated using the techniques for human health criteria permit limits, EFSEC is imposing these limits based on its best professional judgment. The limits are not water quality-based limits.

IV. Monitoring Requirements

EFSEC requires monitoring, recording, and reporting (WAC 173-220-210 and 40 CFR 122.41) to verify that the treatment process is functioning correctly and that the discharge complies with the permit's effluent limits.

If a facility uses a contract laboratory to monitor wastewater, it must ensure that the laboratory uses the methods and meets or exceeds the method detection levels required by the permit. The permit describes when facilities may use alternative methods. It also describes what to do in certain situations when the laboratory encounters matrix effects. When a facility uses an alternative method as allowed by the permit, it must report the test method, DL, and QL on the discharge monitoring report or in the required report.

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 43 of 67

The monitoring schedule is detailed in the proposed permit under Special Condition S.2. Specified monitoring frequencies take into account the quantity and variability of the discharge, the treatment method, past compliance, significance of pollutants, and cost of monitoring.

Monitoring of cooling tower blowdown for the 126 priority pollutants (40 CFR 423 Appendix A) contained in chemicals added for cooling tower maintenance, except chromium and zinc is required annually *unless* the Permittee provides engineering calculations which demonstrate that the regulated pollutants are not detectable in the final discharge by the analytical methods in 40 CFR part 136.

Previous permits did not require annual monitoring. The 1995 permit fact sheet states, "The permit will not require monitoring for priority pollutants because there has been no detection of these pollutants associated with chemicals used for cooling tower maintenance." However, 40 CFR 423.13(d)(3) requires engineering calculations if monitoring is not required. Therefore the proposed permit requires either annual monitoring or submittal of engineering calculations.

A. Lab accreditation

EFSEC requires that facilities must use a laboratory registered or accredited under the provisions of chapter 173-50 WAC, Accreditation of Environmental Laboratories, to prepare all monitoring data (with the exception of certain parameters). Ecology accredited the laboratory at this facility for:

Table 11 Accredited Parameters

<i>General Chemistry</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
Nitrate as N	1810	EPA 300.0_2.1_1993	10053200	Drinking Water (D)
Chloride	1575	EPA 300.0_2.1_1993	10053200	Non-Potable Water (N)
Fluoride	1730	EPA 300.0_2.1_1993	10053200	N
Nitrate	1805	EPA 300.0_2.1_1993	10053200	N
Nitrite	1835	EPA 300.0_2.1_1993	10053200	N
Sulfate	2000	EPA 300.0_2.1_1993	10053200	N
Chemical Oxygen Demand (COD)	1565	EPA 410.4_2_1993	10077404	N
Turbidity	2055	SM 2130 B-01	20048219	N
Alkalinity	1505	SM 2320 B-97	20045607	N
Specific Conductance	1610	SM 2510 B-97	20048606	N
Solids, Total Dissolved	1955	SM 2540 C-97	20050402	N
Solids, Total Suspended	1960	SM 2540 D-97	20051201	N
Chromium VI	1045	SM 3500-Cr D-90	20067009	N

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 44 of 67

Table 11 Accredited Parameters

<i>General Chemistry</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
pH	1900	SM 4500-H+ B-00	20105219	N
Ammonia	1515	SM 4500-NH3 D-97	20109404	N
Orthophosphate	1870	SM 4500-P E-99	20124214	N
Phosphorus, total	1910	SM 4500-P E-99	20124214	N
Total Organic Carbon	2040	SM 5310 B-00	20137819	N
Chlorine (Residual), Total	1940	SM 4500-Cl D-00	20080108	D
Chlorine (Residual), Total	1940	SM 4500-Cl G-00	20081612	D
Chlorine (Residual), Total	1940	SM 4500-Cl D-00	20080108	N
Chlorine (Residual), Total	1940	SM 4500-Cl G-00	20081612	N

<i>Microbiology</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
Total Coli/Ecoli - detect	WA6020	SM 9223 B Colilert	20212208	D

<i>Metals</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
Copper	1055	EPA 200.8_5.4_1994	10014605	D
Lead	1075	EPA 200.8_5.4_1994	10014605	D
Aluminum	1000	EPA 200.8_5.4_1994	10014605	N
Antimony	1005	EPA 200.8_5.4_1994	10014605	N
Arsenic	1010	EPA 200.8_5.4_1994	10014605	N
Barium	1015	EPA 200.8_5.4_1994	10014605	N
Beryllium	1020	EPA 200.8_5.4_1994	10014605	N
Boron	1025	EPA 200.8_5.4_1994	10014605	N
Cadmium	1030	EPA 200.8_5.4_1994	10014605	N
Calcium	1035	EPA 200.8_5.4_1994	10014605	N
Chromium	1040	EPA 200.8_5.4_1994	10014605	N
Cobalt	1050	EPA 200.8_5.4_1994	10014605	N

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 45 of 67

<i>Metals</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
Copper	1055	EPA 200.8_5.4_1994	10014605	N
Iron	1070	EPA 200.8_5.4_1994	10014605	N
Lead	1075	EPA 200.8_5.4_1994	10014605	N
Magnesium	1085	EPA 200.8_5.4_1994	10014605	N
Manganese	1090	EPA 200.8_5.4_1994	10014605	N
Mercury	1095	EPA 200.8_5.4_1994	10014605	N
Molybdenum	1100	EPA 200.8_5.4_1994	10014605	N
Nickel	1105	EPA 200.8_5.4_1994	10014605	N
Potassium	1125	EPA 200.8_5.4_1994	10014605	N
Selenium	1140	EPA 200.8_5.4_1994	10014605	N
Silver	1150	EPA 200.8_5.4_1994	10014605	N
Sodium	1155	EPA 200.8_5.4_1994	10014605	N
Thallium	1165	EPA 200.8_5.4_1994	10014605	N
Tin	1175	EPA 200.8_5.4_1994	10014605	N
Titanium	1180	EPA 200.8_5.4_1994	10014605	N
Vanadium	1185	EPA 200.8_5.4_1994	10014605	N
Zinc	1190	EPA 200.8_5.4_1994	10014605	N

<i>Radiochemistry</i>				
Parameter Name	Analyte Code	Method Description	NELAC Code	Matrix
Gross Alpha	2830	SM 7110 B	20156201	N
Gross Beta	2840	SM 7110 B	20156201	N
Cesium-134	2800	SM 7120 B	20160207	N
Cesium-137	2805	SM 7120 B	20160207	N
Gamma Emitters	WA3000	SM 7120 B	20160207	N
Tritium	3030	SM 7500-3H B	20160809	N
Cesium-134	2800	SM 7120 B	20160207	Solid and Chemical Materials (S)
Cesium-137	2805	SM 7120 B	20160207	S
Gamma Emitters	WA3000	SM 7120 B	20160207	S

DRAFT

[Comments]

Working Draft Date: 12/3/2013

B. Effluent limits which are near detection or quantitation levels

The water quality-based effluent concentration limits for chromium are near the limits of current analytical methods to detect or accurately quantify. The method detection level (MDL) also known as detection level (DL) is the minimum concentration of a pollutant that a laboratory can measure and report with a 99 percent confidence that its concentration is greater than zero (as determined by a specific laboratory method). The quantitation level (QL) is the level at which a laboratory can reliably report concentrations with a specified level of error. Estimated concentrations are the values between the DL and the QL. EFSEC requires permitted facilities to report estimated concentrations. When reporting maximum daily effluent concentrations, EFSEC requires the facility to report "less than X" where X is the required detection level if the measured effluent concentration falls below the detection level.

V. Other Permit Conditions

A. Reporting and record keeping

EFSEC based Special Condition S3 on its authority to specify any appropriate reporting and record keeping requirements to prevent and control waste discharges (WAC 173-220-210).

B. Non routine and unanticipated discharges

Occasionally, this facility may generate wastewater which was not characterized in the permit application because it is not a routine discharge and was not anticipated at the time of application. These wastes typically consist of waters used to pressure-test storage tanks or fire water systems or of leaks from drinking water systems.

The permit authorizes non-routine and unanticipated discharges under certain conditions. The facility must characterize these waste waters for pollutants and examine the opportunities for reuse. Depending on the nature and extent of pollutants in this wastewater and on any opportunities for reuse, EFSEC may:

- Authorize the facility to discharge the wastewater.
- Require the facility to treat the wastewater.
- Require the facility to reuse the wastewater.

C. Spill plan

This facility stores a quantity of chemicals on-site that have the potential to cause water pollution if accidentally released. EFSEC can require a facility to develop best management plans to prevent this accidental release [Section 402(a)(1) of the Federal Water Pollution Control Act (FWPCA) and RCW 90.48.080].

Columbia Generating Station developed a plan for preventing the accidental release of pollutants to state waters and for minimizing damages if such a spill occurs. The 2006 permit referred to the plan as a Best Management Practices (BMP) Plan, while the proposed permit uses the more descriptive term of Spill Control Plan. The proposed permit requires the facility to update this plan and submit it to EFSEC.

DRAFT

D. Solid waste control plan

Columbia Generating Station could cause pollution of the waters of the state through inappropriate disposal of solid waste or through the release of leachate from solid waste.

This proposed permit requires this facility to update the approved solid waste control plan designed to prevent solid waste from causing pollution of waters of the state. The facility must submit the updated plan to EFSEC for approval (RCW 90.48.080). You can obtain an Ecology guidance document, which describes how to develop a Solid Waste Control Plan, at: <http://www.ecy.wa.gov/pubs/0710024.pdf>

E. Outfall evaluation

The proposed permit requires Columbia Generating Station to conduct an outfall inspection and submit a report detailing the findings of that inspection (Special Condition S11. Outfall evaluation). The inspection must evaluate the physical condition of the discharge pipe and diffusers, and evaluate the extent of sediment accumulations in the vicinity of the outfall.

F. Operation and maintenance manual

EFSEC requires industries to take all reasonable steps to properly operate and maintain their wastewater treatment system in accordance with state and federal regulations [40 CFR 122.41(e) and WAC 173-220-150 (1)(g)]. The facility will prepare and submit an operation and maintenance manual as required by state regulation for the construction of wastewater treatment facilities (WAC 173-240-150). Implementation of the procedures in the operation and maintenance manual ensures the facility's compliance with the terms and limits in the permit.

G. Stormwater pollution prevention plan

In accordance with 40 CFR 122.44(k) and 40 CFR 122.44 (s), the proposed permit includes requirements for the development and implementation of a SWPPP along with BMPs to minimize or prevent the discharge of pollutants to waters of the state. BMPs constitute Best Conventional Pollutant Control Technology (BCT) and Best Available Technology Economically Achievable (BAT) for stormwater discharges. EFSEC has determined that Columbia Generating Station must develop a SWPPP and implement adequate BMPs in order to meet the requirements of "all known, available, and reasonable methods of prevention, control, and treatment" (AKART). A SWPPP requires a facility to implement actions necessary to manage stormwater to comply with the state's requirement under chapter 90.48 RCW to protect the beneficial uses of waters of the state.

The SWPPP must identify potential sources of stormwater contamination from industrial activities and identify how it plans to manage those sources of contamination to prevent or minimize contamination of stormwater. Columbia Generating Station must continuously review and revise the SWPPP as necessary to assure that stormwater discharges do not degrade water quality. It must retain the SWPPP on-site or within reasonable access to the site and available for review by EFSEC.

Best Management Practices (BMPs)

BMPs are the actions identified in the SWPPP to manage, prevent contamination of, and treat stormwater. BMPs include schedules of activities, prohibitions of practices, maintenance

DRAFT

procedures, and other physical, structural and/or managerial practices to prevent or reduce the pollution of waters of the state. BMPs also include treatment systems, operating procedures, and practices used to control plant site runoff, spillage or leaks, sludge or waste disposal, and drainage from raw material storage. Columbia Generating Station must ensure that its SWPPP includes the operational and structural source control BMPs listed as “applicable” in Ecology’s stormwater management manuals. Many of these “applicable” BMPs are sector-specific or activity-specific, and are not required at facilities engaged in other industrial sectors or activities.

Ecology-Approved Stormwater Management Manuals

Consistent with RCW 90.48.555 (5) and (6), the proposed permit requires the facility to implement BMPs contained in the Stormwater Management Manual for Eastern Washington (2004 edition), or any revisions thereof, or practices that are demonstrably equivalent to practices contained in stormwater technical manuals approved by Ecology. This should ensure that BMPs will prevent violations of state water quality standards, and satisfy the state AKART requirements and the federal technology-based treatment requirements under 40 CFR part 125.3. The SWPPP must document that the BMPs selected provide an equivalent level of pollution prevention, compared to the applicable Stormwater Management Manuals, including: The technical basis for the selection for all stormwater BMPs (scientific, technical studies, and/or modeling) which support the performance claims for the BMPs selected.

An assessment of how the BMPs will satisfy AKART requirements and the applicable technology-based treatment requirements under 40 CFR part 125.3.

Operational Source Control BMPs

Operational source control BMPs include a schedule of activities, prohibition of practices, maintenance procedures, employee training, good housekeeping, and other managerial practices to prevent or reduce the pollution of waters of the state. These activities do not require construction of pollution control devices but are very important components of a successful SWPPP. Employee training, for instance, is critical to achieving timely and consistent spill response. Pollution prevention is likely to fail if the employees do not understand the importance and objectives of BMPs. Prohibitions might include eliminating outdoor repair work on equipment and certainly would include the elimination of intentional draining of crankcase oil on the ground. Good housekeeping and maintenance schedules help prevent incidents that could result in the release of pollutants. Operational BMPs represent a cost-effective way to control pollutants and protect the environment. The SWPPP must identify all the operational BMPs and how and where they are implemented. For example, the SWPPP must identify what training will consist of, when training will take place, and who is responsible to assure that employee training happens.

Structural Source Control BMPs

Structural source control BMPs include physical, structural, or mechanical devices or facilities intended to prevent pollutants from entering stormwater. Examples of source control BMPs include erosion control practices, maintenance of stormwater facilities (e.g., cleaning out sediment traps), construction of roofs over storage and working areas, and direction of equipment wash water and similar discharges to the sanitary sewer or a dead end

DRAFT

sump. Structural source control BMPs likely include a capital investment but are cost effective compared to cleaning up pollutants after they have entered stormwater.

Treatment BMPs

Operational and structural source control BMPs are designed to prevent pollutants from entering stormwater. However, even with an aggressive and successful program, stormwater may still require treatment to achieve compliance with water quality standards. Treatment BMPs remove pollutants from stormwater. Examples of treatment BMPs are detention ponds, oil/water separators, biofiltration, and constructed wetlands.

Volume/Flow Control BMPs

EFSEC recognizes the need to include specific BMP requirements for stormwater runoff quantity control to protect beneficial water uses, including fish habitat. New facilities and existing facilities undergoing redevelopment must implement the requirements for peak runoff rate and volume control identified by chapter 2 in the *Eastern Washington SWMM*. Chapter 6 in the *Eastern Washington SWMM* lists BMPs to accomplish rate and volume control. Chapter 2 (Core Elements for New Development and Redevelopment) in the *Eastern Washington SWMM* contains the minimum technical requirements for facilities east of the Cascades. Although not required to implement these BMPs, controlling rate and volume of stormwater discharge maintains the health of the watershed. Existing facilities should identify control measures that they can implement over time to reduce the impact of uncontrolled release of stormwater.

H. Compliance schedule

The proposed permit includes a compliance schedule primarily to address the facility's discharges to ground. It also requires relocation of the facility's temperature monitoring location to the River Pumphouse, adjacent to the Columbia River. Discharge currently travels over three miles through a vented pipe after temperature monitoring and before reaching the River. Temperature from the new location will be more representative of the actual discharge.

The 2006 permit required Energy Northwest to complete a groundwater quality study, which was conducted between October 2007 and October 2010. Energy Northwest submitted the groundwater quality study (*Energy Northwest Columbia Generation Station Groundwater Quality Study Report, May 2012*) with the permit renewal application. They also proposed replacing Outfall 002 with a double-lined evaporation pond with leak detection. EFSEC considered the study's findings, Energy Northwest's proposal, and past permit documentation to determine appropriate requirements to assure compliance with groundwater quality standards for Outfall 002.

The groundwater quality standards (Chapter 173-200 WAC) and permitting regulations (Chapter 173-216 WAC) require that "all known, available, and reasonable methods of prevention, control, and treatment" (AKART) are applied to discharges. Energy Northwest submitted an engineering report for construction of a double-lined impoundment on June 15, 2013. The compliance schedule in the proposed permit requires submittal of an Operation and Maintenance (O&M) Manual for the double-lined impoundment, and construction of the

DRAFT

impoundment. EFSEC has determined that construction and proper O&M of the double-lined impoundment constitutes AKART for discharges to Outfall 002.

The groundwater study also identified significant ground water mounding around the facility's cooling towers, near Outfall 003. Outfall 003 has not received a discharge since 2003, indicating that the mounding is the result of an unintentional discharge. The mounding impacted the upstream monitoring wells for Outfall 003 and enforcement limits could not be determined. The proposed permit does not authorize discharge to Outfall 003 for reasons addressed further in Section II.A of this fact sheet. Because discharges are no longer authorized, continued groundwater monitoring to establish enforcement limits for Outfall 003 is unnecessary. However, continued groundwater monitoring is required to address the mounding observed in the study.

The proposed permit includes requirements for an AKART analysis of the unintentional discharge indicated by the mounding observed around the facility's cooling towers. The analysis, documented in an engineering report prepared in accordance with Chapter 173-240 WAC, must be submitted with the permit renewal application.

In addition, the proposed permit includes a requirement to update the facility's *Ground Water Quality Study Quality Assurance Project Plan (QAPP)*. An initial update is required to reflect changes based on the results of studies and the plans and requirements for Outfalls 002 and 003. A second update is required to reflect the findings of the engineering report required for the mounding observed around the cooling towers.

I. General conditions

EFSEC bases the standardized General Conditions on state and federal law and regulations. They are included in all individual industrial NPDES permits issued by EFSEC.

VI. Permit Issuance Procedures

A. Permit modifications

EFSEC may modify this permit to impose numerical limits, if necessary to comply with water quality standards for surface waters, with sediment quality standards, or with water quality standards for groundwaters, after obtaining new information from sources such as inspections, effluent monitoring, outfall studies, and effluent mixing studies.

EFSEC may also modify this permit to comply with new or amended state or federal regulations.

B. Proposed permit Issuance

This proposed permit includes all statutory requirements for EFSEC to authorize a wastewater discharge. The permit includes limits and conditions to protect human health and aquatic life, and the beneficial uses of waters of the state of Washington. EFSEC proposes to issue this permit for a term of 5 years.

DRAFT

VII. REFERENCES FOR TEXT AND APPENDICES

Energy Northwest

2013. *Why Cylindrical Screens in Flowing Water Impinge and Entrain Few Fish and Its Importance for the Columbia Generation Station's Intake, Discussion Paper for Meeting Between Energy Northwest and National Marine Fisheries Service, November 13, 2013, November 7, 2013.* (Prepared by Charles C. Coutant, Ph.D.)
2012. *Energy Northwest Columbia Generation Station Groundwater Quality Study Report, May 2012.* (Prepared by Freestone Environmental Services, Inc.)
2008. *Energy Northwest Columbia Generation Station Effluent Mixing Study, June 2008.*
1980. *Preoperational Environmental Monitoring Studies Near WNP 1,2 and 4 August 1978 Through March 1980, June 1980.* (Prepared by Beak Consultants Incorporated)

Environmental Protection Agency (EPA)

1992. National Toxics Rule. Federal Register, V. 57, No. 246, Tuesday, December 22, 1992.
1991. *Technical Support Document for Water Quality-based Toxics Control.* EPA/505/2-90-001.
1988. *Technical Guidance on Supplementary Stream Design Conditions for Steady State Modeling.* USEPA Office of Water, Washington, D.C.
1985. *Water Quality Assessment: A Screening Procedure for Toxic and Conventional Pollutants in Surface and Ground Water.* EPA/600/6-85/002a.
1983. *Water Quality Standards Handbook.* USEPA Office of Water, Washington, D.C.

National Marine Fisheries Service

2012. Letter, *Columbia Generating Station – Pending Application for NPDES permit renewal*, May 7, 2012.

Tsivoglou, E.C., and J.R. Wallace.

1972. *Characterization of Stream Reaeration Capacity.* EPA-R3-72-012. (Cited in EPA 1985 op.cit.)

United States Nuclear Regulatory Commission

2011. Letter, *Response to Letter of Non-concurrence on Biological Assessment for Proposed License Renewal of Columbia Generating Station (TAC No. ME3121; NMFS Consultation No. F/NWR/2011/05286)*, December 20, 2011.

Washington State Department of Ecology.

December 2011. *Permit Writer's Manual.* Publication Number 92-109
(<https://fortress.wa.gov/ecy/publications/SummaryPages/92109.html>)

Laws and Regulations(<http://www.ecy.wa.gov/laws-rules/index.html>)

Permit and Wastewater Related Information

(<http://www.ecy.wa.gov/programs/wq/permits/guidance.html>)

DRAFT

February 2007. *Focus Sheet on Solid Waste Control Plan, Developing a Solid Waste Control Plan for Industrial Wastewater Discharge Permittees*, Publication Number 07-10-024. <http://www.ecy.wa.gov/pubs/0710024.pdf>

Wright, R.M., and A.J. McDonnell.

1979. *In-stream Deoxygenation Rate Prediction*. Journal Environmental Engineering Division, ASCE. 105(EE2). (Cited in EPA 1985 op.cit.)

DRAFT

Appendix A--Public Involvement Information

EFSEC proposes to reissue a permit to Energy Northwest's Columbia Generating Station. The permit includes wastewater discharge limits and other conditions. This fact sheet describes the facility and EFSEC's reasons for requiring permit conditions.

EFSEC placed a Public Notice of Application on date and date in name of publication to inform the public about the submitted application and to invite comment on the reissuance of this permit.

EFSEC will place a Public Notice of Draft on date in name of publication 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.
- Urges people to submit their comments, in writing, before the end of the Comment Period
- Tells how to request a public hearing of comments about the proposed NPDES permit.
- Explains the next step(s) in the permitting process.

[attach printed copy of the Public Notice mail-out]

You may obtain further information from EFSEC by telephone, 360-956-2121, or by writing to the address listed below.

Energy Facility Site Evaluation Council
P.O. Box 43172
Olympia, WA 98504-3172

The primary author of this permit and fact sheet is ?.

DRAFT

[Comments]

Working Draft Date: **12/3/2013**

Appendix B--Appeals of the NPDES Permit

This NPDES permit is subject to judicial review pursuant to WAC 463-76-063 and the Administrative Procedure Act, Chapter 34.05 RCW. The Administrative Procedure Act can be found on-line at <http://apps.leg.wa.gov/rcw/default.aspx?cite=34.05>.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Appendix C--Glossary

1-DMax or 1-day maximum temperature -- The highest water temperature reached on any given day. This measure can be obtained using calibrated maximum/minimum thermometers or continuous monitoring probes having sampling intervals of thirty minutes or less.

7-DADMax or 7-day average of the daily maximum temperatures -- The arithmetic average of seven consecutive measures of daily maximum temperatures. The 7-DADMax for any individual day is calculated by averaging that day's daily maximum temperature with the daily maximum temperatures of the three days prior and the three days after that date.

Acute toxicity --The lethal effect of a compound on an organism that occurs in a short time period, usually 48 to 96 hours.

AKART -- The acronym for "all known, available, and reasonable methods of prevention, control and treatment." AKART is a technology-based approach to limiting pollutants from wastewater discharges, which requires an engineering judgment and an economic judgment. AKART must be applied to all wastes and contaminants prior to entry into waters of the state in accordance with RCW 90.48.010 and 520, WAC 173-200-030(2)(c)(ii), and WAC 173-216-110(1)(a).

Alternate point of compliance -- An alternative location in the groundwater from the point of compliance where compliance with the groundwater standards is measured. It may be established in the groundwater at locations some distance from the discharge source, up to, but not exceeding the property boundary and is determined on a site specific basis following an AKART analysis. An "early warning value" must be used when an alternate point is established. An alternate point of compliance must be determined and approved in accordance with WAC 173-200-060(2).

Ambient water quality -- The existing environmental condition of the water in a receiving water body.

Ammonia -- Ammonia is produced by the breakdown of nitrogenous materials in wastewater. Ammonia is toxic to aquatic organisms, exerts an oxygen demand, and contributes to eutrophication. It also increases the amount of chlorine needed to disinfect wastewater.

Annual average design flow (AADF -- average of the daily flow volumes anticipated to occur over a calendar year.

Average monthly (intermittent) discharge limit-- The average of the measured values obtained over a calendar months time taking into account zero discharge days.

Average monthly discharge limit -- The average of the measured values obtained over a calendar month's time.

Background water quality -- The concentrations of chemical, physical, biological or radiological constituents or other characteristics in or of groundwater at a particular point in time upgradient of an activity that has not been affected by that activity, [WAC 173-200-020(3)]. Background water quality for any parameter is statistically defined as the 95% upper tolerance interval with a 95% confidence based on at least eight hydraulically upgradient water quality samples. The eight samples are collected over a period of at least one year, with no more than one sample collected during any month in a single calendar year.

DRAFT

Best management practices (BMPs) -- Schedules of activities, prohibitions of practices, maintenance procedures, and other physical, structural and/or managerial practices to prevent or reduce the pollution of waters of the state. BMPs include treatment systems, operating procedures, and practices to control: plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage. BMPs may be further categorized as operational, source control, erosion and sediment control, and treatment BMPs.

BOD₅ -- Determining the five-day Biochemical Oxygen Demand of an effluent is an indirect way of measuring the quantity of organic material present in an effluent that is utilized by bacteria. The BOD₅ is used in modeling to measure the reduction of dissolved oxygen in receiving waters after effluent is discharged. Stress caused by reduced dissolved oxygen levels makes organisms less competitive and less able to sustain their species in the aquatic environment. Although BOD₅ is not a specific compound, it is defined as a conventional pollutant under the federal Clean Water Act.

Bypass -- The intentional diversion of waste streams from any portion of a treatment facility.

Categorical pretreatment standards -- National pretreatment standards specifying quantities or concentrations of pollutants or pollutant properties, which may be discharged to a POTW by existing or new industrial users in specific industrial subcategories.

Chlorine -- A chemical used to disinfect wastewaters of pathogens harmful to human health. It is also extremely toxic to aquatic life.

Chronic toxicity -- The effect of a compound on an organism over a relatively long time, often 1/10 of an organism's lifespan or more. Chronic toxicity can measure survival, reproduction or growth rates, or other parameters to measure the toxic effects of a compound or combination of compounds.

Clean water act (CWA) -- The federal Water Pollution Control Act enacted by Public Law 92-500, as amended by Public Laws 95-217, 95-576, 96-483, 97-117; USC 1251 et seq.

Compliance inspection-without sampling -- A site visit for the purpose of determining the compliance of a facility with the terms and conditions of its permit or with applicable statutes and regulations.

Compliance inspection-with sampling -- A site visit for the purpose of determining the compliance of a facility with the terms and conditions of its permit or with applicable statutes and regulations. In addition it includes as a minimum, sampling and analysis for all parameters with limits in the permit to ascertain compliance with those limits; and, for municipal facilities, sampling of influent to ascertain compliance with the 85 percent removal requirement. EFSEC may conduct additional sampling.

Composite sample -- A mixture of grab samples collected at the same sampling point at different times, formed either by continuous sampling or by mixing discrete samples. May be "time-composite" (collected at constant time intervals) or "flow-proportional" (collected either as a constant sample volume at time intervals proportional to stream flow, or collected by increasing the volume of each aliquot as the flow increased while maintaining a constant time interval between the aliquots).

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 57 of 67

Construction activity -- Clearing, grading, excavation, and any other activity, which disturbs the surface of the land. Such activities may include road building; construction of residential houses, office buildings, or industrial buildings; and demolition activity.

Continuous monitoring -- Uninterrupted, unless otherwise noted in the permit.

Critical condition -- The time during which the combination of receiving water and waste discharge conditions have the highest potential for causing toxicity in the receiving water environment. This situation usually occurs when the flow within a water body is low, thus, its ability to dilute effluent is reduced.

Date of receipt -- This is defined in RCW 43.21B.001(2) as five business days after the date of mailing; or the date of actual receipt, when the actual receipt date can be proven by a preponderance of the evidence. The recipient's sworn affidavit or declaration indicating the date of receipt, which is unchallenged by the agency, constitutes sufficient evidence of actual receipt. The date of actual receipt, however, may not exceed forty-five days from the date of mailing.

Detection limit -- The minimum concentration of a substance that can be measured and reported with 99 percent confidence that the pollutant concentration is above zero and is determined from analysis of a sample in a given matrix containing the pollutant.

Dilution factor (DF) -- A measure of the amount of mixing of effluent and receiving water that occurs at the boundary of the mixing zone. Expressed as the inverse of the percent effluent fraction, for example, a dilution factor of 10 means the effluent comprises 10% by volume and the receiving water 90%.

Distribution uniformity -- The uniformity of infiltration (or application in the case of sprinkle or trickle irrigation) throughout the field expressed as a percent relating to the average depth infiltrated in the lowest one-quarter of the area to the average depth of water infiltrated.

Early warning value -- The concentration of a pollutant set in accordance with WAC 173-200-070 that is a percentage of an enforcement limit. It may be established in the effluent, groundwater, surface water, the vadose zone or within the treatment process. This value acts as a trigger to detect and respond to increasing contaminant concentrations prior to the degradation of a beneficial use.

Enforcement limit -- The concentration assigned to a contaminant in the groundwater at the point of compliance for the purpose of regulation, [WAC 173-200-020(11)]. This limit assures that a groundwater criterion will not be exceeded and that background water quality will be protected.

Engineering report -- A document that thoroughly examines the engineering and administrative aspects of a particular domestic or industrial wastewater facility. The report must contain the appropriate information required in WAC 173-240-060 or 173-240-130.

Fecal coliform bacteria -- Fecal coliform bacteria are used as indicators of pathogenic bacteria in the effluent that are harmful to humans. Pathogenic bacteria in wastewater discharges are controlled by disinfecting the wastewater. The presence of high numbers of fecal coliform bacteria in a water body can indicate the recent release of untreated wastewater and/or the presence of animal feces.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Grab sample -- A single sample or measurement taken at a specific time or over as short a period of time as is feasible.

Groundwater -- Water in a saturated zone or stratum beneath the surface of land or below a surface water body.

Industrial user -- A discharger of wastewater to the sanitary sewer that is not sanitary wastewater or is not equivalent to sanitary wastewater in character.

Industrial wastewater -- Water or liquid-carried waste from industrial or commercial processes, as distinct from domestic wastewater. These wastes may result from any process or activity of industry, manufacture, trade or business; from the development of any natural resource; or from animal operations such as feed lots, poultry houses, or dairies. The term includes contaminated storm water and, also, leachate from solid waste facilities.

Interference -- A discharge which, alone or in conjunction with a discharge or discharges from other sources, both:

- Inhibits or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal; and
- Therefore is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation) or of the prevention of sewage sludge use or disposal in compliance with the following statutory provisions and regulations or permits issued thereunder (or more stringent State or local regulations): Section 405 of the Clean Water Act, the Solid Waste Disposal Act (SWDA) (including title II, more commonly referred to as the Resource Conservation and Recovery Act (RCRA), and including State regulations contained in any State sludge management plan prepared pursuant to subtitle D of the SWDA), sludge regulations appearing in 40 CFR Part 507, the Clean Air Act, the Toxic Substances Control Act, and the Marine Protection, Research and Sanctuaries Act.

Local limits -- Specific prohibitions or limits on pollutants or pollutant parameters developed by a POTW.

Major facility -- A facility discharging to surface water with an EPA rating score of > 80 points based on such factors as flow volume, toxic pollutant potential, and public health impact.

Maximum daily discharge limit -- The highest allowable daily discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for purposes of sampling. The daily discharge is calculated as the average measurement of the pollutant over the day.

Maximum day design flow (MDDF) -- The largest volume of flow anticipated to occur during a one-day period, expressed as a daily average.

Maximum month design flow (MMDF) -- The largest volume of flow anticipated to occur during a continuous 30-day period, expressed as a daily average.

Maximum week design flow (MWDF) -- The largest volume of flow anticipated to occur during a continuous 7-day period, expressed as a daily average.

Method detection level (MDL) -- See Method Detection Level.

DRAFT

Fact Sheet for NPDES Permit WA002515-1 Columbia Generating Station

Page 59 of 67

Minor facility -- A facility discharging to surface water with an EPA rating score of < 80 points based on such factors as flow volume, toxic pollutant potential, and public health impact.

Mixing zone -- An area that surrounds an effluent discharge within which water quality criteria may be exceeded. The permit specifies the area of the authorized mixing zone that EFSEC defines following procedures outlined in state regulations (chapter 173-201A WAC).

National pollutant discharge elimination system (NPDES) -- The NPDES (Section 402 of the Clean Water Act) is the federal wastewater permitting system for discharges to navigable waters of the United States. Many states, including the state of Washington, have been delegated the authority to issue these permits. NPDES permits issued by Washington State permit writers are joint NPDES/State permits issued under both state and federal laws.

pH -- The pH of a liquid measures its acidity or alkalinity. It is the negative logarithm of the hydrogen ion concentration. A pH of 7 is defined as neutral and large variations above or below this value are considered harmful to most aquatic life.

Pass-through -- A discharge which exits the POTW into waters of the State in quantities or concentrations which, alone or in conjunction with a discharge or discharges from other sources, is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation), or which is a cause of a violation of State water quality standards.

Peak hour design flow (PHDF) -- The largest volume of flow anticipated to occur during a one-hour period, expressed as a daily or hourly average.

Peak instantaneous design flow (PIDF) -- The maximum anticipated instantaneous flow.

Point of compliance -- The location in the groundwater where the enforcement limit must not be exceeded and a facility must comply with the Ground Water Quality Standards. EFSEC determines this limit on a site-specific basis. EFSEC locates the point of compliance in the groundwater as near and directly downgradient from the pollutant source as technically, hydrogeologically, and geographically feasible, unless it approves an alternative point of compliance.

Potential significant industrial user (PSIU) -- A potential significant industrial user is defined as an Industrial User that does not meet the criteria for a Significant Industrial User, but which discharges wastewater meeting one or more of the following criteria:

- a. Exceeds 0.5 % of treatment plant design capacity criteria and discharges <25,000 gallons per day or;
- b. Is a member of a group of similar industrial users which, taken together, have the potential to cause pass through or interference at the POTW (e.g. facilities which develop photographic film or paper, and car washes).
Ecology may determine that a discharger initially classified as a potential significant industrial user should be managed as a significant industrial user.

Quantitation level (QL) -- Also known as Minimum Level of Quantitation (ML) -- The lowest level at which the entire analytical system must give a recognizable signal and acceptable calibration point for the analyte. It is equivalent to the concentration of the lowest calibration standard, assuming that the lab has used all method-specified sample weights, volumes, and

DRAFT

cleanup procedures. The QL is calculated by multiplying the MDL by 3.18 and rounding the result to the number nearest to $(1,2,\text{or } 5) \times 10^n$, where n is an integer. (64 FR 30417).

ALSO GIVEN AS:

The smallest detectable concentration of analyte greater than the Detection Limit (DL) where the accuracy (precision & bias) achieves the objectives of the intended purpose. (Report of the Federal Advisory Committee on Detection and Quantitation Approaches and Uses in Clean Water Act Programs Submitted to the US Environmental Protection Agency December 2007).

Reasonable potential -- A reasonable potential to cause a water quality violation, or loss of sensitive and/or important habitat.

Responsible corporate officer -- A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation, or the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or have gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures (40 CFR 122.22).

Significant industrial user (SIU) --

- 1) All industrial users subject to Categorical Pretreatment Standards under 40 CFR 403.6 and 40 CFR Chapter I, Subchapter N and;
- 2) Any other industrial user that: discharges an average of 25,000 gallons per day or more of process wastewater to the POTW (excluding sanitary, noncontact cooling, and boiler blow-down wastewater); contributes a process wastestream that makes up 5 percent or more of the average dry weather hydraulic or organic capacity of the POTW treatment plant; or is designated as such by the Control Authority* on the basis that the industrial user has a reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement [in accordance with 40 CFR 403.8(f)(6)].

Upon finding that the industrial user meeting the criteria in paragraph 2, above, has no reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement, the Control Authority* may at any time, on its own initiative or in response to a petition received from an industrial user or POTW, and in accordance with 40 CFR 403.8(f)(6), determine that such industrial user is not a significant industrial user.

*The term "Control Authority" refers to the Washington State Department of Ecology in the case of non-delegated POTWs or to the POTW in the case of delegated POTWs.

Slug discharge -- Any discharge of a non-routine, episodic nature, including but not limited to an accidental spill or a non-customary batch discharge to the POTW. This may include any pollutant released at a flow rate that may cause interference or pass through with the POTW or in any way violate the permit conditions or the POTW's regulations and local limits.

Soil scientist -- An individual who is registered as a Certified or Registered Professional Soil Scientist or as a Certified Professional Soil Specialist by the American Registry of Certified Professionals in Agronomy, Crops, and Soils or by the National Society of Consulting

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station

Page 61 of 67

Scientists or who has the credentials for membership. Minimum requirements for eligibility are: possession of a baccalaureate, masters, or doctorate degree from a U.S. or Canadian institution with a minimum of 30 semester hours or 45 quarter hours professional core courses in agronomy, crops or soils, and have 5,3,or 1 years, respectively, of professional experience working in the area of agronomy, crops, or soils.

Solid waste -- All putrescible and non-putrescible solid and semisolid wastes including, but not limited to, garbage, rubbish, ashes, industrial wastes, swill, sewage sludge, demolition and construction wastes, abandoned vehicles or parts thereof, contaminated soils and contaminated dredged material, and recyclable materials.

Soluble BOD₅ -- Determining the soluble fraction of Biochemical Oxygen Demand of an effluent is an indirect way of measuring the quantity of soluble organic material present in an effluent that is utilized by bacteria. Although the soluble BOD₅ test is not specifically described in Standard Methods, filtering the raw sample through at least a 1.2 um filter prior to running the standard BOD₅ test is sufficient to remove the particulate organic fraction.

State waters -- Lakes, rivers, ponds, streams, inland waters, underground waters, salt waters, and all other surface waters and watercourses within the jurisdiction of the state of Washington.

Stormwater--That portion of precipitation that does not naturally percolate into the ground or evaporate, but flows via overland flow, interflow, pipes, and other features of a storm water drainage system into a defined surface water body, or a constructed infiltration facility.

Technology-based effluent limit -- A permit limit based on the ability of a treatment method to reduce the pollutant.

Total coliform bacteria--A microbiological test, which detects and enumerates the total coliform group of bacteria in water samples.

Total dissolved solids--That portion of total solids in water or wastewater that passes through a specific filter.

Total maximum daily load (TMDL) --A determination of the amount of pollutant that a water body can receive and still meet water quality standards.

Total suspended solids (TSS) -- Total suspended solids is the particulate material in an effluent. Large quantities of TSS discharged to a receiving water may result in solids accumulation. Apart from any toxic effects attributable to substances leached out by water, suspended solids may kill fish, shellfish, and other aquatic organisms by causing abrasive injuries and by clogging the gills and respiratory passages of various aquatic fauna. Indirectly, suspended solids can screen out light and can promote and maintain the development of noxious conditions through oxygen depletion.

Upset -- An exceptional incident in which there is unintentional and temporary noncompliance with technology-based permit effluent limits because of factors beyond the reasonable control of the Permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, lack of preventative maintenance, or careless or improper operation.

DRAFT

Water quality-based effluent limit -- A limit imposed on the concentration of an effluent parameter to prevent the concentration of that parameter from exceeding its water quality criterion after discharge into receiving waters.

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Appendix D--Technical Calculations

Several of the Excel® spreadsheet tools used to evaluate a discharger's ability to meet Washington State water quality standards can be found on Ecology's webpage at:
<http://www.ecy.wa.gov/programs/wq/permits/guidance.html>.

Reasonable Potential Analysis: Ecology's PermitCalc Workbook determines reasonable potential (to violate the aquatic life and human health water quality standards) and calculates effluent limits. The process and formulas for determining reasonable potential and effluent limits in this Workbook are taken directly from the *Technical Support Document for Water Quality-based Toxics Control*, (EPA 505/2-90-001). The adjustment for autocorrelation is from EPA (1996a), and EPA (1996b).

Reasonable Potential Calculation

Facility	Columbia Generating Station
Water Body Type	Freshwater
Rec. Water Hardness	61 mg/L

Dilution Factors:	Acute	Chronic
Aquatic Life	9	93
Human Health Carcinogenic		93
Human Health Non-Carcinogenic		93

Pollutant, CAS No. & NPDES Application Ref. No.		AMMONIA, Criteria as Total NH3 7782505	CHLORINE (Total Residual) 7782505	CHROMIUM(HEX) 18540299	COPPER - 744058 6M Hardness dependent	ZINC - 7440666 13M hardness dependent	BROMOFORM 75252 5V	ANTIMONY (INORGANIC) 744036 1M	ARSENIC (dissolved) 7440382 2M	LEAD - 7439921 7M Dependent on hardness	MERCURY 7439976 8M	NICKEL - 7440020 9M - Dependent on hardness	SELENIUM 7782492 10M
Effluent Data	# of Samples (n)	22	1000	38	16	38	3	3	3	3	3	3	3
	Coeff of Variation (Cv)	0.6	0	0.551	0.274	0.381	0.6	0.6	0.6	0.6	0.6	0.6	0.6
	Effluent Concentration, ug/L (Max. or 95th Percentile)	106	100	2.32	19.5	33.94	1.43	3.51	6.8	0.74	0.0058	3.65	1.94
	Calculated 50th percentile Effluent Conc. (when n>10)				13.5								
Receiving Water Data	90th Percentile Conc., ug/L	37	0	1.4	0.9	2.3			0	0.1	0	0	0
	Geo Mean, ug/L				0.3		0	0			0	0	0
Water Quality Criteria	Aquatic Life Criteria, Acute ug/L	6,766	19	15	10,681	75,286	-	-	360	37,556	2.1	931.69	20
	Chronic ug/L	942	11	10	7,4404	68,748	-	-	190	1,4635	0.012	103.47	5
	WQ Criteria for Protection of Human Health, ug/L	-	-	-	1300	-	4.3	14	-	-	0.14	610	170
	Metal Criteria, Acute	-	-	0.982	0.996	0.996	-	-	1	0.466	0.85	0.998	-
	Translator, decimal	-	-	0.962	0.996	0.996	-	-	1	0.466	-	0.997	-
	Carcinogen?	N	N	N	N	N	Y	N	Y	N	N	N	N

Aquatic Life Reasonable Potential

Effluent percentile value		0.950	0.950	0.950	0.950	0.950			0.950	0.950	0.950	0.950	0.950
s	$s^2 = \ln(CV^2 + 1)$	0.555	0.000	0.515	0.269	0.368			0.555	0.555	0.555	0.555	0.555
Pn	$Pn = (1 - \text{confidence level})^{1/n}$	0.873	0.997	0.924	0.829	0.924			0.368	0.368	0.368	0.368	0.368
Multiplier		1.00	1.00	1.00	1.21	1.00			3.00	3.00	3.00	3.00	3.00
Max concentration (ug/L) at edge of...	Acute	45	11.111	1.498	3.401	5.800			2.266	0.204	0.002	1.214	0.647
	Chronic	38	1.075	1.409	1.142	2.639			0.219	0.110	0.000	0.117	0.063
Reasonable Potential? Limit Required?		NO	NO	NO	NO	NO			NO	NO	NO	NO	NO
Maximum Daily Limit (MDL), ug/L													

Human Health Reasonable Potential

s	$s^2 = \ln(CV^2 + 1)$		0.2691		0.5545	0.5545			0.5545	0.5545	0.5545	
Pn	$Pn = (1 - \text{confidence level})^{1/n}$		0.829		0.368	0.368			0.368	0.368	0.368	
Multiplier			0.7742		1.2049	1.2049			1.2049	1.2049	1.2049	
Dilution Factor			93		93	93			93	93	93	
Max Conc. at edge of Chronic Zone, ug/L			0.4419		1.9E-02	4.5E-02			7E-05	0.0473	0.0251	
Reasonable Potential? Limit Required?			NO		NO	NO			NO	NO	NO	

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Calculation of pH of a Mixture of Two Flows

Supplementary Stream Design Conditions for Steady State Modeling. USEPA Office of Water, Washington D.C.)

INPUT		
	@ Acute Boundary	@ Chronic Boundary
1. Dilution Factor at Mixing Zone Boundary	9	93
2. Ambient/Upstream/Background Conditions		
Temperature (deg C):	22.00	22.00
pH:	7.90	7.90
Alkalinity (mg CaCO ₃ /L):	62.00	62.00
3. Effluent Characteristics		
Temperature (deg C):	34.90	34.90
pH:	8.22	8.22
Alkalinity (mg CaCO ₃ /L):	120.00	120.00
OUTPUT		
1. Ionization Constants		
Upstream/Background pKa:	6.37	6.37
Effluent pKa:	6.30	6.30
2. Ionization Fractions		
Upstream/Background Ionization Fraction:	0.97	0.97
Effluent Ionization Fraction:	0.99	0.99
3. Total Inorganic Carbon		
Upstream/Background Total Inorganic Carbon (mg CaCO ₃ /L):	64	64
Effluent Total Inorganic Carbon (mg CaCO ₃ /L):	121	121
4. Conditions at Mixing Zone Boundary		
Temperature (deg C):	23.43	22.14
Alkalinity (mg CaCO ₃ /L):	68.44	62.62
Total Inorganic Carbon (mg CaCO ₃ /L):	70.23	64.44
pKa:	6.36	6.37
RESULTS		
pH at Mixing Zone Boundary:	7.94	7.90

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station
Page 65 of 67

Freshwater Temperature Reasonable Potential and Limit Calculation

Based on WAC 173-201A-200(1)(c)(i)--(ii) and the Water Quality Program Guidance. All data inputs must meet WQ guidelines. The Water Quality temperature guidance document may be found at: <https://fortress.wa.gov/ecy/publications/summarypages/0610100.html>

	Core Summer Criteria
INPUT	July 1-Sept 14
1. Chronic Dilution Factor at Mixing Zone Boundary	93.0
2. 7DADMax Ambient Temperature (T) (Upstream Background 90th percentile)	22.0 °C
3. 7DADMax Effluent Temperature (95th percentile)	34.9 °C
4. Aquatic Life Temperature WQ Criterion in Fresh Water	20.0 °C
OUTPUT	
5. Temperature at Chronic Mixing Zone Boundary:	22.1 °C
6. Incremental Temperature Increase or decrease:	0.1 °C
7. Maximum Allowable Incremental Temperature Increase:	0.3 °C
8. Maximum Allowable Temperature at Mixing Zone Boundary:	22.3 °C
A. If ambient temp is warmer than WQ criterion	
9. Does temp fall within this warmer temp range?	YES
10. Temperature Limit if Required:	NO LIMIT
B. If ambient temp is cooler than WQ criterion but within $28/(T_{amb}+7)$ and within 0.3 °C of the criterion	
11. Does temp fall within this incremental temp. range?	---
12. Temp increase allowed at mixing zone boundary, if required:	---
C. If ambient temp is cooler than (WQ criterion-0.3) but within $28/(T_{amb}+7)$ of the criterion	
13. Does temp fall within this Incremental temp. range?	---
14. Temp increase allowed at mixing zone boundary, if required:	---
D. If ambient temp is cooler than (WQ criterion - $28/(T_{amb}+7)$)	
15. Does temp fall within this Incremental temp. range?	---
16. Temp increase allowed at mixing zone boundary, if required:	---
RESULTS	
17. Do any of the above cells show a temp increase?	NO
18. Temperature Limit if Required?	NO LIMIT

DRAFT

[Comments]

Working Draft Date: 12/3/2013

Instantaneous Lethality to Passing Fish Analysis:

EFSEC evaluated the potential for instantaneous lethality to passing fish using the following equation and data from the *Energy Northwest Columbia Generating Station Effluent Mixing Study*, June 2008 which study used the CORMIX Hydrodynamic Mixing Zone Model (CORMIX1 – Version 5.0):

$$T_{2\text{sec}} = T_{\text{ambient}90} + (T_{\text{effluent}99} - T_{\text{ambient}90}) / (\text{DF@2seconds}).$$

Where:

$T_{2\text{sec}}$ = plume temperature 2-seconds after discharge.

$T_{\text{ambient}90}$ = 90th percentile of annual maximum 1DMax background temperatures.

$T_{\text{effluent}99}$ = 99th percentile of maximum 1DMax effluent temperatures.

DF@2seconds = centerline dilution factor at 2 seconds plume travel during a 7Q10 period.

EFSEC reviewed the CORMIX1 Prediction File used to determine dilution factors for the proposed permit to determine a value for DF@2seconds . The file predicts the end of the near-field region at 1.25 seconds with a corresponding centerline dilution factor of 3.7. This value was substituted for the DF@2seconds value as follows:

$$T_{2\text{sec}} = 22 + (37.9 - 22) / (3.7).$$

$$T_{2\text{sec}} = 10.2$$

DRAFT

Fact Sheet for NPDES Permit WA002515-1Columbia Generating Station
Page 67 of 67

BPJ Determination of Technology-Based Effluent Limits for Chromium and Zinc:

Aquatic Life and Human Health Limits Calculations

Facility	Columbia Generating Station
Water Body Type	Freshwater
Rec. Water Hardness	61 mg/L

Dilution Factors:	Acute	Chronic
Aquatic Life	1	1
Human Health Carcinogenic		1
Human Health Non-Carcinogenic		1

Pollutant, CAS No. & NPDES Application Ref. No.		CHROMIUM(HEX) 18540299	ZINC- 7440666 13M hardness dependent									
Effluent Data	Coeff of Variation (Cv)	0.551	0.381	0.6	0.6	0.6	0.6	0.6	0.6	0.6	0.6	0.6
Receiving Water Data	90th Percentile Conc., ug/L	1.4	2.3	0	0	0						
	Geo Mean, ug/L		0	0		0						
Water Quality Criteria	Aquatic Life Criteria, Acute ug/L	15	75.286									
	Chronic	10	68.748									
	WQ Criteria for Protection of Human Health, ug/L	-	-									
	Metal Criteria Acute	0.982	0.996									
	Translator, decimal	0.962	0.996									
	Carcinogen?	N	N									

Aquatic Life Limit Calculation

# of Compliance Samples Expected per month		4	4									
LTA Coeff. Var. (CV), decimal		0.551	0.381									
Permit Limit Coeff. Var. (CV), decimal		0.6	0.6									
Waste Load Allocations, ug/L	Acute	15	75.286									
	Chronic	10	68.748									
Long Term Averages, ug/L	Acute	5.1703	34.217									
	Chronic	5.5292	45.11									
Limiting LTA, ug/L		5.1703	34.217									
Metal Translator or 1?		0.98	1.00									
Average Monthly Limit (AML), ug/L		8.2	53.3									
Maximum Daily Limit (MDL), ug/L		16.4	107.0									

Human Health Limit Calculation

# of Compliance Samples Expected per month												
Dilution Factor												1
Average Monthly Effluent Limit, ug/L												
Maximum Daily Effluent Limit, ug/L												

Comments/Notes:

References: WAC 173-201A.

Technical Support Document for Water Quality-based Toxics Control, US EPA, March 1991, EPA/505/2-90-001, pages 56/99

Appendix E--Response to Comments

[EFSEC will complete this section after the public notice of draft period.]

DRAFT

[Comments]

Working Draft Date: 12/3/2013