

ISTEA EXEMPTION

- ⇒ Intermodal Surface Transportation Efficiency Act
- ⇒ Industrial activities owned or operated by municipalities (pop.<100,000) have been exempt from storm water permitting
- ⇒ Exceptions: power plants, airports, and uncontrolled sanitary landfills
- ⇒ Moratorium ends on March 10, 2003 -

DEADLINE FOR PERMIT COVERAGE

- ⇒ All industrial activities owned or operated by small municipalities must obtain coverage under NPDES General Permit No. GAR000000 by March 10, 2003
- ⇒ All small municipalities are subject to this requirement and deadline
- ⇒ Responsibility for designating individual facilities for coverage lies with the municipality and not EPD

FACILITIES THAT MUST APPLY FOR COVERAGE

- ⇒ Sewage treatment works with a design capacity of 1.0 mgd and those required to have a pretreatment program
- ⇒ Hazardous waste TSD facilities
- ⇒ Landfills, land application sites, and open dumps that have received any industrial waste
- ⇒ Stream electric power generating facilities, including coal handling sites

FACILITIES THAT MAY BE REQUIRED TO OBTAIN COVERAGE

- ⇒ Transportation facilities including airports, bus garages, motor pools, and equipment maintenance facilities
- ⇒ Mining activities (borrow pits), batch concrete or asphalt plants, saw mills, and metal fabrication facilities such as machine and sign shops
- ⇒ Waste recycling facilities for yard and wood waste, paper, plastic and glass recycling centers, and scrap metal yards

DETERMINING COVERAGE REQUIREMENTS

- ⇒ Coverage requirements are based on SIC codes as well as the type of material and industrial processes exposed to storm water at the facility
- ⇒ <http://www.osha.gov/oshstats/sicscr.html>
- ⇒ Refer to Appendix A of the General Permit
- ⇒ Ten categories of industrial facilities listed in definition of "Storm water associated with industrial activity"

PERMIT REQUIREMENTS

- ⇒ Notice of Intent (NOI)
- ⇒ Develop a site specific Storm Water Pollution Prevention Plan (SWP3)
- ⇒ Implement and maintain SWP3
- ⇒ Notice of Termination (NOT)

STANDARD PERMIT CONDITIONS

- ⇒ Comply with all conditions of Permit
- ⇒ Proper operation and maintenance
- ⇒ Need to halt or reduce activity not a defense
- ⇒ Duty to mitigate: take all reasonable steps to minimize or prevent any discharge in violation of Permit
- ⇒ Permit does not authorize process wastewater discharges
- ⇒ Provide information to EPD or MS4 upon request
- ⇒ Inspection and entry by EPD, EPA, or MS4

PHASE II INDUSTRIAL NO EXPOSURE EXCLUSION

- ⇒ Industrial facilities in all ten categories now required to either submit the Industrial No Exposure Certification form or obtain coverage under the General Permit
- ⇒ Includes the Category X (Light Industry) facilities that formerly were exempt due to No Exposure