



King County
Solid Waste Division

Department of Natural Resources and Parks
King Street Center
201 South Jackson Street, Suite 701
Seattle, WA 98104-3855

206-296-6542
711 TTY Relay

DEPARTMENT OF ECOLOGY

APR 23 2007
WATER QUALITY PROGRAM

April 19, 2007

Jim La Spina
Washington State Department of Ecology
PO Box 47600
Olympia, WA 98504-7600

Dear Mr La Spina:

The purpose of this letter is to provide comments on the draft Industrial Stormwater General Permit. The King County Solid Waste Division has reviewed the draft permit and would like clarification on the following two sections.

1. Section S1. Permit Coverage, C. Facilities Not Required to Obtain Coverage 10. Closed *landfills* that are capped and stabilized, in compliance with Chapter 173-304 WAC, and in which no significant materials or industrial pollutants remain exposed to stormwater. Permittees with existing coverage may submit a *Notice of Termination* in accordance with Special Condition S13.A 1.

The Division recognizes the intent to relieve closed stable landfills from coverage. However, it is not clear if the intent is to exclude landfills closed under other regulations. The Division has custodial responsibility for landfills that have been closed prior to WAC 173-304, and one site that was closed under the more recent WAC 173-351. These other landfills also have been capped and stabilized and are monitored under Solid Waste requirements. The Division would like clarification of the closed landfill definition within the Industrial Stormwater General Permit.

In addition the Division would like to know if an operating landfill facility with multiple drainage basins can obtain exclusion from sampling requirements under this permit for an individual drainage basin that drains only a closed stabilized area of a landfill.

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2. S4. SAMPLING C. Exceptions to Sampling Requirements 2. After the effective date of this permit, the Permittees may suspend sampling for one or more parameters based on consistent attainment of benchmark values when:
- a. Eight consecutive samples in which the reported value for the listed parameter, other than pH, is equal to or less than the benchmark value;
 - b. For pH, the eight consecutive samples shall be within the range of 6.5 to 8.5 (freshwater) or 7.0 to 8.5 (marine);
 - c. For discharges to 303(d)-listed water bodies, eight consecutive samples fail to detect the presence of the listed parameter;
 - d. A Permittee shall not suspend visual inspections; and,

S5. BENCHMARKS, ACTION LEVELS, AND DISCHARGE LIMITATIONS C. Stormwater Discharges Subject to Effluent Limit Guidelines 1. Permittees with discharges from the following activities shall comply with the effluent limitations and minimum sampling frequencies specified in Tables 4 and 5.

The permit does not indicate if the conditions for minimum sampling specified in the referenced Tables 4 and 5 can be altered by meeting the criteria of 8 consecutive samples below the benchmark described in Section 4. By clarifying this within the permit, confusion later would be eliminated.

Thank you for your efforts to improve the permit. If you need further information, please contact Laura Belt at 206-296-8485 or via email at laura.belt@metrokc.gov.

Sincerely,



Laura Belt
Engineer II

LB:er
LB6/ISGP Comments – Final 041907

cc: Kevin Kiernan, Engineering Services Manager, Solid Waste Division (SWD),
Department of Natural Resources and Parks (DNRP)
Shirley Jurgensen, Managing Engineer, SWD, DNRP
Anne Holmes, Engineer III, SWD, DNRP