

**WAC 173-407-070 Carbon dioxide mitigation option statement and mitigation plan approval under Part I.** (1) The notice of construction application to the permitting authority must indicate the selected mitigation option(s).

(2) Applicants using payment to an independent qualified organization (a third party) or the permanent carbon credit option must provide the documentation to the permitting authority to show how the applicant will satisfy the requirements before the permitting authority can issue an order of approval.

(3) Applicants using the facility controlled mitigation project option must submit the entire mitigation plan to the permitting authority. The permitting authority will review the plan for consistency with the requirements of Part I of this chapter.

(4) Upon completing the review, the permitting authority must approve or deny the mitigation plan.

(5) An approved mitigation plan must become part of the order of approval.

[Statutory Authority: Chapter 80.70 RCW. WSR 18-05-091 (Order 16-12), § 173-407-070, filed 2/21/18, effective 3/24/18. Statutory Authority: Chapter 80.80 RCW. WSR 08-14-011 (Order 07-11), § 173-407-070, filed 6/19/08, effective 7/20/08. Statutory Authority: RCW 70.94.892 and chapter 80.70 RCW. WSR 05-01-237 (Order 03-09), § 173-407-070, filed 12/22/04, effective 1/22/05.]