



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Ecology AO # 06-06

- Preproposal Statement of Inquiry was filed as WSR 06-10-022; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject)

Chapter 173-308 WAC, Biosolids Management. This chapter establishes requirements for sewage treatment plants and other facilities which generate, treat, or use biosolids pursuant to RCW 70.95J and 70.95. The proposed rule amendments will address the permitting process, septage management requirements, the biosolids fee structure, and incorporate policy changes. This rule making will also address formatting and other general housekeeping issues.

Hearing location(s):

Washington Department of Ecology, Headquarters Building
 300 Desmond Drive SE
 Lacey, Washington on February 27, 2007, 4:00pm.
 Big Bend Community College, 7662 Chanute St.
 N.E., Moses Lake, Washington, Room 1870D,
 Dates: February 27, 2007 Time: 6:00 pm
 on March 1, 2007 Time: 6:00 pm

Submit written comments to:

Name: Daniel Thompson
 Address: Department of Ecology
 PO Box 47600 Olympia, WA 98504-7600
 e-mail dtho461@ecy.wa.gov
 fax (360) 407-6102 by (date) 5:00 pm March 8, 2007

Assistance for persons with disabilities: Contact

Michelle Payne by TTY or phone/voice
 TTY (360) 407-6006 or phone/voice: (360) 407-6109

Date of intended adoption: May 23, 2007
 (Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The anticipated revisions will impact all facilities subject to the biosolids rule, including wastewater treatment plants (WWTPs) and Septage Management Facilities (SMFs).

In addition, this rule making will propose revisions to improve the biosolids permitting processes, address inconsistencies in septage management requirements, create a more complete and equitable program implementation fee, clarify previous rule interpretations and policy decisions, and correct inconsistencies between the biosolids rule and the biosolids general permit. Other rule changes envisioned are relatively minor and will not deviate substantially from federal rule.

Statutory authority for adoption: RCW 70.95J and 70.95

Statute being implemented: RCW 70.95J and 70.95

Is rule necessary because of a:

- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION:

DATE 1/19/07

NAME (type or print)
Polly Zehm

SIGNATURE *Polly Zehm*

TITLE
Deputy Director, Department of Ecology

CODE REVISER USE ONLY

CODE REVISER OFFICE
STATE OF WASHINGTON
FIELD

JAN 19 2007

TIME 3:47 AM
 WSR 07-03-099 PM

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

N/A

Name of proponent: (person or organization) Department of Ecology

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Daniel Thompson	Olympia, WA	(360) 407-6108
Implementation.... Daniel Thompson	Olympia, WA	(360) 407-6108
Enforcement..... Daniel Thompson	Olympia, WA	(360) 407-6108

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name: Daniel Thompson
Address: Department of Ecology
PO Box 47600
Olympia, WA 98504-7600
phone (360) 407-6108
fax (360) 407-6102
e-mail dtho461@ecy.wa.gov

No. Explain why no statement was prepared.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Daniel Thompson
Address: Department of Ecology
PO Box 47600
Olympia, WA 98504-7600
phone (360) 407-6108
fax (360) 407-6102
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No: Please explain: