

ARTICLE 13: SOLID FUEL BURNING DEVICE STANDARDS

SECTION 13.01 POLICY AND PURPOSE Adopted 11/10/88 (634)

Revised 09/26/91 (708), 09/09/99 (895)

The Board of Directors of the Puget Sound Clean Air Agency declares it to be the public policy of the Agency to control and reduce air pollution caused by woodstove emissions. It is the Agency's policy to reduce woodstove emissions by encouraging the continued efforts to educate the public about the effects of woodstove emissions, other heating alternatives, and the desirability of achieving better emission performance and heating efficiency from woodstoves pursuant to the emissions performance standards as adopted by the Department of Ecology. It is further the policy of the Board to encourage the replacement of uncertified woodstoves with cleaner sources of heat.

The Board encourages cities, towns and counties within its jurisdiction to adopt woodsmoke control programs including enhanced public education and abatement ordinances and assist in the enforcement of this Regulation during declared air quality episodes and periods of impaired air quality. Nothing in this Regulation shall be construed to impair the right of any city, town or county to adopt and enforce woodsmoke abatement ordinances.

SECTION 13.02 GENERAL CONDITIONS FOR SOLID FUEL BURNING DEVICES Adopted 09/23/04 (1036)

Revised 09/22/05 (1057)

In addition to the provisions of this regulation, the Agency adopts by reference and enforces the following provisions for solid fuel burning devices established by the Washington State Department of Ecology:

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| WAC 173-433-030 | Definitions. (effective 4/20/91) |
| WAC 173-433-110 | Opacity standards. (effective 3/6/93) |
| WAC 173-433-120 | Prohibited fuel types. (effective 4/20/91) |
| WAC 173-433-130 | General emission standards. (effective 4/20/91) |
| WAC 173-433-140
(1)(b), (2), (3), and (4) | Impaired air quality criteria. (effective 4/20/91)
(First Stage of Impaired Air Quality has the meaning contained in RCW 70.94.473(1)(b);
Second Stage of Impaired Air Quality has the meaning contained in RCW 70.94.473(1)(c)) |
| WAC 173-433-150 | Curtailement. (effective 4/20/91) |

SECTION 13.03 CONTINGENCY PLAN Adopted 12/08/94 (808)
Renumbered 09/23/04 (1036)

The following provision is established for the sole purpose of a contingency measure to meet the requirements of Section 172(c)(9) of the federal Clean Air Act. If the U.S. Environmental Protection Agency makes written findings that: (1) an area has failed to attain or maintain the national ambient air quality standard, and (2) in consultation with the Washington Department of Ecology and the Agency, finds that the emissions from solid fuel burning devices are a contributing factor to such failure to attain or maintain the standard, the use of woodstoves not meeting the standards set forth in RCW 70.94.457 shall be prohibited within the area determined by the Agency to have contributed to the violation. This provision shall take effect one year after such a determination.