

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

IN THE MATTER OF RESCINDING )  
A GENERAL ORDER ISSUED )  
UNDER WAC 173-400-560 )

RESCISSION ORDER FOR  
GENERAL ORDER OF APPROVAL FOR DIESEL-  
POWERED EMERGENCY ELECTRICAL GENERATORS

1.0 JURISDICTION

This Order is issued under the authority of Revised Code of Washington (RCW) 70.94.141(3) and RCW 70.94.331(1).

2.0 FINDINGS OF FACT

- 2.1 The Ecology Air Quality Program issued General Order of Approval for Diesel Powered Emergency Electrical Generators No. 06-AQG-006 on October 6, 2006.
- 2.2 On June 20, 2009, a revision of Chapter 173-460 WAC, Controls for New Sources of Toxic Air Pollutants, became effective. One of the revisions to Chapter 173-460 WAC was that diesel engine exhaust particulate became a state toxic air pollutant.
- 2.3 On April 1, 2011, a revision of Chapter 173-400 WAC, General Regulations for Air Pollution Sources, became effective. One of the revisions to Chapter 173-400 WAC was that Section 930, Emergency engines, was added. Section 930 provided a regulatory framework that provided for the operation of diesel powered emergency engines in Washington State in a manner that is protective of both the environment and human health.
- 2.4 Review of General Order of Approval for Diesel Powered Emergency Electrical Generators No. 06-AQG-006 found that the provisions of WAC 173-400-930 more adequately and comprehensively address the operation of diesel powered emergency generators in Washington State.
- 2.5 The Ecology Air Quality Program has decided to rescind General Order of Approval for Diesel Powered Emergency Electrical Generators No. 06-AQG-006.

3.0 THEREFORE IT IS ORDERED:

- 3.1 General Order of Approval for Diesel Powered Emergency Electrical Generators No. 06-AQG-006 issued October 6, 2006 is hereby rescinded as of this date. The authorization, terms, and conditions of General Order of Approval for Diesel Powered Emergency Electrical Generators No. 06-AQG-006 are no longer effective.

## YOUR RIGHT TO APPEAL

You have a right to appeal this Rescission Order to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this Approval Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this Approval Order:

- File your appeal and a copy of this Approval Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Approval Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

## ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel RD SW STE 301 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903

*For additional information visit the Environmental Hearings Office Website:  
<http://www.eho.wa.gov>*

*To find laws and agency rules visit the Washington State Legislature Website:  
<http://www1.leg.wa.gov/CodeReviser>*

DATED at Lacey, Washington, this \_\_\_ day of October, 2011.

PREPARED BY:

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APPROVED BY:

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