

STATE OF UTAH
DIVISION OF WATER QUALITY
DEPARTMENT OF ENVIRONMENTAL QUALITY
SALT LAKE CITY, UTAH

UTAH POLLUTANT DISCHARGE ELIMINATION SYSTEM (UPDES) PERMITS

Major Municipal Permit No. **UT0021440**
Biosolids Permit No. **UTL021440**

In compliance with provisions of the Utah *Water Quality Act, Title 19, Chapter 5, Utah Code Annotated ("UCA") 1953, as amended* (the "Act"),

MAGNA WATER RECLAMATION FACILITY

is hereby authorized to discharge from its wastewater treatment facility to receiving waters named

KERSEY CREEK AND C-7 DITCH,

to dispose of biosolids,

and to discharge storm water,

in accordance with specific limitations, outfalls, and other conditions set forth herein.

This **modified** permit shall become effective on January 3, 2020.

This permit expires at midnight on March 31, 2024.

Signed this 3rd day of January, 2020.



Erica Brown Gaddis, PhD
Director

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I. DISCHARGE LIMITATIONS AND REPORTING REQUIREMENTS

- A. Description of Discharge Points. The authorization to discharge wastewater provided under this part is limited to those outfalls specifically designated below as discharge locations. Discharges at any location not authorized under a UPDES permit are violations of the *Act* and may be subject to penalties under the *Act*. Knowingly discharging from an unauthorized location or failing to report an unauthorized discharge may be subject to criminal penalties as provided under the *Act*.

<u>Outfall Number</u>	<u>Location of Discharge Outfall</u>
001	Located at latitude 40° 43' 30" and longitude 112° 04' 26". The discharge is through a pipe east of the plant into Kersey Creek.
002 (New Outfall)	To be located at latitude 40° 43' 43" and longitude 112° 04' 04". Once constructed, the discharge will be through a 42 inch pipe north of the plant into the C-7 Ditch.

- B. Narrative Standard. It shall be unlawful, and a violation of this permit, for the permittee to discharge or place any waste or other substance in such a way as will be or may become offensive such as unnatural deposits, floating debris, oil, scum, or other nuisances such as color, odor or taste, or cause conditions which produce undesirable aquatic life or which produce objectionable tastes in edible aquatic organisms; or result in concentrations or combinations of substances which produce undesirable physiological responses in desirable resident fish, or other desirable aquatic life, or undesirable human health effects, as determined by a bioassay or other tests performed in accordance with standard procedures.

C. Specific Limitations and Self-Monitoring Requirements.

1. Effective immediately and lasting through the life of this permit, there shall be no acute or chronic toxicity in the discharging Outfalls as defined in *Part VIII*, and determined by test procedures described in *Part I. C.3.a & b* of this permit.
2. Effective immediately and lasting the duration of this permit, the permittee is authorized to discharge from Outfalls 001 and 002. Such discharges shall be limited and monitored by the permittee for Outfalls 001 and 002 as specified below:

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Parameter	Outfalls 001 and 002 Effluent Limitations *a				
	Maximum Monthly Avg	Maximum Weekly Avg	Yearly Average	Daily Minimum	Daily Maximum
Total Flow, MGD	4.0	--	--	--	--
BOD ₅ , mg/L	25	35	--	--	--
BOD ₅ Min. % Removal	85	--	--	--	--
TSS, mg/L	25	35	--	--	--
TSS Min. % Removal	85	--	--	--	--
Total Ammonia (as N), mg/L	7	--	--	--	30
TRC, mg/L (001)	--	--	--	--	1.0
TRC, mg/L (002); Summer (Jul-Aug-Sept)	--	--	--	--	17.3
Fall (Oct-Nov-Dec)	--	--	--	--	2.6
Winter (Jan-Feb-Mar)	--	--	--	--	1.3
Spring (Apr-May-Jun)	--	--	--	--	2.6
<i>E. coli</i> , No./100mL	126	157	--	--	--
WET, Acute Biomonitoring (001 & 002)	--	--	--	--	LC ₅₀ > 100% effluent
WET, Chronic Biomonitoring (002 only)	--	--	--	--	IC ₂₅ > 30% effluent
Oil & Grease, mg/L	--	--	--	--	10
pH, Standard Units	--	--	--	6.5	9
DO, mg/L	--	--	--	5.0	--
Total Phosphorus, mg/L; Effective January 1, 2020	--	--	2.3	--	--
Effective January 1, 2021	--	--	1.8	--	--
Effective January 1, 2025	--	--	1.0	--	--

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Self-Monitoring and Reporting Requirements *a			
Parameter	Frequency	Sample Type	Units
Total Flow *b, *c	Continuous	Recorder	MGD
BOD ₅ , Influent *d	2 x Week	Composite	mg/L
Effluent	2 x Week	Composite	mg/L
TSS, Influent *d	2 x Week	Composite	mg/L
Effluent	2 x Week	Composite	mg/L
<i>E. coli</i>	2 x Week	Grab	No./100mL
pH	Daily	Grab	SU
Total Ammonia (as N)	Weekly	Composite	mg/L
DO	Weekly	Grab	mg/L
WET – Biomonitoring *e	Quarterly		
Ceriodaphnia - Acute	1 st & 3 rd Quarter	Composite	Pass/Fail
Ceriodaphnia - Chronic	2 nd & 4 th Quarter	Composite	Pass/Fail
Fathead Minnows - Acute	2 nd & 4 th Quarter	Composite	Pass/Fail
Fathead Minnows - Chronic	1 st & 3 rd Quarter	Composite	Pass/Fail
TRC, mg/L	Monthly	Grab	mg/L
Oil & Grease *f	When Sheen Observed	Grab	mg/L
Orthophosphate, (as P) Effluent	Monthly	Composite	mg/L
Phosphorus, Total Influent	Monthly	Composite	mg/L
Effluent	Monthly	Composite	mg/L
Total Kjeldahl Nitrogen, TKN (as N) Influent	Monthly	Composite	mg/L
Effluent	Monthly	Composite	mg/L
Nitrate, NO ₃	Monthly	Composite	mg/L
Nitrite, NO ₂	Monthly	Composite	mg/L
Metals, Influent *g	2 x Year	Composite	mg/L
Effluent	2 x Year	Composite	mg/L
Organic Toxics, Influent Effluent *h	1 st , 3 rd & 5 th year of the permit cycle	Grab/Composite	mg/L

*a See *Part VIII* of this permit, for definition of terms.

*b Flow measurements of influent/effluent volume shall be made in such a manner that the permittee can affirmatively demonstrate that representative values are being obtained.

*c If the rate of discharge is controlled, the rate and duration of discharge shall be reported.

*d In addition to monitoring the final discharge, influent samples shall be taken and analyzed for this constituent at the same frequency as required for this constituent in the discharge.

*e The acute Ceriodaphnia will be tested during the 1st and 3rd quarters and the acute fathead minnows will be tested during the 2nd and 4th quarters. The chronic Ceriodaphnia will be tested during the 2nd and 4th quarters and the chronic fathead minnows will be tested during the 1st and 3rd quarters.

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- *f Oil & Grease sampled when sheen is present or visible. If no sheen is present or visible, report NA.
- *g See Metals Monitoring table in *Part II.* of this permit.
- *h Testing shall be performed in the first, third and fifth year of the permit cycle. A list of the organics to be tested can be found in *40CFR122 appendix D table II.*

3. Acute and Chronic Whole Effluent Toxicity (WET) Testing.

- a. *Whole Effluent Testing – Acute Toxicity.* Starting on the effective date of the permit, the permittee shall quarterly conduct acute static renewal toxicity tests on a composite sample from the final effluent Outfall (001 & 002). The sample shall be collected at the point of compliance before mixing with the receiving water.

The monitoring frequency for acute tests shall be quarterly unless a sample is found to be acutely toxic during a routine test. If that occurs, the monitoring frequency shall become weekly (See Part I.C.3.b , Accelerated Testing). Unless otherwise approved by the Director, samples shall be collected on a two day progression; i.e., if the first sample is on a Monday, during the next sampling period, the sampling shall begin on a Wednesday, etc. Test species shall consist of *Ceriodaphnia dubia* and *Pimephales promelas* (fathead minnow) alternating quarterly.

Acute toxicity occurs when 50 percent or more mortality is observed for either species at any effluent concentration. Mortality in the control must simultaneously be 10 percent or less for the results to be considered valid. If more than 10 percent control survival occurs, the test shall be repeated until satisfactory control mortality is achieved. The permittee shall meet all QA/QC requirements of the acute WET testing method listed in this Section of the permit.

If the permit contains a total residual chlorine limitation such that it may interfere with WET testing (>0.20 mg/L), the permittee may dechlorinate the sample in accordance with approved USEPA methods for WET testing the sample. If dechlorination is affecting the test, the permittee may collect the sample just before chlorination with Director approval.

Quarterly test results shall be reported along with the Discharge Monitoring Report (DMR) submitted for the end of the required reporting period (month, quarter or semi-annual) e.g., biomonitoring results for the calendar quarter ending March 31 shall be reported with the DMR due April 28, with the remaining biomonitoring reports submitted with DMRs due each July 28, October 28, and January 28. Monthly test results shall be reported along with the DMR submitted for that month. The format for the report shall be consistent with Appendix C of “Utah Pollutant Discharge Elimination System (UPDES) Permitting and Enforcement Guidance Document for Whole Effluent Toxicity (Biomonitoring), Utah Division of Water Quality, February 2018.

If the results for ten consecutive tests indicate no acute toxicity, the permittee may request a reduction in acute toxicity testing by a reduction in monitoring frequency, alternating species, or using only the most sensitive species. The Director may approve or deny the request. If the request is approved, the test procedures are to be

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the same as specified above for the test species. Under no circumstances shall monitoring for WET at major facilities be reduced less than quarterly. Minor facilities may be less than quarterly at the discretion of the Director.

b. *Whole Effluent Testing – Chronic Toxicity.*

Starting on the effective date of this permit, the permittee shall quarterly conduct chronic static renewal toxicity tests on a composite sample of the final effluent at the final effluent Outfall 002. The sample shall be collected at the point of compliance before mixing with the receiving water.

Three samples are required and samples shall be collected on Monday, Wednesday and Friday of each sampling period or collected on a two day progression for each sampling period. This may be changed with Director approval. The chronic toxicity tests shall be conducted in general accordance with the procedures set out in the latest revision of *Short-Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Water to Freshwater Organisms, Fourth Edition*, October 2002, EPA—821-R-02-013 as per 40 CFR 136.3(a) TABLE IA-LIST OF APPROVED BIOLOGICAL METHODS. Test species shall consist of *Ceriodaphnia dubia* and *Pimephales promelas* (fathead minnow) alternating quarterly.

A multi dilution test consisting of at least five concentrations and a control is required at two dilutions below and two above the RWC, if possible. If test acceptability criteria are not met for control survival, growth, or reproduction, the test shall be considered invalid. A valid replacement test is required within the specified sampling period to remain in compliance with this permit. Chronic toxicity occurs when, during a chronic toxicity test, the 25% inhibition concentration (IC25) calculated on the basis of test organism survival and growth or survival and reproduction, is less than or equal to 30% effluent concentration (equivalent to the RWC). If a sample is found to be chronically toxic during a routine test, the monitoring frequency shall become biweekly (see Part I.C.3.c, Accelerated Testing). (the Director may enter acceptable variations in the test procedure here as documented in the Fact Sheet Statement of Basis and based on the test acceptability criteria as contained in Utah Pollutant Discharge Elimination System (UPDES) Permitting and Enforcement Guidance Document for Whole Effluent Toxicity Control February, 2018). If possible, dilution water should be obtained from the receiving stream.

If the permit contains a total residual chlorine limitation such that it may interfere with WET testing (>0.20 mg/L), the permittee may dechlorinate the sample in accordance with the standard method. If dechlorination is negatively affecting the test, the permittee may collect the sample just before chlorination with Director approval.

Quarterly test results shall be reported along with the Discharge Monitoring Report (DMR) submitted for the end of the required reporting period (e.g., biomonitoring results for the calendar quarter ending March 31 shall be reported with the DMR due April 28, with the remaining biomonitoring reports submitted with DMRs due each July 28, October 28, and January 28). Monthly test results shall be reported along with the DMR submitted for that month. The format for the report shall be consistent with Appendix C of “Utah Pollutant Discharge Elimination System (UPDES) Permitting and Enforcement Guidance Document for Whole Effluent Toxicity, Utah Division of Water Quality, February, 2018.

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If the results for ten consecutive tests indicate no chronic toxicity, the permittee may submit a request to the Director to allow a reduction in chronic toxicity testing by alternating species, or using only the most sensitive species. The permit issuing authority may approve or deny the request based on the results and other available information without public notice. If the request is approved, the test procedures are to be the same as specified above for the test species. Under no circumstances shall monitoring for WET at major facilities be reduced less than quarterly. Minor facilities may be less than quarterly at the discretion of the Director.

- c. *Accelerated Testing.* When whole effluent toxicity is indicated during routine WET testing as specified in this permit, the permittee shall notify the Director in writing within 5 days after becoming aware of the test result. The permittee shall perform an accelerated schedule of WET testing to establish whether a pattern of toxicity exists unless the permittee notifies the Director and commences a PTI, TIE, or a TRE. Accelerated testing or the PTI, TIE, or TRE will begin within fourteen days after the permittee becomes aware of the test result. Accelerated testing shall be conducted as specified under Part I. Pattern of Toxicity. If the accelerated testing demonstrates no pattern of toxicity, routine monitoring shall be resumed.
- d. *Pattern of Toxicity.* A pattern of toxicity is defined by the results of a series of up to five biomonitoring tests pursuant to the accelerated testing requirements using a full set of dilutions for acute (five plus the control) and five effluent dilutions for chronic (five plus the control), on the species found to be more sensitive, once every week for up to five consecutive weeks for acute and once every two weeks up to ten consecutive weeks for chronic.

If two (2) consecutive tests (not including the scheduled test which triggered the search for a pattern of toxicity) do not result in an exceedance of the acute or chronic toxicity criteria, no further accelerated testing will be required and no pattern of toxicity will be found to exist. The permittee will provide written verification to the Director within 5 days of determining no pattern of toxicity exists, and resume routine monitoring.

A pattern of toxicity may or may not be established based on the following:

WET tests should be run at least weekly (acute) or every two weeks (chronic) (note that only one test should be run at a time), for up to 5 tests, until either:

- 1) 2 consecutive tests fail, or 3 out of 5 tests fail, at which point a pattern of toxicity will have been identified, or
- 2) 2 consecutive tests pass, or 3 out of 5 tests pass, in which case no pattern of toxicity is identified.

- e. *Preliminary Toxicity Investigation.*
 - (1) When a pattern of toxicity is detected the permittee will notify the Director in writing within 5 days and begin an evaluation of the possible causes of the toxicity. The permittee will have 15 working days from demonstration of the pattern of toxicity to complete an optional Preliminary Toxicity Investigation (PTI) and submit a written report of the results to the Director. The PTI may include, but is not limited to: additional chemical and biological monitoring,

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examination of pretreatment program records, examination of discharge monitoring reports, a thorough review of the testing protocol, evaluation of treatment processes and chemical use, inspection of material storage and transfer areas to determine if any spill may have occurred.

- (2) If the PTI identifies a probable toxicant and/or a probable source of toxicity, the permittee shall submit, as part of its final results, written notification of that effect to the Director. Within thirty days of completing the PTI the permittee shall submit to the Director for approval a control program to control effluent toxicity and shall proceed to implement such plan in accordance with the Director's approval. The control program, as submitted to or revised by the Director, will be incorporated into the permit. After final implementation, the permittee must demonstrate successful removal of toxicity by passing a two species WET test as outlined in this permit. With adequate justification, the Director may extend these deadlines.
 - (3) If no probable explanation for toxicity is identified in the PTI, the permittee shall notify the Director as part of its final report, along with a schedule for conducting a Phase I Toxicity Reduction Evaluation (TRE) (see Part I.C.3.f, Toxicity Reduction Evaluation
 - (4) If toxicity spontaneously disappears during the PTI, the permittee shall submit written notification to that effect to the Director, with supporting testing evidence.
- f. *Toxicity Reduction Evaluation (TRE)*. If a pattern of toxicity is detected the permittee shall initiate a TIE/TRE within 7 days unless the Director has accepted the decision to complete a PTI. With adequate justification, the Director may extend the 7-day deadline. The purpose of the TIE portion of a TRE will be to establish the cause of the toxicity, locate the source(s) of the toxicity, and the TRE will control or provide treatment for the toxicity.

A TRE may include but is not limited to one, all, or a combination of the following:

- (1) Phase I – Toxicity Characterization
- (2) Phase II – Toxicity Identification Procedures
- (3) Phase III – Toxicity Control Procedures
- (4) Any other appropriate procedures for toxicity source elimination and control.

If the TRE establishes that the toxicity cannot be immediately eliminated, the permittee shall submit a proposed compliance plan to the Director. The plan shall include the proposed approach to control toxicity and a proposed compliance schedule for achieving control. If the approach and schedule are acceptable to the Director, this permit may be reopened and modified.

If toxicity spontaneously disappears during the TIE/TRE, the permittee shall submit written notification to that effect to the Director.

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If the TRE shows that the toxicity is caused by a toxicant(s) that may be controlled with specific numerical limitations, the permittee shall submit the following:

- (a) An alternative control program for compliance with the numerical requirements.
- (b) If necessary, as determined by the Director, provide a modified biomonitoring protocol which compensates for the pollutant(s) being controlled numerically.

This permit may be reopened and modified to incorporate any additional numerical limitations, a modified compliance schedule if judged necessary by the Director, and/or modified WET testing requirements without public notice.

Failure to conduct an adequate TIE/TRE plan or program as described above, or the submittal of a plan or program judged inadequate by the Director, shall be considered a violation of this permit. After implementation of TIE/TRE plan, the permittee must demonstrate successful removal of toxicity by passing a two species WET test as outlined in this permit.

D. Reporting of Monitoring Results.

1. Reporting of Wastewater Monitoring Results Monitoring results obtained during the previous month shall be summarized for each month and reported on a Discharge Monitoring Report Form (EPA No. 3320-1) * or by NetDMR, post-marked or entered into NetDMR no later than the 28th day of the month following the completed reporting period. If no discharge occurs during the reporting period, "no discharge" shall be reported. Legible copies of these, and all other reports including whole effluent toxicity (WET) test reports required herein, shall be signed and certified in accordance with the requirements of *Signatory Requirements (see Part VII.G)*, and submitted by NetDMR, or to the Division of Water Quality at the following address:

Department of Environmental Quality
Division of Water Quality
PO Box 144870
Salt Lake City, Utah 84114-4870

* Starting January 1, 2017 monitoring results must be submitted using NetDMR unless the permittee has successfully petitioned for an exception.

II. INDUSTRIAL PRETREATMENT PROGRAM

A. Definitions.

For this section the following definitions shall apply:

1. Indirect Discharge means the introduction of pollutants into a POTW from any non-domestic source regulated under section 307 (b), (c) or (d) of the Act.
2. Local Limit is defined as a limit designed to prevent pass through and/or interference. And is developed in accordance with 40 CFR 403.5(c).
3. Publicly Owned Treatment Works or POTW. Is defined as a treatment works, as defined by section 212 of the Act (33 U.S.C. section 1292), which is owned by the City. This definition includes any devices or systems used in the collection, storage, treatment, recycling, and reclamation of sewage or industrial wastes of a liquid nature and any conveyances, which convey wastewater to a treatment plant. It also includes sewers, pipes and other conveyances if they convey wastewater to a POTW Treatment Plant. The term also means the municipality as defined in section 502(4) of the Act, which has jurisdiction over the Indirect Discharges to and the discharges from such a treatment works.
4. Significant industrial user (SIU) is defined as an industrial user discharging to a publicly-owned treatment works (POTW) that satisfies any of the following:
 - a. Has a process wastewater flow of 25,000 gallons or more per average work day;
 - b. Has a flow greater than five percent of the flow carried by the municipal system receiving the waste;
 - c. Is subject to Categorical Pretreatment Standards, or
 - d. Has a reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement.
5. User or Industrial User means a source of Indirect Discharge

B. Self-Monitoring and Reporting Requirements.

1. Because the design capacity of this municipal wastewater treatment facility is less than 5 MGD, the permittee will not be required to develop a State-approved industrial pretreatment program at this time. However, in order to determine if development of an industrial pretreatment program is warranted, the permittee shall conduct an **industrial waste survey**, as described in *Part II.B.1*, and submit it to the Division of Water Quality within **sixty (60) calendar days** of the effective date of this permit and shall sample and analyze both the influent and effluent annually, for the following parameters.

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Monitoring for Pretreatment Program				
Parameter	MDL a*	Sample Type	Frequency	Units
Total Arsenic	0.265	Composite	Twice a year c*	mg/L
Total Cadmium	0.0008			
Total Chromium	0.019			
Total Copper	0.0298			
Total Cyanide	0.0388			
Total Lead	0.0136			
Total Mercury	0.000021	Composite/Grab		
Total Molybdenum	NA	Composite		
Total Nickel	0.165			
Total Selenium	0.0081			
Total Silver	0.0164			
Total Zinc	0.284			
TTOs, b*	NA	Composite/Grab	1 st , 3 rd and 5 th year of the permit cycle	

- a* The minimum detection limit (MDL) of the test method used for analysis must be below this limit, if a test method is not available the permittee must submit documentation to the Director regarding the method that will be used.
- b* In addition, the permittee shall analyze the treatment facility influent and effluent for the presence of the toxic pollutants listed in 40 CFR 122 Appendix D Table II (Organic Toxic Pollutants). The pesticides fraction of Appendix D, Table II is suspended unless pesticides are expected to be present.
- c* A sample must be taken twice a year between the months of January to June and July to December.

C. Industrial Wastes.

1. The "Industrial Waste Survey" as required by *Part II.B.1.* consists of;
 - a. Identifying each industrial user (IU) and determining if the IU is a signification industrial user (SIU),
 - b. Determination of the qualitative and quantitative characteristics of each discharge, and
 - c. Appropriate production data.
2. The IWS must be maintained and updated with IU information as necessary, to ensure that all IUs are properly permitted and/or controlled at all times. Updates must be submitted to the Director sixty (60) days following a change to the IWS.

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3. Evaluate all significant industrial users at least once every two years to determine if they need to develop a slug prevention plan. If a slug prevention plan is required, the permittee shall notify the Director.
4. Notify all significant industrial users of their obligation to comply with applicable requirements under *Subtitles C and D* of the *Resource Conservation and Recovery Act* (RCRA).
5. The permittee must notify the Director of any new introductions by new or existing SIUs or any substantial change in pollutants from any major industrial source. Such notice must contain the information described in 1. above, and be forwarded no later than sixty (60) days following the introduction or change.

D. General and Specific Prohibitions.

The general prohibitions and the specific prohibitions apply to each User introducing pollutants into a POTW whether or not the User is subject to other Pretreatment Standards or any national, State or local Pretreatment Requirements.

1. General prohibition Standards A User may not introduce into a POTW any pollutant(s) which cause Pass Through or Interference.
2. Specific Prohibited Standards (40 CFR 403.5) developed pursuant to *Section 307 of The Water Quality Act of 1987* require that under no circumstances shall the permittee allow introduction of the following pollutants into the waste treatment system from any User:
 - a. Pollutants which create a fire or explosion hazard in the publicly owned treatment works (POTW), including, but not limited to, waste-streams with a closed cup flashpoint of less than 140°F (60°C);
 - b. Pollutants, which will cause corrosive structural damage to the POTW, but in no case, discharges with a pH lower than 5.0;
 - c. Solid or viscous pollutants in amounts which will cause obstruction to the flow in the POTW resulting in interference;
 - d. Any pollutant, including oxygen demanding pollutants (BOD, etc.) released in a discharge at such volume or strength as to cause interference in the POTW;
 - e. Heat in amounts, which will inhibit biological activity in the POTW, resulting in interference, but in no case, heat in such quantities that the influent to the sewage treatment works exceeds 104°F (40°C);
 - f. Petroleum oil, non-biodegradable cutting oil, or products of mineral oil origin in amounts that will cause interference or pass through;

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- g. Pollutants which result in the presence of toxic gases, vapor, or fumes within the POTW in a quantity that may cause worker health or safety problems; or,
 - h. Any trucked or hauled pollutants, except at discharge points designated by the POTW.
 - i. Any pollutant that causes pass through or interference at the POTW.
3. In addition to the general and specific limitations expressed above, more specific pretreatment limitations have been and will be promulgated for specific industrial categories under *Section 307 of the Water Quality Act of 1987 as amended (WQA)*. (See *40 CFR, Subchapter N, Parts 400 through 500*, for specific information).

E. Significant Industrial Users Discharging to the POTW.

The permittee shall provide adequate notice to the Director and the Division of Water Quality Industrial Pretreatment Coordinator of;

- 1. Any new introduction of pollutants into the treatment works from an indirect discharger (i.e., industrial user) which would be subject to *Sections 301 or 306 of the WQA* if it were directly discharging those pollutants;
- 2. Any substantial change in the volume or character of pollutants being introduced into the treatment works by a source introducing pollutants into the treatment works at the time of issuance of the permit; and
- 3. For the purposes of this section, adequate notice shall include information on:
 - a. The quality and quantity of effluent to be introduced into such treatment works; and,
 - b. Any anticipated impact of the change on the quantity or quality of effluent to be discharged from such publicly owned treatment works.
- 4. Any SIU that must comply with applicable requirements under Subtitles C and D of the Resource Conservation and Recovery Act (RCRA).

F. Change of Conditions.

At such time as a specific pretreatment limitation becomes applicable to an industrial user of the permittee, the Director may, as appropriate, do the following:

- 1. Amend the permittee's UPDES discharge permit to specify the additional pollutant(s) and corresponding effluent limitation(s) consistent with the applicable national pretreatment limitation;
- 2. Require the permittee to specify, by ordinance, contract, or other enforceable means, the type of pollutant(s) and the maximum amount which may be

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discharged to the permittee's facility for treatment. Such requirement shall be imposed in a manner consistent with the POTW program development requirements of the *General Pretreatment Regulations* at 40 CFR 403; and/or,

3. Require the permittee to monitor its discharge for any pollutant, which may likely be discharged from the permittee's facility, should the industrial user fail to properly pretreat its waste.
4. Require the permittee to develop an approved pretreatment program.

G. Legal Action.

The Director retains, at all times, the right to take legal action against the industrial user and/or the treatment works, in those cases where a permit violation has occurred because of the failure of an industrial user to discharge at an acceptable level. If the permittee has failed to properly delineate maximum acceptable industrial contributor levels, the Director will look primarily to the permittee as the responsible party.

H. Local Limits.

If local limits are developed per R317-8-8.5(4)(b) to protect the POTW from pass-through or interference, then the POTW must submit limits to DWQ for review and public notice, as required by R317-8-8.5(4)(c).

III. BIOSOLIDS REQUIREMENTS

- A. Biosolids Treatment and Disposal. The authorization to dispose of biosolids provided under this permit is limited to those biosolids produced from the treatment works owned and operated by the permittee. The treatment methods and disposal practices are designated below.
1. Treatment
 - a. Biosolids produced at the MWRP are stabilized in an oxidation ditch, with a mean cell residence time of at least 50 days, and dewatered with screw presses.
 2. Description of Biosolids Disposal Method
 - a. Class A biosolids may be sold or given away to the public for lawn and garden use or land application.
 - b. Class B biosolids may be land applied for agriculture use or at reclamation sites at agronomic rates.
 - c. Biosolids may be disposed of in a landfill, or transferred to another facility for treatment/disposal.
 3. Changes in Treatment Systems and Disposal Practices.
 - a. Should the permittee change their disposal methods or the biosolids generation and handling processes of the plant, the permittee must notify the Director at least 30 days in advance if the process/method is specified in 40 CFR 503. This includes, but is not limited to, the permanent addition or removal of any biosolids treatment units (i.e., digesters, drying beds, belt presses, etc.) and/or any other change.
 - b. Should the permittee change their disposal methods or the biosolids generation and handling processes of the plant, the permittee must notify the Director at least 180 days in advance if the process/method is not specified in 40 CFR 503. This includes, but is not limited to, the permanent addition or removal of any biosolids treatment units (i.e., digesters, drying beds, belt presses, etc.) and/or any other change.

For any biosolids that are land filled, the requirements in *Section 2.12* of the latest version of the *EPA Region VIII Biosolids Management Handbook* must be followed

- B. Specific Limitations and Monitoring Requirements. All biosolids generated by this facility to be sold or given away to the public shall meet the requirements of *Part III.B.1, 2, 3 and 4* listed below.
1. Metals Limitations. All biosolids sold or given away in a bag or similar container for application to lawns and home gardens must meet the metals limitations as described below. If these metals limitations are not met, the biosolids must be landfilled.

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Pollutant Limits, (40 CFR Part 503.13(b)) Dry Mass Basis				
Heavy Metals	Table 1	Table 2	Table 3	Table 4
	Ceiling Conc. Limits, (mg/kg)	CPLR [†] , (mg/ha)	Pollutant Conc. Limits, (mg/kg)	APLR [‡] , (mg/ha-yr)
Total Arsenic	75	41	41	41
Total Cadmium	85	39	39	39
Total Copper	4300	1500	1500	1500
Total Lead	840	300	300	300
Total Mercury	57	17	17	17
Total Molybdenum	75	N/A	N/A	N/A
Total Nickel	420	420	420	420
Total Selenium	100	100	100	100
Total Zinc	7500	2800	2800	2800

2. Pathogen Limitations. All biosolids sold or given away in a bag or a similar container for application to lawns and home gardens must meet the pathogen limitations for Class A. Land applied biosolids must meet the pathogen limitations for Class B as described below. If the pathogen limitations are not met, the biosolids must be landfilled.
- a. Class A biosolids shall meet one of the pathogen measurement requirements in the following Pathogen Control Class table or shall meet the requirements for a Process to Further Reduce Pathogens as defined in *40 CFR Part 503.32(a) Sewage Sludge – Class A*.
 - b. Class B biosolids shall meet the pathogen measurement requirements in the following Pathogen Control Class table or shall meet the requirements for a Process to Significantly Reduce Pathogens as defined in *40 CFR Part 503.32(b) Sewage Sludge – Class B*. In addition, the permittee shall comply with all applicable site restrictions listed below (*40 CFR Part 503.32,(b),(5)*):
 - (1) Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after application.
 - (2) Food crops with harvested parts below the land surface shall not be harvested for 20 months after application if the biosolids remains on the land surface for four months or more prior to incorporation into the soil.
 - (3) Food crops with harvested parts below the surface of the land shall not be harvested for 38 months after application of sewage sludge when the sewage sludge remains on the land surface for less than four months prior to incorporation into the soil.
 - (4) Food crops, feed crops, and fiber crops shall not be harvested from the land for 30 days after application.
 - (5) Animals shall not be allowed to graze on the land for 30 days after application.

[†] CPLR -- Cumulative Pollutant Loading Rate

[‡] APLR – Annual Pollutant Loading Rate

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- (6) Turf grown on land where biosolids is applied shall not be harvested for one year after application if the harvested turf is placed on either land with a high potential for public exposure or a lawn.
- (7) Public access to land with a high potential for public exposure shall be restricted for one year after application.
- (8) Public access to land with a low potential for public exposure shall be restricted for 30 days after application.
- (9) The sludge or the application of the sludge shall not cause or contribute to the harm of a threatened or endangered species or result in the destruction or adverse modification of critical habitat of a threatened or endangered species after application.

Pathogen Control Class	
Class A	Class B
B Salmonella species –less than three (3) MPN§ per four (4) grams total solids (or less than 1,000 fecal coliforms per gram total solids). or	Fecal Coliforms – less than 2,000,000 MPN per gram total solids. or
Fecal Coliforms – less than 1,000 MPN per gram total solids.	Fecal Coliforms – less than 2,000,000 CFU** per gram total solids.
And - Enteric viruses –less than one (1) MPN (or plaque forming unit) per four (4) grams total solids	
And - Viable helminth ova –less than one (1) MPN per four (4) grams total solids	

3. Vector Attraction Reduction Requirements.

- a. The permittee will meet vector attraction reduction through use of one of the methods listed in *40 CFR 503.33*. Facility is meeting the requirements through the following methods.
 - (1) Facility is meeting vector attraction reduction through *40 CFR Part 503.33,b,8* “The percent solids of sewage sludge that contains un-stabilized solids generated in a primary wastewater treatment process shall be equal to or greater than 90 percent based on the moisture content and total solids prior to mixing with other materials”
 - (2) Facility transfers solids to another facility (E.T. Technologies) where they are stabilized and use as cover on the Salt Lake County Landfill.

If the permittee intends to use another one of the alternatives, the Director and the EPA must be informed at least thirty (30) days prior to its use. This change may be made without additional public comment.

§ MPN – Most Probable Number
** CFU – Colony Forming Units

4. Self-Monitoring Requirements.

- a. At a minimum, upon the effective date of this permit, all chemical pollutants, pathogens and applicable vector attraction reduction requirements shall be monitored according to *40 CFR 503.16(1)(a)*.

Minimum Frequency of Monitoring (40 CFR Part 503.16, 503.26. and 503.46)		
Amount of Biosolids Disposed Per Year		Monitoring Frequency
Dry US Tons	Dry Metric Tons	Per Year or Batch
> 0 to < 320	> 0 to < 290	Once Per Year or Batch
> 320 to < 1650	> 290 to < 1,500 ^{††}	Once a Quarter or Four Times
> 1,650 to < 16,500	> 1,500 to < 15,000	Bi-Monthly or Six Times
> 16,500	> 15,000	Monthly or Twelve Times

- b. Sample collection, preservation and analysis shall be performed in a manner consistent with the requirements of *40 CRF 503* and/or other criteria specific to this permit. A metals analysis is to be performed using *Method SW 846* with *Method 3050* used for digestion. For the digestion procedure, an amount of biosolids equivalent to a dry weight of one gram shall be used. The methods are also described in the latest version of the *Region VIII Biosolids Management Handbook*.
- c. The Director may request additional monitoring for specific pollutants derived from biosolids if the data shows a potential for concern.
- d. After two (2) years of monitoring at the frequency specified, the permittee may request that the Director reduce the sampling frequency for the heavy metals. The frequency cannot be reduced to less than once per year for biosolids that are sold or given away to the public for any parameter. The frequency also cannot be reduced for any of the pathogen or vector attraction reduction requirements listed in this permit.

C. Management Practices of Biosolids.

1. Biosolids Distribution Information

- a. For biosolids that are sold or given away, an information sheet shall be provided to the person who receives the biosolids. The label or information sheet shall contain:
- (1) The name and address of the person who prepared the biosolids for a sale or to be given away.
 - (2) A statement that prohibits the application of the biosolids to the land except in accordance with the instructions on the label or information sheet.

2. Biosolids Application Site Storage

- a. For biosolids or material derived from biosolids that are stored in piles for one year or longer, measures shall be taken to ensure that erosion (whether by wind or water)

^{††} Permittee produces approximately 500 Dry Metric Tons each year, but has successfully petitioned the Director for a reduction in testing as per *Part II.B.4.d* of this permit. Accordingly, the permittee will sample once per year unless they chose to land apply, which will then resume to sampling four times per year.

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does not occur. However, best management practices should also be used for piles used for biosolids treatment. If a treatment pile is considered to have caused a problem, best management practices could be added as a requirement in the next permit renewal

3. Land Application Practices

- a. The permittee shall operate and maintain the land application site operations in accordance with the following requirements:
 - (1) The permittee shall provide to the Director and the EPA within 90 days of the effective date of this permit a land application plan.
 - (2) Application of biosolids shall be conducted in a manner that will not contaminate the groundwater or impair the use classification for that water underlying the sites.
 - (3) Application of biosolids shall be conducted in a manner that will not cause a violation of any receiving water quality standard from discharges of surface runoff from the land application sites. Biosolids shall not be applied to land 10 meters or less from waters of the United States (as defined in 40 CFR 122.2).
 - (4) No person shall apply biosolids for beneficial use to frozen, ice-covered, or snow-covered land where the slope of such land is greater than three percent and is less than or equal to six percent unless one of the following requirements is met:
 - (a) there is 80 percent vegetative ground cover; or,
 - (b) approval has been obtained based upon a plan demonstrating adequate runoff containment measures.
 - (5) Application of biosolids is prohibited to frozen, ice-covered, or snow covered sites where the slope of the site exceeds six percent.
 - (6) Agronomic Rate
 - (a) Application of biosolids shall be conducted in a manner that does not exceed the agronomic rate for available nitrogen of the crops grown on the site. At a minimum, the permittee is required to follow the methods for calculating agronomic rate outlined in the latest version of the *Region VIII Biosolids Management Handbook* (other methods may be approved by the Director). The treatment plant shall provide written notification to the applier of the biosolids of the concentration of total nitrogen (as N on a dry weight basis) in the biosolids. Written permission from the Director is required to exceed the agronomic rate.
 - (b) The permittee may request the limits of *Part III, C, 6* be modified if different limits would be justified based on local conditions. The limits are required to be developed in cooperation with the local agricultural extension office or university.

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- (c) Deep soil monitoring for nitrate-nitrogen is required for all land application sites (does not apply to sites where biosolids are applied less than once every five years). A minimum of six samples for each 320 (or less) acre area is to be collected. These samples are to be collected down to either a 5 foot depth, or the confining layer, whichever is shallower (sample at 1 foot, 2 foot, 3 foot, 4 foot and 5 foot intervals). Each of these one-foot interval samples shall be analyzed for nitrate-nitrogen. In addition to the one-foot interval samples, a composite sample of the 5 foot intervals shall be taken, and analyzed for nitrate-nitrogen as well. Samples are required to be taken once every five years for non-irrigated sites that receive more than 18 inches of precipitation annually or for irrigated sites
- (7) Biosolids shall not be applied to any site area with standing surface water. If the annual high groundwater level is known or suspected to be within five feet of the surface, additional deep soil monitoring for nitrate-nitrogen as described in *Part III.C.(6),(c)*. is to be performed. At a minimum, this additional monitoring will involve a collection of more samples in the affected area and possibly more frequent sampling. The exact number of samples to be collected will be outlined in a deep soil monitoring plan to be submitted to the Director and the EPA within 90 days of the effective date of this permit. The plan is subject to approval by the Director.
- (8) The specified cover crop shall be planted during the next available planting season. If this does not occur, the permittee shall notify the Director in writing. Additional restrictions may be placed on the application of the biosolids on that site on a case-by-case basis to control nitrate movement. Deep soil monitoring may be increased under the discretion of the Director.
- (9) When weather and or soil conditions prevent adherence to the biosolids application procedure, biosolids shall not be applied on the site.
- (10) For biosolids that are sold or given away, an information sheet shall be provided to the person who receives the biosolids. The label or information sheet shall contain:
- (a) The name and address of the person who prepared the biosolids for sale or give away for application to the land.
 - (b) A statement that prohibits the application of the biosolids to the land except in accordance with the instructions on the label or information sheet.
 - (c) The annual whole biosolids application rate for the biosolids that do not cause the metals loading rates in Tables 1, 2, and 3 (*Part III.B.1.*) to be exceeded.
- (11) Biosolids subject to the cumulative pollutant loading rates in Table 2 (*Part III.B.1.*) shall not be applied to agricultural land, forest, a public contact site, or a reclamation site if any of the cumulative pollutant loading rates in Table 2 have been reached.

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- (12) If the treatment plant applies the biosolids, it shall provide the owner or leaseholder of the land on which the biosolids are applied notice and necessary information to comply with the requirements in this permit.
- (13) The permittee shall inspect the application of the biosolids to active sites to prevent malfunctions and deterioration, operator errors and discharges, which may cause or lead to the release of biosolids to the environment or a threat to human health. The permittee must conduct these inspections often enough to identify problems in time to correct them before they harm human health or the environment. The permittee shall keep an inspection log or summary including at least the date and time of inspection, the printed name and the handwritten signature of the inspector, a notation of observations made and the date and nature of any repairs or corrective action.

- D. Special Conditions on Biosolids Storage. Permanent storage of biosolids is prohibited. Biosolids shall not be temporarily stored for more than two (2) years. Written permission to store biosolids for more than two years must be obtained from the Director. Storage of biosolids for more than two years will be allowed only if it is determined that significant treatment is occurring.
- E. Representative Sampling. Biosolids samples used to measure compliance with *Part III* of this Permit shall be collected at locations representative of the quality of biosolids generated at the treatment works and immediately prior to land application.
- F. Reporting of Monitoring Results.
 1. Biosolids. The permittee shall provide the results of all monitoring performed in accordance with *Part III.B*, and information on management practices, biosolids treatment, site restrictions and certifications shall be provided no later than February 19 of each year. Each report is for the previous calendar year. If no biosolids were sold or given away during the reporting period, "no biosolids were sold or given away" shall be reported. Legible copies of these, and all other reports required herein, shall be signed and certified in accordance with the *Signatory Requirements (see Part VII.G)*, and submitted to the Utah Division of Water Quality by NetDMR^{‡‡} or at the following address:

Original to: Biosolids Coordinator
 Utah Division of Water Quality
 PO Box 144870
 Salt Lake City Utah, 84114-4870

- G. Additional Record Keeping Requirements Specific to Biosolids.
 1. Unless otherwise required by the Director, **the permittee is not required to keep records** on compost products if the permittee prepared them from biosolids that meet the limits in Table 3 (*Part III.B.1*), the Class A pathogen requirements in *Part III.B.2* and the vector attraction reduction requirements in *Part III.B.3*. The Director may notify the permittee that additional record keeping is required if it is determined to be significant to protecting public health and the environment.

^{‡‡} Starting January 1, 2017 monitoring results must be submitted using NetDMR unless the permittee has successfully petitioned for an exception. Annual Biosolids Reports should also be submitted through this system.

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2. **The permittee is required** to keep the following information for at least 5 years:
 - a. Concentration of each heavy metal in Table 3 (*Part III.B.1*).
 - b. A description of how the pathogen reduction requirements in *Part III.B.2* were met.
 - c. A description of how the vector attraction reduction requirements in *Part III.B.3* were met.
 - d. A description of how the management practices in *Part III.C* were met (if necessary).
 - e. The following certification statement:

"I certify under the penalty of law, that the heavy metals requirements in *Part III.B.1*, the pathogen requirements in *Part III.B.2*, the vector attraction requirements in *Part III.B.3*, the management practices in *Part III.C*. This determination has been made under my direction and supervision in accordance with the system designed to assure that qualified personnel properly gather and evaluate the information used to determine that the pathogen requirements, the vector attraction reduction requirements and the management practices have been met. I am aware that there are significant penalties for false certification including the possibility of imprisonment."
3. The permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit and records of all data used to complete the application for this permit for the life of the permit. Data collected on site, copies of Biosolids Report forms, and a copy of this UPDES biosolids-only permit must be maintained on site during the duration of activity at the permitted location.

IV. STORM WATER REQUIREMENTS.

- A. Coverage of This Section. The requirements listed under this section shall apply to storm water discharges. Storm water discharges from the following portions of the facility may be eligible for coverage under this permit: biosolids drying beds, haul or access roads on which transportation of biosolids may occur, grit screen cleaning areas, chemical loading, unloading and storage areas, salt or sand storage areas, vehicle or equipment storage and maintenance areas, or any other wastewater treatment device or system, used in the storage, treatment, recycling, and reclamation of municipal or domestic sewage, including lands dedicated to the disposal of sewage sludge that are located within the confines of the facility that may have a reasonable expectation to contribute to pollutants in a storm water discharge.
- B. Prohibition of Non-Storm Water Discharges. Except for discharges identified in *Part I.*, and discharges described below in this paragraph, non-storm water discharges are prohibited. The following non-storm water discharges may be authorized under this permit provided the non-storm water component of the discharge is in compliance with this section; discharges from firefighting activities; fire hydrant flushing; potable water sources including waterline flushing; drinking fountain water; irrigation drainage and lawn watering; routine external building wash down water where detergents or other compounds have not been used in the process; pavement wash waters where spills or leaks of toxic or hazardous materials (including oils and fuels) have not occurred (unless all spilled material has been removed) and where detergents are not used; air conditioning condensate; uncontaminated compressor condensate; uncontaminated springs; uncontaminated ground water; and foundation or footing drains where flows are not contaminated with process materials such as solvents.
- C. Storm Water Pollution Prevention Plan Requirements. The permittee must have (on site) and implement a storm water pollution prevention plan as a condition of this permit.
1. Contents of the Plan. The plan shall include, at a minimum, the following items:
 - a. *Pollution Prevention Team.* Each plan shall identify a specific individual or individuals within the facility organization as members of a storm water Pollution Prevention Team who are responsible for developing the storm water pollution prevention plan and assisting the facility or plant manager in its implementation, maintenance, and revision. The plan shall clearly identify the responsibilities of each team member. The activities and responsibilities of the team shall address all aspects of the facility's storm water pollution prevention plan.
 - b. *Description of Potential Pollutant Sources.* Each plan shall provide a description of potential sources which may reasonably be expected to add significant amounts of pollutants to storm water discharges or which may result in the discharge of pollutants during dry weather from separate storm sewers draining the facility. Each plan shall identify all activities and significant materials which may be reasonably expected to have the potential as a significant pollutant source. Each plan shall include, at a minimum:
 - (1) *Drainage.* A site map indicating drainage areas and storm water outfalls. For each area of the facility that generates storm water discharges associated with the wastewater treatment related activity with a reasonable potential for containing significant amounts of pollutants, a prediction of the direction of flow and an identification of the types of pollutants that are likely to be present

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in storm water discharges associated with the activity. Factors to consider include the toxicity of the pollutant; quantity of chemicals used, produced or discharged; the likelihood of contact with storm water; and history of significant leaks or spills of toxic or hazardous pollutants. Flows with a significant potential for causing erosion shall be identified. The site map shall include but not be limited to:

- (a) Drainage direction and discharge points from all wastewater associated activities including but not limited to grit screen cleaning, bio-solids drying beds and transport, chemical/material loading, unloading and storage areas, vehicle maintenance areas, salt or sand storage areas.
 - (b) Location of any erosion and sediment control structure or other control measures utilized for reducing pollutants in storm water runoff.
 - (c) Location of bio-solids drying beds where exposed to precipitation or where the transportation of bio-solids may be spilled onto internal roadways or tracked off site.
 - (d) Location where grit screen cleaning or other routinely performed industrial activities are located and are exposed to precipitation.
 - (e) Location of any handling, loading, unloading or storage of chemicals or potential pollutants such as caustics, hydraulic fluids, lubricants, solvents or other petroleum products, or hazardous wastes and where these may be exposed to precipitation.
 - (f) Locations where any major spills or leaks of toxic or hazardous materials have occurred.
 - (g) Location of any sand or salt piles.
 - (h) Location of fueling stations or vehicle and equipment maintenance and cleaning areas that are exposed to precipitation.
 - (i) Location of receiving streams or other surface water bodies.
 - (j) Locations of outfalls and the types of discharges contained in the drainage areas of the outfalls.
- (2) *Inventory of Exposed Materials.* An inventory of the types of materials handled at the site that potentially may be exposed to precipitation. Such inventory shall include a narrative description of significant materials that have been handled, treated, stored or disposed in a manner to allow exposure to storm water between the time of 3 years prior to the effective date of this permit and the present; method and location of onsite storage or disposal; materials management practices employed to minimize contact of materials with storm water runoff between the time of 3 years prior to the effective date of this permit and the present; the location and a description of existing structural and nonstructural control measures to reduce pollutants in storm water runoff; and a description of any treatment the storm water receives.

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- (3) *Spills and Leaks.* A list of significant spills and significant leaks of toxic or hazardous pollutants that occurred at areas that are exposed to precipitation or that otherwise drain to a storm water conveyance at the facility after the date of 3 years prior to the effective date of this permit. Such list shall be updated as appropriate during the term of the permit.
 - (4) *Sampling Data.* A summary of existing discharge sampling data describing pollutants in storm water discharges from the facility, including a summary of sampling data collected during the term of this permit.
 - (5) *Summary of Potential Pollutant Sources and Risk Assessment.* A narrative description of the potential pollutant sources from the following activities associated with treatment works: access roads/rail lines; loading and unloading operations; outdoor storage activities; material handling sites; outdoor vehicle storage or maintenance sites; significant dust or particulate generating processes; and onsite waste disposal practices. Specific potential pollutants shall be identified where known.
- c. *Measures and Controls.* The permittee shall develop a description of storm water management controls appropriate for the facility, and implement such controls. The appropriateness and priorities of controls in a plan shall reflect identified potential sources of pollutants at the facility. The description of storm water management controls shall address the following minimum components, including a schedule for implementing such controls:
- (1) *Good Housekeeping.* All areas that may contribute pollutants to storm water discharges shall be maintained in a clean, orderly manner. These are practices that would minimize the generation of pollutants at the source or before it would be necessary to employ sediment ponds or other control measures at the discharge outlets. Where applicable, such measures or other equivalent measures would include the following: sweepers and covered storage to minimize dust generation and storm runoff; conservation of vegetation where possible to minimize erosion; sweeping of haul roads, bio-solids access points, and exits to reduce or eliminate off site tracking; sweeping of sand or salt storage areas to minimize entrainment in storm water runoff; collection, removal, and proper disposal of waste oils and other fluids resulting from vehicle and equipment maintenance; other equivalent measures to address identified potential sources of pollution.
 - (2) *Preventive Maintenance.* A preventive maintenance program shall involve timely inspection and maintenance of storm water management devices (e.g., cleaning oil/water separators, catch basins) as well as inspecting and testing facility equipment and systems to uncover conditions that could cause breakdowns or failures resulting in discharges of pollutants to surface waters, and ensuring appropriate maintenance of such equipment and systems.
 - (3) *Spill Prevention and Response Procedures.* Areas where potential spills that can contribute pollutants to storm water discharges can occur, and their accompanying drainage points, shall be identified clearly in the storm water pollution prevention plan. Where appropriate, specifying material handling

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procedures, storage requirements, and use of equipment such as diversion valves in the plan should be considered. Procedures and equipment for cleaning up spills shall be identified in the plan and made available to the appropriate personnel.

- (4) *Inspections.* In addition to the comprehensive site evaluation required under paragraph (*Part IV.C.1.c.(10)*) of this section, qualified facility personnel shall be identified to inspect designated equipment and areas of the facility on a periodic basis. The following areas shall be included in all inspections: access roads/rail lines, equipment storage and maintenance areas (both indoor and outdoor areas); fueling; material handling areas, residual treatment, storage, and disposal areas; and wastewater treatment areas. A set of tracking or follow-up procedures shall be used to ensure that appropriate actions are taken in response to the inspections. Records of inspections shall be maintained. The use of a checklist developed by the facility is encouraged.
- (5) *Employee Training.* Employee training programs shall inform personnel responsible for implementing activities identified in the storm water pollution prevention plan or otherwise responsible for storm water management at all levels of responsibility of the components and goals of the storm water pollution prevention plan. Training should address topics such as spill response, good housekeeping and material management practices. The pollution prevention plan shall identify how often training will take place, but training should be held at least annually (once per calendar year). Employee training must, at a minimum, address the following areas when applicable to a facility: petroleum product management; process chemical management; spill prevention and control; fueling procedures; general good housekeeping practices; proper procedures for using fertilizers, herbicides and pesticides.
- (6) *Record keeping and Internal Reporting Procedures.* A description of incidents (such as spills, or other discharges), along with other information describing the quality and quantity of storm water discharges shall be included in the plan required under this part. Inspections and maintenance activities shall be documented and records of such activities shall be incorporated into the plan.
- (7) *Non-storm Water Discharges.*
 - (a) *Certification.* The plan shall include a certification that the discharge has been tested or evaluated for the presence of non-storm water discharges. The certification shall include the identification of potential significant sources of non-storm water at the site, a description of the results of any test and/or evaluation for the presence of non-storm water discharges, the evaluation criteria or testing method used, the date of any testing and/or evaluation, and the onsite drainage points that were directly observed during the test. Certifications shall be signed in accordance with *Part VII.G* of this permit.
 - (b) *Exceptions.* Except for flows from firefighting activities, sources of non-storm water listed in *Part IV.B. (Prohibition of Non-storm Water Discharges)* of this permit that are combined with storm water discharges associated with industrial activity must be identified in the plan. The plan

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shall identify and ensure the implementation of appropriate pollution prevention measures for the non-storm water component(s) of the discharge.

- (c) *Failure to Certify.* Any facility that is unable to provide the certification required (testing for non-storm water discharges), must notify the *Director* within 180 days after the effective date of this permit. If the failure to certify is caused by the inability to perform adequate tests or evaluations, such notification shall describe: the procedure of any test conducted for the presence of non-storm water discharges; the results of such test or other relevant observations; potential sources of non-storm water discharges to the storm sewer; and why adequate tests for such storm sewers were not feasible. Non-storm water discharges to waters of the State, which are not, authorized by a *UPDES* permit are unlawful, and must be terminated.
- (8) *Sediment and Erosion Control.* The plan shall identify areas, which, due to topography, activities, or other factors, have a high potential for significant soil erosion, and identify structural, vegetative, and/or stabilization measures to be used to limit erosion.
- (9) *Management of Runoff.* The plan shall contain a narrative consideration of the appropriateness of traditional storm water management practices (practices other than those which control the generation or source(s) of pollutants) used to divert, infiltrate, reuse, or otherwise manage storm water runoff in a manner that reduces pollutants in storm water discharges from the site. The plan shall provide that measures that the permittee determines to be reasonable and appropriate shall be implemented and maintained. The potential of various sources at the facility to contribute pollutants to storm water discharges associated with industrial activity *Part IV.C.1.b* (Description of Potential Pollutant Sources) of this permit] shall be considered when determining reasonable and appropriate measures. Appropriate measures or other equivalent measures may include: vegetative swales and practices, reuse of collected storm water (such as for a process or as an irrigation source), inlet controls (such as oil/water separators), snow management activities, infiltration devices, wet detention/retention devices and discharging storm water through the wastewater facility for treatment.
- (10) *Comprehensive Site Compliance Evaluation.* Qualified personnel shall conduct site compliance evaluations at appropriate intervals specified in the plan, but in no case less than once a year. Such evaluations shall provide:
- (a) Areas contributing to a storm water discharge associated with industrial activity shall be visually inspected for evidence of, or the potential for, pollutants entering the drainage system. Measures to reduce pollutant loadings shall be evaluated to determine whether they are adequate and properly implemented in accordance with the terms of the permit or whether additional control measures are needed. Structural storm water management measures, sediment and erosion control measures, and other structural pollution prevention measures identified in the plan shall be observed to ensure that they are operating correctly. A visual inspection of

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equipment needed to implement the plan, such as spill response equipment, shall be made.

- (b) Based on the results of the evaluation, the description of potential pollutant sources identified in the plan in accordance with *Part IV.C.1.b* (Description of Potential Pollutant Sources) of this section and pollution prevention measures and controls identified in the plan in accordance with *Part IV.C.1.c*. (Measures and Controls) of this section shall be revised as appropriate within 2 weeks of such evaluation and shall provide for implementation of any changes to the plan in a timely manner, but in no case more than 12 weeks after the evaluation.
 - (c) A report summarizing the scope of the evaluation, personnel making the evaluation, the date(s) of the evaluation, major observations relating to the implementation of the storm water pollution prevention plan, and actions taken in accordance with paragraph (b) (above) shall be made and retained as part of the storm water pollution prevention plan for at least 3 years after the date of the evaluation. The report shall identify any incidents of noncompliance. Where a report does not identify any incidents of noncompliance, the report shall contain a certification that the facility is in compliance with the storm water pollution prevention plan and this permit. The report shall be signed in accordance with *Part VII.G* (Signatory Requirements) of this permit.
- (11) *Deadlines for Plan Preparation and Compliance.* The permittee shall prepare and implement a plan in compliance with the provisions of this section within 270 days of the effective date of this permit. If the permittee already has a plan, it shall be revised according to *Part IV.C.1.c.(10)*, Comprehensive Site Evaluation.
- (12) *Keeping Plans Current.* The permittee shall amend the plan whenever there is a change in design, construction, operation, or maintenance, that has a significant effect on the potential for the discharge of pollutants to the waters of the state or if the storm water pollution prevention plan proves to be ineffective in eliminating or significantly minimizing pollutants from sources identified by the plan, or in otherwise achieving the general objective of controlling pollutants in storm water discharges associated with the activities at the facility.

D. Monitoring and Reporting Requirements.

1. Quarterly Visual Examination of Storm Water Quality. Facilities shall perform and document a visual examination of a storm water discharge associated with industrial activity from each outfall, except discharges exempted below. The examination must be made at least once in each of the following designated periods during daylight hours unless there is insufficient rainfall or snow melt to produce a runoff event: January through March; April through June; July through September; and October through December.
 - a. *Sample and Data Collection.* Examinations shall be made of samples collected within the first 30 minutes (or as soon thereafter as practical, but not to exceed 1 hour) of when the runoff or snowmelt begins discharging. The examinations shall

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document observations of color, odor, clarity, floating solids, settled solids, suspended solids, foam, oil sheen, and other obvious indicators of storm water pollution. The examination must be conducted in a well-lit area. No analytical tests are required to be performed on the samples. All such samples shall be collected from the discharge resulting from a storm event that is greater than 0.1 inches in magnitude and that occurs at least 72 hours from the previously measurable (greater than 0.1 inch rainfall) storm event. Where practicable, the same individual should carry out the collection and examination of discharges for entire permit term.

- b. *Visual Storm Water Discharge Examination Reports.* Visual examination reports must be maintained onsite in the pollution prevention plan. The report shall include the examination date and time, examination personnel, the nature of the discharge (i.e., runoff or snow melt), visual quality of the storm water discharge (including observations of color, odor, clarity, floating solids, settled solids, suspended solids, foam, oil sheen, and other obvious indicators of storm water pollution), and probable sources of any observed storm water contamination.
- c. *Representative Discharge.* When the permittee has two or more outfalls that, based on a consideration of industrial activity, significant materials, and management practices and activities within the area drained by the outfall, the permittee reasonably believes discharge substantially identical effluents, the permittee may collect a sample of effluent of one of such outfalls and report that the observation data also applies to the substantially identical outfall(s) provided that the permittee includes in the storm water pollution prevention plan a description of the location of the outfalls and explains in detail why the outfalls are expected to discharge substantially identical effluents. In addition, for each outfall that the permittee believes is representative, an estimate of the size of the drainage area (in square feet) and an estimate of the runoff coefficient of the drainage area [e.g., low (under 40 percent), medium (40 to 65 percent), or high (above 65 percent)] shall be provided in the plan.
- d. *Adverse Conditions.* When a discharger is unable to collect samples over the course of the visual examination period as a result of adverse climatic conditions, the discharger must document the reason for not performing the visual examination and retain this documentation onsite with the results of the visual examination. Adverse weather conditions, which may prohibit the collection of samples, include weather conditions that create dangerous conditions for personnel (such as local flooding, high winds, hurricane, tornadoes, electrical storms, etc.) or otherwise make the collection of a sample impracticable (drought, extended frozen conditions, etc.).
- e. *Inactive and Unstaffed Site.* When a discharger is unable to conduct visual storm water examinations at an inactive and unstaffed site, the operator of the facility may exercise a waiver of the monitoring requirement as long as the facility remains inactive and unstaffed. The facility must maintain a certification with the pollution prevention plan stating that the site is inactive and unstaffed so that performing visual examinations during a qualifying event is not feasible.

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V. MONITORING, RECORDING & GENERAL REPORTING REQUIREMENTS

- A. Representative Sampling. Samples taken in compliance with the monitoring requirements established under *Part I* shall be collected from the effluent stream prior to discharge into the receiving waters. Samples and measurements shall be representative of the volume and nature of the monitored discharge. Samples of biosolids shall be collected at a location representative of the quality of biosolids immediately prior to the use-disposal practice.
- B. Monitoring Procedures. Monitoring must be conducted according to test procedures approved under *Utah Administrative Code ("UAC") R317-2-10 and 40CFR Part 503*, unless other test procedures have been specified in this permit.
- C. Penalties for Tampering. The *Act* provides that any person who falsifies, tampers with, or knowingly renders inaccurate, any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than six months per violation, or by both.
- D. Compliance Schedules. Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any Compliance Schedule of this permit shall be submitted no later than 14 days following each schedule date.
- E. Additional Monitoring by the Permittee. If the permittee monitors any parameter more frequently than required by this permit, using test procedures approved under *UAC R317-2-10 and 40 CFR 503* or as specified in this permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR or the Biosolids Report Form. Such increased frequency shall also be indicated. Only those parameters required by the permit need to be reported.
- F. Records Contents. Records of monitoring information shall include:
1. The date, exact place, and time of sampling or measurements;
 2. The individual(s) who performed the sampling or measurements;
 3. The date(s) and time(s) analyses were performed;
 4. The individual(s) who performed the analyses;
 5. The analytical techniques or methods used; and,
 6. The results of such analyses.
- G. Retention of Records. The permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit, for a period of at least five years from the date of the sample, measurement, report or application. This period may be extended by request of the Director at any time. A copy of this UPDES permit must be maintained on site during the duration of activity at the permitted location
- H. Twenty-four Hour Notice of Noncompliance Reporting.
1. The permittee shall (orally) report any noncompliance including transportation accidents, spills, and uncontrolled runoff from biosolids transfer or land application sites which may seriously endanger health or environment, as soon as possible, but no later than twenty-four (24) hours from the time the permittee first became aware of circumstances. The

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report shall be made to the Division of Water Quality, or the 24-hour answering service (801) 536-4123.

2. The following occurrences of noncompliance shall be reported by telephone (801) 536-4300 as soon as possible but no later than 24 hours from the time the permittee becomes aware of the circumstances:
 - a. Any noncompliance which may endanger health or the environment;
 - b. Any unanticipated bypass, which exceeds any effluent limitation in the permit (See *Part VI.G, Bypass of Treatment Facilities.*);
 - c. Any upset which exceeds any effluent limitation in the permit (See *Part VI.H, Upset Conditions.*);
 - d. Violation of a daily discharge limitation for any of the pollutants listed in the permit; or,
 - e. Violation of any of the Table 3 metals limits, the pathogen limits, the vector attraction reduction limits or the management practices for biosolids that have been sold or given away.
3. A written submission shall also be provided within five days of the time that the permittee becomes aware of the circumstances. The written submission shall contain:
 - a. A description of the noncompliance and its cause;
 - b. The period of noncompliance, including exact dates and times;
 - c. The estimated time noncompliance is expected to continue if it has not been corrected;
 - d. Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance; and,
 - e. Steps taken, if any, to mitigate the adverse impacts on the environment and human health during the noncompliance period.
4. The Director may waive the written report on a case-by-case basis if the oral report has been received within 24 hours by the Division of Water Quality, (801) 536-4300.
5. Reports shall be submitted to the addresses in *Part I.D, Reporting of Monitoring Results.*
- I. Other Noncompliance Reporting. Instances of noncompliance not required to be reported within 24 hours shall be reported at the time that monitoring reports for *Part I.D* are submitted. The reports shall contain the information listed in *Part V.H.3*
- J. Inspection and Entry The permittee shall allow the Director, or an authorized representative, upon the presentation of credentials and other documents as may be required by law, to:
 1. Enter upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of the permit;

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2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
3. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit, including but not limited to, biosolids treatment, collection, storage facilities or area, transport vehicles and containers, and land application sites;
4. Sample or monitor at reasonable times, for the purpose of assuring permit compliance or as otherwise authorized by the *Act*, any substances or parameters at any location, including, but not limited to, digested biosolids before dewatering, dewatered biosolids, biosolids transfer or staging areas, any ground or surface waters at the land application sites or biosolids, soils, or vegetation on the land application sites; and,
5. The permittee shall make the necessary arrangements with the landowner or leaseholder to obtain permission or clearance, the Director, or authorized representative, upon the presentation of credentials and other documents as may be required by law, will be permitted to enter without delay for the purposes of performing their responsibilities.

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VI. COMPLIANCE RESPONSIBILITIES

- A. Duty to Comply. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application. The permittee shall give advance notice to the Director of any planned changes in the permitted facility or activity, which may result in noncompliance with permit requirements.
- B. Penalties for Violations of Permit Conditions. The Act provides that any person who violates a permit condition implementing provisions of the Act is subject to a civil penalty not to exceed \$10,000 per day of such violation. Any person who willfully or negligently violates permit conditions or the Act is subject to a fine not exceeding \$25,000 per day of violation. Any person convicted under UCA 19-5-115(2) a second time shall be punished by a fine not exceeding \$50,000 per day. Except as provided at Part VI.G, *Bypass of Treatment Facilities* and Part VI.H, *Upset Conditions*, nothing in this permit shall be construed to relieve the permittee of the civil or criminal penalties for noncompliance.
- C. Need to Halt or Reduce Activity not a Defense. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.
- D. Duty to Mitigate. The permittee shall take all reasonable steps to minimize or prevent any discharge in violation of this permit, which has a reasonable likelihood of adversely affecting human health or the environment. The permittee shall also take all reasonable steps to minimize or prevent any land application in violation of this permit.
- E. Proper Operation and Maintenance. The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance also includes adequate laboratory controls and quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems, which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit.
- F. Removed Substances. Collected screening, grit, solids, sludge, or other pollutants removed in the course of treatment shall be disposed of in such a manner so as to prevent any pollutant from entering any waters of the state or creating a health hazard. Sludge/digester supernatant and filter backwash shall not directly enter either the final effluent or waters of the state by any other direct route.
- G. Bypass of Treatment Facilities.
1. Bypass Not Exceeding Limitations. The permittee may allow any bypass to occur which does not cause effluent limitations to be exceeded, but only if it also is for essential maintenance to assure efficient operation. These bypasses are not subject to paragraph 2 and 3 of this section.

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2. Prohibition of Bypass.

- a. Bypass is prohibited, and the Director may take enforcement action against a permittee for bypass, unless:
 - (1) Bypass was unavoidable to prevent loss of human life, personal injury, or severe property damage;
 - (2) There were no feasible alternatives to bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate backup equipment should have been installed in the exercise of reasonable engineering judgement to prevent a bypass which occurred during normal periods of equipment downtime or preventive maintenance, and
 - (3) The permittee submitted notices as required under *section VI.G.3*.
- b. The Director may approve an anticipated bypass, after considering its adverse effects, if the Director determines that it will meet the three conditions listed in *sections VI.G.2.a (1), (2) and (3)*.

3. Notice.

- a. *Anticipated bypass.* Except as provided above in *section VI.G.2* and below in *section VI.G.3.b*, if the permittee knows in advance of the need for a bypass, it shall submit prior notice, at least ninety days before the date of bypass. The prior notice shall include the following unless otherwise waived by the Director:
 - (1) Evaluation of alternative to bypass, including cost-benefit analysis containing an assessment of anticipated resource damages;
 - (2) A specific bypass plan describing the work to be performed including scheduled dates and times. The permittee must notify the Director in advance of any changes to the bypass schedule;
 - (3) Description of specific measures to be taken to minimize environmental and public health impacts;
 - (4) A notification plan sufficient to alert all downstream users, the public and others reasonably expected to be impacted by the bypass;
 - (5) A water quality assessment plan to include sufficient monitoring of the receiving water before, during and following the bypass to enable evaluation of public health risks and environmental impacts; and,
 - (6) Any additional information requested by the Director.

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- b. *Emergency Bypass.* Where ninety days advance notice is not possible, the permittee must notify the Director, and the Director of the Department of Natural Resources, as soon as it becomes aware of the need to bypass and provide to the Director the information in *section VI.G.3.a.(1) through (6)* to the extent practicable.
- c. *Unanticipated bypass.* The permittee shall submit notice of an unanticipated bypass to the Director as required under *Part IV.H, Twenty Four Hour Reporting.* The permittee shall also immediately notify the Director of the Department of Natural Resources, the public and downstream users and shall implement measures to minimize impacts to public health and environment to the extent practicable.

H. Upset Conditions.

- 1. Effect of an upset. An upset constitutes an affirmative defense to an action brought for noncompliance with technology based permit effluent limitations if the requirements of paragraph 2 of this section are met. Director's administrative determination regarding a claim of upset cannot be judiciously challenged by the permittee until such time as an action is initiated for noncompliance.
- 2. Conditions necessary for a demonstration of upset. A permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:
 - a. An upset occurred and that the permittee can identify the cause(s) of the upset;
 - b. The permitted facility was at the time being properly operated;
 - c. The permittee submitted notice of the upset as required under *Part V.H, Twenty-four Hour Notice of Noncompliance Reporting;* and,
 - d. The permittee complied with any remedial measures required under *Part VI.D, Duty to Mitigate.*
- 3. Burden of proof. In any enforcement proceeding, the permittee seeking to establish the occurrence of an upset has the burden of proof.

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VII. GENERAL REQUIREMENTS

- A. Planned Changes. The permittee shall give notice to the Director as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required only when the alteration or addition could significantly change the nature or increase the quantity of parameters discharged or pollutant sold or given away. This notification applies to pollutants, which are not subject to effluent limitations in the permit. In addition, if there are any planned substantial changes to the permittee's existing sludge facilities or their manner of operation or to current sludge management practices of storage and disposal, the permittee shall give notice to the Director of any planned changes at least 30 days prior to their implementation.
- B. Anticipated Noncompliance. The permittee shall give advance notice to the Director of any planned changes in the permitted facility or activity, which may result in noncompliance with permit requirements.
- C. Permit Actions. This permit may be modified, revoked and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition.
- D. Duty to Reapply. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee shall apply for and obtain a new permit. The application shall be submitted at least 180 days before the expiration date of this permit.
- E. Duty to Provide Information. The permittee shall furnish to the Director, within a reasonable time, any information which the Director may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Director, upon request, copies of records required to be kept by this permit.
- F. Other Information. When the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or any report to the Director, it shall promptly submit such facts or information.
- G. Signatory Requirements. All applications, reports or information submitted to the Director shall be signed and certified.
1. All permit applications shall be signed by either a principal executive officer or ranking elected official.
 2. All reports required by the permit and other information requested by the Director shall be signed by a person described above or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described above and submitted to the Director, and,
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager,

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superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters. A duly authorized representative may thus be either a named individual or any individual occupying a named position.

3. Changes to authorization. If an authorization under *paragraph VII.G.2* is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of *paragraph VII.G.2* must be submitted to the Director prior to or together with any reports, information, or applications to be signed by an authorized representative.
4. Certification. Any person signing a document under this section shall make the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

- H. Penalties for Falsification of Reports. The *Act* provides that any person who knowingly makes any false statement, representation, or certification in any record or other document submitted or required to be maintained under this permit, including monitoring reports or reports of compliance or noncompliance shall, upon conviction be punished by a fine of not more than \$10,000.00 per violation, or by imprisonment for not more than six months per violation, or by both.
- I. Availability of Reports. Except for data determined to be confidential under *UAC R317-8-3.2*, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the office of Director. As required by the *Act*, permit applications, permits and effluent data shall not be considered confidential.
- J. Oil and Hazardous Substance Liability. Nothing in this permit shall be construed to preclude the permittee of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties to which the permittee is or may be subject under the *Act*.
- K. Property Rights. The issuance of this permit does not convey any property rights of any sort, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations.
- L. Severability. The provisions of this permit are severable, and if any provisions of this permit, or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected thereby.
- M. Transfers. This permit may be automatically transferred to a new permittee if:

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1. The current permittee notifies the Director at least 20 days in advance of the proposed transfer date;
 2. The notice includes a written agreement between the existing and new permittee's containing a specific date for transfer of permit responsibility, coverage, and liability between them; and,
 3. The Director does not notify the existing permittee and the proposed new permittee of his or her intent to modify, or revoke and reissue the permit. If this notice is not received, the transfer is effective on the date specified in the agreement mentioned in paragraph 2 above.
- N. State or Federal Laws. Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties established pursuant to any applicable state law or regulation under authority preserved by *UCA 19-5-117* and *Section 510* of the *Act* or any applicable Federal or State transportation regulations, such as but not limited to the Department of Transportation regulations.
- O. Water Quality - Reopener Provision. This permit may be reopened and modified (following proper administrative procedures) to include the appropriate effluent limitations and compliance schedule, if necessary, if one or more of the following events occurs:
1. Water Quality Standards for the receiving water(s) to which the permittee discharges are modified in such a manner as to require different effluent limits than contained in this permit.
 2. A final wasteload allocation is developed and approved by the State and/or EPA for incorporation in this permit.
 3. Revisions to the current CWA § 208 area wide treatment management plans or promulgations/revisions to TMDLs (40 CFR 130.7) approved by the EPA and adopted by DWQ which calls for different effluent limitations than contained in this permit.
- P. Biosolids – Reopener Provision. This permit may be reopened and modified (following proper administrative procedures) to include the appropriate biosolids limitations (and compliance schedule, if necessary), management practices, other appropriate requirements to protect public health and the environment, or if there have been substantial changes (or such changes are planned) in biosolids use or disposal practices; applicable management practices or numerical limitations for pollutants in biosolids have been promulgated which are more stringent than the requirements in this permit; and/or it has been determined that the permittees biosolids use or land application practices do not comply with existing applicable state of federal regulations.
- Q. Toxicity Limitation - Reopener Provision. This permit may be reopened and modified (following proper administrative procedures) to include, whole effluent toxicity (WET) limitations, a compliance date, a compliance schedule, a change in the whole effluent toxicity (biomonitoring) protocol, additional or modified numerical limitations, or any other conditions related to the control of toxicants if one or more of the following events occur;

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1. Toxicity is detected, as per *Part I.C.4.a* and *b* of this permit, during the duration of this permit.
 2. The TRE results indicate that the toxicant(s) represent pollutant(s) or pollutant parameter(s) that may be controlled with specific numerical limits, and the Director concludes that numerical controls are appropriate.
 3. Following the implementation of numerical control(s) of toxicant(s), the Director agrees that a modified biomonitoring protocol is necessary to compensate for those toxicants that are controlled numerically.
 4. The TRE reveals other unique conditions or characteristics, which in the opinion of the permit issuing authority justify the incorporation of unanticipated special conditions in the permit.
- R. Storm Water-Reopener Provision. At any time during the duration (life) of this permit, this permit may be reopened and modified (following proper administrative procedures) as per *UAC R317.8*, to include, any applicable storm water provisions and requirements, a storm water pollution prevention plan, a compliance schedule, a compliance date, monitoring and/or reporting requirements, or any other conditions related to the control of storm water discharges to "waters-of-State".

VIII. DEFINITIONS

A. Wastewater.

1. The "7-day (and weekly) average", other than for *E. coli* bacteria, fecal coliform bacteria, and total coliform bacteria, is the arithmetic average of all samples collected during a consecutive 7-day period or calendar week, whichever is applicable. Geometric means shall be calculated for *E. coli* bacteria, fecal coliform bacteria, and total coliform bacteria. The 7-day and weekly averages are applicable only to those effluent characteristics for which there are 7-day average effluent limitations. The calendar week, which begins on Sunday and ends on Saturday, shall be used for purposes of reporting self-monitoring data on discharge monitoring report forms. Weekly averages shall be calculated for all calendar weeks with Saturdays in the month. If a calendar week overlaps two months (i.e., the Sunday is in one month and the Saturday in the following month), the weekly average calculated for that calendar week shall be included in the data for the month that contains Saturday.
2. The "30-day (and monthly) average," other than for *E. coli* bacteria, fecal coliform bacteria and total coliform bacteria, is the arithmetic average of all samples collected during a consecutive 30-day period or calendar month, whichever is applicable. Geometric means shall be calculated for *E. coli* bacteria, fecal coliform bacteria and total coliform bacteria. The calendar month shall be used for purposes of reporting self-monitoring data on discharge monitoring report forms.
3. "Act," means the *Utah Water Quality Act*.
4. "Acute toxicity" occurs when 50 percent or more mortality is observed for either test species at any effluent concentration (lethal concentration or "LC₅₀").
5. "Bypass," means the diversion of waste streams from any portion of a treatment facility.
6. "Chronic toxicity" occurs when the IC₂₅< 30% effluent. The XX% effluent is the concentration of the effluent in the receiving water, at the end of the mixing zone expressed as per cent effluent.
7. "IC₂₅" is the concentration of toxicant (given in % effluent) that would cause a 25% reduction in mean young per female, or a 25% reduction in overall growth for the test population.
8. "Composite Samples" shall be flow proportioned. The composite sample shall, as a minimum, contain at least four (4) samples collected over the compositing period. Unless otherwise specified, the time between the collection of the first sample and the last sample shall not be less than six (6) hours nor more than 24 hours. Acceptable methods for preparation of composite samples are as follows:
 - a. Constant time interval between samples, sample volume proportional to flow rate at time of sampling;

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- b. Constant time interval between samples, sample volume proportional to total flow (volume) since last sample. For the first sample, the flow rate at the time the sample was collected may be used;
 - c. Constant sample volume, time interval between samples proportional to flow (i.e., sample taken every “X” gallons of flow); and,
 - d. Continuous sample volume, with sample collection rate proportional to flow rate.
9. “CWA,” means *The Federal Water Pollution Control Act*, as amended, by *The Clean Water Act of 1987*.
 10. “Daily Maximum” (Daily Max.) is the maximum value allowable in any single sample or instantaneous measurement.
 11. “EPA,” means the United States Environmental Protection Agency.
 12. “Director,” means Director of the Division of Water Quality.
 13. A “grab” sample, for monitoring requirements, is defined as a single “dip and take” sample collected at a representative point in the discharge stream.
 14. An “instantaneous” measurement, for monitoring requirements, is defined as a single reading, observation, or measurement.
 15. “Severe Property Damage,” means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.
 16. “Upset,” means an exceptional incident in which there is unintentional and temporary noncompliance with technology-based permit effluent limitations because of factors beyond the reasonable control of the permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventative maintenance, or careless or improper operation.
- B. Biosolids.
1. “Biosolids,” means any material or material derived from sewage solids that have been biologically treated.
 2. “Dry Weight-Basis,” means 100 percent solids (i.e. zero percent moisture).
 3. “Land Application” is the spraying or spreading of biosolids onto the land surface; the injection of biosolids below the land surface; or the incorporation of biosolids into the land so that the biosolids can either condition the soil or fertilize crops or vegetation grown in the soil. Land application includes distribution and marketing (i.e. the selling or giving away of the biosolids).

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4. "Pathogen," means an organism that is capable of producing an infection or disease in a susceptible host.
5. "Pollutant" for the purposes of this permit is an organic substance, an inorganic substance, a combination of organic and inorganic substances, or pathogenic organisms that after discharge and upon exposure, ingestion, inhalation, or assimilation into an organism either directly from the environment or indirectly by ingestion through the food-chain, could on the basis of information available to the Administrator of EPA, cause death, disease, behavioral abnormalities, cancer, genetic mutations, physiological malfunctions (including malfunction in reproduction), or physical deformations in either organisms or offspring of the organisms.
6. "Runoff" is rainwater, leachate, or other liquid that drains over any part of a land surface and runs off the land surface.
7. "Similar Container" is either an open or closed receptacle. This includes, but is not limited to, a bucket, a box, a carton, and a vehicle or trailer with a load capacity of one metric ton or less.
8. "Total Solids" are the materials in the biosolids that remain as a residue if the biosolids are dried at 103° or 105° Celsius.
9. "Treatment Works" are either Federally owned, publicly owned, or privately owned devices or systems used to treat (including recycling and reclamation) either domestic sewage or a combination of domestic sewage and industrial waste or liquid manure.
10. "Vector Attraction" is the characteristic of biosolids that attracts rodents, flies, mosquitos or other organisms capable of transporting infectious agents.
11. "Animals" for the purpose of this permit are domestic livestock.
12. "Annual Whole Sludge Application Rate" is the amount of sewage sludge (dry-weight basis) that can be applied to a unit area of land during a cropping cycle.
13. "Agronomic Rate" is the whole sludge application rate (dry-weight basis) designed to: (1) provide the amount of nitrogen needed by the crop or vegetation grown on the land; and (2) minimize the amount of nitrogen in the sewage sludge that passes below the root zone of the crop or vegetation grown on the land to the ground water.
14. "Annual Pollutant Loading Rate" is the maximum amount of a pollutant (dry-weight basis) that can be applied to a unit area of land during a 365-day period.
15. "Application Site or Land Application Site" means all contiguous areas of a users' property intended for sludge application.
16. "Cumulative Pollutant Loading Rate" is the maximum amount of an inorganic pollutant (dry-weight basis) that can be applied to a unit area of land.

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17. "Grit and Screenings" are sand, gravel, cinders, other materials with a high specific gravity and relatively large materials such as rags generated during preliminary treatment of domestic sewage at a treatment works and shall be disposed of according to *40 CFR 258*.
18. "High Potential for Public Contact Site" is land with a high potential for contact by the public. This includes, but is not limited to, public parks, ball fields, cemeteries, plant nurseries, turf farms, and golf courses.
19. "Low Potential for Public Contact Site" is the land with a low potential for contact by the public. This includes, but is not limited to, farms, ranches, reclamation areas, and other lands which are private lands, restricted public lands, or lands which are not generally accessible to or used by the public.
20. "Monthly Average" is the arithmetic mean of all measurements taken during the month.
21. "Volatile Solids" is the amount of the total solids in sewage sludge lost when the sludge is combusted at 550 degrees Celsius for 15-20 minutes in the presence of excess air.

C. Storm Water.

1. "Best Management Practices" ("BMPs") means schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to prevent or reduce the pollution of waters of the State. BMPs also include treatment requirements, operating procedures, and practices to control facility site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.
2. "Co-located industrial activity" means when a facility has industrial activities being conducted onsite that are described under more than one of the coverage sections of *Appendix II* in the General Multi-Sector Permit for Storm Water Discharges Associated with Industrial Activity. Facilities with co-located industrial activities shall comply with all applicable monitoring and pollution prevention plan requirements of each section in which a co-located industrial activity is described.
3. "Commercial Treatment and Disposal Facilities" means facilities that receive, on a commercial basis, any produced hazardous waste (not their own) and treat or dispose of those wastes as a service to the generators. Such facilities treating and/or disposing exclusively residential hazardous wastes are not included in this definition.
4. "Landfill" means an area of land or an excavation in which wastes are placed for permanent disposal, and that is not a land application unit, surface impoundment, injection well, or waste pile.
5. "Land application unit" means an area where wastes are applied onto or incorporated into the soil surface (excluding manure spreading operations) for treatment or disposal.
6. "Municipal separate storm sewer system" (large and/or medium) means all municipal separate storm sewers that are either:

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- a. Located in an incorporated place (city) with a population of 100,000 or more as determined by the latest Decennial Census by the Bureau of Census (at the issuance date of this permit, Salt Lake City is the only city in Utah that falls in this category); or
 - b. Located in the counties with unincorporated urbanized populations of 100,000 or more, except municipal separate storm sewers that are located in the incorporated places, townships or towns within such counties (at the issuance date of this permit Salt Lake County is the only county that falls in this category); or
 - c. Owned or operated by a municipality other than those described in paragraph *a.* or *b.* (above) and that are designated by the *Director* as part of the large or medium municipal separate storm sewer system.
7. “NOI” means “notice of intent”, it is an application form that is used to obtain coverage under the General Multi-Sector Permit for Storm Water Discharges Associated with Industrial Activity.
8. “NOT” means “notice of termination”, it is a form used to terminate coverage under the General Multi-Sector Permit for Storm Water Discharges Associated with Industrial Activity.
9. “Point source” means any discernible, confined, and discrete conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, landfill leachate collection system, vessel or other floating craft from which pollutants are or may be discharged. This term does not include return flows from irrigated agriculture or agricultural storm water runoff.
10. “Section 313 water priority chemical” means a chemical or chemical categories that:
- a. Are listed at *40 CFR 372.65* pursuant to *Section 313* of the *Emergency Planning and Community Right-to-Know Act (EPCRA)* (also known as *Title III of the Superfund Amendments and Reauthorization Act (SARA)* of 1986);
 - b. Are present at or above threshold levels at a facility subject to *EPCRA Section 313* reporting requirements; and
 - c. Meet at least one of the following criteria:
 - (1) Are listed in *Appendix D* of *40 CFR Part 122* on either Table II (organic priority pollutants), Table III (certain metals, cyanides, and phenols) or Table V (certain toxic pollutants and hazardous substances);
 - (2) Are listed as a hazardous substance pursuant to *Section 311(b)(2)(A)* of the *CWA* at *40 CFR 116.4*; or
 - (3) Are pollutants for which EPA has published acute or chronic water quality criteria. See *Appendix III* of this permit. This appendix was revised based on final rulemaking EPA published in the *Federal Register* November 30, 1994.

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11. "Significant materials" includes, but is not limited to: raw materials; fuels; materials such as solvents, detergents, and plastic pellets; finished materials such as metallic products; raw materials used in food processing or production; hazardous substances designated under *Section 101(14)* of *CERCLA*; any chemical the facility is required to report pursuant to *EPCRA Section 313*; fertilizers; pesticides; and waste products such as ashes, slag and sludge that have the potential to be released with storm water discharges.
12. "Significant spills" includes, but is not limited to: releases of oil or hazardous substances in excess of reportable quantities under *Section 311 of the Clean Water Act* (see *40 CFR 110.10* and *CFR 117.21*) or *Section 102 of CERCLA* (see *40 CFR 302.4*).
13. "Storm water" means storm water runoff, snowmelt runoff, and surface runoff and drainage.
14. "Storm water associated with industrial activity" (*UAC R317-8-3.8(6)(c) & (d)*) means the discharge from any conveyance that is used for collecting and conveying storm water and that is directly related to manufacturing, processing or raw materials storage areas at an industrial plant. The term does not include discharges from facilities or activities excluded from the *UPDES* program. For the categories of industries identified in paragraphs (*a*) through (*j*) of this definition, the term includes, but is not limited to, storm water discharges from industrial plant yards; immediate access roads and rail lines used or traveled by carriers of raw materials, manufactured products, waste material, or by-products used or created by the facility; material handling sites; refuse sites; sites used for the application or disposal of process waste waters (as defined in *40 CFR Part 401*); sites used for the storage and maintenance of material handling equipment; sites used for residual treatment, storage, or disposal; shipping and receiving areas; manufacturing buildings; storage areas (including tank farms) for raw materials, and intermediate and finished products; and areas where industrial activity has taken place in the past and significant materials remain and are exposed to storm water. For the categories of industries identified in paragraph (*k*) of this definition, the term includes only storm water discharges from all areas (except access roads and rail lines) listed in the previous sentence where material handling equipment or activities, raw materials, intermediate products, final products, waste materials, by-products, or industrial machinery are exposed to storm water. For the purposes of this paragraph, material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, finished product, by-product or waste product. The term excludes areas located on plant lands separate from the plant's industrial activities, such as office buildings and accompanying parking lots as long as the drainage from the excluded areas is not mixed with storm water drained from the above described areas. Industrial facilities (including industrial facilities that are Federally, State, or municipally owned or operated that meet the description of the facilities listed in paragraphs (*a*) to (*k*) of this definition) include those facilities designated under *UAC R317-8-3.8(1)(a)5*. The following categories of facilities are considered to be engaging in "industrial activity" for purposes of this subsection:
 - a. Facilities subject to storm water effluent limitations guidelines, new source performance standards, or toxic pollutant effluent standards under *40 CFR Subchapter N* (except facilities with toxic pollutant effluent standards that are exempted under category (*k*) of this definition);

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- b. Facilities classified as Standard Industrial Classifications 24 (except 2434), 26 (except 265 and 267), 28 (except 283 and 285), 29, 311, 32 (except 323), 33, 3441, 373;
- c. Facilities classified as Standard Industrial Classifications 10 through 14 (mineral industry) including active or inactive mining operations (except for areas of coal mining operations no longer meeting the definition of a reclamation area under *40 CFR 434.11(l)* because the performance bond issued to the facility by the appropriate SMCRA authority has been released, or except for areas of non-coal mining operations that have been released from applicable State or Federal reclamation requirements after December 17, 1990) and oil and gas exploration, production, processing, or treatment operations, or transmission facilities that discharge storm water contaminated by contact with or that has come into contact with, any overburden, raw material, intermediate products, finished products, byproducts or waste products located on the site of such operations; inactive mining operations are mining sites that are not being actively mined, but that have an identifiable owner/operator;
- d. Hazardous waste treatment, storage, or disposal facilities, including those that are operating under interim status or a permit under Subtitle C of RCRA;
- e. Landfills, land application sites, and open dumps that have received any industrial wastes (waste that is received from any of the facilities described under this subsection) including those that are subject to regulation under *Subtitle D* of RCRA;
- f. Facilities involved in the recycling of materials, including metal scrapyards, battery reclaimers, salvage yards, and automobile junkyards, including but limited to those classified as Standard Industrial Classification 5015 and 5093;
- g. Steam electric power generating facilities, including coal handling sites;
- h. Transportation facilities classified as Standard Industrial Classifications 40, 41, 42 (except 4221-25), 43, 44, 45 and 5171 that have vehicle maintenance shops, equipment cleaning operations, or airport deicing operations. Only those portions of the facility that are either involved in vehicle maintenance (including vehicle rehabilitation, mechanical repairs, painting, fueling, and lubrication), equipment cleaning operations, airport deicing operations, or that are otherwise identified under paragraphs (a) to (g) or (I) to (k) of this subsection are associated with industrial activity;
- i. Treatment works treating domestic sewage or any other sewage sludge or wastewater treatment device or system, used in the storage treatment, recycling, and reclamation of municipal or domestic sewage, including land dedicated to the disposal of sewage sludge that are located within the confines of the facility, with a design flow of 1.0 mgd or more, or required to have an approved pretreatment program under *40 CFR Part 403*. Not included are farm lands, domestic gardens or lands used for sludge management where sludge is beneficially reused and that are not physically located in the confines of the facility, or areas that are in compliance with *40 CFR Part 503*;

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- j. Construction activity including clearing, grading and excavation activities except: operations that result in the disturbance of less than 5 acres of total land area that are not part of a larger common plan of development or sale;
 - k. Facilities under Standard Industrial Classifications 20, 21, 22, 23, 2434, 25, 265, 267, 27, 283, 285, 30, 31 (except 311), 323, 34 (except 3441), 35, 36, 37 (except 373), 38, 39, 4221-25, (and that are not otherwise included within categories (a) to (j))
15. "Waste pile" means any non-containerized accumulation of solid, non-flowing waste that is used for treatment or storage.

**FACT SHEET STATEMENT OF BASIS
MAGNA WASTEWATER TREATMENT PLANT
PERMIT MODIFICATION
UPDES PERMIT NUMBER: UT0021440
MAJOR MUNICIPAL FACILITY**

FACILITY CONTACT INFORMATION

Person Name: Steve Williams
 Position: Wastewater Operations Manager
 Facility Name: Magna Water District – Wastewater Treatment Plant
 Facility Location: 7650 West 2100 South
 Magna, Utah 84044
 Mailing Address: PO Box 303
 Magna, Utah 84044-2737
 Telephone: (801) 250-2795

DESCRIPTION OF PERMIT MODIFICATION

On December 16, 2014, the Utah Water Quality Board adopted *Utah Administrative Code (UAC) R317-1-3.3, Technology-Based Limits for Controlling Phosphorous Pollution*. The Technology-Based Phosphorous Effluent Limits (TBPEL) establishes new regulations for the discharge of phosphorus to surface waters and is self-implementing. The TBPEL rule includes the following requirements for non-lagoon wastewater treatment plants:

The TBPEL requires that all non-lagoon wastewater treatment works discharging wastewater to surface waters of the state shall provide treatment processes which will produce effluent less than or equal to an annual mean of 1.0 mg/L for total phosphorus. This TBPEL shall be achieved by January 1, 2020 unless a variance has been granted by DWQ. On December 30, 2019, DWQ approved the Magna variance request not to extend beyond January 1, 2025 and with interim total phosphorous annual average limits of 2.3 mg/L beginning January 1, 2020 and then 1.8 mg/L beginning January 1, 2021. This permit modification is incorporating the approved variance with the interim limits and dates that were previously public noticed in the local newspaper, in which no comments were received.

The permit effluent limits will incorporate the following changes:

Effluent Limitations Changes		
Parameter	Current Annual Average	New Annual Average
Interim Total Phosphorous, mg/L (Effective Jan 1, 2020)	No Limit	2.3
Interim Total Phosphorous, mg/L (Effective January 1, 2021)	--	1.8
Final Total Phosphorous, mg/L, (Effective January 1, 2025)	--	1.0

PERMIT DURATION

It is recommended that this permit modification be effective through the current permit expiration date of March 31, 2024.

Drafted by
Jeff Studenka
Environmental Scientist
Utah Division of Water Quality
Permit Modification Drafted December 27, 2019

DWQ-2019-018902

**FACT SHEET AND STATEMENT OF BASIS
MAGNA WATER RECLAMATION FACILITY
RENEWAL PERMIT: DISCHARGE, BIOSOLIDS & STORM WATER
UPDES PERMIT NUMBER: UT0021440
UPDES BIOSOLIDS PERMIT NUMBER: UTL-021440
UPDES MULTI-SECTOR STORM WATER GENERAL PERMIT PROVISIONS
MAJOR MUNICIPAL FACILITY**

FACILITY CONTACTS

Person Name: Steve Williams
Position: Wastewater Operations Manager

Facility Name: Magna Water District – Reclamation Facility
Facility Location: 7650 West 2100 South
Magna, Utah 84044

Mailing Address: PO Box 303
Magna, Utah 84044-2737

Telephone: (801) 250-2795

DESCRIPTION OF FACILITY

The Magna Water District's Water Reclamation Facility (MWRF) is located northeast of the City of Magna, Utah. The MWRF serves the City of Magna and part of West Valley City in the northwest part of unincorporated Salt Lake County, Utah. MWRF's monthly average design flow is 4.0 million gallons per day (MGD) and the maximum daily design flow is 8.0 MGD. The domestic wastewater treatment at MWRF consists of (2) fine screens, followed by (2) grit traps, (3) influent lift pumps, (2) oxidation ditches, (2) secondary clarifiers, a chlorine contact chamber with (2) sections prior to the final effluent discharge. The MWRF solids waste handling consists of a screw press facility on site with all biosolids either land applied or sent to an approved off-site disposal facility.

SUMMARY OF CHANGES FROM PREVIOUS PERMIT

This renewal permit includes a few changes, including the addition a new effluent discharge location (Outfall 002) to be constructed in 2019. Upon construction of Outfall 002 and subsequent discharges, Outfall 001 will remain in place as an emergency backup discharge option. Other changes include the addition of dissolved oxygen monitoring and associated effluent limitation, along with ammonia and total residual chlorine effluent limit changes based upon the Wasteload Analysis (attached hereto) to accommodate an outfall location change previously discharging to Kersey Creek (tributary to the C-7 Ditch) and now will be discharging directly to the C-7 Ditch receiving waters. Total flow limitations of the effluent have also been included to be consistent with other UPDES permits statewide. Chronic toxicity testing has been added, along with existing Acute toxicity testing, as part of DWQ's whole effluent toxicity policy requirements which is described further in the Biomonitoring section of this fact sheet. And lastly, the addition of nutrient monitoring parameters for both the influent and effluent flows as described below.

Water Quality adopted UAC R317-1-3.3, Technology-Based Phosphorus Effluent Limit (TBPEL) Rule in 2014. The TBPEL rule as it relates to "non-lagoon" wastewater treatment plants establishes new regulations for the discharge of phosphorus to surface waters and is self-implementing. The TBPEL rule includes the following requirements for non-lagoon wastewater treatment plants:

The TBPEL requires that all non-lagoon wastewater treatment works discharging wastewater to surface waters of the state shall provide treatment processes which will produce effluent less than or equal to an annual mean of 1.0 mg/L for total phosphorus. This TBPEL shall be achieved by January 1, 2020 unless a variance is granted by the Division of Water Quality. MWRF has previously petitioned DWQ for a variance, which is currently under review.

The TBPEL discharging treatment works are required to implement, at a minimum, monthly monitoring of the following beginning July 1, 2015:

- R317-1-3.3, D, 1 Influent for total phosphorus (as P) and total Kjeldahl nitrogen (as N) concentrations;
- R317-1-3.3, D, 2. Effluent for total phosphorus and orthophosphate (as P), ammonia, nitrate-nitrite and total Kjeldahl nitrogen (an N);

In R317-1-3.3, D, 3 the rule states that all monitoring shall be based on 24-hour composite samples by use of an automatic sampler or a minimum of four grab samples collected a minimum of two hours apart.

DISCHARGE

DESCRIPTION OF DISCHARGE

MWRF has been reporting self-monitoring results on Discharge Monitoring Reports via NetDMR on a monthly basis as required. There have been no significant discharge violations during the past five year permit cycle.

Outfall

Description of Discharge Point

- | | |
|-------------------|---|
| 001 | Located at latitude 40°43'30" and longitude 112°04'26". The discharge is through a pipe east of the facility into Kersey Creek. |
| 002 (New Outfall) | Located at latitude 40°43'43" and longitude 112°04'42". The discharge will be through a 42 inch pipe east of the facility into the C-7 Ditch. |

RECEIVING WATERS AND STREAM CLASSIFICATION

Currently, the final discharge from MWRF flows into Kersey Creek via Outfall 001, which is tributary to the C-7 Ditch. Kersey Creek has designated beneficial uses classified as 2B, 3D according to *Utah Administrative Code (UAC) R317-2-12.7*. Upon installation of Outfall 002 in 2019, future discharges will flow directly into the C-7 Ditch. The C-7 Ditch, which was determined by DWQ to be a drainage ditch, does not have designated beneficial uses or downstream agricultural users. Therefore, per *UAC R317-2-13.10*, the presumptive beneficial uses for all drainage canals and ditches statewide are 2B and 3E. The applicable designated beneficial uses are as follows:

- Class 2B -- Protected for infrequent primary contact recreation. Also protected for secondary contact recreation where there is a low likelihood of ingestion of water or a low degree of bodily contact with the water. Examples include, but are not limited to, wading, hunting, and fishing.
- Class 3D -- Protected for waterfowl, shore birds and other water-oriented wildlife not included in Classes 3A, 3B, or 3C, including the necessary aquatic organisms in their food chain.
- Class 3E -- Severely habitat-limited waters. Narrative standards will be applied to protect these waters for aquatic wildlife.

BASIS FOR EFFLUENT LIMITATIONS

Limitations on total suspended solids (TSS), biochemical oxygen demand (BOD5), *E. coli*, pH and percent removal for BOD5 and TSS are based on current Utah Secondary Treatment Standards, *UAC R317-1-3.2*. Total ammonia (as Nitrogen) and dissolved oxygen (DO) limitations are based upon the Wasteload Analysis (WLA), which is attached as an Addendum to this Fact Sheet. Total residual chlorine (TRC) limitations for Outfall 002 are based upon the WLA, while the TRC limit for Outfall 001 is continued from the previous permit and based upon best professional judgment of the permitting authority (BPJ). The oil and grease limitation is also based on BPJ and is consistent with other similar UPDES permits statewide.

It has been determined by the permitting authority that discharges will not cause a violation of water quality standards. An Antidegradation Level I review was performed and determined that an Antidegradation Level II review was required since there is a new outfall to a different receiving water body. The Antidegradation Level II review was previously completed through a separate public notice period and approved by DWQ on July 25, 2018. The permittee is expected to be able to comply with these limitations.

Reasonable Potential Analysis

Since January 1, 2016, DWQ has conducted reasonable potential analysis (RP) on all new and renewal applications received after that date. RP for this permit renewal was conducted following DWQ's September 10, 2015 Reasonable Potential Analysis Guidance (RP Guidance). There are four outcomes defined in the RP Guidance as follows;

- Outcome A: A new effluent limitation will be placed in the permit.
- Outcome B: No new effluent limitation. Routine monitoring requirements will be placed or increased from what they are in the permit,
- Outcome C: No new effluent limitation. Routine monitoring requirements maintained as they are in the permit,
- Outcome D: No limitation or routine monitoring requirements are in the permit.

These Outcomes provide a frame work for what routine monitoring or effluent limitations are required.

A qualitative RP analysis was performed on the applicable metals constituents from the MWRf discharge data over the past five years. Initial screening for metals values that were submitted through the discharge monitoring reports showed that a closer look at any of the metals is not needed since all of the semi-annual metals results were either below the appropriate method detection limits and/or below the applicable water quality standards. Therefore, no RP currently exists at MWRf and a quantitative RP analysis was not necessary at this time. The results of the RP analysis was; Outcome C: No new effluent limitation, routine monitoring requirements maintained as they are in the permit. A copy of the RP analysis summary is included as an addendum to this Fact Sheet.

The permit effluent limitations are as follows for both Outfalls (001 & 002) unless stated otherwise:

Parameter	Effluent Limitations *a				
	Maximum Monthly Avg	Maximum Weekly Avg	Yearly Average	Daily Minimum	Daily Maximum
Total Flow, MGD	4.0	--	--	--	--
BOD ₅ , mg/L	25	35	--	--	--
BOD ₅ Min. % Removal	85	--	--	--	--
TSS, mg/L	25	35	--	--	--
TSS Min. % Removal	85	--	--	--	--
Total Ammonia (as N), mg/L	7	--	--	--	30
TRC, mg/L (001)	--	--	--	--	1.0
TRC, mg/L (002);					
Summer (Jul-Aug-Sept)	--	--	--	--	17.3
Fall (Oct-Nov-Dec)	--	--	--	--	2.6
Winter (Jan-Feb-Mar)	--	--	--	--	1.3
Spring (Apr-May-Jun)	--	--	--	--	2.6
<i>E. coli</i> , No./100mL	126	157	--	--	--
WET, Acute Biomonitoring (001 & 002)	--	--	--	--	LC ₅₀ > 100% effluent
WET, Chronic Biomonitoring (002 only)	--	--	--	--	IC ₂₅ > 30% effluent
Oil & Grease, mg/L	--	--	--	--	10
pH, Standard Units	--	--	--	6.5	9
DO, mg/L	--	--	--	5.0	--

SELF-MONITORING AND REPORTING REQUIREMENTS

The following self-monitoring requirements are similar as in the previous permit. The permit will require reports to be submitted monthly, quarterly and annually, as applicable, on Discharge Monitoring Report (DMR) forms due 28 days after the end of the monitoring period. Effective January 1, 2017, monitoring results must be submitted using NetDMR unless the permittee has successfully petitioned for an exception. Lab sheets for biomonitoring must be attached to the biomonitoring DMR. Lab sheets for metals and toxic organics must be also attached to the DMRs.

Self-Monitoring and Reporting Requirements *a			
Parameter	Frequency	Sample Type	Units
Total Flow *b, *c	Continuous	Recorder	MGD
BOD ₅ , Influent *d	2 x Week	Composite	mg/L
Effluent	2 x Week	Composite	mg/L
TSS, Influent *d	2 x Week	Composite	mg/L
Effluent	2 x Week	Composite	mg/L
<i>E. coli</i>	2 x Week	Grab	No./100mL
pH	Daily	Grab	SU
Total Ammonia (as N)	Weekly	Composite	mg/L

DO	Weekly	Grab	mg/L
WET – Biomonitoring *e	Quarterly		
Ceriodaphnia - Acute	1 st & 3 rd Quarter	Composite	Pass/Fail
Ceriodaphnia - Chronic	2 nd & 4 th Quarter	Composite	Pass/Fail
Fathead Minnows - Acute	2 nd & 4 th Quarter	Composite	Pass/Fail
Fathead Minnows - Chronic	1 st & 3 rd Quarter	Composite	Pass/Fail
TRC, mg/L	Monthly	Grab	mg/L
Oil & Grease *f	When Sheen Observed	Grab	mg/L
Orthophosphate, (as P) Effluent	Monthly	Composite	mg/L
Phosphorus, Total *d Influent	Monthly	Composite	mg/L
Effluent	Monthly	Composite	mg/L
Total Kjeldahl Nitrogen, *d TKN (as N) Influent	Monthly	Composite	mg/L
Effluent	Monthly	Composite	mg/L
Nitrate, NO3	Monthly	Composite	mg/L
Nitrite, NO2	Monthly	Composite	mg/L
Metals, Influent *g	2 x Year	Composite	mg/L
Effluent	2 x Year	Composite	mg/L
Organic Toxics, Influent Effluent *h	1 st , 3 rd & 5 th year of the permit cycle	Grab/Composite	mg/L

*a See *Part VIII* of the permit, for definition of terms.

*b Flow measurements of influent/effluent volume shall be made in such a manner that the permittee can affirmatively demonstrate that representative values are being obtained.

*c If the rate of discharge is controlled, the rate and duration of discharge shall be reported.

*d In addition to monitoring the final discharge, influent samples shall be taken and analyzed for this constituent at the same frequency as required for this constituent in the discharge.

*e The acute Ceriodaphnia will be tested during the 1st and 3rd quarters and the acute fathead minnows will be tested during the 2nd and 4th quarters. The chronic Ceriodaphnia will be tested during the 2nd and 4th quarters and the chronic fathead minnows will be tested during the 1st and 3rd quarters.

*f Oil & Grease sampled when sheen is present or visible. If no sheen is present or visible, report NA.

*g See Metals Monitoring table in *Part II* of the permit.

*h Testing shall be performed in the first, third and fifth year of the permit cycle. A list of the organics to be tested can be found in *40CFR122 appendix D table II*.

BIOSOLIDS

For clarification purposes, sewage sludge is considered solids, until treatment or testing shows that the solids are safe, and meet beneficial use standards. After the solids are tested or treated, the solids are then known as biosolids. Class A biosolids may be used for high public contact sites, such as home lawns and gardens, parks, or playing fields, etc. Class B biosolids may be used for low public contact sites, such as farms, rangeland, or reclamation sites, etc.

DESCRIPTION OF TREATMENT AND DISPOSAL PROCESS

The Magna Water and Sewer District (Magna) operates The MWRF which services the City of Magna. The facility treats wastewater in oxidation ditches and sends it through clarifiers to separate the solids from waste stream. Solids are stabilized in the oxidation ditches with a mean cell residences time of about 50 days. Wasted sludge is then sent to a screw press for dewatering that discharges to a trailer used to transport the biosolids offsite for final disposal.

The solids dewatering building containing the screw press was constructed in one of two 1.4 acre drying beds. The old beds are no longer in service but are utilized to store equipment and material at the facility site and reduce impacts on storm water at the site. The facility also has ten 0.12 acre drying beds from decades ago that can be used in the same way. The beds have been used to store/stage biosolids for land application in the past, but currently they are only used to store biosolids when they can't transport deliver to ET Technologies.

Currently Magna sends all biosolids to ET Technologies for further treatment and use at the Salt Lake Valley Solid Waste Management Facility. ET Technologies mixes the biosolids petroleum cleanup soils, sump and interceptor waste, and other mixed waste, then stabilize it in cells until it can be used for cover at the landfill.

In the past Magna has land applied the biosolids at a mine reclamation site, but the receiving facility started to be concerned with the level of plastic that was getting through the primary screening and making its way through to the biosolids. Since that time Magna has replaced and upgraded the screening system, eliminating plastic from the biosolids. Magna has not commenced land application again yet, but is ready to do so when needed in the future.

The last biosolids inspection conducted at the MWRF was on September 11, 2018. The inspection showed that MWRF was in compliance with all aspects of the biosolids management program.

SELF-MONITORING REQUIREMENTS

Under *40 CFR 503.16(a)(1)*, the self-monitoring requirements are based upon the amount of biosolids disposed per year and shall be monitored according to the chart below.

Minimum Frequency of Monitoring (40 CFR Part 503.16, 503.26. and 503.46)		
Amount of Biosolids Disposed Per Year		Monitoring Frequency
Dry US Tons	Dry Metric Tons	Per Year or Batch
> 0 to < 320	> 0 to < 290	Once Per Year or Batch
> 320 to < 1650	> 290 to < 1,500	Once a Quarter or Four Times
> 1,650 to < 16,500	> 1,500 to < 15,000	Bi-Monthly or Six Times
> 16,500	> 15,000	Monthly or Twelve Times

Annually the MWRF disposes of approximately 500 DMT of biosolids and would therefore need to sample four times a year. However, MWRF has recently petitioned DWQ for a reduction in sampling frequency to once per year following Part II.B.4.d of the permit. Subsequently, DWQ approved this reduction as of October 2018. Accordingly, the permittee will sample once per year unless they chose to land apply, which will then resume to sampling four times per year as required.

Landfill Monitoring

Under *40 CFR 258*, the landfill monitoring requirements include a paint filter test. If the biosolids do not pass a paint filter test, the biosolids cannot be disposed in the sanitary landfill (*40 CFR 258.28(c)(1)*). As

mentioned above, the MWRF currently sends all biosolids to ET Technologies for further treatment and use at the Salt Lake Valley Solid Waste Management Facility. ET Technologies mixes the biosolids petroleum cleanup soils, sump and interceptor waste, and other mixed waste, then stabilize it in cells until it can be used for cover at the landfill.

BIOSOLIDS LIMITATIONS

Heavy Metals

Class A Biosolids for Home Lawn and Garden Use

The intent of the heavy metals regulations of Table 3, *40 CFR 503.13* is to ensure the heavy metals do not build up in the soil in home lawn and gardens to the point where the heavy metals become phytotoxic to plants. The permittee will be required to produce an information sheet (see *Part III. C.* of the permit) to be made available to all people who are receiving and land applying Class A biosolids to their lawns and gardens. If the instructions of the information sheet are followed to any reasonable degree, the Class A biosolids will be able to be land applied year after year, to the same lawns and garden plots without any deleterious effects to the environment. The information sheet must be provided to the public, because the permittee is not required, nor able to track the quantity of Class A biosolids that are land applied to home lawns and gardens.

Class A Requirements With Regards to Heavy Metals

If the biosolids are to be applied to a lawn or home garden, the biosolids shall not exceed the maximum heavy metals in Table 1 and the monthly average pollutant concentrations in Table 3 (see Table 1 and Table 3 below). If the biosolids do not meet these requirements, the biosolids cannot be sold or given away for applications to home lawns and gardens.

Class B Requirements for Agriculture and Reclamation Sites

The intent of the heavy metals regulations of Tables 1, 2 and 3, of *40 CFR 503.13* is to ensure that heavy metals do not build up in the soil at farms, forest land, and land reclamation sites to the point where the heavy metals become phytotoxic to plants. The permittee will be required to produce an information sheet (see *Part III. C.* of the permit) to be handed out to all people who are receiving and land applying Class B biosolids to farms, ranches, and land reclamation sites (if biosolids are only applied to land owned by the permittee, the information sheet requirements are waived). If the biosolids are land applied according to the regulations of *40 CFR 503.13*, to any reasonable degree, the Class B biosolids will be able to be land applied year after year, to the same farms, ranches, and land reclamation sites without any deleterious effects to the environment.

Class B Requirements With Regards to Heavy Metals

If the biosolids are to be land applied to agricultural land, forest land, a public contact site or a reclamation site it must meet at all times:

The maximum heavy metals listed in *40 CFR Part 503.13(b) Table 1* and the heavy metals loading rates in *40 CFR Part 503.13(b) Table 2*; or

The maximum heavy metals in *40 CFR Part 503.13(b) Table 1* and the monthly heavy metals concentrations in *40 CFR Part 503.13(b) Table 3*.

Tables 1, 2, and 3 of Heavy Metal Limitations

Pollutant Limits, (40 CFR Part 503.13(b)) Dry Mass Basis
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Heavy Metals	Table 1	Table 2	Table 3	Table 4
	Ceiling Conc. Limits, (mg/kg)	CPLR ¹ , (mg/ha)	Pollutant Conc. Limits, (mg/kg)	APLR ² , (mg/ha-yr)
Total Arsenic	75	41	41	41
Total Cadmium	85	39	39	39
Total Copper	4300	1500	1500	1500
Total Lead	840	300	300	300
Total Mercury	57	17	17	17
Total Molybdenum	75	N/A	N/A	N/A
Total Nickel	420	420	420	420
Total Selenium	100	100	100	100
Total Zinc	7500	2800	2800	2800

Any violation of these limitations shall be reported in accordance with the requirements of Part III.F.1. of the permit .If the biosolids do not meet these requirements they cannot be land applied.

Pathogens

The Pathogen Control class listed in the table below must be met;

Pathogen Control Class	
Class A	Class B
B Salmonella species –less than three (3) MPN ³ per four (4) grams total solids (or less than 1,000 fecal coliforms per gram total solids). or	Fecal Coliforms – less than 2,000,000 MPN per gram total solids. or
Fecal Coliforms – less than 1,000 MPN per gram total solids.	Fecal Coliforms – less than 2,000,000 CFU ⁴ per gram total solids.
And - Enteric viruses –less than one (1) MPN (or plaque forming unit) per four (4) grams total solids	
And - Viable helminth ova –less than one (1) MPN per four (4) grams total solids	

Class A Requirements for Home Lawn and Garden Use

If biosolids are land applied to home lawns and gardens, the biosolids need to be treated by a specific process to further reduce pathogens (PFRP), and meet a microbiological limit of less than less than 3 most probable number (MPN) of *Salmonella* per 4 grams of total solids (or less than 1,000 most probable number (MPN/g) of fecal coliform per gram of total solids) to be considered Class A biosolids.

Magna does not intend to give away biosolids for land application on home lawns or gardens, and will therefore not be required to meet PFRP. If Magna changes their intentions in the future, they will need to meet a specific PFRP, the Director and the EPA must be informed at least thirty (30) days prior to its use. This change may be made without additional public notice.

¹ CPLR -- Cumulative Pollutant Loading Rate
² APLR – Annual Pollutant Loading Rate
³ MPN – Most Probable Number
⁴ CFU – Colony Forming Units

The practice of sale or giveaway to the public is an acceptable use of biosolids of this quality as long as the biosolids continue to meet Class A standards with respect to pathogens. If the biosolids do not meet Class A pathogen standards the biosolids cannot be sold or given away to the public, and the permittee will need find another method of beneficial use or disposal.

Pathogens Class B

If future biosolids are to be land applied for agriculture or land reclamation the solids need to be treated by a specific process to significantly reduce pathogens (PSRP). The PSRP may be accomplished through composting:

1. Under *40 CFR 503.32 (b)(2)*, TSSD may test the biosolids and must meet a microbiological limit of less than 2,000,000 MPN of fecal coliform per gram for the biosolids to be considered Class B biosolids with respect to pathogens.
2. Under *40 CFR 503.32 (b)(3)* The PSRP may be accomplished through anaerobic digesters that have a minimum retention time of 15 days at 95° F (35° C) or 60 days at 68° F (20°C).
3. Under *40 CFR 503.32 (b)(3)* the PSRP may be accomplished through composting. To achieve this, the temperature must be above 40° C (104° F) or higher, and remain at 40° C or higher for a minimum of five days. For four hours, during the five days, the temperature needs to exceed 55° C (113° F).

Vector Attraction Reduction (VAR)

If the biosolids are land applied, MWRP will be required to meet VAR through the use of a method of listed under *40 CFR 503.33*. The VAR requirements must be met through one of the methods listed below:

1. Under *40 CFR 503.33(b)(1)*, the solids need to be treated through anaerobic digestion for at least 15 days at a temperature of a least 35° C (95° F) with a 38% reduction of volatile solids.
2. Under *40 CFR 503.33(b)(5)* the solids need treated through composting with a temperature of 40° C (104° F) or higher for at least 14 days with an average temperature of over 45° C (113° F).

If the biosolids do not meet a method of VAR, the biosolids cannot be land applied.

If the permittee intends to use another one of the listed alternatives in *40 CFR 503.33*, the Director and the EPA must be informed at least thirty (30) days prior to its use. This change may be made without additional public notice

Landfill Monitoring

Under *40 CFR 258*, the landfill monitoring requirements include a paint filter test to determine if the biosolids exhibit free liquid. If the biosolids do not pass a paint filter test, the biosolids cannot be disposed in the sanitary landfill (*40 CFR 258.28(c)(1)*).

Record Keeping

The record keeping requirements from *40 CFR 503.17* are included under *Part III.G.* of the permit. The amount of time the records must be maintained are dependent on the quality of the biosolids in regards to the metals concentrations. If the biosolids continue to meet the metals limits of *Table 3* of *40 CFR*

503.13, and are sold or given away the records must be retained for a minimum of five years. If the biosolids are disposed in a landfill the records must be retained for a minimum of five years.

Reporting

MWRF must report annually as required in 40 CFR 503.18. This report is to include the results of all monitoring performed in accordance with Part III.B of the permit, information on management practices, biosolids treatment, and certifications. This report is due no later than February 19 of each year. Each report is for the previous calendar year.

MONITORING DATA

METALS MONITORING DATA

Magna monitors a minimum of four times a year for pollutants, pathogens and applicable vector attraction reduction requirements according to 40 CFR Part 503.16(1)(a). The results of the previous five years of metals monitoring are summarized in the table below.

Metals Limits and Concentration Summary, (mg/kg)						
Heavy Metals	Table 1		Table 3		Magna Results	
	Ceiling Limits, (Max)	Conc. (Max)	Pollutant Limits, (Avg)	Conc. (Avg)	Avg	Max
Arsenic	75		41		17.02	19.8
Cadmium	85		39		0.7092	0.807
Copper	4300		1500		449.2	565
Lead	840		300		0.914	1.15
Mercury	57		17		9.436	10.9
Molybdenum	75		--		13	17.2
Nickel	420		420		12.36	16
Selenium	100		100		11.186	17.5
Zinc	7500		2800		496	567

The results indicate that the biosolids produced at Magna consistently meet the requirements to be considered exceptional quality with regards to pollutants. The option to reduce or eliminate metals monitoring was evaluated by DWQ while Magna continues to take the biosolids to ET Technologies for disposal. In 40 CFR Part 503.16(1)(a)(2), a facility may request and be allowed to reduce the monitoring frequency for pollutants after at least two years of monitoring has shown they meet the 40 CFR Part 503.13(b) Table 3 limits. Magna submitted a formal request letter to DWQ which was subsequently evaluated and approved in October 2018. Therefore, Magna will now only need to sample once per year instead of four times per year.

STORM WATER

STORMWATER REQUIREMENTS

Storm water provisions are included in this combined UPDES permit. The storm water requirements are based on the UPDES Multi-Sector General Permit for Storm Water Discharges Associated with Industrial Activity, General Permit No. UTR000000 (MSGP). All sections of the MSGP that pertain to discharges from wastewater treatment plants have been included and sections which are redundant or do not pertain have been deleted.

The permit requires the preparation and implementation of a storm water pollution prevention plan for all areas within the confines of the plant. Elements of this plan are required to include:

1. The development of a pollution prevention team,
2. Development of drainage maps and materials stockpiles,
3. An inventory of exposed materials,
4. Spill reporting and response procedures,
5. A preventative maintenance program,
6. Employee training,
7. Certification that storm water discharges are not mixed with non-storm water discharges,
8. Compliance site evaluations and potential pollutant source identification, and
9. Visual examinations of storm water discharges.

PRETREATMENT REQUIREMENTS

The permittee has not been designated for pretreatment program development because it does not meet conditions which necessitate a full program. The flow through the plant is less than five (5) MGD and there is no indication of pass through or interference with the operation of the treatment facility such as upsets or violations of the POTW's UPDES permit limits.

Although the permittee does not have to develop a State-approved pretreatment program, any wastewater discharges to the sanitary sewer are subject to Federal, State and local regulations. Pursuant to Section 307 of the Clean Water Act, the permittee shall comply with all applicable Federal General Pretreatment Regulations promulgated, found in 40 CFR 403 and the State Pretreatment Requirements found in UAC R317-8-8.

The permit requires influent and effluent monitoring of metals and organic toxics. The organic toxics are listed in UAC R317-8-7.5. Metals monitoring is required twice a year and organic toxics monitoring is required in the 1st, 3rd and 5th year of the permit cycle. For more information regarding sample requirements related to the pretreatment requirements see Part II of the permit.

An industrial waste survey (IWS) is required of the permittee as stated in Part II of the permit. The IWS is to assess the needs of the permittee regarding pretreatment assistance. The IWS is required to be submitted within sixty (60) days after the issuance of the permit. If an Industrial User begins to discharge or an existing Industrial User changes their discharge the permittee must resubmit an IWS no later than sixty days following the introduction or change as stated in Part II of the permit.

It is also required that the permittee submit for review any local limits that are developed to the Division of Water Quality for review. If local limits are developed it is required that the permittee perform an annual evaluation of the need to revise or develop technically based local limits for pollutants of concern, to implement the general and specific prohibitions 40 CFR, Part 403.5(a) and Part 403.5(b). This evaluation may indicate that present local limits are sufficiently protective, need to be revised or should be developed.

BIOMONITORING REQUIREMENTS

A nationwide effort to control toxic discharges where effluent toxicity is an existing or potential concern is regulated in accordance with the *Utah Pollutant Discharge Elimination System Permit and Enforcement Guidance Document for Whole Effluent Toxicity Control, dated February 2018*. Authority

to require effluent biomonitoring is provided in Permit Conditions, UAC R317-8-4.2, Permit Provisions, UAC R317-8-5.3 and Water Quality Standards, UAC R317-2-5 and UAC R317 -2-7.2.

Since the permittee is a major municipal discharger, the renewal permit will once again require whole effluent toxicity (WET) testing. Acute and Chronic toxicity testing shall be conducted using one species, alternating each quarter between Ceriodaphnia dubia and Pimephales promelas (fathead minnows) for each toxicity test as outlined above in the effluent monitoring tables. Previously, MWRF was only required to conduct Acute toxicity testing and that will still be the case for discharges from Outfall 001, but MWRF is now required to perform both Acute and Chronic toxicity testing at Outfall 002 in accordance with DWQ's updated WET policy entitled, *Utah Pollutant Discharge Elimination System Permit and Enforcement Guidance Document for Whole Effluent Toxicity Control, dated February 2018*. Specifically, as part of the 'Great Salt Lake WET Policy' section of the aforementioned updated DWQ WET policy, MWRF's Outfall 002 discharges to a severely habitat-limited waters (Class 3E), which then discharges to the Great Salt Lake, requiring both Acute and Chronic WET testing in this case. The renewal permit will also contain the standard requirements for accelerated testing upon failure of a WET test, a Preliminary Toxicity Investigation (PTI) and Toxicity Reduction Evaluation (TRE) as necessary, and a toxicity limitation re-opener provision as appropriate.

PERMIT DURATION

It is recommended that this permit be effective for a duration of five (5) years.

Drafted by
Jeff Studenka, Discharge
Daniel Griffin, Biosolids
Jennifer Robinson, Pretreatment
Lonnie Shull, Biomonitoring
Lisa Stevens, Storm Water
Nick von Stackelberg, Wasteload Analysis/ADR Review
Utah Division of Water Quality, (801) 536-4300
November 20, 2018

PUBLIC NOTICE INFORMATION (updated March 4, 2019)

Began: January 30, 2019

Ended: March 1, 2019

The Public Notice of the draft permit was published in the Salt Lake Tribune and Deseret News as well as on DWQ's website.

During the public comment period provided under R317-8-6.5, any interested person may submit written comments on the draft permit and may request a public hearing, if no hearing has already been scheduled. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. All comments will be considered in making the final decision and shall be answered as provided in R317-8-6.12.

No comments were received during the public notice period. Staff recommends re-issuance of the permit as drafted.

ADDENDUM TO FSSOB

Attachment 1: Wasteload Analysis

Attachment 2: RP Analysis Summary

DWQ-2017-014442

ATTACHMENT 1

Wasteload Analysis

**Utah Division of Water Quality
Addendum to Statement of Basis
Wasteload Analysis and Antidegradation Level I Review
PRELIMINARY – Discharge to C-7 Ditch**

Date: January 30, 2017

Facility: Magna Wastewater Treatment Plant
UPDES No. UT0021440

Receiving water: C-7 Ditch

This addendum summarizes the wasteload analysis that was performed to determine water quality based effluent limits (WQBEL) for this discharge. Wasteload analyses are performed to determine point source effluent limitations necessary to maintain designated beneficial uses by evaluating projected effects of discharge concentrations on in-stream water quality. The wasteload analysis also takes into account downstream designated uses (UAC R317-2-8). Projected concentrations are compared to numeric water quality standards to determine acceptability. The numeric criteria in this wasteload analysis may be modified by narrative criteria and other conditions determined by staff of the Division of Water Quality.

Purpose

The purpose of this wasteload allocation is to determine WQBELs for planning a new outfall to C-7 Ditch. The limits should be considered preliminary that are subject to change based on collection of site-specific physiographic, flow and water quality data during the permit cycle.

Discharge

Outfall 001: C-7 Ditch → Lee Creek → Great Salt Lake

The maximum design flow for the discharge is 4.0 MGD average monthly and 8.0 MGD maximum daily, as provided by the treatment plant.

This wasteload allocation is for the proposed effluent pipeline alignment as shown in Figure 1. The 42-inch diameter reinforced concrete pipe is 4,000 feet long at 0.0005 foot/foot slope (Epic Engineering 2016).

Receiving Water

The receiving water for Outfall 001 is the C-7 Ditch, which does not have designated beneficial uses. The C-7 Ditch was determined to be a drainage ditch that does not have downstream agricultural users of the water. Therefore, per UAC R317-2-13.10, the presumptive beneficial uses for all drainage canals and ditches statewide are 2B and 3E.

- *Class 2B: Protected for infrequent primary contact recreation. Also protected for secondary contact recreation where there is a low likelihood of ingestion of water or a low degree of bodily contact with the water. Examples include, but are not limited to, wading, hunting, and fishing.*
- *Class 3E: Severely habitat-limited waters. Narrative standards will be applied to protect these waters for aquatic wildlife.*

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Magna Wastewater Treatment Plant
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The C-7 Ditch is tributary to Lee Creek, which does not have designated beneficial uses. Per UAC R317-2-13.13, the presumptive beneficial uses for all waters not specifically classified are 2B and 3D.

- *Class 3D: Protected for waterfowl, shore birds and other water-oriented wildlife not included in Classes 3A, 3B, or 3C, including the necessary aquatic organisms in their food chain.*

The critical flow for the wasteload analysis is typically considered the lowest stream flow for seven consecutive days with a recurrence interval of once every ten years (7Q10). Flow records from USGS stream gage #10172640 Lee Creek Near Magna, UT, for the period 1971 – 1982 and 2006 – 2008 was obtained. The 7Q10 was estimated as the lowest seven day average from 5/24/2006 to 4/10/2008. This more recent period of record of the gage was considered more representative of the current higher flow regime in the creek; however, it is insufficient to statistically calculate the 7Q10 flow.

The discharge at the gage includes flows from C-7 Ditch, Kersey Creek, Magna WWTP, Lee Creek and groundwater (Table 1). The average discharge from Magna WWTP was calculated from DWQ monitoring records from 1999 – 2008. Critical low flow from Kersey Creek and groundwater was assumed to be zero. No flow records were available for C-7 Ditch and Lee Creek above the confluence with C-7 Ditch; the critical low flow was assumed to be 67% from C-7 Ditch and 33% from Lee Creek above C-7 Ditch.

Table 1: Annual Critical Low Flow

Source	Critical Low Flow (cfs)
C-7 Ditch	9.5
Kersey Creek above Magna WWTP	0.0
Magna WWTP	3.7
Lee Creek above C-7 Ditch	4.7
Groundwater	0.0
Lee Creek at USGS Gage	17.9

Receiving water quality data was obtained from sampling stations 4991430 Lee Creek at I-80 Crossing, 4991560 C-7 Ditch at 8000 West, and 4991590 C-7 Ditch above Confluence with Kersey Creek. The seasonal annual value was calculated for each constituent with available data in the receiving water.

Protection of Downstream Uses

Per UAC R317-2-8, *all actions to control waste discharges under these rules shall be modified as necessary to protect downstream designated uses.* For this discharge, numeric aquatic life use criteria do not apply to the immediate receiving water (C-7 Ditch), but do apply to downstream receiving waters (Lee Creek). Therefore, Lee Creek is considered the limiting condition in this wasteload allocation to ensure protection of aquatic life uses.

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Mixing Zone

The allowable mixing zone is 15 minutes of travel time for acute conditions, not to exceed 50% of stream width, and 2,500 feet for chronic conditions, per UAC R317-2-5. Water quality standards must be met at the end of the mixing zone.

The actual length of the mixing zone was not determined; however, it was presumed to remain within the maximum allowable mixing zone dimensions. Acute limits were calculated using 50% of the annual critical low flow.

Parameters of Concern

The potential parameters of concern identified for the discharge and receiving water were total suspended solids (TSS), dissolved oxygen (DO), BOD₅, total phosphorus (TP), total nitrogen (TN), total ammonia nitrogen (TAN), E. coli, pH, and total residual chlorine (TRC) as determined in consultation with the UPDES Permit Writer.

TMDL

The receiving waters are not listed as impaired for any parameters according to the 303(d) list in the *2012/2014 Utah Integrated Report*.

Water Quality Modeling

A QUAL2Kw model of the receiving water was populated based on physiographic information from Google Earth and site data collected by DWQ staff. The model extends from C-7 Ditch through Lee Creek to the outlet to Gilbert Bay (Figure 1). The QUAL2Kw model was used for determining WQBELs related to eutrophication of the receiving waters, including BOD₅, phosphorus, nitrogen and dissolved oxygen.

The QUAL2Kw model was also used to determine the limits for ammonia toxicity. The water quality criterion for chronic ammonia toxicity is dependent on temperature and pH, and the water quality criterion for acute ammonia toxicity is dependent on pH. Effluent concentrations were adjusted so that water quality standards were not exceeded in the receiving water. QUAL2Kw rates, input and output are summarized in Appendix A.

Insufficient observed data was available for model calibration. The rate parameters used in the model were the same as those used for the Box Elder Creek/Brigham City WWTP QUAL2Kw, which was calibrated under contract by Utah State University (Neilson et al. 2012). C-7 Ditch and Lee Creek were considered to have similar stream characteristics to Box Elder Creek. Synoptic data needs to be collected in the future in order to calibrate the model.

A mass balance mixing analysis was calculated for conservative constituents such as dissolved metals. The WQBELs determined using the mass balance mixing analysis are summarized in Appendix B.

The limits for total residual chlorine were determined assuming a decay rate of 37 /day (at 20 °C), based on a chlorine decay assessment (Carollo 2016). The chlorine decay in C-7 Ditch should be

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verified once the effluent pipeline is constructed and discharging. A total travel time of 240 minutes was estimated [35 minutes in the effluent pipe (4,000 lineal feet at 1.9 feet per second velocity) and 205 minutes in C-7 Ditch prior to confluence with Lee Creek (7,350 lineal feet at 0.6 feet per second velocity)]. The analysis for TRC is summarized in Appendix C.

Where WQBELs exceeded secondary standards or categorical limits, the concentration in the model was set at the secondary standard or categorical limit.

Models and supporting documentation are available for review upon request.

WET Limits

The percent of effluent in the receiving water in a fully mixed condition, and acute and chronic dilution in a not fully mixed condition are calculated in the WLA in order to generate WET limits. The LC₅₀ (lethal concentration, 50%) percent effluent for acute toxicity and the IC₂₅ (inhibition concentration, 25%) percent effluent for chronic toxicity, as determined by the WET test, needs to be below the WET limits, as determined by the WLA. The WET limit for LC₅₀ is typically 100% effluent and does not need to be determined by the WLA.

Table 2: WET Limits for IC₂₅

Season	Percent Effluent
Annual	30%

Ammonia

The QUAL2Kw model was utilized to determine annual limits for ammonia based on summer season conditions. Ammonia exerts an oxygen demand on the water column through nitrification to nitrate and is toxic to aquatic life above certain thresholds that are pH and temperature dependent. Seasonal limits were determined that meet both in-stream DO criteria and in-stream toxicity criteria. Annual average pH and seasonal average temperature was used for determining chronic limits (30-day average) and maximum pH was used for determining acute limits (1-hour).

In 2013, EPA adopted new criteria for ammonia that are lower than current criteria based on the presence of unionid mussels and nonpulmonate snails. States are required to adopt the criteria or establish alternative, scientifically defensible criteria. Utah is initiating studies to support adoption of new ammonia criteria. For planning purposes, ammonia limits were calculated to meet the new criteria assuming presence of the most sensitive species (Table 3).

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Table 3: Ammonia Limits to Meet EPA 2013 Ammonia Criteria with Mussels Present

Effluent Constituent	Acute			Chronic		
	Standard	Limit	Averaging Period	Standard	Limit	Averaging Period
Ammonia (mg/l) [Toxicity]	Varies	12.0	1 hour	Varies	2.0	30 days

Effluent Limits

The effect of the effluent on the DO in the receiving water was evaluated using the QUAL2Kw model. A DO sag in C-7 Ditch downstream from the plant discharge was predicted by the model; however, the DO concentration recovered by the confluence with Lee Creek and secondary standards for BOD₅ are sufficient to meet DO criteria.

Table 4: Water Quality Based Effluent Limits Summary

Effluent Constituent	Acute			Chronic		
	Standard	Limit	Averaging Period	Standard	Limit	Averaging Period
Flow (MGD)		8.0	1 day		4.0	30 days
Ammonia (mg/L)	Varies	30.0	1 hour	Varies	7.0	30 days
Min. Dissolved Oxygen (mg/L) ²	3.0	5.0	Instantaneous	5.0	5.0	30 days
BOD ₅ (mg/L)	NA	35	7 days	NA	25	30 days
Total Residual Chlorine (mg/L)						
Summer		17.3			17.7	
Fall	0.019	2.6	1 hour	0.011	2.7	4 days
Winter		1.3			1.3	
Spring		2.6			2.7	

**Utah Division of Water Quality
Wasteload Analysis
Magna Wastewater Treatment Plant
UPDES No. UT0021440**

Antidegradation Level I Review

The objective of the Level I ADR is to ensure the protection of existing uses, defined as the beneficial uses attained in the receiving water on or after November 28, 1975. No evidence is known that the existing uses deviate from the designated beneficial uses for the receiving water. Therefore, the beneficial uses will be protected if the discharge remains below the WQBELs presented in this wasteload.

A Level II Antidegradation Review (ADR) is required for this discharge, as this wasteload is for a new outfall to a different receiving water.

**Prepared by:
Nicholas von Stackelberg, P.E.
Standards and Technical Services Section**

Documents

WLA Document: *magna_potw_c7ditch_wla_2017-01-30.docx*
QUAL2Kw Wasteload Model: *magna_potw_c7ditch_wla_2017.xlsm*

References:

Carollo. 2016. *Chlorine Decay Assessment*. Magna Water District.

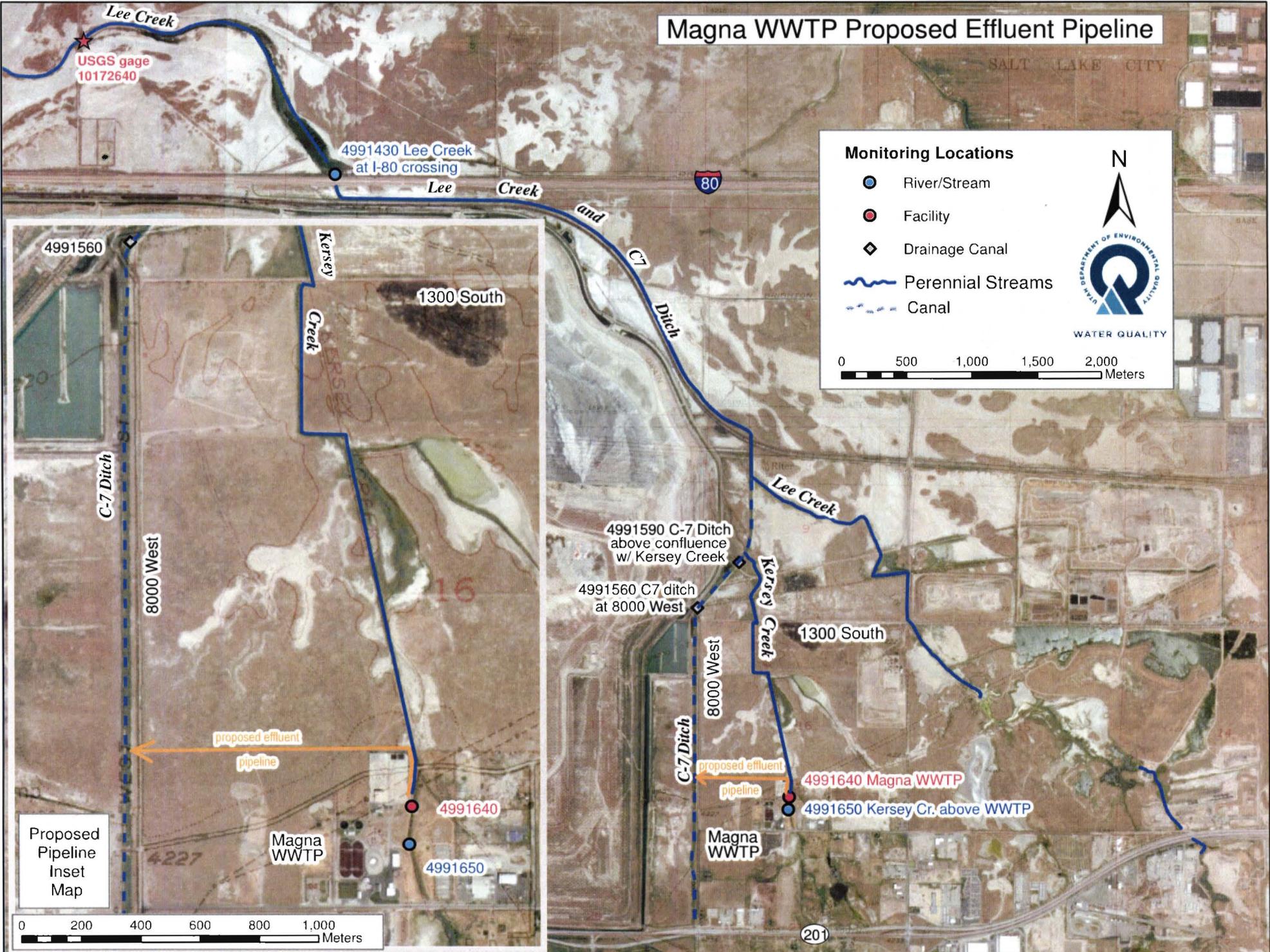
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Utah Division of Water Quality. 2012. *Utah Wasteload Analysis Procedures Version 1.0*.

Utah Division of Water Quality. *2012/2014 Utah Integrated Report*.

Magna WWTP Proposed Effluent Pipeline



Utah Division of Water Quality

WASTELOAD ANALYSIS [WLA]
Appendix A: QUAL2Kw Analysis for Eutrophication

Date: 1/30/2017

Discharging Facility: Magna WWTP
 UPDES No: UT-0021440
 Permit Flow [MGD]: 4.00 Maximum Monthly Flow
 8.00 Maximum Daily Flow

Receiving Water: C-7 Ditch/Lee Creek
 Stream Classification: 2B, 3D
 Stream Flows [cfs]: 9.50 Summer (July-Sept) Critical Low Flow
 9.50 Fall (Oct-Dec)
 9.50 Winter (Jan-Mar)
 9.50 Spring (Apr-June)

Acute River Width: 50.0%
 Chronic River Width: 100.0%

Modeling Information

A QUAL2Kw model was used to determine these effluent limits.

Model Inputs

The following is upstream and discharge information that was utilized as inputs for the analysis.
 Dry washes are considered to have an upstream flow equal to the flow of the discharge.

Headwater Inputs - C-7 Ditch	Summer	Fall	Winter	Spring
Flow (cfs)	9.5	9.5	9.5	9.5
Temperature (deg C)	22.4	7.8	6.2	16.9
Specific Conductance (µmhos)	2,497	3,123	4,157	2,611
Inorganic Suspended Solids (mg/L)	73.3	29.1	18.5	114.5
Dissolved Oxygen (mg/L)	8.7	10.2	12.7	8.9
CBOD ₅ (mg/L)	2.5	2.3	2.5	4.6
Organic Nitrogen (mg/L)	2.342	2.342	2.342	2.342
NH ₄ -Nitrogen (mg/L)	0.061	0.157	0.134	0.533
NO ₃ -Nitrogen (mg/L)	0.476	2.075	2.152	1.025
Organic Phosphorus (mg/L)	0.162	0.022	0.000	0.171
Inorganic Ortho-Phosphorus (mg/L)	0.092	0.139	0.226	0.128
Phytoplankton (µg/L)	10.0	10.0	10.0	10.0
Detritus [POM] (mg/L)	8.1	3.2	2.1	12.7
Alkalinity (mg/L)	250	250	250	250
pH	8.1	8.1	8.3	8.2

Discharge Inputs - Chronic	Summer	Fall	Winter	Spring
Flow (cfs)	4.0	4.0	4.0	4.0
Temperature (deg C)	21.9	16.5	12.5	17.1
Specific Conductance (µmhos)	2,492	2,273	2,644	2,750
Inorganic Suspended Solids (mg/L)	2.4	2.1	3.2	2.2
Dissolved Oxygen (mg/L)	5.0	5.0	5.0	5.0
CBOD ₅ (mg/L)	25.0	25.0	25.0	25.0
Organic Nitrogen (mg/L)	5.0	5.0	5.0	5.0
NO ₃ -Nitrogen (mg/L)	12.3	14.7	12.3	13.0
Organic Phosphorus (mg/L)	0.0	0.0	0.0	0.0
Inorganic Ortho-Phosphorus (mg/L)	5.0	5.0	5.0	5.0
Phytoplankton (µg/L)	0.0	0.0	0.0	0.0
Detritus [POM] (mg/L)	0.0	0.0	0.0	0.0
Alkalinity (mg/L)	400	400	400	400
pH	7.6	7.6	7.6	7.7

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Discharge Inputs - Acute	Summer	Fall	Winter	Spring
Flow (cfs)	8.0	8.0	8.0	8.0
Temperature (deg C)	21.9	16.5	12.5	17.1
Specific Conductance (µmhos)	2,492	2,273	2,644	2,750
Inorganic Suspended Solids (mg/L)	2.4	2.1	3.2	2.2
Dissolved Oxygen (mg/L)	5.0	5.0	5.0	5.0
CBOD ₅ (mg/L)	35.0	35.0	35.0	35.0
Organic Nitrogen (mg/L)	5.0	5.0	5.0	5.0
NO3-Nitrogen (mg/L)	12.3	14.7	12.3	13.0
Organic Phosphorus (mg/L)	0.0	0.0	0.0	0.0
Inorganic Ortho-Phosphorus (mg/L)	5.0	5.0	5.0	5.0
Phytoplankton (µg/L)	0.0	0.0	0.0	0.0
Detritus [POM] (mg/L)	0.0	0.0	0.0	0.0
Alkalinity (mg/L)	400	400	400	400
pH	7.8	7.8	8.0	8.0
Tributary Inputs - Lee Creek	Summer	Fall	Winter	Spring
Flow (cfs)	4.7	4.7	4.7	4.7
Temperature (deg C)	22.4	7.8	6.2	16.9
Specific Conductance (µmhos)	2,497	3,123	4,157	2,611
Inorganic Suspended Solids (mg/L)	73.3	29.1	18.5	114.5
Dissolved Oxygen (mg/L)	8.7	10.2	12.7	8.9
CBOD ₅ (mg/L)	2.5	2.3	2.5	4.6
Organic Nitrogen (mg/L)	2.342	2.342	2.342	2.342
NH4-Nitrogen (mg/L)	0.061	0.157	0.134	0.533
NO3-Nitrogen (mg/L)	0.476	2.075	2.152	1.025
Organic Phosphorus (mg/L)	0.162	0.022	0.000	0.171
Inorganic Ortho-Phosphorus (mg/L)	0.092	0.139	0.226	0.128
Phytoplankton (µg/L)	10.0	10.0	10.0	10.0
Detritus [POM] (mg/L)	8.1	3.2	2.1	12.7
Alkalinity (mg/L)	250	250	250	250
pH	8.1	8.1	8.3	8.2

All model numerical inputs, intermediate calculations, outputs and graphs are available for discussion, inspection and copy at the Division of Water Quality.

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Effluent Limitations

Current State water quality standards are required to be met under a variety of conditions including in-stream flows targeted to the 7-day, 10-year low flow (R317-2-9).

Other conditions used in the modeling effort reflect the environmental conditions expected at low stream flows.

Effluent Limitations based upon Water Quality Standards for DO and Ammonia Toxicity

In-stream criteria of downstream segments for Dissolved Oxygen will be met with an effluent limitation as follows:

	Chronic	Standard	Summer	Fall	Winter	Spring
Flow (MGD)		N/A	4.0	4.0	4.0	4.0
NH4-Nitrogen (mg/L)		Varies	7.0	12.0	10.0	9.0
BOD ₅ (mg/L)		N/A	25.0	25.0	25.0	25.0
Dissolved Oxygen [30-day Ave] (mg/L)		5.0	5.0	5.0	5.0	5.0
	Acute	Standard	Summer	Fall	Winter	Spring
Flow (cfs)		N/A	8.0	8.0	8.0	8.0
NH4-Nitrogen (mg/L)		Varies	30.0			
CBOD ₅ (mg/L)		N/A	35.0	35.0	35.0	35.0
Dissolved Oxygen [Minimum] (mg/L)		3.0	5.0	5.0	5.0	5.0

Summary Comments

The mathematical modeling and best professional judgement indicate that violations of receiving water beneficial uses with their associated water quality standards, including important down-stream segments, will not occur for the evaluated parameters of concern as discussed above if the effluent limitations indicated above are met.

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Coefficients and Other Model Information

Parameter	Value	Units
Stoichiometry:		
Carbon	40	gC
Nitrogen	7.2	gN
Phosphorus	1	gP
Dry weight	100	gD
Chlorophyll	1	gA
Inorganic suspended solids:		
Settling velocity	0.001	m/d
Oxygen:		
Reaeration model	Internal	
Temp correction	1.024	
Reaeration wind effect	None	
O2 for carbon oxidation	2.69	gO2/gC
O2 for NH4 nitrification	4.57	gO2/gN
Oxygen inhib model CBOD oxidation	Exponential	
Oxygen inhib parameter CBOD oxidation	0.60	L/mgO2
Oxygen inhib model nitrification	Exponential	
Oxygen inhib parameter nitrification	0.60	L/mgO2
Oxygen enhance model denitrification	Exponential	
Oxygen enhance parameter denitrification	0.60	L/mgO2
Oxygen inhib model phyto resp	Exponential	
Oxygen inhib parameter phyto resp	0.60	L/mgO2
Oxygen enhance model bot alg resp	Exponential	
Oxygen enhance parameter bot alg resp	0.60	L/mgO2
Slow CBOD:		
Hydrolysis rate	0	/d
Temp correction	1.047	
Oxidation rate	0.242802	/d
Temp correction	1.047	
Fast CBOD:		
Oxidation rate	10	/d
Temp correction	1.047	
Organic N:		
Hydrolysis	0.2625675	/d
Temp correction	1.07	
Settling velocity	0.087906	m/d
Ammonium:		
Nitrification	2.817054	/d
Temp correction	1.07	
Nitrate:		
Denitrification	1.756367	/d
Temp correction	1.07	
Sed denitrification transfer coeff	0.24334	m/d
Temp correction	1.07	
Organic P:		
Hydrolysis	0.227735	/d
Temp correction	1.07	
Settling velocity	0.103774	m/d
Inorganic P:		
Settling velocity	0.06798	m/d
Sed P oxygen attenuation half sat constant	0.99342	mgO2/L

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Phytoplankton:			
Max Growth rate	2.57133	/d	
Temp correction	1.07		
Respiration rate	0.1432355	/d	
Temp correction	1.07		
Death rate	0.45734	/d	
Temp correction	1		
Nitrogen half sat constant	15	ugN/L	
Phosphorus half sat constant	2	ugP/L	
Inorganic carbon half sat constant	1.30E-05	moles/L	
Phytoplankton use HCO3- as substrate	Yes		
Light model	Smith		
Light constant	57.6	langleys/d	
Ammonia preference	15	ugN/L	
Settling velocity	0.0645665	m/d	
Bottom Plants:			
Growth model	Zero-order		
Max Growth rate	8.663865	gD/m2/d or /d	
Temp correction	1.07		
First-order model carrying capacity	100	gD/m2	
Basal respiration rate	0.1046738	/d	
Photo-respiration rate parameter	0.39	unitless	
Temp correction	1.07		
Excretion rate	0.05015	/d	
Temp correction	1.07		
Death rate	0.1437	/d	
Temp correction	1.07		
External nitrogen half sat constant	127.576	ugN/L	
External phosphorus half sat constant	89.161	ugP/L	
Inorganic carbon half sat constant	1.10E-04	moles/L	
Bottom algae use HCO3- as substrate	Yes		
Light model	Half saturation		
Light constant	71.6656	langleys/d	
Ammonia preference	15.2922	ugN/L	
Subsistence quota for nitrogen	0.9375732	mgN/gD	
Subsistence quota for phosphorus	0.058037	mgP/gD	
Maximum uptake rate for nitrogen	640.4095	mgN/gD/d	
Maximum uptake rate for phosphorus	190.7675	mgP/gD/d	
Internal nitrogen half sat ratio	1.8677685		
Internal phosphorus half sat ratio	4.4374015		
Nitrogen uptake water column fraction	1		
Phosphorus uptake water column fraction	1		
Detritus (POM):			
Dissolution rate	3.773984	/d	
Temp correction	1.07		
Settling velocity	0.097025	m/d	
pH:			
Partial pressure of carbon dioxide	370	ppm	

Atmospheric Inputs:	Summer	Fall	Winter	Spring
Min. Air Temperature, F	0.0	0.0	0.0	0.0
Max. Air Temperature, F	2496.7	3123.0	4156.6	2611.0
Dew Point, Temp., F	81.5	32.3	20.5	127.2
Wind, ft./sec. @ 21 ft.	73.3	29.1	18.5	114.5
Cloud Cover, %	874%	1021%	1269%	890%

Other Inputs:	
Bottom Algae Coverage	s.u.
Bottom SOD Coverage	ug/L
Prescribed SOD, gO ₂ /m ² /day	0

WASTELOAD ANALYSIS [WLA]

Date: 9/30/2016

Appendix B: Mass Balance Mixing Analysis for Conservative Constituents

Discharging Facility: Magna WWTP
 UPDES No: UT-0021440
 Permit Flow [MGD]: 4.0 Maximum Monthly Flow
 8.0 Maximum Daily Flow

Receiving Water: C-7 Ditch/Lee Creek
 Stream Classification: 2B, 3D
 Stream Flows [cfs]:

	Chronic	Acute
C-7 Ditch	9.5	9.5
Lee Creek	4.7	2.4
Total	14.2	11.9

Acute River Width: 50%
 Chronic River Width: 100%

Modeling Information

A simple mixing analysis was used to determine these effluent limits.

Model Inputs

The following is upstream and discharge information that was utilized as inputs for the analysis. Dry washes are considered to have an upstream flow equal to the flow of the discharge.

Headwater/Upstream Information

	7Q10 Flow cfs
Summer	9.5
Fall	-
Winter	-
Spring	-

Discharge Information

	Flow MGD
Maximum Daily	8.0
Maximum Monthly	4.0

All model numerical inputs, intermediate calculations, outputs and graphs are available for discussion, inspection and copy at the Division of Water Quality.

Effluent Limitations

Current State water quality standards are required to be met under a variety of conditions including in-stream flows targeted to the 7-day, 10-year low flow (R317-2-9).

Other conditions used in the modeling effort reflect the environmental conditions expected at low stream flows.

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Effluent Limitations for Protection of Recreation (Class 2B Waters)

Parameter	Maximum Concentration	
Physical		
pH Minimum	6.5	
pH Maximum	9.0	
Bacteriological		
E. coli (30 Day Geometric Mean)	206 (#/100 mL)	
E. coli (Maximum)	668 (#/100 mL)	

Effluent Limitations for Protection of Aquatic Wildlife (Class 3D Waters)

Parameter	Maximum Concentration			
Physical				
Inorganics				
	Chronic Standard (4 Day Average)		Acute Standard (1 Hour Average)	
	Standard	Limit	Standard	Limit
Total Residual Chlorine (TRC)	0.011	0.011 mg/L	0.019	0.019 mg/L
Phenol			0.010	0.010 mg/L
Hydrogen Sulfide (Undissociated)			0.002	0.002 mg/L

Total Recoverable Metals [µg/L]

Parameter	Chronic Standard (4 Day Average)			Acute Standard (1 Hour Average)		
	Standard ¹	Background ²	Limit	Standard ¹	Background ²	Limit
Aluminum	87.0	58.0	154	750	58.0	1,413
Arsenic	150	100	265	340	100	570
Cadmium	0.5	0.3	0.8	4.3	0.3	8.2
Chromium VI	11.0	7.3	19.4	16.0	7.3	24.3
Chromium III	152	101	268	3,181	101	6,130
Copper	16.9	11.2	29.8	26.9	11.2	41.9
Cyanide	22.0	14.7	38.8	5.2	14.7	-3.9
Iron				1,000	667	1,319
Lead	7.7	5.1	13.6	197	5.1	381
Mercury	0.012	0.008	0.021	2.4	0.008	4.7
Nickel	93.8	62.5	165	843	62.5	1591
Selenium	4.6	3.1	8.1	18.4	3.1	33.1
Silver				12.5	8.3	16.4
Tributyltin	0.072	0.048	0.127	0.46	0.048	0.85
Zinc	216	144	380	216	144	284

1: Based upon a Hardness of 200 mg/l as CaCO₃.

2: Background concentration assumed 2/3 of chronic limit.

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Organics (Pesticides) [µg/L]

Parameter	Chronic Standard (4 Day Average)			Acute Standard (1 Hour Average)		
	Standard	Background ¹	Limit	Standard	Background ¹	Limit
Aldrin				1.5	1.0	2.0
Chlordane	0.0043	0.0029	0.0076	1.2	0.0029	2.3
DDT, DDE	0.001	0.001	0.002	0.55	0.001	1.08
Diazinon	0.17	0.11	0.30	0.17	0.11	0.22
Dieldrin	0.0056	0.0037	0.0099	0.24	0.0037	0.47
Endosulfan, a & b	0.056	0.037	0.099	0.11	0.037	0.18
Endrin	0.036	0.024	0.064	0.086	0.024	0.145
Heptachlor & H. epoxide	0.0038	0.0025	0.0067	0.26	0.0025	0.51
Lindane	0.08	0.05	0.14	1.0	0.05	1.9
Methoxychlor				0.03	0.02	0.04
Mirex				0.001	0.001	0.001
Nonylphenol	6.6	4.4	11.6	28.0	4.4	50.6
Parathion	0.0130	0.0087	0.0229	0.066	0.0087	0.121
PCB's	0.014	0.009	0.025			
Pentachlorophenol	15.0	10.0	26.5	19.0	10.0	27.6
Toxephene	0.0002	0.0001	0.0004	0.73	0.0001	1.43

1: Background concentration assumed 2/3 of chronic limit.

Radiological

Parameter	Maximum Concentration
Gross Alpha	15 pCi/L

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**WASTELOAD ANALYSIS [WLA]
Appendix C: Total Residual Chlorine**

Date: 1/26/2017

Discharging Facility: Magna WWTP
UPDES No: UT-0021440

CHRONIC

	Season	Receiving Water	Standard	Total Effluent	Mixing Zone Boundary	Effluent Limit Without Decay	Temperature (°C)	Decay Rate (/day)		Travel Time (min)	Decay Coefficient	Effluent Limit
								@ 20 deg C	@ T deg C			
Discharge (cfs)	Summer	14.2		6.2	20.4							
	Fall	14.2		6.2	20.4							
	Winter	14.2		6.2	20.4							
	Spring	14.2		6.2	20.4							
TRC (mg/L)	Summer	0.000	0.011			0.036	20.0	37	37.0	240	0.00	17.273
	Fall	0.000	0.011			0.036	12.0	37	25.6	240	0.01	2.593
	Winter	0.000	0.011			0.036	8.0	37	21.3	240	0.03	1.266
	Spring	0.000	0.011			0.036	12.0	37	25.6	240	0.01	2.593

ACUTE

	Season	Receiving Water	Standard	Total Effluent	Mixing Zone Boundary	Effluent Limit Without Decay	Temperature (°C)	Decay Rate (/day)		Travel Time (min)	Decay Coefficient	Effluent Limit
								@ 20 °C	@ T °C			
Discharge (cfs)	Summer	11.9		12.4	24.2							
	Fall	11.9		12.4	24.2							
	Winter	11.9		12.4	24.2							
	Spring	11.9		12.4	24.2							
TRC (mg/L)	Summer	0.000	0.019			0.037	20.0	37	37.0	240	0.00	17.726
	Fall	0.000	0.019			0.037	12.0	37	25.6	240	0.01	2.661
	Winter	0.000	0.019			0.037	8.0	37	21.3	240	0.03	1.300
	Spring	0.000	0.019			0.037	12.0	37	25.6	240	0.01	2.661

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ATTACHMENT 2

Reasonable Potential Analysis Summary

2014-2018 Summary Results of Reasonable Potential Analysis for Magna POTW (UT0021440)

Parameter	Outfall	No. of Samples	MEC* mg/L	Water Quality Standard MAC**		Outcome/Result
				Acute mg/L	Chronic mg/L	
Total Arsenic	001	10	0.05	1.413	0.154	MEC < MAC***
Total Cadmium	001	10	<0.005	0.0082	0.0008	MEC < MAC***
Total Chromium	001	10	0.005	6.37	0.287	MEC < MAC***
Total Copper	001	10	<0.005	0.0419	0.0298	MEC < MAC***
Total Lead	001	10	<0.02	0.381	0.0136	MEC < MAC***
Total Mercury	001	10	<0.0002	0.0047	0.00021	MEC < MAC***
Total Molybdenum	001	10	0.01	NA	NA	NA
Total Nickel	001	10	<0.005	1.591	0.165	MEC < MAC***
Total Selenium	001	10	<0.0001	0.0331	0.0081	MEC < MAC***
Total Silver	001	10	<0.005	0.0164	NA	MEC < MAC***
Total Zinc	001	10	0.05	0.284	0.38	MEC < MAC***
Total Cyanide	001	10	0.002	0.0052	0.0388	MEC < MAC***

NA – not applicable, no current Water Quality Standard.

*MEC – Maximum expected effluent concentration as determined from existing data set and initial metals screening.

**MAC – Maximum allowable concentration, UPDES permit effluent limits derived from the wasteload allocation analysis (WLA).

***MEC less than MAC. No Acute or Chronic limit required. Based upon the policy “Reasonable Potential Analysis Guidance”, developed by the Utah Division of Water Quality and implemented on September 10, 2015, it was determined not to include any total metal effluent limits in the 2019 renewal permit primarily because the data points reviewed exceeded neither the applicable Water Quality Standards, nor the proposed effluent limits derived from the WLA. Metals monitoring will continue however, as detailed in the permit. This will be re-evaluated during the next permit cycle as appropriate.

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