

# Chapter 173-40 WAC

## POLLUTION DISCLOSURE

### WAC

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**WAC 173-40-010 Authority.** This regulation is adopted pursuant to chapter 90.52 RCW, the Pollution Disclosure Act of 1971, and chapter 43.21A RCW.

[Order 72-26, § 173-40-010, filed 11/27/72.]

**WAC 173-40-020 Purpose.** Chapter 90.52 RCW requires the director of the department of ecology to adopt a critical materials registry and establish an annual reporting procedure for those operations which discharge wastes, other than sanitary sewage, into waters of the state and/or into the air of the state.

[Order 72-26, § 173-40-020, filed 11/27/72.]

**WAC 173-40-030 Definitions.** As used herein "director" shall mean the director of the department of ecology. "Department" shall mean the department of ecology. Waters of the state shall include both surface and groundwaters.

[Order 72-26, § 173-40-030, filed 11/27/72.]

**WAC 173-40-040 Critical materials registry.** The director, having consulted with a committee of environmental specialists as required by law, hereby designates the following materials as critical materials to be set forth in a critical materials registry filed at the department:

- Asbestos
- Arsenic, elemental and compounds of
- Barium, soluble salts of
- Beryllium, elemental and compounds of
- Boron, elemental and compounds of
- Cadmium, elemental and compounds of
- Chlorinated hydrocarbons, compounds
- Chlorine, elemental and compounds of
- Chromium, soluble salts and all chromates
- Copper, elemental and compounds of
- Cyanides, compounds including the organic nitriles
- Fluorine, elemental and compounds of
- Lead, elemental and compounds of
- Mercury, elemental and compounds of
- Nickel, soluble salts of

Organo phosphorus; insecticide, algacide, and slime-cide compounds

Phenols and polychlorinated biphenyls, compounds

Selenium, elemental and compounds of

Silver, soluble salts of

Zinc, soluble salts of

[Order 72-26, § 173-40-040, filed 11/27/72.]

**WAC 173-40-050 Annual reports.** Upon notification by the director of the department of ecology, commercial operations including industrial operations which discharge wastes, other than sanitary sewage, into waters of the state and/or into the air of the state, shall file annually, during the month of January, reports, on forms provided by the department. The information required shall pertain to those materials set forth in WAC 173-40-040 above, which are in excess of the corresponding materials occurring in the intake source used by the operation. The information shall also include volumes of process and cooling water to be discharged into the water, air or into any sewer system. The information given is to be an estimate of the amount(s) of such materials to be discharged in the calendar year in which the report is being filed. The reports shall be postmarked no later than January 31 and be sent to:

Director  
Department of Ecology  
Olympia, Washington 98504  
ATTN: POLLUTION DISCLOSURE

[Order 72-26, § 173-40-050, filed 11/27/72.]