



SRCAA MARIJUANA PRODUCTION  
EXEMPTION ORDER PER SRCAA REGULATION  
I, ARTICLE VI, SECTION 6.18(D)(1)

Issued in accordance with RCW 70.94.141, RCW  
70.94.170, AND SRCAA REGULATION I,  
SECTIONS 2.01, 2.02, AND 2.05

**3104 E. Augusta Avenue, Spokane, WA 99207 (509) 477- 4727**

SRCAA ORDER:                               ##-##

LCB LICENSE NUMBER:                    #####

EFFECTIVE DATE:                         **March 1, 2019**

ISSUED TO:                               BUSINESS NAME  
                                                  MAILING ADDRESS  
                                                  OWNER NAME  
                                                  PHONE NUMBER

EXEMPTION LOCATION:                 LOCATION ADDRESS  
                                                  FACILITY CONTACT NAME  
                                                  PHONE NUMBER

ORDERED BY:                             \_\_\_\_\_  
                                                  Julie Oliver, Control Officer

\_\_\_\_\_  
Issue Date

RECEIVED BY:                            \_\_\_\_\_  
                                                  Authorized Company Representative

\_\_\_\_\_  
Date Received

**FINAL DETERMINATION:**

SRCAA has completed its review of your production exemption application (Application) and issues the following final determination. Spokane Regional Clean Air Agency (SRCAA) hereby issues an Order granting an exemption from the requirements of SRCAA Regulation I, Article VI, Section 6.18(D)(1) subject to the conditions set forth below.

**This exemption is strictly enforced and violations of this Order may result in permanent revocation of this exemption.**

The production exemption (exemption) is granted, provided that the following conditions of this Order are met:

1. A copy of Order ##-##, the application, and all information submitted with the application shall be kept on site, and shall be made available to SRCAA personnel upon request.
2. At all times, odors from the operation shall be below a level 2, as measured at or beyond the facility property line. The odor level shall be determined according to the scale given in SRCAA Regulation I, Article IV, Section 6.04.D(1), as described below:
  - Level 0 – no odor detected,
  - Level 1 – odor barely detected,
  - Level 2 – odor is distinct and definite, any unpleasant characteristics recognizable,
  - Level 3 – odor is objectionable enough or strong enough to cause attempts at avoidance, and
  - Level 4 – odor is so strong that a person does not want to remain present.
3. Other production operations are limited to a total of XXXX square feet as described in the application.
4. This Order is limited to the LCB licensed operation at the location listed above. This Order is not transferable to a new location.
5. All air pollution (odor) control equipment listed in the application shall be operated when plants or product(s) are present.
6. Replacement or modification(s) to air pollution control equipment must be at least as effective as the original equipment listed in the application.
7. All air pollution control equipment employed at the operation must be operated and maintained in accordance with the manufacturer's recommendations. An operation and maintenance plan for the air pollution control equipment must be available on-site. The plan must include written operating instructions and maintenance schedules.

Records shall be kept of the dates and description of all maintenance and repair performed on the air pollution control equipment. Records must be kept on-site for the previous 24 months and provided to the Agency upon request.

8. Written notification must be submitted to the Agency no later than thirty (30) days after operational changes occur. Operational changes include: change in registration information provided under Article IV, new installation of air pollution control equipment, modification or replacement of existing air pollution control equipment, or change in facility design to control air contaminant emissions.
9. Written notification of the harvest schedule must be submitted to the Agency on Agency forms, no later than thirty (30) days prior to the start of harvest.
10. SRCAA shall be notified of any applicable upset conditions, breakdowns, or failures that result in odor releases from the operation, including any odor control equipment breakdowns or failures. The notification shall occur within 24 hours of the occurrence and in accordance with WAC 173-400-107 and SRCAA Regulation I, Section 6.08.
11. This Order may be suspended or revoked for cause including, but not limited to, the following:
  - a. Obtaining this Order by misrepresentation or failure to disclose fully all relevant facts.
  - b. Violation of SRCAA Regulation I.
  - c. Violation of any conditions of this Order.
  - d. The operation is inactive for period of two or more consecutive years.
  - e. If this Other Marijuana Production Operation closes with LCB or SRCAA.
  - f. Changes to state or federal law that preempt SRCAA's jurisdiction or are more stringent than SRCAA's regulations.
12. The Control Officer, or duly authorized representative, shall be allowed to enter the facility premises at reasonable times to inspect operations, equipment, and/or records specific to the control, recovery, or release of contaminants into the atmosphere, in accordance with SRCAA Regulation I, Article II and RCW 70.94.200.

For the purposes of this Order, reasonable times include, but are not limited to, any of the following: normal business and/or equipment operating hours, periods of equipment breakdown or malfunction, and times when the Control Officer, or duly authorized representative are investigating air quality complaints filed with agency and/or have reason to believe that air quality violations have occurred or may be occurring.

No person shall obstruct, hamper or interfere with any such inspection.

13. It is an ongoing condition of this exemption that the operation be registered with the Agency. Registration includes the following:

- a. Submittal of updated registration information at least annually as required by SRCAA, using forms provided by SRCAA. The forms provided by the Agency shall be completed and returned to the Agency within 45 days of issuance.
  - b. Payment of annual registration fees. Failure to pay registration fees and other related fees within 120 days of the billing due date will result in permanent revocation of this exemption.
14. The Applicant must also comply with all other applicable Agency regulations, state laws and federal laws.

### **General Information**

Pursuant to the Revised Code of Washington (RCW) 43.21B, you have the right to appeal SRCAA's production exemption decision under this Order with both the Pollution Control Hearings Board (PCHB) and the Spokane Regional Clean Air Agency (SRCAA) on or before the 30<sup>th</sup> day of receipt of SRCAA's decision.

Required procedures are detailed in state law (Chapter 43.21B RCW and Chapter 70.94 RCW) and the PCHB's own regulations (Chapter 371.08 Washington Administrative Code) which may be found in many public libraries, county and municipal law libraries or on the Internet at [www.access.wa.gov/](http://www.access.wa.gov/). Since others publish these documents, copies are not available from SRCAA.

If you are filing an appeal, mail, deliver, or fax it to SRCAA and the PCHB at:

SRCAA Address

SRCAA  
3104 E. Augusta  
Spokane, WA 99207

PCHB Mailing Address

PCHB  
Environmental & Land Use Hearings Office  
P.O. Box 40903  
Olympia, WA 98504-0903

SRCAA Fax Number

(509) 477-6828

PCHB Fax Number

(360) 586-2253

PCHB Physical Address

PCHB  
1111 Israel Rd. SW. Ste 301  
Tumwater, WA 98501

The PCHB also accepts appeals via email at: [PCHB-SHBappeals@elaho.wa.gov](mailto:PCHB-SHBappeals@elaho.wa.gov).