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STATE OF WASHINGTON
DEPARTMENT OF HEALTH
OFFICE OF ENVIRONMENTAL HEALTH AND SAFETY
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TDD Relay Service (800) 833-6388

November 10, 2005

Washington Utilities and Transportation Commission
1300 Evergreen Park Drive Southwest
Post Office Box 47250
Olympia, Washington 98504-7250

RE: Clarification on March 9, 2005 Letter

Honorable Commissioners:

This letter is in follow up to a letter dated, March 9, 2005, from Richard Benson, lead for our Large Onsite Sewage System Program. We want to be clear that although the Department of Health supports the concept of Aqua Test's petition, the department is not taking a legal position on the Utilities and Transportation Commission's jurisdiction over onsite sewage systems.

If you have any questions, please contact me at (360) 236-3040 or via email at brad.avy@doh.wa.gov.

Sincerely,

Brad J. Avy, Supervisor
Wastewater Management Program

cc: William Stuth, Aqua Test, Inc.
Rhys A. Sterling, PE, JD
Chris Swanson, Office of the Attorney General

