

Permit No.: UTR000000

STATE OF UTAH
DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF WATER QUALITY
SALT LAKE CITY, UTAH 84114-4870

Authorization to Discharge Under the
Utah Pollutant Discharge Elimination System

Multi-Sector General Permit (MSGP) for Storm Water
Discharges Associated with Industrial Activities

GROUP 3

- Sector E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing Facilities*
Sector G. Metal Mines (Ore Mining and Dressing)
Sector U. Food and Kindred Products Facilities
Sector AA. Facilities that Manufacture Metal Products including Jewelry, Silverware and Plated Ware
Sector AD. Non- Classified Facilities

In compliance with the provisions of the *Utah Water Pollution Control Act, Title 19, Chapter 5, Utah Code Annotated 1953*, as amended, the *Act*, the facility identified in the Notice of Intent, is authorized to discharge industrial storm water from the specified industrial site to waters of the State, as identified in the Notice of Intent, in accordance with discharge point(s), effluent limitations, monitoring requirements, and other conditions set forth herein.

This permit shall become effective on January 1, 2021.

This permit and the authorization to discharge shall expire at midnight, December 31, 2023.

Signed this Seventeenth day of December, 2020.



Erica Brown Gaddis, PhD
Director

E. Storm Water Discharges Associated With Industrial Activity From Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing Facilities.

1. Coverage of This Section.

- a. Industrial Activity Covered Under this Section. The requirements listed under this section shall apply to storm water discharges from the following manufacturing and processing facilities: flat glass, (SIC code 3211); glass containers, (SIC code 3221); pressed and blown glass, not elsewhere classified, (SIC code 3229); glass products made of purchased glass (SIC code 3231)hydraulic cement, (SIC code 3241); brick and structural clay tile, (SIC code 3251); ceramic wall and floor tile, (SIC code 3253); clay refractories, (SIC code 3255); structural clay products not elsewhere classified (SIC code 3259); vitreous china plumbing fixtures, and china and earthen ware fittings and bathroom accessories (SIC code 3261); vitreous china table and kitchen articles (SIC code 3262); fine earthenware table and kitchen articles (SIC code 3263); porcelain electrical supplies, (SIC code 3264); pottery products, (SIC code 3269); concrete block and brick, (SIC code 3271); concrete products, except block and brick which is described by the previous SIC code (SIC code 3272); ready-mix concrete, (SIC code 3273); lime (SIC code 3274); gypsum products, (SIC code 3275); cut stone and stone products (SIC code 3281); abrasive products (SIC code 3291); asbestos products (SIC code 3292); minerals and earths, ground or otherwise treated, (SIC code 3295); mineral wool (SIC code 3296); nonclay refractories, (SIC code 3297); and nonmetallic mineral products not elsewhere classified (SIC code 3299).
- b. Co-Located Industrial Activity. When an industrial facility, described by paragraph *a.* (above), has industrial activities being conducted onsite that meet the description(s) of industrial activities in another section(s), that industrial facility shall comply with any and all applicable monitoring and pollution prevention plan requirements of the other section(s) in addition to all applicable requirements in this section. The monitoring and pollution prevention plan terms and conditions of this multi-sector permit are additive for industrial activities being conducted at the same industrial facility. The operator of the facility shall determine which other monitoring and pollution prevention plan section(s) of this permit (if any) are applicable to the facility.

2. Prohibition of Non-storm Water Discharges.

- a. The discharge of pavement washwaters are only authorized where the permittee has minimized the presence of spilled materials in accordance with paragraph *3.a 3) a)(1)* of this section. Pavement wash water used for washing dust or dirt off on the site shall not be discharged in a storm water discharge.
- b. The discharge of concrete washout is not authorized under this permit. The operators of such discharges must comply with other UPDES requirements and obtain coverage under a separate UPDES permit if needed.

3. Storm Water Pollution Prevention Plan Requirements.

- a. Contents of Plan. The plan shall include, at a minimum, the following items:
 - 1) Pollution Prevention Team. Each plan shall identify a specific individual or individuals within the facility organization as members of a storm water Pollution

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Prevention Team that 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.

- 2) Description of Potential Pollutant Sources. Each plan shall provide a description of potential sources that may reasonably be expected to add significant amounts of pollutants to storm water discharges or that 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 that may potentially be significant pollutant sources. Each plan shall include, at a minimum:
 - a) Drainage.
 - (1) A site map indicating an outline of the portions of the drainage area of each storm water outfall that are within the facility boundaries, each existing structural control measure to reduce pollutants in storm water runoff, surface water bodies, locations where significant materials are exposed to precipitation, locations where major spills or leaks identified under paragraph 3.a.2)c) (Spills and Leaks) of this section have occurred, and the locations of the following activities where such activities are exposed to precipitation: fueling stations, vehicle and equipment maintenance and/or cleaning areas, loading/unloading areas, locations used for the treatment, storage or disposal of wastes, liquid storage tanks, processing areas and storage areas. Facilities shall also identify, on the site map, the location of any: bag house or other dust control device; recycle/sedimentation pond, clarifier or other device used for the treatment of process wastewater and the areas that drain to the treatment device. The map must indicate the outfall locations and the types of discharges contained in the drainage areas of the outfalls.
 - (2) For each area of the facility that generates storm water discharges associated with industrial 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 in storm water discharges associated with industrial activity. Factors to consider include the toxicity of chemical; 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.
 - b) 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 date of the submission of a *Notice of Intent (NOI)* to be covered under 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

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the date of the submission of a *Notice of Intent (NOI)* to be covered under 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.

- c) 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 date of the submission of a *Notice of Intent (NOI)* to be covered under this permit. Such list shall be updated as appropriate during the term of the permit.
 - d) 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.
 - e) Risk Identification and Summary of Potential Pollutant Sources. A narrative description of the potential pollutant sources from the following activities: loading and unloading operations; outdoor storage activities; outdoor manufacturing or processing activities; significant dust or particulate generating processes; and onsite waste disposal practices. The description shall specifically list any significant potential source of pollutants at the site and identify what the pollutant or pollutant parameter [e.g., Total Suspended Solids (TSS), etc.] of concern is.
- 3) Measures and Controls. Each facility covered by this permit 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:
- a) Good Housekeeping. Good housekeeping requires that areas which may contribute pollutants to storm water discharges be maintained in a clean, orderly manner.
 - (1) Facilities shall prevent or minimize the discharge of spilled cement, aggregate (including sand or gravel), kiln dust, fly ash, settled dust or other significant materials in storm water from paved portions of the site that are exposed to storm water. Measures used to minimize the presence of these materials may include regular sweeping, or other equivalent measures. The plan shall indicate the frequency of sweeping or other measures. The frequency shall be determined based upon consideration of the amount of industrial activity occurring in the area and frequency of precipitation, but shall not be less than once per week when cement, aggregate, kiln dust or fly ash are being handled or otherwise processed in the area.
 - (2) Facilities shall prevent the exposure of fine granular solids such as cement, fly ash, and kiln dust to storm water. Where practicable, these materials

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shall be stored in enclosed silos, hoppers or buildings, in covered areas, or under covering.

- b) Preventive Maintenance. A preventive maintenance program shall involve routine 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.
- c) 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, consider specifying material handling procedures, storage requirements, and use of equipment such as diversion valves in the plan. Procedures for cleaning up spills shall be identified in the plan and made available to the appropriate personnel. The necessary equipment to implement a clean up should be available to personnel.
- d) Inspections. Qualified facility personnel shall be identified to inspect designated equipment and areas of the facility specified in the plan. The inspection frequency shall be specified in the plan based upon a consideration of the intensity of industrial activity at the facility, but shall be a minimum of once per month while the facility is in operation. The inspection shall take place while the facility is in operation and shall at a minimum include all of the following areas that are exposed to storm water at the site: material handling areas, above ground storage tanks, hoppers or silos, dust collection/containment systems, truck wash down and equipment cleaning areas. 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.
- e) 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, truck wash out procedures, equipment wash down procedures and material management practices. The pollution prevention plan shall identify periodic dates for such training. At a minimum, this training must be provided annually.
- f) Recordkeeping 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 storm water pollution prevention plan. Inspections and maintenance activities shall be documented and records of such activities shall be incorporated into the plan.
- g) Non-storm Water Discharges.
 - (1) Certification. The plan shall include a certification that the discharge has

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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 VI.G.* of this permit. Such certification may not be feasible if the facility operator does not have access to an outfall, manhole, or other point of access to the ultimate conduit that receives the discharge. In such cases, the source identification section of the storm water pollution prevention plan shall indicate why the certification required by this part was not feasible, along with the identification of potential significant sources of non-storm water at the site. A discharger that is unable to provide the certification required by this paragraph must notify the *Director* in accordance with paragraph 3.a.3)g)(3) (below).

Facilities engaged in production of ready-mix concrete, concrete block, brick or similar products shall include in the certification a description of measures that ensure that process waste water that results from washing of trucks, mixers, transport buckets, forms or other equipment are discharged in accordance with *UPDES* requirements or are recycled. Facilities with wash water recycle ponds shall include an estimate of the amount of rainfall (in inches) required to cause the recycle pond to overflow in a 24-hour period.

- (2) Exceptions. Except for flows from emergency fire fighting activities, sources of non-storm water listed in *Part II.A.2.* (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 shall identify and ensure the implementation of appropriate pollution prevention measures for the non-storm water component(s) of the discharge.
 - (3) 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 submitting an *NOI* to be covered by 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 that are not authorized by a *UPDES* permit are unlawful and must be terminated.
- h) Sediment and Erosion Control. The plan shall identify areas that, 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.

- i) Management of Runoff. The plan shall contain a narrative consideration of the appropriateness of traditional storm water management practices (practices other than those that 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 [see paragraph 3.a.2) of this section (Description of Potential Pollutant Sources)] shall be considered when determining reasonable and appropriate measures. Appropriate measures may include: vegetative swales and other vegetative filtration 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 plans, infiltration devices, and wet detention/retention devices or other equivalent measures.

- 4) 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. These areas should include but are not limited to: material handling areas, above ground storage tanks, hoppers or silos, dust collection/containment systems, truck wash down and equipment cleaning areas. 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 such as recycle ponds, identified in the plan shall be observed to ensure that they are operating correctly. A visual inspection of 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 paragraph 3.a.2) of this section (Description of Potential Pollutant Sources) and pollution prevention measures and controls identified in the plan in accordance with paragraph 3.a.3) of this section (Measures and Controls) 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 3.a.4)b) (above) of this section 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

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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 VI.G.* (Signatory Requirements) of this permit.

- d) Where compliance evaluation schedules overlap with inspections required under *3.a.3)d)*, the compliance evaluation may be conducted in place of one such inspection.
4. Numeric Effluent Limitations. In addition to the numeric effluent limitations described by *Part IV.B.*, the following limitations shall be met by existing and new dischargers.
- a. Cement Manufacturing Facility, Material Storage Piles Runoff. Any surface discharge composed of runoff that derives from the storage of materials including raw materials, intermediate products, finished products, and waste materials that are used in or derived from the manufacture of cement shall not exceed the effluent limits in Table E-1. Runoff from the storage piles shall not be diluted with other storm water runoff or flows to meet this limitation. Any untreated overflow from facilities designed, constructed and operated to treat the volume of material storage pile runoff that is associated with a 10-year, 24-hour rainfall event shall not be subject to the TSS or pH limitations. Dischargers subject to these numeric effluent limitations must be in compliance with these limits upon commencement of coverage and for the entire term of this permit.

Table E-1
Effluent Limits for Discharges from Material Storage Piles at Cement Manufacturing Facilities (SIC 3241)¹

Pollutants of Concern	Effluent Limitation
Total Suspended Solids (TSS)	50 mg/L daily maximum
pH	6.5-9.0 s.u.

- 1) Effluent Limit Monitoring Requirements. Permittees with cement manufacturing facilities must monitor runoff from material storage piles for the presence of TSS and pH at least annually (one time per year). Facilities must report in accordance with *4.a.3)* below (Reporting). In addition to the parameters listed above, the permittee shall provide the date and duration (in hours) of the storm event(s) sampled; rainfall measurements or estimates (in inches) of the storm event that generated the sampled runoff; the duration between the storm event sampled and the end of the previous measurable (greater than 0.1 inch rainfall) storm event; and an estimate of the total volume (in gallons) of the discharge sampled.
- 2) Effluent Limit Sample Type. A minimum of one grab sample shall be taken. 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. The grab sample shall be taken during the first 30 minutes of the discharge. If the collection of a grab sample during the first 30 minutes is impracticable, a grab sample can be taken during the first hour of the discharge, and the discharger shall submit with the monitoring

report a description of why a grab sample during the first 30 minutes was impracticable.

- 3) Effluent Limit Reporting. Permittees with material storage runoff from cement manufacturing facilities shall submit annual monitoring results on *SWDMR* form(s) postmarked no later than the last day of March on the following year. Signed copies of *SWDMRs* shall be submitted to the *Director* at the address indicated in *Part V.B.* of this permit. For each outfall, one signed *SWDMR* form shall be submitted for each storm event sampled.
- 4) Additional Notification. In addition to filing copies of *SWDMRs* in accordance with paragraph 2) (above), permittees with discharges of material storage runoff from cement manufacturing facilities through a large or medium municipal separate storm sewer system (systems serving a population of 100,000 or more) must submit signed copies of *SWDMRs* to the operator of the municipal separate storm sewer system in accordance with the dates provided in paragraph 5.d.2) (above).

5. Monitoring and Reporting Requirements.

- a. Analytical Monitoring Requirements. Permittees that manufacture clay products, concrete products, or gypsum products must monitor their storm water discharges associated with industrial activity at least quarterly (4 times per year) during year 2 (2022) except as provided in paragraphs 5.a.3) (Sampling Waiver), 5.a.4) (Representative Discharge), and 5.a.5) (Alternative Certification).

Clay product manufacturers include manufactures of brick and structural clay tile(SIC 3251), ceramic wall and floor tile (SIC 3253), clay refractories (SIC 3255), structural clay products, not elsewhere classified (SIC 3259), vitreous china plumbing fixtures and china and earthenware fittings and bathroom accessories (3261), vitreous china table and kitchen articles (SIC 3262), fine earthenware table and kitchen articles (SIC 3263), porcelain electrical supplies (SIC 3264), and pottery products (SIC 3269). Facilities with these industrial activities must monitor for the pollutant listed in Table E-2.

Concrete and gypsum product manufacturers include those who manufacture concrete block and brick (SIC 3271), concrete products (SIC 3272), ready mix concrete (SIC 3273), gypsum products (SIC 3275) and mineral and earth products (SIC 3295). Facilities with these industrial activities must monitor for the pollutant listed in Table E-3.

Facilities must report in accordance with 5.b. (Reporting). In addition to the parameters listed in Tables E-2 and E-3 below, the permittee shall provide the date and duration (in hours) of the storm event(s) sampled; rainfall measurements or estimates (in inches) of the storm event that generated the sampled runoff; the duration between the storm event sampled and the end of the previous measurable (greater than 0.1 inch rainfall) storm event; and an estimate of the total volume (in gallons) of the discharge sampled.

Table E-2.

Monitoring Requirements for Clay Product Manufacturers (SIC 3251-3259, 3261-3269)

Pollutants of Concern	Benchmark Monitoring Cut-Off Concentration
Total Recoverable Aluminum	0.75 mg/L

Table E-3.

Monitoring Requirements for Concrete and Gypsum Product Manufacturers (SIC 3271-3275)

Pollutants of Concern	Benchmark Monitoring Cut-Off Concentration
Total Suspended Solids (TSS) ¹	100 mg/L
Total Recoverable Iron	1.0 mg/L
pH	6.5 to 9.0

1. Sampling for TSS is not required for storm water discharges that are infiltrating to groundwater.

- 1) Monitoring Periods. Facilities subject to analytical monitoring requirements described in paragraph 5.a. (above), shall monitor samples collected during the sampling periods of: January to March, April to June, July to September, and October to December for the year specified in paragraph 5.a.

- 2) Sample Type. A minimum of one grab sample shall be taken. 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. The required 72-hour storm event interval is waived where the preceding measurable storm event did not result in a measurable discharge from the facility. The required 72-hour storm event interval may also be waived where the permittee documents that less than a 72-hour interval is representative for local storm events during the season when sampling is being conducted. The grab sample shall be taken during the first 30 minutes of the discharge. If the collection of a grab sample during the first 30 minutes is impracticable, a grab sample can be taken during the first hour of the discharge, and the discharger shall submit with the monitoring report a description of why a grab sample during the first 30 minutes was impracticable. If storm water discharges associated with industrial activity commingle with process or non-process water, then where practicable permittees must attempt to sample the storm water discharge before it mixes with the non-storm water discharge.

- 3) Sampling Waiver.
 - a) Adverse Conditions. When a discharger is unable to collect samples within a specified sampling period due to adverse climatic conditions, the discharger shall collect a substitute sample from a separate qualifying event in the next period and submit the data along with data for the routine sample in that period. Adverse weather conditions that may prohibit the collection of samples include weather conditions that create dangerous conditions for personnel (such as local

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flooding, high winds, hurricane, tornadoes, electrical storms, etc.) or otherwise make the collection of a sample impracticable (drought, extended frozen conditions, etc.).

- b) Inactive and Unstaffed Site. When a discharger is unable to conduct quarterly chemical storm water sampling at an inactive and unstaffed site, the operator of the facility may exercise a waiver of the monitoring requirements as long as the facility remains inactive and unstaffed. The facility must state on their NOI that it is inactive and unstaffed and submit a change NOI if this status changes.
- 4) Representative Discharge. When a facility 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 test the effluent of one of such outfalls and report that the quantitative 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. The permittee shall include the description of the location of the outfalls, explanation of why outfalls are expected to discharge substantially identical effluents, and estimate of the size of the drainage area and runoff coefficient with the *SWDMR*.
- 5) Alternative Certification. A discharger is not subject to the monitoring requirements of this section provided the discharger makes a certification for a given outfall, on a pollutant by pollutant basis in lieu of monitoring reports required by paragraph *b.* below, under penalty of law, signed in accordance with *Part VI.G.* (Signatory Requirements), that material handling equipment or activities, raw materials, intermediate products, final products, waste materials, by-products, industrial machinery or operations, or significant materials from past industrial activity that are located in areas of the facility within the drainage area of the outfall are not presently exposed to storm water and are not expected to be exposed to storm water for the certification period. Such certification must be retained in the storm water pollution prevention plan, and submitted to the *DWQ* in accordance with *Part V.B.* of this permit. In the case of certifying that a pollutant is not present, the permittee must submit the certification along with the monitoring reports required under paragraph *b.* below. If the permittee cannot certify for an entire period, they must submit the date exposure was eliminated and any monitoring required up until that date. This certification option is not applicable to compliance monitoring requirements associated with effluent limitations. The *DWQ* does not expect facilities to be able to exercise this certification for indicator parameters, such as TSS and BOD.
- b. Analytical Reporting. Permittees with monitoring requirements under paragraph *5.a.* shall submit monitoring results for each outfall associated with industrial activity [or a certification in accordance with paragraphs *3), 4), or 5)* above] obtained during the second year (2022) monitoring period on *Storm Water Discharge Monitoring Report (SWDMR)* form(s) postmarked no later than the 31st day of the following March (2023). For each outfall, one

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signed *SWDMR* form must be submitted for each event sampled. Signed copies of *SWDMRs*, or said certifications, shall be submitted to the *Director* at the address listed in *Part V.B.* of this permit.

- 1) Additional Notification. In addition to filing copies of discharge monitoring reports in accordance with paragraph *b.* (above), facilities with monitoring requirements under paragraph *5.a.* with at least one storm water discharge associated with industrial activity through a large or medium municipal separate storm sewer system (systems serving a population of 100,000 or more) must submit signed copies of the *SWDMRs* to the operator of the municipal separate storm sewer system in accordance with the dates provided in paragraph *b.* (above).

- c. Benchmark Level Exceedance Actions. Benchmarks are used to help gauge the overall effectiveness of control measures at a facility. If there is an exceedance of these levels you must review the selection, design, installation, and implementation of your control measures to determine if modifications are necessary. This review must be completed within a month of receiving sample results. Actions taken as a result of the review must be documented in the pollution prevention plan and completed in a timely manner, but in no case more than 12 weeks after the evaluation. If no action is taken then you must document the rationale for this decision (e.g. natural background pollutant levels, further pollutant reduction is not technologically or economically feasible, etc.).

- d. Quarterly Visual Examination of Storm Water Quality. Glass, clay, cement, concrete, and gypsum manufacturing 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(s) must be made at least once in each of the following three month periods: January through March, April through June, July through September, and October through December. The examination shall be made during daylight hours unless there is insufficient rainfall or snow melt to produce a runoff event.
 - 1) Sample and Data Collection. Examinations shall be made of grab 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 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.

 - 2) Visual Storm Water Discharge Examination Report. 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.

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- 3) Representative Discharge. When a facility 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 evaluation 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.

- 4) 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 records of the visual examinations. Adverse weather conditions that 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.).

- 5) 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 state on their NOI that it is inactive and unstaffed and submit a change NOI if this status changes.