

RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
OFFICE OF WATER RESOURCES  
PERMITS SECTION  
235 PROMENADE STREET  
PROVIDENCE, RHODE ISLAND 02908-5767

PUBLIC NOTICE OF PROPOSED PERMIT ACTIONS UNDER THE RHODE ISLAND POLLUTANT DISCHARGE ELIMINATION SYSTEM (RIPDES) PROGRAM WHICH REGULATES DISCHARGES INTO THE WATERS OF THE STATE UNDER CHAPTER 46-12 OF THE RHODE ISLAND GENERAL LAWS OF 1956, AS AMENDED.

**DATE OF NOTICE:** May 24, 2024

**PUBLIC NOTICE NUMBER:** PN 24-03

**DRAFT RIPDES PERMIT:** RIPDES MULTI-SECTOR GENERAL PERMIT FOR STORMWATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY (EXCLUDING CONSTRUCTION ACTIVITY)

**RIPDES PERMIT NUMBER:** RIR500000

In accordance with Chapter 46-12 of the Rhode Island General Laws, the discharge of pollutants to Waters of the State via a point source discharge is prohibited unless the discharge is in compliance with the RIPDES Regulations. The Rhode Island Department of Environmental Management (DEM) had previously determined that the most efficient approach for permitting stormwater discharges associated with industrial activities to Waters of the State is to utilize general permits. The primary benefit of using a general permit, as opposed to issuing individual permits, is a streamlined permitting process that prevents delays, while affording equal environmental protection. The permit streamlining reduces the application period, thereby effectively allowing DEM to respond quicker to environmental concerns and produce savings to potential applicants.

On May 3, 2019, the DEM issued a Rhode Island Multi-Sector General Permit (MSGP) to authorize the discharge of stormwater from industrial facilities. This permit expired on May 2, 2024. The DEM proposes to reissue the Rhode Island MSGP to cover industrial stormwater discharges. Changes to the 2019 MSGP proposed in the new permit include: Polychlorinated Biphenyls (PCBs) benchmarks (BMs) added to Sector N facilities engaged in the processing of construction and demolition debris; Aluminum, Lead, and Zinc BMs added to Sector P facilities, including transfer stations, where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater; Antimony BM value reduced from 0.64 mg/L to 0.45 mg/L (affects Subsector G2 only); Cyanide BM for saltwater increased from 0.001 mg/L to 0.005 mg/L (affects Sector K only); removal of Magnesium BM for Sector K; removal of Iron BM for Subsectors C1,C2,E2,F2,G2,H1,L2,M1,N1,O1,Q1,R1, and AA1; language clarifications added to BM monitoring requirements; new Indicator Monitoring for Enterococcus and Copper added to Sector P facilities, including transfer stations, where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater; new Indicator Monitoring for Copper applies to Sectors M,Q,R,AA; Corrective Action Reports will be required to be uploaded electronically with annual reports; pavement wash water has been added as an allowable non-stormwater discharge; language clarifications added for power wash water allowable non-stormwater discharges; new requirements added minimizing stormwater impacts from major storm events; language clarification made regarding monitoring outside of normal business hours; removal of the pre-existing automatic permit transfer option; removal of weblink option for making Stormwater Management Plans available; records retention timeframe increased from 3 years to 5 years; and

applicable NAICS codes must now be provided on the Notice of Intent (NOI). A detailed written summary of the proposed changes can be found in the Fact Sheet.

Notice is hereby given that the DEM held informational workshops on April 25 and 30, 2024 to discuss the draft general permit and the proposed changes. A recording of the informational workshops and the presentation slides may be found at the DEM's website here: [www.dem.ri.gov/MSGP](http://www.dem.ri.gov/MSGP). Note: the DEM made further changes to the proposed permit since these workshops based on feedback received from stakeholders and the Environmental Protection Agency.

#### **FURTHER INFORMATION:**

Copies of the Draft General Permit, Fact Sheet, and the Public Notice may be obtained at no cost by visiting the DEM's website at [www.dem.ri.gov/MSGP](http://www.dem.ri.gov/MSGP) or by writing or calling the DEM as noted below:

Jennifer Stout  
Rhode Island Department of Environmental Management  
Office of Water Resources  
RIPDES Municipal and Industrial Stormwater Program  
235 Promenade Street  
Providence, Rhode Island 02908-5767  
(401) 222-4700 or (401) 537-4170 (direct)  
E-mail: DEM.RIPDESMSGP@dem.ri.gov

The administrative record containing all documents relating to these permit actions is on file and may be inspected, by appointment, at the DEM's Providence office mentioned above between 8:30 a.m. and 4:00 p.m., Monday through Friday, except holidays.

#### **PUBLIC HEARING:**

Pursuant to Chapters 46-12 and 42-35 of the Rhode Island General Laws, a public hearing has been scheduled to consider this draft RIPDES general permit, if requested. Requests for a Public Hearing must be submitted in writing to the attention of Jennifer Stout at the address indicated above. Notice should be taken that if the DEM receives a request from twenty-five (25) people, a governmental agency or subdivision, or an association having no less than twenty-five (25) members on or before 4:00 PM, Monday, June 24, 2024, the public hearing will be held at the following time and place:

Thursday, June 27, 2024 at 5:00 PM  
Room 280  
235 Promenade Street  
Providence, Rhode Island 02908

In accordance with the RIPDES Regulations, the following is a summary of the procedures that shall be followed at the Public Hearing, if such hearing is held:

- a. The Presiding Officer shall have the authority to open and conclude the Hearing and to maintain order; and
- b. Any persons appearing at such a hearing may submit oral or written statements and data concerning the draft permit.

In addition, for the sake of accuracy, it is requested that statements be submitted in writing at the time of the hearing or mailed to the DEM's Office of Water Resources, RIPDES Municipal and Industrial

Stormwater Program, at the above address, before the date of the hearing. Oral testimony will also be heard at the Public Hearing but will be limited to five (5) minutes in duration.

235 Promenade Street is accessible to individuals who are handicapped. If communication assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation, please call Jennifer Stout or RI Relay 711 at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person requesting.

**PUBLIC COMMENT PERIOD: MAY 24, 2024 TO JUNE 28, 2024**

Interested parties may submit comments on the permit actions and the administrative record to the address above no later than 4:00 PM on Friday, June 28, 2024.

All persons who believe any condition of the draft permit is inappropriate must raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all supporting material, by the close of the public comment period on June 28, 2024. Commenters may request a longer comment period if necessary to provide a reasonable opportunity to comply with these requirements. Comments should be directed to the DEM's Office of Water Resources, RIPDES Municipal and Industrial Stormwater Program at the address above.

If, during the public comment period, significant new questions are raised concerning the permit, the DEM may require a new draft permit or fact sheet or may reopen the public comment period. A public notice will be issued for any of these actions.

**FINAL DECISION AND APPEALS:**

Following the close of the comment period, and after a public hearing, if such hearing is held, the Director will issue a final permit decision and forward a copy of the final decision and response to comments to each person who has submitted written comments or requested notice. Within thirty (30) days following the notice of the final decision, any interested person may submit a request for a formal hearing in accordance with the requirements of §1.50 of the Regulations for the Rhode Island Pollutant Discharge Elimination System (RI Code of Regulations; 250-RICR-150-10-1.50).

**Brian Lafaille**

 Digitally signed by Brian Lafaille  
Date: 2024.05.17 08:55:30 -04'00'

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Brian D. Lafaille, P.E.  
Environmental Engineer IV  
RIPDES Municipal and Industrial Stormwater Program  
Office of Water Resources  
Rhode Island Department of Environmental Management

Date

**5-21-24 DRAFT Multi-Sector General Permit**  
**Rhode Island Pollutant Discharge Elimination System**  
**Stormwater Discharge Associated**  
**with Industrial Activity**  
(excluding Construction Activity)

Effective Date:  
September X, 2024



**RIR500000**

**Valid ONLY in accordance with Part I.C.**

Expiration Date:  
August X, 2029

**Rhode Island Department of Environmental Management**  
**Office of Water Resources**  
**Permitting Section**  
**RIPDES Program**

**DRAFT**

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**MULTI-SECTOR GENERAL PERMIT**  
**RHODE ISLAND POLLUTANT DISCHARGE ELIMINATION SYSTEM**  
**STORMWATER DISCHARGE ASSOCIATED WITH INDUSTRIAL ACTIVITY**  
**(Revised 5/2024)**

**PLEASE READ THIS PERMIT CAREFULLY!**

To require coverage under this permit, two conditions must be met. The first is that the facility must meet at least one of the conditions in the definition of "stormwater discharge associated with industrial activity" (see Title 250 RICR-150-10-1 § 1.4(A)(111)). The second is that the discharge of stormwater associated with industrial activity must be a point source (see Title 250 RICR-150-10-1 § 1.4(A)(78) for the definition of a point source), which discharges directly to a surface water body and/or a municipal separate storm sewer system. If both of these conditions are met, then the facility needs to seek coverage under this permit or an individual or alternative general permit. "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, or vessel, or other floating craft, from which pollutants are or may be discharged. This term does not include return flows from irrigated agriculture.

## **I. GENERAL COVERAGE UNDER THIS PERMIT**

**I.A. Permit Coverage.** This permit applies to all areas of the State of Rhode Island.

**I.B. Eligibility.**

**I.B.1. Allowable Stormwater Discharges.** Except stormwater discharges identified under Part I.B.3., this permit may cover the following all new and existing discharges composed entirely of stormwater:

I.B.1.a. Discharges associated with industrial activity, as defined in Title 250 RICR-150-10-1 § 1.4(A)(111), from the "sectors" of industry based on Standard Industrial Classification (SIC) codes and Industrial Activity Codes as described in Table B-1 of Appendix B of this permit, and that are specifically identified by outfall or discharge location in the Stormwater Management Plan. References to "sectors" in this permit (e.g., sector-specific monitoring requirements, etc.) refer to sectors listed in the above referenced Table B-1 of Appendix B.

*Co-located Activities.* If the facility has co-located industrial activities on-site that are described in a sector(s) other than the primary sector, the operator of the facility must comply with all other applicable sector-specific conditions found in Part VIII for the co-located industrial activities. The extra sector-specific requirements are applied only to those areas of the facility where the extra-sector activities occur. An activity at a facility is not considered co-located if the activity, when considered separately, does not meet the description of a category of industrial activity covered by the stormwater regulations, and identified by this permit's SIC code list.

*If runoff from co-located activities commingles, the operator of the facility must monitor the discharge as per the requirements of all applicable sectors (regardless of the actual location of the discharge). If the operator of the facility complies with all applicable requirements from all applicable sections of Part VIII for the co-located industrial activities, the discharges from these co-located activities are authorized by this permit.*

I.B.1.b. Discharges designated by the Director as needing a stormwater permit as provided in Sector AD.

I.B.1.c. Discharges that are not otherwise required to obtain RIPDES permit authorization but are commingled with discharges that are authorized under this permit.

I.B.1.d. Discharges from facilities subject to any of the national stormwater-specific effluent limitations guidelines listed in Table I-1.

**Table I-1. Stormwater-Specific Effluent Limitations Guidelines**

Regulated Discharge	40 CFR Section	MSGP Sector	New Source Performance Standard (NSPS)	New Source Date
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas	Part 429, Subpart I	A	Yes	1/26/81
Runoff from phosphate fertilizer manufacturing facilities that comes into contact with any raw materials, finished product, by-products or waste products (SIC 2874)	Part 418, Subpart A	C	Yes	4/8/74
Runoff from asphalt emulsion facilities	Part 443, Subpart A	D	Yes	7/28/75
Runoff from material storage piles at cement manufacturing facilities	Part 411, Subpart C	E	Yes	2/20/74
Mine dewatering discharges at crushed stone, construction sand and gravel, or industrial sand mining facilities	Part 436, Subparts B, C, and D	J	No	N/A
Runoff from hazardous waste and non-hazardous waste landfills	Part 445, Subparts A and B	K, L	Yes	2/2/00
Runoff from coal storage piles at steam electric generating facilities	Part 423	O	Yes	11/19/82 (10/8/74) <sup>1</sup>
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures	Part 449	S	Yes	6/15/12

I.B.2. Allowable Non-Stormwater Discharges. Below in Part I.B.2.a. are the only non-stormwater discharges authorized under this permit for all sectors provided that all discharges comply with the effluent limits set forth in Parts II. and VIII. Also allowed for all sectors are discharges of stormwater listed above in Part I.B.1. or authorized non-stormwater discharges in Part I.B.2. mixed with a discharge authorized by a different RIPDES permit and/or a discharge that does not require RIPDES permit authorization. All other non-stormwater discharges requiring RIPDES permit coverage except those specifically listed in Part I.B.2. are not authorized by this permit. If non-stormwater discharges requiring RIPDES permit coverage other than those specifically authorized in Part I.B.2., including sector-specific non-stormwater discharges that are listed in Part VIII. as prohibited (a non-exclusive list provided to raise awareness of contaminants or sources of contaminants characteristic of certain sectors), will be discharged, such non-stormwater discharges are not authorized by this permit and must either be eliminated or covered under another RIPDES permit.

I.B.2.a. Allowable non-stormwater discharges under this permit are limited to the following discharges from:

- firefighting activities;
- fire hydrant flushings;

<sup>1</sup> NSPS promulgated in 1974 were not removed via the 1982 regulation; therefore, wastewaters generated by Part 423-applicable sources that were New Sources under the 1974 regulations are subject to the 1974 NSPS.

- routine external building washdown/ power wash water that does not use detergents or hazardous cleaning products (such as those containing bleach, hydrofluoric acid, muriatic acid, sodium hydroxide, nonylphenols), and for which appropriate control measures are in place to minimize discharges of mobilized solids and other pollutants (e.g., filtration, detention, settlement)
- lawn watering;
- uncontaminated ground water; springs;
- air conditioning condensate;
- potable waterline flushings; irrigation drainage;
- foundation or footing drains where flows are not contaminated with process materials, such as solvents, or contaminated by contact with soils, where spills or leaks of toxic or hazardous materials has occurred;
- water sprayed for dust control or at a truck load wet-down station;
- incidental windblown mist from cooling towers that collects on rooftops or adjacent portions of the facility, but NOT intentional discharges from the cooling tower (e.g., “piped” cooling tower blowdown or drains);
- uncontaminated utility vault dewatering; dechlorinated water line testing water; hydrostatic test water that does not contain any treatment chemicals and is not contaminated with process chemicals;
- pavement wash waters, provided that detergents or hazardous cleaning products are not used (e.g., bleach, hydrofluoric acid, muriatic acid, sodium hydroxide, nonylphenols), and the wash waters do not come into contact with oil and grease deposits, sources of pollutants associated with industrial activities (see Part V.F.4), or any other toxic or hazardous materials, unless residues are first cleaned up using dry clean-up methods (e.g., applying absorbent materials and sweeping, using hydrophobic mops/rags), and for which appropriate control measures are in place to minimize discharges of mobilized solids and other pollutants (e.g., filtration, detention, settlement);
- discharges from washing of vehicles provided: chemicals, soaps, detergents, hazardous cleaning products (such as those containing bleach, hydrofluoric acid, muriatic acid, sodium hydroxide, nonylphenols), steam, or heated water are not used; cleaning is restricted to the outside of the vehicle (e.g., no engines, transmissions, undercarriages, or truckbeds); or washing is not used to remove accumulated industrial materials, paint residues, heavy metals or any other potentially hazardous materials from surfaces; and
- discharges from washing of marine vessels provided chemicals, soaps, detergents, hazardous cleaning products (such as those containing bleach, hydrofluoric acid, muriatic acid, sodium hydroxide, nonylphenols), steam, or heated water are not used and the washing is not used to remove topside or bottom paint; marine growth, or other potentially hazardous materials from vessels.

If any of these discharges may reasonably be expected to be present and to be mixed with stormwater discharges, they must be specifically identified and addressed in the facility's Stormwater Management Plan (SWMP).

**I.B.3. Limitations on Coverage.** The following stormwater discharges are not authorized by this permit:

- I.B.3.a. Stormwater discharges associated with industrial activity mixed with other discharges, unless the other discharge is authorized by a different RIPDES permit; the other discharge does not require a RIPDES permit authorization; and/or the other discharge is identified in Part I.B.2. of this permit;
- I.B.3.b. Stormwater discharges associated with industrial activity from facilities with existing effluent limitations guidelines for stormwater under 40 CFR Subchapter N, except the stormwater discharges identified in

Table I-1 that also meet all other eligibility requirements and the Director determines the stormwater discharge is eligible for coverage under this permit;

- I.B.3.c. Stormwater discharges associated with industrial activity with an existing individual permit or an alternative general permit for stormwater discharge(s) or which are issued a permit in accordance with Part X.T. of this permit;
- I.B.3.d. Stormwater discharges previously covered by an individual permit or an alternative general permit that has expired or been terminated at the request of the permittee where:
  - I.B.3.d.1. The previous permit contained numeric limitations developed for the stormwater component of the discharge, which are more stringent than the numeric effluent guidelines required by this permit. For the purpose of this paragraph, benchmarks are not considered effluent limitations;
  - I.B.3.d.2. Any specific BMPs for stormwater required under the previous permit are not included in the SWMP required under Part V. of this permit; or
  - I.B.3.d.3. The previous permit contained additional chemical analysis of parameters for monitoring of significant materials exposed to stormwater that are not required by this permit, and the significant materials remain at the facility.
- I.B.3.e. Stormwater discharges that the Director of the Department of Environmental Management has found to be or may reasonably be expected to be contributing to a violation of water quality standards;
- I.B.3.f. Stormwater discharges associated with industrial activity from facilities where any RIPDES permit has been or is in the process of being denied, terminated, or revoked by the Director (other than in a replacement permit issuance process). Upon request, the Director may waive this exclusion if operator of the facility has since passed to a different owner/operator and new circumstances at the facility justify a waiver;
- I.B.3.g. Stormwater discharges associated with construction activity including, but not limited to; clearing, grading, excavation, and filling; where total land disturbance is equal to or greater than one (1) acre, and where stormwater runoff discharges into the waters of the State;
- I.B.3.h. Stormwater discharges associated with industrial activity that may adversely affect a listed, or a proposed to be listed, endangered or threatened species or its critical habitat;
- I.B.3.i. Discharges prohibited under Title 250 RICR-150-10-1 § 1.6;
- I.B.3.j. Stormwater associated with industrial activity discharging into any water for which a Total Maximum Daily Load (TMDL) has been either established or approved by the EPA or a water quality determination has been made by the Department, unless the stormwater discharges are consistent with that TMDL or the provisions of the water quality determination;
- I.B.3.k. New Discharges to Water Quality Impaired Waters. If the permittee is a new discharger the permittee is not eligible for coverage under this permit to discharge to an "impaired water", as defined in Appendix A unless the permittee:
  - I.B.3.k.1. Prevents all exposure to stormwater of the pollutant(s) for which the waterbody is impaired, and retains documentation of procedures taken to prevent exposure onsite with the SWMP; or
  - I.B.3.k.2. Documents that the pollutant(s) for which the waterbody is impaired is not present at the site or is not present at levels above natural background, and retains documentation of this finding with the SWMP; or

I.B.3.k.3. At the time of submitting the NOI, provides to the RIPDES Program data to support a showing that the discharge is not expected to cause or contribute to an exceedance of a water quality standard, and retain such data onsite with the SWMP. To do this, the permittee must provide data and other technical information to the Department sufficient to demonstrate:

- I.B.3.k.3.i. For discharges to waters without an EPA approved or established TMDL or other water quality determination made by the Department, that the discharge of the pollutant for which the water is impaired will meet in-stream water quality criteria at the point of discharge to the waterbody; or
- I.B.3.k.3.ii. For discharges to waters with an EPA approved or established TMDL or waters with other water quality determination made by the Department, that there are sufficient remaining wasteload allocations in an EPA approved or established TMDL or other water quality determination to allow the facility's discharge and that existing dischargers to the waterbody are subject to compliance schedules designed to bring the waterbody into attainment with water quality standards.

The permittee is eligible under Part I.B.3.k.3. if the permittee documents that the discharge will not contribute to the existing impairment, in which case the permittee must maintain such documentation onsite with the SWMP and submit with the NOI a copy of the documents.

- I.B.3.l. Stormwater associated with industrial activity subject to Tier 3 Anti-Degradation Water Quality Standards;
- I.B.3.m. Stormwater associated with industrial activity from facilities where any planned physical alterations, operational changes or additions to the permitted facility qualify the facility as a new source or could significantly change the nature or significantly increase the quantity of pollutants discharged, unless authorization is obtained in the same manner as a new discharge;
- I.B.3.n. Stormwater discharges associated with industrial activity from facilities engaged in marine wrecking ships for scrap, marine salvaging and ship dismantling as identified in the Standard Industrial Classification Code 4499.

## **I.C. Authorization.**

### **I.C.1. How to Obtain Authorization.**

- I.C.1.a. To be covered under this general permit, owners or operators of stormwater discharges associated with industrial activity must:
  - I.C.1.a.1. Submit to the Director a standardized Notice of Intent (NOI) form. All NOIs must be submitted to the Director electronically through NeT (NPDES eReporting Tool). Upon review of the NOI, the Director may deny coverage under this permit at any time and require submittal of an application for an individual or an alternative general permit.
  - I.C.1.a.2. Meet the Eligibility requirements of Part I.B. of this permit.
  - I.C.1.a.3. Select, design, install, and implement control measures in accordance with Parts II.A. and II.B. to meet numeric and non-numeric effluent limits.
  - I.C.1.a.4. Develop or update, as applicable, a Stormwater Management Plan (SWMP) according to the requirements of Part V. of this permit.
- I.C.1.b. To be covered under this permit, the permittee must submit to the Director a complete and accurate NOI by the deadline applicable to the facility presented in Part I.C.2. The NOI certifies to the

Department that you are eligible for coverage according to Part I.B. of this permit and provides information on the industrial activities and related discharges.

The permittee must complete the development of a SWMP or update the facility's existing SWMP consistent with Parts V and VIII, prior to submitting the NOI for coverage under this permit. The permittee must electronically submit the SWMP as part of the NOI.

**I.C.2. Deadlines for Requesting Authorization.**

- I.C.2.a. Facilities discharging stormwater associated with industrial activity which were authorized under the previous general permit issued on May 3, 2019, that intend to obtain coverage under this general permit shall submit an NOI within ninety (90) days of the effective date of this permit.
- I.C.2.b. For facilities with discharges of stormwater associated with industrial activity which commence after the effective date of this permit, the NOI must be submitted sixty (60) days prior to the commencement of such discharge.
- I.C.2.c. For facilities with discharges of stormwater associated with industrial activity which commenced after May 2, 2024 and before the effective date of this permit, the NOI must be submitted within sixty (60) days of the effective date of this permit.
- I.C.2.d. For facilities with discharges of stormwater associated with industrial activity which commenced before May 2, 2024 and were not authorized under the previous MSGP, the NOI must be submitted immediately.

**I.C.3. Granting of Authorization.**

- I.C.3.a. Existing Discharges. Facilities discharging stormwater associated with industrial activity, which were authorized under the previous general permit issued on May 3, 2019 and have submitted a complete NOI within ninety (90) days of the effective date of this permit, shall be automatically granted authorization to discharge upon departmental receipt of a complete NOI. Unless notified by the Director to the contrary, owners or operators who submit such notification are authorized to discharge under the terms and conditions of this permit.
- I.C.3.b. New Discharges. For facilities which commence to discharge stormwater associated with industrial activity after May 2, 2024, authorization will be granted sixty (60) days after the submittal of a complete NOI, unless otherwise notified by the Director in writing. Regardless of whether the NOI was reviewed by this department, or it became approved because of this department's failure to act within sixty (60) days, the permittee is still responsible for upholding all permit conditions and any other applicable state or federal regulations. The permittee must immediately begin complying with the applicable benchmark monitoring requirements under Part VI.B. as if the permittee was in the first year of permit coverage.
- I.C.3.c. Other Existing Discharges. For facilities discharging stormwater associated with industrial activity, which commenced discharges before May 2, 2024 and were not authorized under the previous general permit issued in May 3, 2019 or did not submit a timely application in accordance with Part I.C.3.a., authorization will be granted sixty (60) days after the submittal of a complete NOI, unless otherwise notified by the Director in writing. Regardless of whether the NOI was reviewed by this department, or it became approved because of this department's failure to act within sixty (60) days, the permittee is still responsible for upholding all permit conditions and any other applicable state or federal regulations.

I.C.4. Continuation of this Permit. If this permit is not re-issued or replaced prior to the expiration date, it will be administratively continued in accordance with Title 250 RICR-150-10-1 § 1.13 and remain fully effective and enforceable. If the stormwater discharges from the facility were authorized to discharge under this permit prior to the expiration date, any discharges authorized under this permit will automatically remain covered by this

permit until the earliest of:

- I.C.4.a. The authorization for coverage under a reissued permit or a replacement of this permit following the timely and appropriate submittal of a complete NOI requesting authorization to discharge under the new permit and compliance with the requirements of the new permit; or
- I.C.4.b. The submittal of a Notice of Termination; or
- I.C.4.c. Issuance or denial of an individual permit for the facility's discharges; or
- I.C.4.d. A formal permit decision by the Director not to reissue this general permit, at which time the Director will identify a reasonable time period for covered dischargers to seek coverage under an alternative general permit or an individual permit. Coverage under this permit will cease at the end of this time period.

**I.D. Termination of Coverage.**

- I.D.1. To terminate permit coverage, owners and/or operators of facilities must submit to the Director a complete Notice of Termination (NOT) when discharge(s) of stormwater associated with industrial activity no longer occurs at the facility or the discharges are authorized under an individual or alternative general permit for all discharges required to be covered by a RIPDES permit. At that point, coverage under this permit is terminated. At a minimum, the following information is required in the NOT to terminate coverage under this permit:
  - Owner's name, mailing address, and telephone number;
  - Operator's name, mailing address, and telephone number;
  - Name and location of the facility;
  - RIPDES stormwater permit number; and
  - Certification that stormwater discharge associated with industrial activity no longer takes place on-site or the discharges are authorized under a RIPDES individual or alternative general permit.
- I.D.2. The permittee must submit a Notice of Termination within thirty (30) days after one or more of the following conditions have been met:
  - A new owner or operator has taken over responsibility for the facility; or
  - Operations have ceased at the facility, there are not or no longer will be discharges of stormwater associated with industrial activity from the facility, and you have already implemented necessary sediment and erosion controls as required by Part II.A.2.e.;
  - You are a Sector G, H, or J facility and you have met the applicable termination requirements; or
  - The permittee has obtained coverage under an individual or alternative general permit for all discharges required to be covered by a RIPDES permit, unless the Director has required that the permittee obtains such coverage under authority of Part I.G.1., in which case coverage under this permit will terminate automatically.
- I.D.3. The permittee must submit the NOT to the Director electronically through NeT.

**I.E. Conditional Exclusion for No Exposure.** Facilities where industrial materials and activities are protected by a storm-resistant shelter to prevent exposure to rain, snow, snowmelt, and/or runoff, and the discharges satisfy the conditions of Title 250 RICR-150-10-1 § 1.32(H), may be exempted from the requirement for a RIPDES permit if the permittee submits a complete and accurate RIPDES "No Exposure" certification to the Department. The permittee is no longer required to have a permit upon submission of a complete and accurate No Exposure Certification (NEC) to the Department. If the permittee is no longer required to have permit coverage because of a no exposure exclusion and the permittee has submitted a NEC form to the Department, the permittee must also submit a NOT.

The permittee must submit a No Exposure Certification form to the RIDEM once every five (5) years. The permittee must submit the NEC to the Director electronically through NeT. If, at any time, the industrial activity is modified such that materials are exposed to stormwater, the facility must submit a permit application and comply with all pertinent sections of this general permit.

**I.F. No Discharge Notice of Non-Applicability.** Operators of facilities engineered and constructed to contain discharges of stormwater associated with industrial activity; located in basins or other physical locations so that there will be no discharge of industrial stormwater to waters of the State; or where the industrial stormwater discharges to a Combined Sewer Overflow (CSO) system, should claim no discharge. Operators of facilities with No Discharge should submit a RIPDES No Discharge Certification (NDC) to the Director electronically through NeT.

**I.G. Alternative Permits.**

I.G.1. Requiring Coverage under an Alternative Permit. The Director may require the permittee to apply for and/or obtain authorization to discharge under either an individual RIPDES permit or an alternative RIPDES general permit in accordance with Title 250 RICR-150-10-1 §§ 1.33 and 1.55. Any interested person may petition the Department to take action under this paragraph. If the Director requires the permittee to apply for an individual RIPDES permit, the Department will notify the permittee in writing that a permit application is required. This notification will include a brief statement of the reasons for this decision and will provide application information. In addition, if the permittee is an existing discharger authorized to discharge under this permit, the notice will set a deadline to file the permit application and will include a statement that on the effective date of the individual RIPDES permit, or the alternative general permit as it applies to the facility, coverage under this general permit will terminate. The Director may grant additional time to submit the application if the permittee requests it. If the permittee is covered under this permit and fails to submit an individual RIPDES permit application as required by the Department, then the applicability of this permit to the permittee is terminated at the end of the day specified by the Department as the deadline for application submittal. The Department may take appropriate enforcement action for any unpermitted discharge.

I.G.2. Permittee Requesting Permit Coverage under an Alternative Permit. The permittee may request to be excluded from coverage under this general permit by applying for an individual permit. In such a case, the permittee must submit an individual permit application in accordance with the requirements of 40 CFR 122.26(c)(1)(ii), with reasons supporting the request, to the Department. The request may be granted by issuance of an individual permit or authorization of coverage under an alternative general permit if the reasons are adequate to support the request.

When an individual RIPDES permit is issued to the permittee or the permittee is authorized to discharge under an alternative RIPDES general permit, the authorization to discharge under this permit is terminated on the effective date of the individual permit or the date of authorization of coverage under the alternative general permit.

**I.H. Severability.** Invalidation of a portion of this permit does not necessarily render the whole permit invalid. The Department's intent is that the permit is to remain in effect to the extent possible. In the event that any part of this permit is invalidated, the Department will advise the regulated community as to the effect of such invalidation.

**I.I. Failure to Notify.** Owners or operators, who fail to notify the Director of their intent to be covered under a general permit and discharge stormwater associated with industrial activity to waters of the State or to a separate storm sewer system without a RIPDES permit, are in violation of Chapter 46-12 of the Rhode Island General Laws and the Clean Water Act and may be subject to legal enforcement action for any unpermitted discharges.

## II. CONTROL MEASURES AND EFFLUENT LIMITS.

In the technology-based limits included in Parts II.A. and VIII, the term “minimize” means reduce and/or eliminate to the extent achievable using control measures (including best management practices) that are technologically available and economically practicable and achievable in light of best industry practice. The term “infeasible” means not technologically possible or not economically practicable and achievable in light of best industry practices.

**II.A. Control Measures.** The permittee must select, design, install, and implement control measures (including best management practices) to minimize pollutant discharges that address the selection and design considerations in Part II.A.1., meet the non-numeric effluent limits in Part II.A.2., and meet limits contained in applicable effluent limitations guidelines in Part II.A.3. The selection, design, installation, and implementation of these control measures must be in accordance with good engineering practices and manufacturer’s specifications. Note that the permittee may deviate from such manufacturer’s specifications where a justification can be provided for such deviation and include documentation of this rationale in the part of the SWMP that describes control measures, consistent with Part V.F.5. If the permittee finds that the control measures are not achieving their intended effect of minimizing pollutant discharges to meet applicable water quality standards or any of the other non-numeric effluent limits in this permit, the permittee must modify these control measures per the corrective action requirements in Part III. Regulated stormwater discharges from the facility include stormwater run-on that commingles with stormwater discharges associated with industrial activity at the facility.

**II.A.1. Control Measure Selection and Design Considerations.** The permittee must consider the following when selecting and designing control measures:

- preventing stormwater from coming into contact with polluting materials is generally more effective, and less costly, than trying to remove pollutants from stormwater;
- using control measures in combination is more effective than using control measures in isolation for minimizing pollutants in the stormwater discharge;
- assessing the type and quantity of pollutants, including their potential to impact receiving water quality, is critical to designing effective control measures that will achieve the limits in this permit;
- minimizing impervious areas at the facility and infiltrating runoff onsite (including bioretention cells, green roofs, and pervious pavement, among other approaches) can reduce runoff and improve groundwater recharge and stream base flows in local streams, although care must be taken to avoid ground water contamination;
- attenuating flow using open vegetated swales and natural depressions can reduce in-stream impacts of erosive flows;
- conserving and/or restoring of riparian buffers will help protect streams from stormwater runoff and improve water quality; and
- using treatment interceptors (e.g., swirl separators and sand filters) may be appropriate in some instances to minimize the discharge of pollutants.

**II.A.2. Non-Numeric Technology-Based Effluent Limits (BPT/BAT/BCT).** The permittee must comply with the following non-numeric effluent limits (except where otherwise specified in Part VIII.) as well as any sector-specific non-numeric effluent limits in Part VIII.

II.A.2.a. Minimize Exposure. The permittee must minimize the exposure of manufacturing, processing, and material storage areas (including loading and unloading, storage, disposal, cleaning, maintenance, and fueling operations) to rain, snow, snowmelt, and runoff in order to minimize pollutant discharges, by either locating these industrial materials and activities inside or protecting them with storm resistant coverings (although significant enlargement of impervious surface area is not recommended). Unless infeasible, the permittee must also:

- Use grading, berthing, or curbing to prevent runoff of contaminated flows and divert run-on away from these areas;
- Locate materials, equipment, and activities so that leaks are contained in existing containment and diversion systems (confine the storage of leaky or leak-prone vehicles and equipment awaiting maintenance to protected areas);
- Clean up spills and leaks promptly using dry methods (e.g., absorbents) to prevent the discharge of pollutants;
- Store leaky vehicles and equipment indoors or, if stored outdoors, use drip pans and absorbents;
- Use spill/overflow protection equipment;
- Drain fluids from equipment and vehicles that will be decommissioned, and, for any equipment and vehicles that will remain unused for extended periods of time, inspect at least monthly for leaks;
- Perform all vehicle and/or equipment cleaning operations indoors, under cover, or in bermed areas that prevent runoff and run-on and also that capture any overspray; and
- Ensure that all washwater drains to a proper collection system (i.e., not the stormwater drainage system).

The discharge of vehicle and equipment washwater, including tank cleaning operations, is not authorized by this permit. These wastewaters must be covered under a separate RIPDES permit, discharged to a sanitary sewer in accordance with applicable industrial pretreatment requirements, or disposed of otherwise in accordance with applicable law.

Note: Industrial materials do not need to be enclosed or covered if stormwater runoff from affected areas does not discharge pollutants to receiving waters or if discharges are authorized under another RIPDES permit.

II.A.2.b. Good Housekeeping. The permittee must keep clean all exposed areas that are potential sources of pollutants. The permittee must perform good housekeeping measures in order to minimize pollutant discharges, including but not limited to, the following:

- Sweep or vacuum at regular intervals;
- Store materials in appropriate containers;
- Keep all dumpster lids closed when not in use. For dumpsters and roll off boxes that do not have lids and could leak, ensure that discharges have a control (e.g., secondary containment, treatment). Consistent with Part I.B.2. above, this permit does not authorize dry weather discharges from dumpsters or roll off boxes;
- Minimize the potential for waste, solid waste, and floatable debris to be discharged by keeping exposed areas free of such materials, or by intercepting them before they are discharged.

II.A.2.c. **Maintenance.** The permittee must regularly inspect, test, maintain, and repair all industrial equipment and systems to avoid situations that may result in leaks, spills, and other releases of pollutants in stormwater discharged to receiving waters. The permittee must maintain all control measures that are used to achieve the effluent limits required by this permit in effective operating condition, as well as all industrial equipment and systems, in order to minimize pollutant discharges. This includes:

- Performing inspections and preventive maintenance of stormwater drainage, source controls, treatment systems, and plant equipment and systems that could fail and result in contamination of stormwater.
- Diligently maintaining nonstructural control measures (e.g., keep spill response supplies available, personnel appropriately trained).
- Inspecting and maintaining baghouses at least quarterly to prevent the escape of dust from the system and immediately removing any accumulated dust at the base of the exterior baghouse.\*
- Cleaning catch basins when the depth of debris reaches two-thirds (2/3) of the sump depth and keeping the debris surface at least six inches below the lowest outlet pipe.

If the permittee finds that the control measures are in need of routine maintenance, the permittee must conduct the necessary maintenance immediately in order to minimize pollutant discharges. If the permittee finds that the control measures need to be repaired or replaced, the permittee must immediately take all reasonable steps to prevent or minimize the discharge of pollutants until the final repair or replacement is implemented, including cleaning up any contaminated surfaces so that the material will not be discharged during subsequent storm events. Final repairs/replacement of stormwater controls should be completed as soon as feasible but must be no later than the timeframe established in Parts III.A. and III.B.3. for corrective actions, i.e., within 14 days or, if that is infeasible, no longer than 45 days. If a control measure was never installed, was installed incorrectly or not in accordance with Parts II. and VIII., or is not being properly operated or maintained, you must conduct corrective action as specified in Part III.

Note: In this context, the term "immediately" requires you to, on the same day you identify that a control measure needs to be maintained, take all reasonable steps to minimize or prevent the discharge of pollutants until a permanent solution is installed and made operational. However, if a problem is identified at a time in the work day when it is too late to take action, the initiation of action must begin no later than the following work day

II.A.2.d. **Spill Prevention and Response Procedures.** The permittee must minimize the potential for leaks, spills and other releases that may be exposed to stormwater and develop plans for effective response to such spills if or when they occur. At a minimum, the permittee must:

- Plainly labeling containers (e.g., "Used Oil," "Spent Solvents," "Fertilizers and Pesticides," etc.) that could be susceptible to spillage or leakage to encourage proper handling and facilitate rapid response if spills or leaks occur;
- Implement procedures for material storage and handling, including the use of secondary containment and barriers between material storage and traffic areas, or a similarly effective means designed to prevent the discharge of pollutants from these areas;
- Implement procedures and develop training for expeditiously stopping, containing, and cleaning up leaks, spills, and other releases. Employees who may cause, detect, or respond to a spill or leak must be trained in these procedures and have necessary spill response equipment available. If possible, one of these individuals should be a member of the stormwater pollution prevention team (see Part V.F.1.);
- Keep spill kits on-site, located near areas where spills may occur or where a rapid response can be made; and
- Notify appropriate facility personnel, emergency response agencies, and regulatory agencies. Where a leak, spill, or other release containing a hazardous substance or oil requires the activation

of the facility's response plan, the permittee must notify the Department and take appropriate action to stop or minimize a release of Hazardous Material posing an Imminent Hazard and/or any on-going spill of Hazardous Material at the time of discovery. Local requirements may necessitate reporting spills or discharges to local emergency response, public health, or drinking water supply agencies. Contact information must be in locations that are readily accessible and available. Measures for cleaning up hazardous material spills or leaks must be consistent with applicable RCRA regulations at 40 CFR Part 264 and 40 CFR Part 265.

II.A.2.e. Erosion and Sediment Controls. The permittee must stabilize exposed areas and contain runoff using structural and/or non-structural control measures to minimize onsite erosion and sedimentation, and the resulting discharge of pollutants. Among other actions the permittee must take to meet this limit, the permittee must place flow velocity dissipation devices at discharge locations and within outfall channels where necessary to minimize channel and streambank erosion and scour in the immediate vicinity of discharge points. The permittee must also use structural and non-structural control measures to minimize the discharge of sediment. The permittee must identify the polymers and/or chemicals used as part of the controls and their purpose in the facility's SWMP.

II.A.2.f. Management of Runoff. The permittee must divert, infiltrate, reuse, contain, or otherwise reduce stormwater runoff, to minimize pollutants in the discharges. In selecting, designing, installing, and implementing appropriate control measures, the permittee is encouraged to consult the RIDEM's and EPA's internet-based resources relating to runoff management, including the RI Stormwater Management, Design, and Installation Rules: (<https://rules.sos.ri.gov/regulations/part/250-150-10-8>) and the NPDES Industrial Stormwater Fact Sheet Series: (<https://www.epa.gov/npdes/industrial-stormwater-fact-sheet-series>)

II.A.2.g. Salt Storage Piles or Piles Containing Salt. The permittee must enclose or cover storage piles of salt, or piles containing salt, used for deicing or other commercial or industrial purposes, including maintenance of paved surfaces. The permittee must implement appropriate measures (e.g., good housekeeping, diversions, containment) to minimize exposure resulting from adding to or removing materials from the pile. Piles do not need to be enclosed or covered if stormwater runoff from the piles is not discharged or if discharges from the piles are authorized under another RIPDES permit. In accordance with Title 250 RICR-150-05-3 § 3.8(F), new facilities or new locations for the temporary or permanent storage of road salt or salt/sand mixtures is prohibited where the groundwater is classified GAA or GA unless the storage is within a weatherproof structure if the pile is larger than 100 cubic yards, otherwise a secured, durable, waterproof covering is sufficient; on an impermeable base; and runoff from the operational area around the salt or salt/sand storage is controlled by best management practices.

II.A.2.h. Sector Specific Non-Numeric Effluent Limits. The permittee must achieve any additional non-numeric limits stipulated in the relevant sector-specific section(s) of Part VIII.

II.A.2.i. Employee Training. The permittee must train all employees who work in areas where industrial materials or activities are exposed to stormwater, or who are responsible for implementing activities necessary to meet the conditions of this permit (e.g., inspectors, maintenance personnel), including all members of the Pollution Prevention Team. Training must cover both the specific control measures used to achieve the effluent limits in this Part, and monitoring, inspection, planning, reporting, and documentation requirements in other parts of this permit. Training must be conducted at least annually (or more often if employee turnover is high). Training must ensure that the following personnel understand the requirements of this permit and their specific responsibilities with respect to those requirements:

- Personnel who are responsible for the design, installation, maintenance, and/or repair of controls (including pollution prevention measures);
- Personnel responsible for the storage and handling of chemicals and materials that could become contaminants in stormwater discharges;
- Personnel who are responsible for conducting and documenting inspections and monitoring as required in Parts IV. and VI.; and

- Personnel who are responsible for taking and documenting corrective actions as required in Part III.
- Personnel must be trained in at least the following if related to the scope of their job duties (e.g., only personnel responsible for conducting inspections need to understand how to conduct inspections):
  - An overview of what is in the SWMP;
  - Spill response procedures, good housekeeping, maintenance requirements, and material management practices;
  - The location of all controls on the site required by this permit, and how they are to be maintained;
  - The proper procedures to follow with respect to the permit's pollution prevention requirements; and
  - When and how to conduct inspections, record applicable findings, and take corrective actions.

II.A.2.j. Non-Stormwater Discharges. The permittee must evaluate for the presence of non-stormwater discharges. Any non-stormwater discharges not explicitly authorized in Part I.B.2. or covered by a RIPDES permit must be eliminated. If not covered under a separate RIPDES permit, wastewater, wash water and any other unauthorized non-stormwater must be discharged to a sanitary sewer in accordance with applicable industrial pretreatment requirements, or otherwise disposed of appropriately.

II.A.2.k. Dust Generation and Vehicle Tracking of Industrial Materials. The permittee must minimize generation of dust and off-site tracking of raw, final, or waste materials.

II.A.3. Numeric Effluent Limitations Based on Effluent Limitations Guidelines. If the facility is in an industrial category subject to one of the effluent limitations guidelines identified in Table II-1 (see Part VI.B.2.a.), the permittee must meet the effluent limits referenced in Table II-1. below:

<b>Table II-1. Applicable Effluent Limitations Guidelines</b>		
<b>Regulated Activity</b>	<b>40 CFR Part/Subpart</b>	<b>Effluent Limit</b>
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas	Part 429, Subpart I	See Part VIII.A.7.
Runoff from phosphate fertilizer manufacturing facilities that comes into contact with any raw materials, finished product, by-products or waste products (SIC 2874)	Part 418, Subpart A	See Part VIII.C.4.
Runoff from asphalt emulsion facilities	Part 443, Subpart A	See Part VIII.D.4.
Runoff from material storage piles at cement manufacturing facilities	Part 411, Subpart C	See Part VIII.E.5.
Mine dewatering discharges at crushed stone, construction sand and gravel, or industrial sand mining facilities	Part 436, Subparts B, C, or D	See Part VIII.J.9.
Runoff from hazardous waste landfills	Part 445, Subpart A	See Part VIII.K.6.
Runoff from non-hazardous waste landfills	Part 445, Subpart B	See Part VIII.L.10.
Runoff from coal storage piles at steam electric generating facilities	Part 423	See Part VIII.O.7.
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures	Part 449	See Part VIII.S.8.

II.A.4. Minimizing Impacts from Stormwater Discharges from Major Storm Events

The permittee must implement structural improvements, enhanced/resilient pollution prevention measures, and/or other mitigation measures that can help to minimize impacts from stormwater discharges from major

storm events such as hurricanes, storm surge, extreme/heavy precipitation<sup>2</sup>, and flood events. If such stormwater control measures are already in place due to existing requirements mandated by other state, local or federal agencies, the permittee must document in the SWMP a brief description of the controls and a reference to the existing requirement(s). If the facility may be exposed to or has previously experienced such major storm events<sup>3</sup>, additional stormwater control measures that may be considered include, but are not limited to:

- Reinforce materials storage structures to withstand flooding and additional exertion of force;
- Prevent floating of semi-stationary structures by elevating to the Base Flood Elevation (BFE) or equivalent flood risk elevation or securing with a non-corrosive device;
- When a delivery of exposed materials is expected, and a storm is anticipated within 48 hours, delay delivery, if possible, until after the storm or store materials as appropriate (refer to emergency procedures);
- Temporarily store materials and waste above the BFE level;
- Temporarily reduce or eliminate outdoor storage;
- Temporarily relocate any mobile vehicles and equipment to higher ground;
- Develop scenario-based emergency procedures for major storms that are complementary to regular stormwater pollution prevention planning and identify emergency contacts for staff and contractors;
- Conduct staff training for implementing the facility's emergency procedures at regular intervals; and
- Plan for future site improvements, construction and/or remodeling projects in a manner that takes into consideration the BFE or equivalent flood risk elevation and appropriate corresponding control measures;

For methods of estimating Base Flood Elevation (BFE) or equivalent flood risk elevation for planning and design purposes, see Appendix E "Estimating Base Flood Elevation (BFE) or Equivalent Flood Risk Elevation for Planning and Design Purposes".

#### **II.A.5. Maintenance of BMPs Implemented During Coverage Under the Previous General Permit**

The permittee must complete the installation and implementation of any operational, structural, or treatment BMPs that were proposed as Corrective Actions during coverage under the previous general permit issued on May 3, 2019. In addition, the permittee must continue to maintain any operational, structural, or treatment BMPs that were installed or implemented as part of Corrective Actions performed during coverage under the previous general permit issued on May 3, 2019.

#### **II.B. Water Quality-Based Effluent Limitations**

##### **II.B.1. Water Quality Standards.** Discharges must be controlled as necessary to meet applicable water quality standards. RIPDES expects that compliance with the other conditions in this permit will control discharges as necessary to meet applicable water quality standards. If at any time the permittee becomes aware, or the Director determines, that the discharge causes or contributes to an exceedance of applicable water quality standards, the permittee must take corrective action as required in Part III.B., document the corrective actions as required in Parts III.B.4. and VII.D., and report the corrective actions to RIPDES as required in Parts III and VII.D.

Additionally, the Director may impose additional water quality-based limitations on a site-specific basis, or require the permittee to obtain coverage under an individual permit, if information in the NOI, required reports, or from other sources indicates that the discharges are not controlled as necessary to meet applicable water quality standards. This provision also applies to situations where the Department determines that the

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<sup>2</sup> Heavy precipitation refers to instances during which the amount of rain or snow experienced in a location substantially exceeds what is normal. What constitutes a period of heavy precipitation varies according to location and season. Heavy precipitation does not necessarily mean the total amount of precipitation at a location has increased – just that precipitation is occurring in more intense or more frequent events.

<sup>3</sup> To determine if the facility is susceptible to an increased frequency of major storm events that could impact the discharge of pollutants in stormwater, see Appendix E "Estimating Base Flood Elevation (BFE) or Equivalent Flood Risk Elevation for Planning and Design Purposes."

discharge is not controlled as necessary to meet water quality standards in a downstream water segment, even if the discharge is to a receiving water that is not specifically identified in the RIDEM's Integrated Water Quality Monitoring and Assessment Report.

II.B.2. Discharges to Water Quality Impaired Waters. If a facility discharges to a waterbody which is water quality impaired, the permittee must implement control measures as follows:

II.B.2.a. If the facility discharges to a waterbody which is water quality impaired due to: bacteria/pathogens (Enterococcus or Fecal Coliform), Aluminum, Lead, Cadmium, Zinc, Copper, Iron, Turbidity, Total Suspended Solids, Chloride, Dissolved Oxygen, Total Nitrogen, Total Phosphorous, and/or Total Organic Carbon; the permittee must implement the following operational and structural source controls:

- Sweep impervious surfaces (i.e., roads, parking lots) at a minimum frequency of once per quarter, unless safety concerns due to extended periods of snow/ice cover make sweeping impracticable, in which case sweeping shall be completed as soon as conditions allow it. If the permittee is unable to sweep quarterly, the permittee must document and include in the SWMP records the reasons why quarterly sweeping was not completed. The permittee must increase the sweeping frequency and use more efficient sweeping technologies when necessary;
- Keep all exposed areas free of solid waste, and floatable debris. Solid waste and floatable debris must be stored and disposed of in such way that prevents exposure; and
- Implement other pollution prevention and stormwater BMPs as appropriate.

In addition to the above control measures, if the facility discharges to a waterbody which is water quality impaired due to bacteria/pathogens (Enterococcus or Fecal Coliform), the permittee must also implement the following additional source controls:

- Use all reasonable methods to deter rodents, birds, and other animals from feeding/nesting/roosting at the facility;
- Install structural source control BMPs to address on-site activities and sources that could cause bacterial/pathogen contamination (e.g., dumpsters, compost piles, food waste and animal products);
- Inspect catch basins and other stormwater BMPs once per quarter and perform at least one dry weather inspection of the stormwater system to identify and eliminate sewer cross-connections.

II.B.2.b. Existing Discharges to Impaired Waters with an EPA approved or established TMDL or other water quality determination made by the Department. If the facility discharges to an impaired water with an EPA approved or established TMDL or other water quality determination made by the Department, the Department will inform the permittee if any additional limits or controls are necessary for the discharge to be consistent with the assumptions of any available wasteload allocation in the TMDL or the provisions of other water quality determination, or if coverage under an individual permit is necessary in accordance with Part I.G.

II.B.2.c. New Discharge to an Impaired Water. If the authorization to discharge under this permit relied on Part I.B.3.k. for a new discharge to an impaired water, the permittee must implement and maintain any control measures or conditions on the site that enabled the facility to become eligible under Part I.B.3.k., and modify such measures or conditions as necessary pursuant to Part III. corrective actions.

II.B.3. Tier 2 Antidegradation Requirements for New or Increased Dischargers. If the permittee is a new discharger, or an existing discharger required to notify the Department of an increased discharge consistent with Part VII.F. (i.e., a "planned changes" report), and the facility discharges directly to waters designated by the State as Tier 2 or Tier 2.5 for antidegradation purposes under 40 CFR 131.12(a), the Director may notify the permittee that additional analyses, control measures, or other permit conditions are necessary to comply with the applicable antidegradation requirements, or notify the permittee that an individual permit application is

necessary in accordance with Part I.G.1.

### **III. CORRECTIVE ACTIONS**

#### **III.A. Corrective Actions Based on Exceedance of Benchmark(s)**

III.A.1. Level One Corrective Actions - Operational Source Control BMPs. Following the completion of the first benchmark(s) monitoring year, if the average of the required 4 benchmark monitoring results exceeds an applicable benchmark value, and the permittee determines that exceedance of the benchmark is not attributable solely to the presence of that pollutant in the natural background, the permittee must complete Level One Corrective Actions for each parameter exceeded in accordance with the following:

III.A.1.a. Following the completion of the first year of benchmark(s) monitoring, if the average of the required four (4) monitoring events exceeds an applicable benchmark, the permittee must complete the corrective actions described in Parts III.A.1.a.1., III.A.1.a.2., and III.A.1.a.3. within fourteen (14) calendar days of receipt of the fourth monitoring results. If it is infeasible to complete the corrective action within 14 calendar days, the permittee must document why it is infeasible to complete the corrective action within the 14-day timeframe. The permittee must also identify the schedule for completing the work, which must be done as soon as practicable after the 14-day timeframe but no longer than 45 calendar days after discovery.

III.A.1.a.1. Review the SWMP and ensure that it fully complies with Parts II. and VIII. of this permit.

III.A.1.a.2. Conduct an inspection to investigate the cause of the exceedance and to evaluate industrial pollutant sources at the facility that are or may be related to the benchmark exceedance(s).

III.A.1.a.3. Make appropriate revisions to the SWMP and implement additional Operational Source Control BMPs with the goal of achieving the applicable benchmark value(s) in future discharges.

III.A.1.b. Summarize the Level One Corrective Actions in the Annual Report, include detailed description of the SWMP revisions, any alterations or modifications to the existing BMPs, and any additional BMPs for each benchmark exceedance.

III.A.2. Level Two Corrective Actions – Structural Source Control BMPs. Following the completion of the second year of benchmark(s) monitoring with the average of the required 4 benchmark(s) monitoring results exceeding an applicable benchmark, the permittee must complete Level 2 Corrective Actions for each parameter exceeded in accordance with the following:

III.A.2.a. Review the SWMP and ensure that it fully complies with Parts II. and VIII. of this permit.

III.A.2.b. Make appropriate revisions to the SWMP to include additional Structural Source Control BMPs with the goal of achieving the applicable benchmark value(s) in future discharges.

III.A.2.c. Fully implement the SWMP and Structural Source Control BMPs as soon as possible but no later than six months following the second benchmark monitoring year.

III.A.2.c.1. If installation of Structural Source Control BMPs within six months is not feasible, the permittee may request an extension for the construction of the Structural Source Control BMPs.

III.A.2.c.2. If the permittee determines that installation of Structural Source Control BMPs is not necessary to prevent future benchmark exceedance(s), the permittee may request a waiver from this requirement by submitting to the Director a detailed explanation and technical basis for the request, no later than 30 days following the end of the second benchmark monitoring year.

- III.A.2.c.3. The Director will approve or deny the extension or waiver request within 60 days of receipt of a complete request.
- III.A.2.d. For benchmark monitoring conducted prior to the full implementation and construction of Structural Source Control BMPs associated with Level 2 corrective actions, benchmark exceedances (for the same parameter) do not count towards additional Level 2 Corrective Actions.
- III.A.2.e. Summarize the Level 2 Corrective Actions in the Annual Report, include a detailed description of the SWMP revisions, any alterations or modifications to the existing BMPs, and any additional BMPs for each benchmark exceedance.

III.A.3. Level Three Corrective Actions – Treatment BMPs. If the average of the 4 benchmark(s) monitoring results, conducted after level 2 corrective actions have been fully implemented and completed, exceeds an applicable benchmark, the permittee must complete Level Three Corrective Actions for each parameter exceeded in accordance with the following:

- III.A.3.a. Review the SWMP and ensure that it fully complies with Parts II. and VIII. of this permit.
- III.A.3.b. Unless a waiver from this requirement is granted in accordance with Parts III.A.3.c.2. and III.A.3.c.3., the permittee must submit a Level Three Corrective Action Report as an attachment to the next Annual Report due after Level Three Corrective Actions have been triggered. The Level Three Corrective Action Report must include one or more of the following demonstrations:
  - III.A.3.b.1. Industrial Activity Demonstration. This demonstration must include the following, as applicable:
    - III.A.3.b.1.i. A description of the industrial pollutant sources and corresponding industrial pollutants that are or may be related to the benchmark exceedance(s);
    - III.A.3.b.1.ii. An evaluation of all pollutant sources associated with industrial activity that are or may be related to the benchmark exceedance(s);
    - III.A.3.b.1.iii. A description of how monitoring, assessment or evaluation information was (or will be) used to determine whether existing treatment BMPs will be modified/enhanced, or if new/additional treatment BMPs will be installed.
    - III.A.3.b.1.iv. A description and evaluation of the modifications/enhancements to existing treatment BMPs or new/additional treatment BMPs as applicable, which must include at a minimum: a summary of the treatment alternatives considered and why the proposed option was selected; basic design data, including characterization of stormwater influent, and sizing calculations of the treatment units; a description of the treatment process and operation, including a flow diagram; and the removal efficiency and stormwater discharge reductions.
  - If the permittee triggered Level Three Corrective Actions requirements at the close of the monitoring period ending June 30<sup>th</sup>, then the Level Three Corrective Actions Report must describe the modifications/enhancements to existing treatment BMPs or new/additional treatment BMPs, which have already been implemented in accordance with the deadlines under Part III.A.3.c.
  - If the permittee triggered Level Three Corrective Actions requirements at the close of the monitoring period ending December 31<sup>st</sup>, then the Level Three Corrective Actions Report must describe the modifications/enhancements to existing treatment BMPs or new/additional treatment BMPs, which are planned for implementation within the deadline of Part III.A.3.c.;
- III.A.3.b.1.v. A schedule for the completion of all proposed modifications/enhancements to existing treatment BMPs and/or installation of additional treatment BMPs; and

III.A.3.b.1.vi. Operation and Maintenance Plan (O&M Plan) of all proposed treatment BMPs. The O&M Plan must be included in the SWMP within 30 days of completion of construction of the treatment BMPs.

III.A.3.b.2. Non-Industrial Pollutant Source Demonstration. This demonstration must include the following, as applicable:

III.A.3.b.2.i. A statement that the permittee has determined that the exceedance of the benchmark is attributable solely to the presence of non-industrial pollutant sources. The pollutant may also be present due to industrial activities, in which case the permittee must demonstrate that the pollutant contribution from the industrial activities by itself does not result in a benchmark exceedance. The sources shall be identified as either run-on from adjacent properties, aerial deposition, or as generated by on-site non-industrial sources;

III.A.3.b.2.ii. A statement that the permittee has identified and evaluated all potential pollutant sources that may have commingled with stormwater associated with the permittee's industrial activity and may be contributing to the benchmark exceedance;

III.A.3.b.2.iii. A description of any on-site industrial pollutant sources and corresponding industrial pollutants that are contributing to the benchmark exceedance;

III.A.3.b.2.iv. An assessment of the relative contributions of the pollutant from (1) stormwater run-on to the facility from adjacent properties or non-industrial portions of the permittee's property or from aerial deposition and (2) the stormwater associated with the facility's industrial activity;

III.A.3.b.2.v. A summary of all existing BMPs for that parameter; and

III.A.3.b.2.vi. An evaluation of all on-site/off-site analytical monitoring data demonstrating that the benchmark exceedances are caused by pollutants in stormwater run-on to the facility from adjacent properties, non-industrial portions of the permittee's property or from aerial deposition.

III.A.3.c. Make appropriate revisions to the SWMP to include modifications/alterations to the existing treatment BMPs and/or installation of additional Treatment BMPs with the goal of achieving the applicable benchmark value(s) in future discharges. Fully implement the SWMP and modifications/enhancements of existing BMPs and/or construction of additional Treatment BMPs as necessary, as soon as possible but no later than six months following the Level 3 benchmark monitoring year, unless:

III.A.3.c.1. Installation of Treatment BMPs within six months is not feasible, in which case the permittee may request an extension for the construction of the Treatment BMPs.

III.A.3.c.2. The permittee determines that modifications/alteration of existing Treatment BMPs or installation of Treatment BMPs is not feasible or necessary to prevent future benchmark exceedance(s), in which case the permittee may request a waiver from this requirement by submitting to the Director a detailed explanation and technical basis for the request, no later than 30 days following the end of the Level 3 benchmark monitoring year.

III.A.3.c.3. The Director will approve or deny the extension or waiver request within 60 days of receipt of a complete request. If the waiver is approved, the permittee will not be required to submit a Level Three Corrective Action Report under Part III.A.3.b.

III.A.3.d. Summarize the Level Three Corrective Actions in the Annual Report. Include information on how monitoring, assessment or evaluation information was (or will be) used to determine whether existing Treatment BMPs will be modified/enhanced, or if new/additional Treatment BMPs will be installed.

### **III.B. Corrective Actions Requiring SWMP Review**

III.B.1. The permittee must review and revise the SWMP to ensure effluent limits are met, when any of the following conditions occur or are detected during an inspection, monitoring or other means, or the Department, EPA or the operator of the MS4 through which the permittee discharges informs the permittee that any of the following conditions have occurred, the permittee must review and revise, as appropriate, the SWMP (e.g., sources of pollution, spill and leak procedures, non-stormwater discharges, selection, design, installation and implementation of your control measures) so that this permit's effluent limits are met and pollutant discharges are minimized:

- III.B.1.a. A discharge violates a numeric effluent limit;
- III.B.1.b. The permittee becomes aware, or the Director determines, that the control measures are not stringent enough for the discharge to meet applicable water quality standards or the non-numeric effluent limits in this permit;
- III.B.1.c. A required control measure was never installed, was installed incorrectly, or not in accordance with Parts II. and/or VIII., or is not being properly operated or maintained;
- III.B.1.d. Whenever a visual assessment shows evidence of stormwater pollution (e.g., color, odor, floating solids, settled solids, suspended solids, foam); or
- III.B.1.e. Whenever Indicator Parameter monitoring shows evidence of ineffective control of stormwater pollution.

III.B.2. The permittee must review the SWMP (e.g., sources of pollution, spill and leak procedures, non-stormwater discharges, selection, design, installation, and implementation of the control measures) to determine if modifications are necessary to meet the effluent limits in this permit. If construction or a change in design, operation, or maintenance at the facility significantly changes the nature of pollutants discharged in stormwater from the facility, or significantly increases the quantity of pollutants discharged, the SWMP must be revised.

### **III.B.3. Deadlines**

- III.B.3.a. **Immediate Actions.** The permittee must document the discovery of any of the conditions listed in Parts III.B.1. and III.B.2. within 24 hours of making such discovery. If corrective action is needed, the permittee must immediately take all reasonable steps necessary to minimize or prevent the discharge of pollutants until a permanent solution is installed and made operational, including cleaning up any contaminated surfaces so that the material will not discharge in subsequent storm events.

Note: In this context, the term "immediately" requires you to, on the same day a condition requiring corrective action is found, take all reasonable steps to minimize or prevent the discharge of pollutants until a permanent solution is installed and made operational. However, if a problem is identified at a time in the work day when it is too late to initiate corrective action, the initiation of corrective action must begin no later than the following work day.

- III.B.3.b. **Subsequent Actions.** If the permittee determines that additional actions are necessary beyond those implemented pursuant to Part III.B.3.a., the permittee must complete the corrective actions (e.g., install a new or modified control and make it operational, complete the repair) before the next storm event if possible, and within 14 calendar days from the time of discovery of the corrective action condition. If it is infeasible to complete the corrective action within 14 calendar days, the permittee must document why it is infeasible to complete the corrective action within the 14-day timeframe. The permittee must also identify the schedule for completing the work, which must be done as soon as practicable after the 14-day timeframe but no longer than 45 days after discovery.

Where the corrective actions result in changes to any of the controls or procedures documented in the

SWMP, the permittee must modify the SWMP accordingly within 14 calendar days of completing corrective action work.

These time intervals are not grace periods, but are schedules considered reasonable for documenting the findings and for making repairs and improvements. They are included in this permit to ensure that the conditions prompting the need for these repairs and improvements are not allowed to persist indefinitely.

**III.B.4.** The permittee must document the existence of any of the conditions listed in Parts III.B.1. and III.B.2. within 24 hours of becoming aware of such condition. Include the following information in your documentation:

- Description of the condition triggering the need for corrective action review. For any spills or leaks, the following information must be included: a description of the incident including material, date/time, amount, location, and reason for spill, and any leaks, spills or other releases that resulted in discharges of pollutants to waters of the State;
- Date the problem was identified; and
- Description of immediate actions taken pursuant to Part III.B.3.a. to minimize or prevent the discharge of pollutants. For any spills or leaks, include response actions, the date/time clean-up completed, notifications made, and staff involved. Also include any measures taken to prevent the reoccurrence of such releases (see Part II.A.2.d.).

Within 14 days of discovery of any condition listed in Part III.B., the permittee must document the following information:

- The corrective actions taken or to be taken as a result of the conditions listed in Part III.B.1. or III.B.2. (or, for triggering events in Part III.B.2. where you determine that corrective action is not necessary, the basis for this determination);
- Notice of whether SWMP modifications are required as a result of this discovery or corrective action;
- Date when corrective action was initiated; and
- Date corrective action was completed (or is expected to be completed). If applicable, document why it is infeasible to complete the necessary installations or repairs within the 14-day timeframe and document your schedule for installing the controls and making them operational as soon as practicable after the 14-day timeframe but not longer than 45 days after discovery.

The permittee must submit this documentation in an annual report as required in Part VII.D. and retain a copy onsite with the SWMP as required in Part VI.I.

**III.C.** Effect of Corrective Action. If the event triggering the review is a permit violation (e.g., non-compliance with an effluent limit), correcting it does not remove the original violation. Additionally, failing to take corrective action in accordance with this section is an additional permit violation. The Director will consider the appropriateness and promptness of corrective action in determining enforcement responses to permit violations.

**III.D.** Substantially Identical Outfalls. If the event triggering corrective action is linked to an outfall that represents other substantially identical outfalls, the permittee's review must assess the need for corrective action for each outfall represented by the outfall that triggered the review or corrective action. Any necessary changes to control measures that affect these other outfalls must also be made before the next storm event if possible, or as soon as practicable following that storm event.

**III.E.** Compliance with Other Ordinances, Laws and Permits. The requirement to implement Corrective Actions in accordance with Part III does not remove the permittee's obligation to obtain any local, state, or federal approvals or permits required by ordinance or law and does not relieve the permittee from any duties owed to adjacent landowners with specific reference to any changes in drainage.

## IV. INSPECTIONS

The inspections in Parts IV.A. and IV.B. must be conducted at the facility.

### IV.A. Routine Facility Inspections.

IV.A.1. Routine Facility Inspection Procedures. During normal facility operating hours you must conduct inspections of areas of the facility covered by the requirements in this permit, including, but not limited to, the following:

- Areas of the facility where industrial materials or activities are exposed to stormwater;
- Areas identified in the SWMP and those that are potential pollutant sources (see Part V.F.4.);
- Areas where spills and leaks have occurred in the past 3 years; and
- Stormwater control measures used to comply with the effluent limits contained in this permit.

Routine facility inspections must be conducted at least quarterly (i.e., once each calendar quarter) although in many instances, more frequent inspection (e.g., monthly) may be appropriate for some types of equipment, processes, and control measures or areas of the facility with significant activities and materials exposed to stormwater. The permittee must specify the relevant inspection schedules in the SWMP document as required in Part V.F.6.

These routine inspections must be performed by qualified personnel (as defined in Appendix A), with at least one member of the facility's stormwater pollution prevention team participating. At least once each calendar year, the routine facility inspection must be conducted during a period when a stormwater discharge is occurring. Inspectors must consider the results of visual and analytical monitoring (if any) for the past year when planning and conducting inspections.

During the inspection you must examine or look out for the following:

- Industrial materials, residue or trash that may have or could come into contact with stormwater;
- Leaks or spills from industrial equipment, drums, tanks and other containers;
- Offsite tracking of industrial or waste materials, or sediment where vehicles enter or exit the site;
- Tracking or blowing of raw, final or waste materials from areas of no exposure to exposed areas;
- Control measures needing replacement, maintenance or repair.

During an inspection occurring during a stormwater event or discharge, control measures implemented to comply with effluent limits must be observed to ensure they are functioning correctly. Discharge points, as defined in Appendix A, must also be observed during this inspection. If such discharge locations are inaccessible, nearby downstream locations must be inspected.

IV.A.1.a. Routine Facility Inspection Documentation. The findings of each routine facility inspection must be documented and this documentation must be maintained onsite with the SWMP as required in Part VI. The routine facility inspection findings are not to be submitted to the Department, unless specifically requested to do so. At a minimum, the documentation of each routine facility inspection must include the following information:

- The inspection date and time;
- The name(s) and signature(s) of the inspector(s);
- Weather information;
- All observations relating to the implementation of control measures at the facility, including:

- ❖ A description of any discharges occurring at the time of the inspection;
- ❖ Any previously unidentified discharges from and/or pollutants at the site;
- ❖ Any evidence of, or the potential for, pollutants entering the drainage system;
- ❖ Observations regarding the physical condition of and around all outfalls, including any flow dissipation devices, and evidence of pollutants in discharges and/or the receiving water;
- ❖ Any control measures needing maintenance, repairs or replacement;
- Any incidents of noncompliance observed; and
- Any additional control measures needed to comply with the permit requirements.

Any corrective action required as a result of a routine facility inspection must be performed consistent with Part III. of this permit.

If the permittee performed a discharge visual assessment required in Part IV.B. during your facility inspection, the permittee may include the results of the assessment with the report required in Part IV.A.2., as long as all components of both types of inspections are included in the report.

#### **IV.A.2. Exceptions to Routine Facility Inspections.**

**Inactive and Unstaffed Sites.** The requirement to conduct routine facility inspections on a quarterly basis does not apply at a facility that is inactive and unstaffed, as long as there are no industrial materials or activities exposed to stormwater. Such a facility is only required to conduct an annual inspection in accordance with the requirements of Part IV.A. To invoke this exception, you must indicate that your facility is inactive and unstaffed on your NOI. If you are already covered under the permit and your facility has changed from active to inactive and unstaffed, you must modify and re-certify your NOI. You must also submit a statement to the Department indicating that the site is inactive and unstaffed, and that there are no industrial materials or activities exposed to stormwater, in accordance with the substantive requirements in 40 CFR 122.26(g)(4)(iii). The statement must be signed and certified in accordance with Part X.G. A copy of the statement must be maintained with the facility's SWMP in accordance with Part V.F.6.b. If circumstances change and industrial materials or activities become exposed to stormwater or the facility becomes active and/or staffed, this exception no longer applies and quarterly facility inspections must immediately resume. If the permittee is not qualified for this exception at the time the permittee is authorized under this permit, but during the permit term the permittee becomes qualified because the facility is inactive and unstaffed, and there are no industrial materials or activities that are exposed to stormwater, then the permittee must include the same signed and certified statement as above and retain it with the records pursuant to Part V.I.

Inactive and unstaffed facilities covered under Sectors G (Metal Mining), H (Coal Mines and Coal Mining-Related Facilities), and J (Non-Metallic Mineral Mining and Dressing), are not required to meet the "no industrial materials or activities exposed to stormwater" standard to be eligible for this exception from routine inspections, consistent with the requirements established in Parts VIII.G.8.d, VIII.H.8.a, and VIII.J.8.a.

#### **IV.B. Quarterly Visual Assessment of Stormwater Discharges.**

**IV.B.1. Quarterly Visual Assessment Procedures.** Twice within the January 1-June 30 monitoring period and twice within the July 1-December 31 monitoring period for the entire permit term, a stormwater sample from each outfall must be collected (except as noted in Part IV.B.3.) and a visual assessment of each of these samples must be conducted. These samples are not required to be collected consistent with 40 CFR Part 136 procedures but should be collected in such a manner that the samples are representative of the stormwater discharge. Each visual assessment of stormwater inspection must be conducted no less than thirty (30) days following the preceding visual assessment of stormwater inspection. The visual assessment must be made:

- Of a sample in a clean, clear glass, or plastic container, and examined in a well-lit area;
- On samples collected within the first 30 minutes of an actual discharge from a storm event. If it is not possible to collect the sample within the first 30 minutes of discharge, the sample must be collected as soon as practicable after the first 30 minutes and the reason why it was not possible to take samples

within the first 30 minutes must be documented. In the case of snowmelt, samples must be taken during a period with a measurable discharge from the site; and

- For storm events, on discharges that occur at least 72 hours (3 days) from the previous discharge. The 72-hour (3-day) storm interval does not apply if it is documented that less than a 72-hour (3-day) interval is representative for local storm events during the sampling period.

The sample must be visually inspected for the following water quality characteristics:

- Color;
- Odor;
- Clarity;
- Floating solids;
- Settled solids;
- Suspended solids;
- Foam;
- Oil sheen; and
- Other obvious indicators of stormwater pollution.

Whenever the visual assessment shows evidence of stormwater pollution, the permittee must initiate the corrective action procedures in Part III. of this permit

IV.B.2. Quarterly Visual Assessment Documentation. The results of the visual assessments must be documented and maintained onsite with the SWMP as required in Part V.I. The permittee is not required to submit the visual assessment findings to the Department, unless specifically requested to do so. At a minimum, the documentation of the visual assessment must include:

- Sample location(s);
- Sample collection date and time, and visual assessment date and time for each sample;
- Personnel collecting the sample and performing visual assessment, and their signatures;
- Nature of the discharge (i.e., runoff or snowmelt);
- Results of observations of the stormwater discharge;
- Probable sources of any observed stormwater contamination;
- If applicable, why it was not possible to take samples within the first 30 minutes.

Any corrective action required as a result of a quarterly visual assessment must be performed consistent with Part III. of this permit.

IV.B.3. Exceptions to Quarterly Visual Assessments

Adverse Weather Conditions. When adverse weather conditions prevent the collection of samples during the quarter, a substitute sample must be collected during the next qualifying storm event. Documentation of the rationale for no visual assessment for the quarter must be included with the SWMP records as described in Part V.I. Adverse conditions are those that are dangerous or create inaccessibility for personnel, such as local flooding, high winds, or electrical storms, or situations that otherwise make sampling impractical, such as drought or extended frozen conditions.

Climates with Irregular Stormwater Runoff. If the facility is located in an area where freezing conditions may occur that prevent runoff from occurring for extended periods, then the samples for the quarterly visual assessments may be distributed during seasons when precipitation runoff occurs.

Areas Subject to Snow. In areas subject to snow, one quarterly visual assessment may capture snowmelt discharge, as described in Part VI.A.3., taking into account the exception described above for climates with irregular stormwater runoff.

Inactive and unstaffed sites. The requirement for a quarterly visual assessment does not apply at a facility that is inactive and unstaffed, as long as there are no industrial materials or activities exposed to stormwater. To invoke this exception, a statement must be maintained in the facility's SWMP as required in Part V.F.6.b, indicating that the site is inactive and unstaffed, and that there are no industrial materials or activities exposed to precipitation, in accordance with the substantive requirements in Title 250 RICR-150-10-1 § 1.32(H). The statement must be signed and certified in accordance with Part X.G. If circumstances change and industrial materials or activities become exposed to stormwater or the facility becomes active and/or staffed, this exception no longer applies and the quarterly visual assessments must be immediately resumed. If the permittee is not qualified for this exception at the time the permittee is authorized under this permit, but during the permit term the permittee becomes qualified because the facility is inactive and unstaffed, and there are no industrial materials or activities that are exposed to stormwater, then the permittee must include the same signed and certified statement as above and retain it with the records pursuant to Part V.I.

Inactive and unstaffed facilities covered under Sectors G (Metal Mining), H (Coal Mines and Coal Mining-Related Facilities), and J (Non-Metallic Mineral Mining and Dressing), are not required to meet the "no industrial materials or activities exposed to stormwater" standard to be eligible for this exception from quarterly visual assessment, consistent with the requirements established in Parts VIII.G.8.d, VIII.H.8.a, and VIII.J.8.a.

Substantially identical outfalls. If the facility has two or more outfalls that are believed to discharge substantially identical effluents, as documented in Part V.F.6.b., quarterly visual assessments of the discharge may be conducted at just one of the outfalls and report that the results also apply to the substantially identical outfall(s) provided that the permittee performs visual assessments on a rotating basis of each substantially identical outfall throughout the period of the facility's coverage under this permit. If stormwater contamination is identified through visual assessment performed at a substantially identical outfall, the permittee must assess and modify the control measures as appropriate for each outfall represented by the monitored outfall.

## **V. STORMWATER MANAGEMENT PLAN REQUIREMENTS**

**V.A.** A Stormwater Management Plan (SWMP) shall be developed for each facility prior to submission of the Notice of Intent (NOI) to be covered by this permit. If the permittee prepared a SWMP for coverage under a previous RIPDES permit, the permittee must review and update the SWMP to implement all provisions of this permit prior to submitting the NOI. The SWMP shall be prepared in accordance with good engineering practices and identify potential sources of pollutants, which may reasonably be expected to affect the quality of stormwater discharges associated with industrial activity from the facility. In addition, the Plan shall describe and ensure the implementation of Best Management Practices (BMPs), which are to be used to reduce or eliminate the pollutants in stormwater discharges associated with industrial activity at the facility and to assure compliance with the terms and conditions of this permit. The SWMP is intended to document the selection, design, and installation of control measures that are used to meet this MSGP's effluent limits. As distinct from the SWMP, the additional documentation requirements (see Part V.I.) are intended to document the implementation (including inspection, maintenance, monitoring, and corrective action) of the permit requirements.

**V.B.** The Plan shall be signed by the owner and operator in accordance with Part X.G. of this permit and retained on-site. Permittees with stormwater discharges covered by this permit shall make plans available upon request to the Director or in the case of a stormwater discharge associated with industrial activity, which discharges through a municipal separate storm sewer system (MS4) with a RIPDES stormwater permit, to the wastewater authority having jurisdiction for the MS4 or sewerage system.

**V.C.** If the Plan is reviewed by the Director, he or she may notify the permittee at any time that the Plan does not meet one or more of the minimum requirements of this part. After such notification from the Director, the permittee shall make changes to the Plan and shall submit to the Director a written certification that the requested changes have been made. Unless otherwise provided by the Director, the permittee shall have thirty (30) days after such notification to make the necessary changes.

**V.D.** The permittee shall immediately amend the Plan whenever there is a change in design, construction, operation, or maintenance, which has a significant effect on the potential for the discharge of pollutants to the waters of the State; a release of reportable quantities of hazardous substances and oil; or if the SWMP proves to be ineffective in achieving the general objectives of controlling pollutants in stormwater discharges associated with industrial activity. Changes must be noted and submitted to this department within thirty (30) days of the date of the amendments.

**V.E.** The SWMP for the facility must be prepared before submitting the Notice of Intent for permit coverage. The SWMP must contain all of the following information:

- V.E.1. Stormwater pollution prevention team (see Part V.F.1.);
- V.E.2. Site description (see Part V.F.2.);
- V.E.3. Receiving Waters and Wetlands (see Part V.F.3.);
- V.E.4. Summary of potential pollutant sources (see Part V.F.4.);
- V.E.5. Description of control measures (see Part V.F.5.);
- V.E.6. Schedules and procedures (see Part V.F.6.);
- V.E.7. Permit Eligibility Related to Endangered Species (see Part V.F.7.);

V.E.8. Compliance assurance with the terms and conditions of this permit;

V.E.9. Signature requirements (see Part V.F.10.)

**V.F. Contents of the SWMP.** The SWMP must include the following:

V.F.1. Pollution Prevention Team. The SWMP must identify the staff individual(s) (by name or title) that comprise the facility's stormwater Pollution Prevention Team as well as their individual responsibilities. The Pollution Prevention Team is responsible for overseeing development of the SWMP, any modifications to it, and for implementing and maintaining control measures and taking corrective actions when required. Each member of the stormwater pollution prevention team must have ready access to either an electronic or paper copy of applicable portions of this permit, the most updated copy of your SWMP, other relevant documents or information that must be kept with the SWMP.

V.F.2. Site Description. The SWMP must include the following:

V.F.2.a. Activities at Facility. Provide a description of the nature of the industrial activities at the facility;

V.F.2.b. General Location Map. Provide a topographic map showing the general location of the facility with enough detail to identify the location of the facility and the receiving waters within one mile of the facility;

V.F.2.c. A legible site map with a suitable scale such as 1"=40', 1"=50', or 1"=100' that supports easy identification of items V.F.2.c.1 through V.F.2.c.14 (If the drainage area(s) is/are very large, the on-site map scale must be no smaller than 1"=100'). At a minimum the site map must include but not be limited to the following:

V.F.2.c.1. boundaries of the property and the size of the property in acres;

V.F.2.c.2. directions of stormwater flow (e.g., use arrows to show which ways stormwater will flow);

V.F.2.c.3. locations of all surface water bodies, including wetlands, in the immediate vicinity of the facility indicating if any of the waters are impaired and, if so, whether the waters have TMDLs established on them or other water quality determination;

V.F.2.c.4. the location and extent of significant structures and delineation of impervious surfaces;

V.F.2.c.5. locations of all stormwater control measures;

V.F.2.c.6. location of stormwater conveyances including ditches, pipes, and swales;

V.F.2.c.7. locations of stormwater inlets and outfalls, with a unique identification code for each outfall (e.g., Outfall 001, 002) indicating if one or more outfalls are being treated as "substantially identical" under Parts III.D., IV.B.3., V.F.6.b.1., and VI.A.1., identify if outfall will be used as a stormwater monitoring point; and an approximate outline of the area draining to each outfall;

V.F.2.c.8. if applicable, locations of all municipal separate storm sewers (MS4s), where stormwater from the facility discharges to the MS4;

V.F.2.c.9. locations of potential pollutant sources identified under Part V.F.4. and locations where significant materials are exposed to precipitation;

V.F.2.c.10. locations where major spills or leaks identified under Part V.F.4. have occurred;

- V.F.2.c.11. location and description of non-stormwater discharges;
- V.F.2.c.12. 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 and storage areas; 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; the location of transfer of substance in bulk; and machinery; and
- V.F.2.c.13. location and source of runoff from adjacent property containing significant quantities of pollutants of concern to the facility (an evaluation of how the quality of the stormwater running onto the facility impacts the stormwater discharges may be included).

V.F.2.d. An estimate of the overall runoff coefficient.

V.F.3. Receiving Waters and Wetlands. The name of the nearest receiving water(s), including intermittent streams, the areal extent and description of wetland that may receive discharges from the facility, impairments and a list of pollutants causing impairments if applicable.

V.F.4. Summary of Potential Pollutant Sources. The permittee must identify each separate area at the facility where industrial materials or activities are exposed to stormwater and from which allowable non-stormwater discharges are released. Industrial materials or activities include, but are not limited to, material handling equipment or activities; industrial machinery; storage, cleaning, fueling and maintenance of vehicles and equipment storage; and raw materials, intermediate products, by-products, final products, or waste products. Material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, final product or waste product. For each, separate area identified, the description must include:

- V.F.4.a. Activities in Area. A list of the activities (e.g., material storage, loading, access areas equipment fueling and cleaning, cutting steel beams);
- V.F.4.b. Pollutants. A list of the associated pollutant(s) or pollutant parameter(s) (e.g., crankcase oil, metals, biochemical oxygen demand, pH, etc.) associated with each activity. The pollutant list must include all significant materials that have been handled, treated, stored or disposed in a manner to allow exposure to stormwater between the time of five (5) years before being covered under this permit and the present;
- V.F.4.c. Method of on-site storage or disposal;
- V.F.4.d. For each area of the facility that generates stormwater discharges associated with industrial activity with a reasonable potential for containing significant amounts of pollutants, a prediction of the direction of flow and an estimate of the types of pollutants, which are likely to be present in the stormwater discharge.
- V.F.4.e. Spills and Leaks. The permittee must clearly identify areas where potential spills and leaks, which can contribute pollutants to stormwater discharges, can occur, and their accompanying drainage points. For areas that are exposed to precipitation or that otherwise drain to a stormwater conveyance at the facility to be covered under this permit, the permittee must provide a list of significant spills and leaks of toxic or hazardous pollutants that occurred during the five (5) year period prior to the date of the submission of a Notice of Intent (NOI). The list must be updated if significant spills or leaks occur in exposed areas of the facility during the time the permittee are covered by the permit.

Significant spills and leaks include, but are not limited to, releases of oil or hazardous substances in excess of quantities that are reportable under CWA §311 (see 40 CFR 110.10 and 40 CFR 117.21) or section 102 of the Comprehensive Environmental Response, Compensation and Liability Act

(CERCLA). Significant spills may also include releases of oil or hazardous substances that are not in excess of reporting requirements.

V.F.4.f. Non-Stormwater Discharges.

V.F.4.f.1. Documentation of Unauthorized Non-Stormwater Discharges. The permittee must document that the facility has been evaluated for the presence of non-stormwater discharges and that all unauthorized discharges have been eliminated. Documentation of the evaluation must be signed and include:

V.F.4.f.1.i. The date of any testing and/or evaluation;

V.F.4.f.1.ii. Identification of potential significant sources of non-stormwater at the site;

V.F.4.f.1.iii. A description of the results of any test and/or evaluation for the presence of non-stormwater discharges;

V.F.4.f.1.iv. A description of the evaluation criteria or testing method used;

V.F.4.f.1.v. A list of the outfalls or onsite drainage points that were directly observed during the test; and

V.F.4.f.1.vi. The action(s) taken, such as a list of control measures used to eliminate unauthorized discharge(s), or documentation that a separate RIPDES permit was obtained. For example, a floor drain was sealed, a sink drain was re-routed to sanitary, or a RIPDES permit application was submitted for an unauthorized cooling water discharge.

V.F.4.f.2. Allowable Non-Stormwater Discharges

V.F.4.f.2.i. Certain sources of non-stormwater are allowable under this permit (see I.B.2 - Allowable Non-Stormwater Discharges). In order for these discharges to be allowed, the SWMP must include:

- identification of each allowable non-stormwater source;
- the location where it is likely to be discharged; and
- descriptions of appropriate BMPs for each source.

V.F.4.f.2.ii. Except for flows from firefighting activities, the permittee must identify in the SWMP all sources of allowable non-stormwater that are discharged under the authority of this permit.

V.F.4.f.2.iii. If the permittee includes mist blown from cooling towers amongst the allowable non-stormwater discharges, the permittee must specifically evaluate the potential for the discharges to be contaminated by chemicals used in the cooling tower and determine that the levels of such chemicals in the discharges would not cause or contribute to a violation of an applicable water quality standard after implementation of the BMPs the permittee has selected to control such discharges.

V.F.4.g. Salt Storage. The permittee must document the location of any storage piles containing salt and used for deicing or other commercial or industrial purposes.

V.F.4.h. Sampling Data. The permittee must provide a summary of all stormwater discharge sampling data collected at the facility during the previous permit term. New dischargers and new sources must provide a summary of any available stormwater runoff data they may have.

**V.F.5. Description of Control Measures to Meet Technology-Based and Water Quality-Based Effluent Limits.**

The permittee must document the location and type of control measures that have been chosen and/or designed to achieve: the non-numeric effluent limits in Part II.A.2., applicable effluent limits in Part VIII., the numeric effluent limitations guidelines-based limits in Part II.A.3., and the water quality-based effluent limits in Part II.B. Regarding the stormwater control measures, the permittee must also document as appropriate and describe how the control measure selection and design addresses considerations in Part II.A.1. This documentation must describe how the control measures at the facility address both the pollutant sources identified in Part V.F.4., and any stormwater run-on that commingles with any discharges covered under this permit.

**V.F.6. Schedules and Procedures**

V.F.6.a. Pertaining to Control Measures Used to Comply with the Effluent Limits in Part II.A.2. The following must be documented in the SWMP:

- Good Housekeeping (See Part II.A.2.b.) – A schedule for regular pickup and disposal of waste materials, along with routine inspections for leaks and conditions of drums, tanks and containers;
- Maintenance (See Part II.A.2.c.) – Preventative maintenance procedures, including regular inspections, testing, maintenance, and repair of all industrial equipment and systems, and control measures, to avoid situations that may result in leaks, spills, and other releases, and any back-up practices in place should a runoff event occur while a control measure is off-line;
- Spill Prevention and Response Procedures (See Part II.A.2.d.) – Procedures for preventing and responding to spills and leaks. The permittee may reference the existence of other plans for Spill Prevention Control and Countermeasure (SPCC) developed for the facility under Section 311 of the CWA or BMP programs otherwise required by a RIPDES permit for the facility, provided that the permittee keeps a copy of that other plan onsite and makes it available for review consistent with Part V.H.;
- Erosion and Sediment Control (Part II.A.2.e.) – If polymers and/or other chemical treatments are used as part of the erosion and sediment controls, the permittee must identify the polymers and/or chemicals used and the purpose; and
- Employee Training (Part II.A.2.i.) – The elements of the employee training plan shall include all, but not be limited to, the requirements set forth in Part II.A.2.i. and also the following:
  - The content of the training; The frequency/schedule of training for employees who have duties in areas of industrial activities subject to this permit;
  - A log of the dates on which specific employees received training.

V.F.6.b. Pertaining to Monitoring and Inspections.

V.F.6.b.1. The permittee must document in the SWMP the procedures for conducting the four types of analytical monitoring specified by this permit, where applicable to the facility, including:

- Benchmark monitoring (see Part VI.B.1.);

- Effluent limitations guidelines monitoring (see Part VI.B.2.);
- Impaired waters monitoring (see Part VI.B.3.); and
- Indicator monitoring (see Part VI.B.4.); and
- Other monitoring as required by the Director (see Part VI.B.5.).

For each type of monitoring, the SWMP must document:

- Locations where samples are collected, including any determination that two or more outfalls are substantially identical;
- Parameters for sampling and the frequency of sampling for each parameter;
- Schedules for monitoring at the facility, including schedule for alternate monitoring periods for climates with irregular stormwater runoff (see Part VI.A.6.);
- Any numeric control values (benchmarks, receiving water hardness, effluent limitations guidelines, TMDL-related requirements, other water quality determination requirements, or other requirements) applicable to discharges from each outfall; and
- Procedures (e.g., responsible staff, logistics, laboratory to be used, etc.) for gathering storm event data, as specified in Part VI.A.

If the permittee is invoking the exception for inactive and unstaffed sites for benchmark monitoring, the permittee must include in the SWMP the information to support this claim as required by Part VI.B.1.f.

The permittee must document the following in the SWMP if the permittee plans to use the substantially identical outfall exception for the quarterly visual assessment requirements in Part IV.B.3. or the benchmark monitoring requirements in Part VI.B.1.:

- Location of each of the substantially identical outfalls;
- Description of the general industrial activities conducted in the drainage area of each outfall;
- Description of the control measures implemented in the drainage area of each outfall;
- Description of the exposed materials located in the drainage area of each outfall that are likely to be significant contributors of pollutants to stormwater discharges;
- An estimate of the runoff coefficient of the drainage areas (low = under 40%; medium = 40 to 65%; high = above 65%); and
- Why the outfalls are expected to discharge substantially identical effluents.

V.F.6.b.2. The permittee must document in the SWMP the procedures for performing, as appropriate, the two types of inspections specified by this permit, including:

- Routine facility inspections (see Part IV.A.); and
- Quarterly visual assessment of stormwater discharges (see Part IV.B.).

For each type of inspection performed, the SWMP must identify:

- Person(s) or positions of person(s) responsible for inspection;

- Schedules for conducting inspections, including tentative schedule for facilities in climates with irregular stormwater runoff discharges (see Part IV.B.3.); and
- Specific items to be covered by the inspection, including schedules for specific outfalls.

If the permittee is invoking the exception for inactive and unstaffed sites relating to routine facility inspections and quarterly visual assessments, the permittee must include in the SWMP the information to support this claim as required by Parts IV.A.3. and IV.B.3.

V.F.7. Permit Eligibility Related to Endangered Species. The permittee must identify in the SWMP if the facility is located within or has a discharge that potentially affect, a listed or proposed to be listed endangered or threatened species or its critical habitat (this information can be found by going to: <https://www.rigis.org/maps/6fb8a82288324a68ba5b1856806ddfe7>). If the Department makes a determination that the discharge may adversely affect a listed or proposed to be listed endangered or threatened species or its critical habitat, the discharge cannot be authorized under this permit and the permittee must submit an application for an individual RIPDES permit that would require appropriate stormwater controls or the permittee must eliminate the discharge.

V.F.8. Applicable State or Local Plans. The SWMP must be consistent (and updated as necessary to remain consistent) with applicable State and/or local stormwater, waste disposal, sanitary sewer or septic system regulations to the extent these apply to the facility and are more stringent than the requirements of this permit.

V.F.9. Copy of Permit Requirements. The permittee must include a copy of this permit in the SWMP.

V.F.10. Signature Requirements. The permittee must sign the SWMP in accordance with Part X.G. and retain the plan on-site at the facility covered by this permit (see Part VII. for records retention requirements).

V.G. Maintaining an Updated SWMP. The permittee must modify the SWMP whenever necessary to address any of the triggering conditions for corrective action in Part III.A. and to ensure that they do not reoccur, or to reflect changes implemented when a review following the triggering conditions in Part III.B. indicates that changes to the control measures are necessary to meet the effluent limits in this permit. Changes to the SWMP document must be made in accordance with the corrective action deadlines in Part III. and must be signed and dated in accordance with Part X.G. Changes must be noted and submitted to this department within thirty (30) days of the date of the amendments.

V.H. SWMP Availability. The permittee must retain a complete copy of the current SWMP required by this permit at the facility in an accessible format. A complete SWMP includes any documents incorporated by reference and all documentation supporting permit eligibility pursuant to Part I.B. of this permit, as well as the signed and dated certification page. Regardless of the format, the SWMP must be immediately available to facility employees, EPA, RIDEM, and the operator of an MS4 into which the permittee discharges at the time of an onsite inspection. The current SWMP must also be made available to the public (except any confidential business information (CBI), personally identifiable information (PII), or restricted information [as defined in Appendix A]; such information may be redacted), but the permittee must clearly identify those portions of the SWMP that are being withheld from public access. CBI may not be withheld from those staff cleared for CBI review within RIDEM or EPA. Personally identifiable information may not be withheld from RIDEM or EPA staff.

At any time after the original NOI submittal, the permittee may submit SWMP modifications via a “Change NOI” in NeT to electronically submit a current SWMP. The permittee must electronically submit to NeT any SWMP modifications, records, and other reporting elements required for the previous year. The SWMP update shall be submitted no later than January 30<sup>th</sup> (i.e., with the annual report) following the final routine facility inspection for the year.

**V.I. Additional Documentation Requirements.** The permittee is required to keep the following inspection, monitoring, and certification records with the SWMP that together keep the records complete and up-to-date, and demonstrate full compliance with the conditions of this permit:

- A copy of the NOI submitted to the Department along with any correspondence exchanged between the permittee and RIDEM specific to coverage under this permit;
- If issued by the Department, a copy of the acknowledgment letter the permittee receives, assigning the RIPDES permit number;
- A copy of this permit (an electronic copy easily available to SWMP personnel is also acceptable);
- Descriptions and dates of any incidences of significant spills, leaks, or other releases that resulted in discharges of pollutants to waters of the State, through stormwater or otherwise; the circumstances leading to the release and actions taken in response to the release; and measures taken to prevent the recurrence of such releases (see Part II.A.2.d.);
- Records of employee training, including date training received (see Part II.A.2.i.);
- Documentation of maintenance and repairs of control measures, including the date(s) of regular maintenance, date(s) of discovery of areas in need of repair/replacement, and for repairs, date(s) that the control measure(s) returned to full function, and the justification for any extended maintenance/repair schedules (see Part II.A.2.c.);
- All inspection reports, including the Routine Facility Inspection Reports (see Part IV.A.), the Quarterly Visual Assessment Reports (see Part IV.B.);
- Description of any deviations from the schedule for visual assessments and/or monitoring, and the reason for the deviations (e.g., adverse weather or it was impracticable to collect samples within the first 30 minutes of a measurable storm event) (see Parts IV.B.1., VI.A.4., and VI.B.1.b.);
- Description of any corrective action taken at the facility, including triggering event and dates when problems were discovered and modifications occurred;
- Documentation of any benchmark exceedances and how they were responded to, including either (1) corrective action(s) taken, (2) a finding that the exceedance was due to natural background pollutant levels, or (3) a finding that no further pollutant reductions were technologically available and economically practicable and achievable in light of best industry practice consistent with Part VI.B.1.d.;
- Documentation to support any determination that pollutants of concern are not expected to be present above natural background levels if the facility discharges directly to impaired waters, or is conducting indicator monitoring, and that such pollutants were not detected in the facility's discharge or were solely attributable to natural background sources (see Parts VI.B.3. and VI.B.4.); and
- Documentation to support the claim that the facility has changed its status from active to inactive and unstaffed with respect to the requirements to conduct routine facility inspections (see Part IV.A.3.), quarterly visual assessments (see Part IV.B.3.), and/or benchmark monitoring (see Part VI.B.1.).

## VI. MONITORING REQUIREMENTS

The permittee must collect and analyze stormwater samples and document monitoring activities consistent with the procedures described in Part VI. and Parts X.G. and X.O., and any additional sector-specific requirements in Part VIII. Refer to Part VII. for reporting and recordkeeping requirements.

### VI.A. Monitoring Procedures

VI.A.1. Monitored Outfalls. Applicable monitoring requirements apply to each outfall authorized by this permit, except as otherwise exempt from monitoring as a “substantially identical outfall.” If the facility has two or more outfalls that the permittee believes discharge substantially identical effluents, based on the similarities of the general industrial activities and control measures, exposed materials that may significantly contribute pollutants to stormwater, and runoff coefficients of their drainage areas, the permittee may monitor the effluent of just one of the outfalls and report that the results also apply to the substantially identical outfall(s). As required in Part V.F.6.b., the SWMP must identify each outfall authorized by this permit and describe the rationale for any substantially identical outfall determinations. The allowance for monitoring only one of the substantially identical outfalls is not applicable to any outfalls with numeric effluent limitations. The permittee is required to monitor each outfall covered by a numeric effluent limit as identified in Part VI.B.2.

VI.A.2. Comingled Discharges. If discharges authorized by this permit commingle with discharges not authorized under this permit, any required sampling of the authorized discharges must be performed at a point before they mix with other waste streams, to the extent practicable.

VI.A.3. Measurable Storm Events. All required monitoring must be performed on a storm event that results in an actual discharge from the site (“measurable storm event”) that follows the preceding measurable storm event by at least 72 hours (3 days). The 72-hour (3-day) storm interval does not apply if the permittee is able to document that less than a 72-hour (3-day) interval is representative for local storm events during the sampling period. In the case of snowmelt, the monitoring must be performed at a time when a measurable discharge occurs at the site.

For each monitoring event, except snowmelt monitoring, the permittee must identify the date and duration (in hours) of the rainfall event, rainfall total (in inches) for that rainfall event, and time (in days) since the previous measurable storm event. For snowmelt monitoring, the permittee must identify the date of the sampling event. Each monitoring event must be conducted during a measurable storm event that follows the preceding monitoring event by at least thirty (30) days.

The requirements for monitoring under Part VI.A.3. apply regardless of whether the qualifying rain event or snowmelt monitoring event occurs during business hours.

VI.A.4. Sample Type. The permittee must take a minimum of one grab sample from a discharge resulting from a measurable storm event as described in Part VI.A.3. Samples must be collected within the first 30 minutes of a measurable storm event. If it is not possible to collect the sample within the first 30 minutes of a measurable storm event, the sample must be collected as soon as practicable after the first 30 minutes and documentation must be kept with the SWMP explaining why it was not possible to take samples within the first 30 minutes. In the case of snowmelt, samples must be taken during a period with a measurable discharge.

VI.A.5. Adverse Weather Conditions. When adverse weather conditions as described in Part IV.B.3. prevent the collection of samples according to the relevant monitoring schedule, the permittee must take a substitute sample during the next qualifying storm event. Adverse weather does not exempt the permittee from having to file a benchmark monitoring report in accordance with the facility’s sampling schedule. The permittee must report any failure to monitor as specified in Parts VI.B. and VII.A. indicating the basis for not sampling during the usual reporting period.

VI.A.6. Climates with Irregular Stormwater Runoff. If the facility is located in an area where freezing conditions exist that prevent runoff from occurring for extended periods, required monitoring events may be distributed during

seasons when precipitation occurs, or when snowmelt results in a measurable discharge from the site. The permittee must still collect the required number of samples.

VI.A.7. Monitoring Periods. Monitoring requirements in this permit begin January 1, 2025 or the first six-month monitoring interval following the date of authorization, whichever date comes later. For example, if the permittee obtains permit coverage on March 30, 2025, then the first monitoring interval is July 1 - December 31, 2025. This monitoring schedule may be modified in accordance with Part VI.A.6. if the revised schedule is documented with the SWMP and provided to RIDEM with the first monitoring report. If the facility's monitoring is required twice per 6-month interval (e.g., benchmark monitoring), the permittee must monitor at least twice in each of the 6-month intervals (January 1 – June 30, July 1 – December 31) for a minimum of one year. Each monitoring event must be conducted during a measurable storm event that follows the preceding monitoring event by at least thirty (30) days.

VI.A.8. Monitoring for Allowable Non-Stormwater Discharges. The permittee is only required to monitor allowable non-stormwater discharges (as delineated in Part I.B.2.) when they are commingled with stormwater discharges associated with industrial activity.

VI.B. Required Monitoring. This permit includes four types of required analytical monitoring, one or more of which may apply to the discharge:

- Benchmark monitoring (Part VI.B.1.);
- Annual effluent limitations guidelines monitoring (see Part VI.B.2.);
- Impaired waters monitoring (see Part VI.B.3.);
- Indicator monitoring (see Part VI.B.4.); and
- Other monitoring as required by RIDEM (see Part VI.B.5.).

When more than one type of monitoring for the same parameter at the same outfall applies (e.g., total suspended solids once per year for an effluent limit and once per six-month interval for benchmark monitoring at a given outfall), the permittee may use a single sample to satisfy both monitoring requirements. All required monitoring must be conducted in accordance with the procedures described in Part X.O.4.

VI.B.1. Benchmark Monitoring. This permit stipulates pollutant benchmark concentrations that may be applicable to the discharge. The benchmark concentrations are not effluent limitations; a benchmark exceedance, therefore, is not a permit violation. Benchmark monitoring data are primarily for the permittee's use to determine the overall effectiveness of the control measures and to assist the permittee in knowing when additional corrective action(s) may be necessary to comply with the effluent limitations in Part II.

Samples must be analyzed consistent with 40 CFR § 136 analytical methods and using test procedures with quantitation limits at or below benchmark values for all benchmark parameters for which the permittee is required to sample.

VI.B.1.a. Applicability of Benchmark Monitoring.

VI.B.1.a.1. Permittees must monitor for the parameters listed in Table VI-1.

<b>Table VI-1. Benchmarks and Sampling Requirements Applicable to All Facilities</b>	
<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
Total Suspended Solids (TSS)	100 mg/L
Oil & Grease (O&G)	15 mg/L

VI.B.1.a.2. In addition to the benchmark monitoring requirements listed in Table VI-1., permittees must monitor any benchmark parameters specified for the industrial sector(s), both primary industrial activity and any co-located industrial activities, applicable to the discharge. The facility's industry-specific benchmark concentrations are listed in the sector-specific sections of Part VIII. If the facility is in one of the industrial sectors subject to benchmark concentrations that are hardness-dependent, the permittee is required to submit to RIDEM with the first benchmark report a hardness value, established consistent with the procedures in Appendix D, which is representative of the facility's receiving water.

VI.B.1.b. Benchmark Monitoring Schedule. Benchmark monitoring must be conducted twice within the January 1-June 30 period and twice within the July 1-December 31 period, as identified in Part VI.A.7., for the first year of permit coverage commencing no earlier than the effective date of the permit. Each monitoring event must be conducted during a measurable storm event that follows the preceding monitoring event by at least thirty (30) days. If benchmarks are exceeded after one year (4 benchmark monitoring events) of benchmark monitoring, the permittee must continue semiannual benchmark monitoring in accordance with Part VI.B.1.d.

VI.B.1.c. Data not exceeding benchmarks. After completion of a year of collection of samples, if the average of the 4 monitoring values for any parameter does not exceed the benchmark, the permittee has fulfilled the monitoring requirements for that parameter for the permit term. For averaging purposes, use a value of zero for any individual sample parameter analyzed using procedures consistent with Part VI.B.1.a., which is determined to be less than the method detection limit.

If sampling was not conducted for one or more of the four (4) monitoring values for any parameter in the year, the permittee has not fulfilled the monitoring requirements for that benchmark parameter and must continue semiannual benchmark monitoring.

VI.B.1.d. Data exceeding benchmarks. After collection of one year of samples, if the average of the 4 monitoring values for any parameter exceeds the benchmark value, the permittee must implement corrective actions in accordance with Part III.A., unless the permittee determines that exceedance of the benchmark is attributable solely to the presence of that pollutant in the natural background in accordance with Part VI.B.1.e. If the permittee determines that exceedance of the benchmark is attributable solely to the presence of that pollutant in the natural background, the permittee may discontinue sampling in accordance with Part VI.B.1.e.

If sampling was not conducted for one or more of the four (4) monitoring values for any parameter in the year, and the average of the remaining monitoring values for that parameter exceeds the benchmark value, the permittee is considered to have triggered Part VI.B.1.d. of this permit and must continue semiannual benchmark monitoring.

VI.B.1.e. Natural background pollutant levels. Following the first four (4) semiannual intervals of benchmark monitoring, if the average concentration of a pollutant exceeds a benchmark value, and the permittee determines that exceedance of the benchmark is attributable solely to the presence of that pollutant in the natural background, the permittee is not required to perform corrective action or additional benchmark monitoring provided that:

VI.B.1.e.1. The average concentration of the benchmark monitoring results is less than or equal to the concentration of that pollutant in the natural background;

VI.B.1.e.2. The permittee documents and maintains with the SWMP, as required in Part V.I., the supporting rationale for concluding that benchmark exceedances are in fact attributable solely to natural background pollutant levels. The permittee must include in the supporting rationale:

VI.B.1.e.2.i. A statement that the permittee has determined that the benchmark exceedance is attributable solely to the presence of the pollutant in the natural background. (The pollutant

may also be present due to industrial activities; in which case, the permittee must demonstrate that the pollutant contribution from the industrial activities by itself does not result in a benchmark exceedance);

VI.B.1.e.2.ii. A summary of all data previously collected by the permittee, or other identified data collectors, that describes the levels of natural background pollutants in the facility's stormwater discharge; and

VI.B.1.e.2.iii. A summary of any research and published literature that relates the pollutants evaluated at the facility as part of the Natural Background Source Demonstration.

VI.B.1.e.3. The permittee submits to the DEM on the final semiannual benchmark monitoring report the supporting rationale indicating that the benchmark exceedances are attributable solely to natural background pollutant levels.

For the purposes of this permit natural background pollutants include those substances that are naturally occurring in soils or groundwater. Natural background pollutants do not include legacy pollutants from earlier activity on the site, or pollutants in run-on from neighboring sources which are not naturally occurring.

VI.B.1.f. Exception for Inactive and Unstaffed Sites. The requirement for benchmark monitoring does not apply at a facility that is inactive and unstaffed, as long as there are no industrial materials or activities exposed to stormwater. To invoke this exception, the permittee must do the following:

- Maintain a statement onsite with the SWMP stating that the site is inactive and unstaffed, and that there are no industrial materials or activities exposed to stormwater in accordance with the substantive requirements in 40 CFR § 122.26(g) and sign and certify the statement in accordance with Part X.G.; and
- If circumstances change and industrial materials or activities become exposed to stormwater or the facility becomes active and/or staffed, this exception no longer applies, and the permittee must immediately begin complying with the applicable benchmark monitoring requirements under Part VI.B. as if the permittee was in the first year of permit coverage. The permittee must indicate in the first benchmark monitoring report that the facility has materials or activities exposed to stormwater or has become active and/or staffed.
- If the permittee is not qualified for this exception at the time the permittee is authorized under this permit, but during the permit term the permittee becomes qualified because the facility is inactive and unstaffed, and there are no industrial materials or activities that are exposed to stormwater, then the permittee must notify the Department of this change in the next benchmark monitoring report. The permittee may discontinue benchmark monitoring once notified by the Department, and prepared and signed the certification statement described above concerning the facility's qualification for this special exception.

Note: This exception has different requirements for Sectors G, H, and J (see Part VIII.).

## VI.B.2. Effluent Limitations Monitoring

VI.B.2.a. Monitoring Based on Effluent Limitations Guidelines. Table VI-2 identifies the stormwater discharges subject to effluent limitation guidelines that are authorized for coverage under this permit. Beginning January 1, 2025 or the first six-month monitoring interval following the date of discharge authorization, whichever date comes later, the permittee must monitor once per year at each outfall containing the discharges identified in Table VI-2 for the parameters specified in the sector-specific section of Part VIII.

**Table VI-2. Required Monitoring for Effluent Limits Based on Effluent Limitations Guidelines**

Regulated Activity	Effluent Limit	Monitoring Frequency	Sample Type
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas	See Part VIII.A.7.	1/year	Grab
Runoff from phosphate fertilizer manufacturing facilities that comes into contact with any raw materials, finished product, by-products or waste products (SIC 2874)	See Part VIII.C.4.	1/year	Grab
Runoff from asphalt emulsion facilities	See Part VIII.D.4.	1/year	Grab
Runoff from material storage piles at cement manufacturing facilities	See Part VIII.E.5.	1/year	Grab
Mine dewatering discharges at crushed stone, construction sand and gravel, or industrial sand mining facilities	See Part VIII.J.9.	1/year	Grab
Runoff from hazardous waste landfills	See Part VIII.K.6.	1/year	Grab
Runoff from non-hazardous waste landfills	See Part VIII.L.10.	1/year	Grab
Runoff from coal storage piles at steam electric generating facilities	See Part VIII.O.7.	1/year	Grab
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures	See Part VIII.S.8.	1/year	Grab

VI.B.2.b. Substantially Identical Outfalls. The permittee must monitor each outfall discharging runoff from any regulated activity identified in Table VI-2. The substantially identical outfall monitoring provisions are not available for numeric effluent limits monitoring.

VI.B.3. Impaired Waters Monitoring. Permittees must monitor for all pollutants for which the waterbody is impaired as follows:

VI.B.3.a. If the facility discharges to an impaired water, the permittee must monitor for all pollutants for which the waterbody is impaired and for which a standard analytical method exists (see 40 CFR Part 136).

The applicable impairments of the receiving water must be determined by consulting the most recent RIDEM Integrated Water Quality Monitoring and Assessment Report that is available at the time of the facility's submission of the Notice of Intent (NOI).

If the pollutant for which the waterbody is impaired is suspended solids, turbidity or sediment/sedimentation, the permittee must monitor for Total Suspended Solids (TSS). If the pollutant for which the waterbody is impaired is expressed in the form of an indicator or surrogate pollutant, the permittee must monitor for that indicator or surrogate pollutant. No monitoring is required when a waterbody's biological communities are impaired but no pollutant, including indicator or surrogate

pollutants, is specified as causing the impairment, or when a waterbody's impairment is related to hydrologic modifications, impaired hydrology, or temperature.

VI.B.3.b. Impaired Waters Monitoring Schedule. Beginning January 1, 2025 or the first full six-month interval following the date of authorization (as described in Part VI.A.7.), whichever date comes later, the permittee must monitor at least twice in each of the 6-month intervals (January 1 – June 30, July 1 – December 31), for the pollutant causing the impairment, unless the Director informs the permittee otherwise. The permittee must conduct monitoring at each outfall (except substantially identical outfalls) discharging stormwater to impaired waters with and/or without an EPA approved or established TMDL or other water quality determination.

VI.B.3.c. After 2 consecutive monitoring periods (i.e., 12 consecutive months), if the pollutant for which the water is impaired is not present and not expected to be present in the discharge, or it is present but the permittee has determined that its presence is caused solely by natural background sources, the permittee must include a notification to this effect in the monitoring report following the second monitoring period (i.e., cover letter to the monitoring report). After notifying the Department, the permittee may discontinue monitoring unless a TMDL or other water quality determination has specific instructions to the contrary, in which case the permittee must follow those instructions.

To support a determination that the pollutant's presence is caused solely by natural background sources, the permittee must keep the following documentation with the SWMP records, in accordance with Part V.I.:

- An explanation of why the permittee believes that the presence of the pollutant causing the impairment in the discharge is not related to the activities at the facility; and
- Data and/or studies that tie the presence of the pollutant causing the impairment in the discharge to natural background sources in the watershed.

Natural background pollutants include those substances that are naturally occurring in soils or groundwater. Natural background pollutants do not include legacy pollutants from earlier activity on the site, or pollutants in run-on from neighboring sources which are not naturally occurring.

VI.B.3.d. If after one year of monitoring, the pollutant for which the water is impaired is detected and its presence is not caused solely by natural background sources, the permittee must continue monitoring for the pollutant detected for the remainder of the permit term or until the pollutant for which the water is impaired is not detected for 2 consecutive monitoring periods (i.e., 12 consecutive months).

VI.B.4. Indicator Monitoring. The permit requires indicator monitoring of stormwater discharges for certain parameters for certain sectors and subsectors (See Parts VIII.M.6., VIII.P.7., VIII.Q.7., VIII.R.7., and VIII.AA.6.). Indicator monitoring provides the permittee and RIDEM with a baseline and comparable understanding of industrial stormwater discharge quality and potential water quality problems. The indicator monitoring parameters are "report-only" and do not have thresholds or baseline values for comparison. Therefore, no follow-up action is triggered or required under this part. The requirement in Part II.B that the permittee's stormwater discharges be controlled as necessary such that receiving waters will meet applicable water quality standards still applies. The permittee may find it useful to evaluate and compare indicator monitoring data over time to identify any fluctuating values and why they may be occurring, and to further inform any Corrective Actions and revisions to the SWMP if necessary (See Part III.B.). Indicator monitoring is report-only and is neither benchmark monitoring nor an effluent limitation. Instead, it is a permit condition. Thus, failure to conduct indicator monitoring is a permit violation.

VI.B.4.a. Indicator Monitoring Schedule. Beginning January 1, 2025, or the first full six-month interval following the date of authorization (as described in Part VI.A.7.), whichever date comes later, the permittee must monitor at least twice in each of the 6-month intervals (January 1 – June 30, July 1 – December 31), for the indicator monitoring parameter, unless the Director informs the permittee otherwise. The permittee must conduct indicator monitoring at each outfall (except substantially identical outfalls).

Each monitoring event must be conducted during a measurable storm event that follows the preceding monitoring event by at least thirty (30) days.

VI.B.4.b. After 2 consecutive monitoring periods (i.e., 12 consecutive months), if the indicator monitoring pollutant is not present and not expected to be present in the discharge, or it is present but the permittee has determined that its presence is caused solely by natural background sources, the permittee must include a notification to this effect in the monitoring report following the second monitoring period (i.e., cover letter to the monitoring report). After notifying the Department, the permittee may discontinue monitoring.

To support a determination that the pollutant's presence is caused solely by natural background sources, the permittee must keep the following documentation with the SWMP records, in accordance with Part V.I.:

- An explanation of why the permittee believes that the presence of the indicator monitoring pollutant in the discharge is not related to the activities at the facility; and
- Data and/or studies that tie the presence of the indicator monitoring pollutant in the discharge to natural background sources in the watershed.

Natural background pollutants include those substances that are naturally occurring in soils or groundwater. Natural background pollutants do not include legacy pollutants from earlier activity on the site, or pollutants in run-on from neighboring sources which are not naturally occurring.

VI.B.4.c. If after one year of monitoring, the indicator monitoring pollutant is detected and its presence is not caused solely by natural background sources, the permittee must continue monitoring for the pollutant detected for the remainder of the permit term or until the indicator monitoring pollutant is not detected for 2 consecutive monitoring periods (i.e., 12 consecutive months).

VI.B.5. Additional Monitoring Required by the Director. The Director may notify the permittee of additional discharge monitoring requirements. Any such notice will briefly state the reasons for the monitoring, locations, and parameters to be monitored, frequency and period of monitoring, sample types, and reporting requirements.

**VI.C.** Follow-up Actions if Discharge Exceeds Numeric Effluent Limit. The permittee must conduct follow-up monitoring within 30 calendar days (or during the next qualifying runoff event, should none occur within 30 days) of implementing corrective action(s) taken pursuant to Part III. in response to an exceedance of a numeric effluent limit contained in this permit. Monitoring must be performed for any pollutant(s) that exceeds the effluent limit. If this follow-up monitoring exceeds the applicable effluent limitation, the permittee must comply with both Parts VI.C.1. and VI.C.2.

VI.C.1. Submit an Exceedance Report. The permittee must submit an Exceedance Report consistent with Part VII.E.

VI.C.2. Continue to Monitor. The permittee must continue to monitor, at least quarterly, until the discharge is in compliance with the effluent limit or until the Department waives the requirement for additional monitoring.

## VII. REPORTING AND RECORDKEEPING

**VII.A.** Electronic Reporting Requirement. The permittee must submit all NOIs, SWMPs, NOTs, NECs, NDCs, and Annual Reports to the Director electronically using NeT. Discharge Monitoring Reports (DMRs), must be reported electronically using NetDMR (Network Discharge Monitoring Report).

**VII.B.** Submitting Information. Most information required to be submitted by this permit shall be submitted via NeT, per Part VII.A. NeT allows the permittee to both prepare and submit required information using specific forms, found in the permit's appendices. To access NeT, go to:

<https://www.epa.gov/npdes/net-quick-start-guide>

Information required to be submitted to the Department via NeT includes:

- Notice of Intent (Part I.C.);
- Stormwater Management Plan (SWMP) (Part V.);
- No Exposure Certification (Part I.E.);
- No Discharge Certification (Part I.F.);
- Notice of Termination (Part I.D.); and
- Annual Reports (Part VII.D.)

**VII.C.** Reporting Monitoring Data. All monitoring data collected pursuant to Parts VI.B.1., VI.B.2. and VI.B.3. must be submitted electronically using the NetDMR system available at EPA's Central Data Exchange: <https://cdx.epa.gov/>, no later than fifteen (15) days after the last day of the monitoring period, in accordance with Part VI. If the permittee collects multiple samples in a single six-month period (e.g., due to adverse weather conditions, climates with irregular stormwater runoff, or areas subject to snow), the permittee is required to submit all sampling results no later than fifteen (15) days after the last day of the monitoring period. The permittee's monitoring requirements (i.e., parameters required to be monitored and sample frequency) will be prepopulated on the permittee's electronic Discharge Monitoring Report (DMR) form based on the information the permittee reported on the NOI form through NeT. For guidance on electronic submissions please visit RIDEM's RIPDES Electronic Reporting website: <https://dem.ri.gov/environmental-protection-bureau/water-resources/permitting/ripdes-electronic-reporting>

**VII.D.** Annual Report. The permittee must submit an Annual Report electronically using NeT, per Part VII.B., by January 30<sup>th</sup> for each year of permit coverage containing information generated from the past calendar year. The Annual Report must include the findings from Part IV.A. routine facility inspections and any corrective action documentation as required in Parts III.A. and III.B. If corrective action(s) is not yet completed at the time of submission of this annual report, the permittee must describe the status of any outstanding corrective action(s). In addition to the information required in Parts III.A. and III.B. and IV.A.1.a. (Routine Facility Inspection Documentation), the permittee must include the following information with the annual report:

- Facility name;
- RIPDES permit number;
- Facility physical address;
- Contact person name, title, and phone number;
- A summary of the previous calendar year's routine facility inspection documentation required (Part IV.A.1.a.);

- A summary of the previous calendar year's quarterly visual assessment documentation (see Part IV.B.2. of the permit);
- A summary of the previous calendar year's benchmarks monitoring, that includes monitoring dates and benchmark(s) exceedances; and
- A summary of the previous calendar year's corrective action(s) documentation (see Parts III.A. and III.B.). If corrective action is not yet completed at the time of submission of your annual report, you must describe the status of any outstanding corrective action(s). Also describe any incidents of noncompliance in the past year, or if none, provide a statement that you are in compliance with the permit.

**VII.E. Exceedance Report for Numeric Effluent Limits.** If follow-up monitoring pursuant to Part VI.C. exceeds a numeric effluent limit, the permittee must submit an Exceedance Report to the Department no later than 30 days after receipt of the lab results. The report must include the following:

- RIPDES permit number;
- Facility name, physical address and location;
- Name of receiving water;
- Monitoring data from this and the preceding monitoring event(s);
- An explanation of the situation; what the permittee has done and intends to do (should the corrective actions not yet be complete) to correct the violation; and
- An appropriate contact name and phone number.

**VII.F. Additional Reporting.** In addition to the reporting requirements stipulated in Part VII., the permittee is also subject to the standard permit reporting provisions.

Where applicable, the permittee must submit the following reports to the Department. If the facility discharges through an MS4, the permittee must also submit these reports to the MS4 operator (identified pursuant to Part V.F.2.).

- 24-Hour reporting – The permittee must report any noncompliance which may endanger health or the environment. Any information must be provided orally within 24 hours from the time the permittee becomes aware of the circumstances;
- 5-day follow-up reporting to the 24-hour reporting - A written submission must also be provided within five days of the time the permittee becomes aware of the circumstances;
- Reportable quantity spills (see Part II.A.2.d.) - The permittee must provide notification, as required under Part II.A.2.d., as soon as the permittee has knowledge of a leak, spill, or other release containing a hazardous substance or oil in an amount equal to or in excess of a reportable quantity.

Where applicable, the permittee must submit the following reports to the Department:

- Planned changes – The permittee must give notice to the Department as soon as possible of any planned physical alterations, operational changes or additions to the permitted facility that qualify the facility as a new source or that could significantly change the nature or significantly increase the quantity of pollutants discharged. All stormwater controls must be constructed and implemented prior to initiation of discharges from any of the changes described above. These discharges must meet all the requirements under this permit. Applications for these discharges must be submitted and will be authorized in accordance with Part I.C. Once discharges from any of the changes described above occur, the permittee must immediately begin complying with the applicable benchmark monitoring requirements under Part VI.B. as if the permittee was in the first year of permit coverage;

- Anticipated noncompliance – The permittee must give advance notice to the Department of any planned changes in the permitted facility or activity which the permittee anticipates will result in noncompliance with permit requirements;
- Transfer of ownership and/or operation – The permittee must submit a complete and accurate NOI in accordance with the requirements of Appendix C of this permit and by the deadlines specified in Part I.C.2. All transfers must meet the requirements of Title 250 RICR-150-10-1 § 1.23 in accordance with Part I.I. of this permit;
- 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 must be submitted no later than 14 days following each schedule date;
- Other noncompliance - The permittee must report all instances of noncompliance not reported in the monitoring report (pursuant to Part VII.A.), compliance schedule report, or 24-hour report at the time monitoring reports are submitted; and
- Other information – The permittee must promptly submit facts or information if the permittee becomes aware that the permittee failed to submit relevant facts in the NOI, or that the permittee submitted incorrect information in the NOI or in any report.

**VII.G. Recordkeeping.** The permittee must retain copies of the SWMP (including any modifications made during the term of this permit), additional documentation requirements pursuant to Part V.I. (including documentation related to corrective actions taken pursuant to Part III.), all reports and certifications required by this permit, monitoring data, and records of all data used to complete the NOI to be covered by this permit, for a period of at least 5 years from the date that coverage under this permit expires or is terminated.

**VII.H. How to submit Reports.** Any reports required in Parts VI. and VII. must be submitted to the Director electronically using NeT.

## VIII. SECTOR-SPECIFIC REQUIREMENTS FOR INDUSTRIAL ACTIVITY

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

### VIII.A. Subpart A – Sector A – Timber Products.

The permittee must comply with Part VIII. sector-specific requirements associated with the facility's primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.A.1. Covered Stormwater Discharges. The requirements in Subpart A apply to stormwater discharges associated with industrial activity from Timber Products facilities as identified by the SIC Codes specified under Sector A in Table B-1 of Appendix B of the permit.

#### VIII.A.2. Limitation on Coverage.

VIII.A.2.a. *Prohibition of Discharges.* (See also Part I.B.3.) Not covered by this permit: stormwater discharges from areas where there may be contact with the chemical formulations sprayed to provide surface protection. These discharges must be covered by a separate RIPDES permit.

VIII.A.2.b. *Authorized Non-Stormwater Discharges.* (See also Part I.B.2.) Also authorized by this permit, provided the non-stormwater component of the discharge is in compliance with the requirements in Part II.A.2. (Non-Numeric Effluent Limits): discharges from the spray down of lumber and wood product storage yards where no chemical additives are used in the spray-down waters and no chemicals are applied to the wood during storage.

#### VIII.A.3. Additional Technology-Based Effluent Limits.

VIII.A.3.a. *Good Housekeeping.* (See also Part II.A.2.b.) In areas where storage, loading and unloading, and material handling occur, perform good housekeeping to limit the discharge of wood debris, minimize the leachate generated from decaying wood materials, and minimize the generation of dust.

#### VIII.A.4. Additional SWMP Requirements.

VIII.A.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: processing areas, treatment chemical storage areas, treated wood and residue storage areas, wet decking areas, dry decking areas, untreated wood and residue storage areas, and treatment equipment storage areas.

VIII.A.4.b. *Inventory of Exposed Materials.* (See also Part V.F.4.b.) Where such information exists, if the facility has used chlorophenolic, creosote, or chromium-copper-arsenic formulations for wood surface protection or preserving, document in the SWMP the following: areas where contaminated soils, treatment equipment, and stored materials still remain, and the management practices employed to minimize the contact of these materials with stormwater runoff.

VIII.A.4.c. *Description of Stormwater Management Controls.* (See also Part V.F.5.) Document measures implemented to address the following activities and sources: log, lumber, and wood product storage areas; residue storage areas; loading and unloading areas; material handling areas; chemical storage areas; and equipment and vehicle maintenance, storage, and repair areas. If

the facility performs wood surface protection and preservation activities, address the specific control measures, including any BMPs, for these activities.

VIII.A.5. Additional Inspection Requirements. See also Part IV.A. If the facility performs wood surface protection and preservation activities, inspect processing areas, transport areas, and treated wood storage areas monthly to assess the usefulness of practices to minimize the deposit of treatment chemicals on unprotected soils and in areas that will come in contact with stormwater discharges.

VIII.A.6. Sector-Specific Benchmarks. Table VIII.A-1 identifies benchmarks that apply to the specific subsectors of Sector A. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.A-1**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector A1.</b> General Sawmills and Planing Mills (SIC 2421)	Chemical Oxygen Demand (COD)	120.0 mg/L
	Total Suspended Solids (TSS)	100 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
<b>Subsector A2.</b> Wood Preserving (SIC 2491)	Total Arsenic (fresh water discharges)	0.15 mg/L
	Total Arsenic (salt water discharges)	0.069 mg/L
	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048
<b>Subsector A3.</b> Log Storage and Handling (SIC 2411)	Total Suspended Solids (TSS)	100 mg/L
<b>Subsector A4.</b> Hardwood Dimension and Flooring Mills; Special Products Sawmills, not elsewhere classified; Millwork, Veneer, Plywood, and Structural Wood; Wood Pallets and Skids; Wood Containers, not elsewhere classified; Wood Buildings and Mobile Homes; Reconstituted Wood Products; and Wood Products Facilities not elsewhere classified (SIC 2426, 2429, 2431-2439 (except 2434), 2441, 2448, 2449, 2451, 2452, 2493, and 2499)	Chemical Oxygen Demand (COD)	120.0 mg/L
	Total Suspended Solids (TSS)	100.0 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

<b>Water Hardness Range</b>	<b>Copper (mg/L)</b>	<b>Zinc (mg/L)</b>
0-25 mg/L	0.0038	0.04
25-50 mg/L	0.0056	0.05
50-75 mg/L	0.0090	0.08
75-100 mg/L	0.0123	0.11
100-125 mg/L	0.0156	0.13
125-150 mg/L	0.0189	0.16
150-175 mg/L	0.0221	0.18

175-200 mg/L	0.0253	0.20
200-225 mg/L	0.0285	0.23
225-250 mg/L	0.0316	0.25
250+ mg/L	0.0332	0.26

VIII.A.7. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit.) Table VIII.A-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

Table VIII.A-2 <sup>1</sup>		
Industrial Activity		
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas	pH Debris (woody material such as bark, twigs, branches, heartwood, or sapwood)	6.0 - 9.0 s.u. No discharge of debris that will not pass through a 2.54-cm (1-in.) diameter round opening

<sup>1</sup>Monitor Annually

### VIII.B. Subpart B – Sector B – Paper and Allied Products.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.B.1. Covered Stormwater Discharges. The requirements in Subpart B apply to stormwater discharges associated with industrial activity from Paper and Allied Products Manufacturing facilities, as identified by the SIC Codes specified under Sector B in Table B-1 of Appendix B of the permit.

VIII.B.2. Sector-Specific Benchmarks. (See also Part VI. of the permit).

Table VIII.B-1.		
Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector B1.</b> Paperboard Mills (SIC Code 2631)	Chemical Oxygen Demand (COD)	120 mg/L

### VIII.C. Subpart C – Sector C - Chemical and Allied Products Manufacturing, and Refining.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.C.1. Covered Stormwater Discharges. The requirements in Subpart C apply to stormwater discharges associated with industrial activity from Chemical and Allied Products Manufacturing, and Refining facilities, as identified by the SIC Codes specified under Sector C in Table B-1 of Appendix B of the permit.

VIII.C.2. Limitations on Coverage.

VIII.C.2.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) The following are not covered by this permit: non-stormwater discharges containing inks, paints, or substances (hazardous, nonhazardous, etc.) resulting from an onsite spill, including materials collected in drip pans; washwater from material handling and processing areas; and washwater from drum, tank, or container rinsing and cleaning.

VIII.C.3. Sector-Specific Benchmarks. Table VIII.C-1 identifies benchmarks that apply to the specific subsectors of Sector C. These benchmarks apply to both the primary industrial activity and any co-located industrial activities.

**Table VIII.C-1.**

Subsector (The facility may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector C1.</b> Agricultural Chemicals (SIC 2873-2879)	Nitrate plus Nitrite Nitrogen	0.68 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
	Phosphorus	2.0 mg/L
<b>Subsector C2.</b> Industrial Inorganic Chemicals (SIC 2812-2819)	Total Aluminum	0.75 mg/L
	Nitrate plus Nitrite Nitrogen	0.68 mg/L
<b>Subsector C3.</b> Soaps, Detergents, Cosmetics, and Perfumes (SIC 2841-2844)	Nitrate plus Nitrite Nitrogen	0.68 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
<b>Subsector C4.</b> Plastics, Synthetics, and Resins (SIC 2821-2824)	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Lead (mg/L)	Zinc (mg/L)
0-25 mg/L	0.014	0.04
25-50 mg/L	0.023	0.05
50-75 mg/L	0.045	0.08
75-100 mg/L	0.069	0.11
100-125 mg/L	0.095	0.13
125-150 mg/L	0.122	0.16
150-175 mg/L	0.151	0.18
175-200 mg/L	0.182	0.20
200-225 mg/L	0.213	0.23

225-250 mg/L	0.246	0.25
250+ mg/L	0.262	0.26

VIII.C.4. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit). Table VIII.C-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

Table VIII.C-2 <sup>1</sup>		
Industrial Activity	Parameter	Effluent Limit
Runoff from phosphate fertilizer manufacturing facilities that comes into contact with any raw materials, finished product, by-products or waste products (SIC 2874)	Total Phosphorus (as P)	105.0 mg/L, daily maximum
		35 mg/L, 30-day avg.
	Fluoride	75.0 mg/L, daily maximum
		25.0 mg/L, 30-day avg.

1 Monitor Annually

#### VIII.D. Subpart D – Sector D - Asphalt Paving and Roofing Materials and Lubricant Manufacturing.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.D.1. Covered Stormwater Discharges. The requirements in Subpart D apply to stormwater discharges associated with industrial activity from Asphalt Paving and Roofing Materials and Lubricant Manufacturing facilities, as identified by the SIC Codes specified under Sector D in Table B-1 of Appendix B of the permit.

VIII.D.2. Limitations on Coverage. The following stormwater discharges associated with industrial activity are not authorized by this permit (See also Part I.B.3.):

VIII.D.2.a. Discharges from petroleum refining facilities, including those that manufacture asphalt or asphalt products, that are subject to nationally established effluent limitation guidelines found in 40 CFR Part 419 (Petroleum Refining); or

VIII.D.2.b. Discharges from oil recycling facilities; or

VIII.D.2.c. Discharges associated with fats and oils rendering.

VIII.D.3. Sector-Specific Benchmarks. Table VIII.D-1 identifies benchmarks that apply to the specific subsectors of Sector D. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

Table VIII.D-1.		
Subsector	Parameter	Benchmark Monitoring Concentration
<b>Subsector D1.</b> Asphalt Paving and Roofing Materials (SIC 2951, 2952)	Total Suspended Solids (TSS)	100 mg/L

VIII.D.4. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit). Table VIII.D-2 identifies effluent limits that apply to the industrial activities described below. Compliance with

these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

**Table VIII.D-2<sup>1</sup>**

Industrial Activity	Parameter	Effluent Limit
Discharges from asphalt emulsion facilities.	Total Suspended Solids (TSS)	23.0 mg/L, daily maximum 15.0 mg/L, 30-day avg.
	pH	6.0 - 9.0 s.u.
	Oil and Grease	15.0 mg/L, daily maximum 10 mg/L, 30-day avg.

1 Monitor Annually

### **VIII.E. Subpart E – Sector E - Glass, Clay, Cement, Concrete, and Gypsum Products.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.E.1. Covered Stormwater Discharges. The requirements in Subpart E apply to stormwater discharges associated with industrial activity from Glass, Clay, Cement, Concrete, and Gypsum Products facilities, as identified by the SIC Codes specified under Sector E in Table B-1 of Appendix B of the permit.

#### **VIII.E.2. Additional Technology-Based Effluent Limits.**

VIII.E.2.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.) With good housekeeping, prevent or minimize the discharge of spilled cement, aggregate (including sand or gravel), kiln dust, fly ash, settled dust, or other significant material in stormwater from paved portions of the site that are exposed to stormwater. Consider sweeping regularly or using other equivalent measures to minimize the presence of these materials. Indicate in the SWMP the frequency of sweeping or equivalent measures. Determine the frequency based on the amount of industrial activity occurring in the area and the frequency of precipitation, but it must be performed at least once a week if cement, aggregate, kiln dust, fly ash, or settled dust are being handled or processed. The permittee must also prevent the exposure of fine granular solids (cement, fly ash, kiln dust, etc.) to stormwater, where practicable, by storing these materials in enclosed silos, hoppers, or buildings, or under other covering.

#### **VIII.E.3. Additional SWMP Requirements.**

VIII.E.3.a. *Good Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP the locations of the following, as applicable: 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.

VIII.E.3.b. *Certification.* (See also Part V.F.4.f.) For facilities producing ready-mix concrete, concrete block, brick, or similar products, include in the non-stormwater discharge certification a description of measures that ensure that process waste waters resulting from washing trucks, mixers, transport buckets, forms, or other equipment are discharged in accordance with RIPDES requirements or are recycled.

VIII.E.4. Sector Specific Benchmarks. Table VIII.E-1 identifies benchmarks that apply to the specific subsectors of Sector E. Table VIII.E-1 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial

activities independent of commingling with any other waste streams that may be covered under this permit.

**Table VIII.E-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Cutoff Concentration
<b>Subsector E1.</b> Clay Product Manufacturers (SIC 3251-3259, 3261-3269)	Total Aluminum	0.75 mg/L
<b>Subsector E2.</b> Concrete and Gypsum Product Manufacturers (SIC 3271-3275)	Total Suspended Solids (TSS)	100 mg/L

VIII.E.5. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit). Table VIII.E-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

**Table VIII.E-2<sup>1</sup>**

Industrial Activity	Parameter	Effluent Limit
Discharges from material storage piles at cement manufacturing facilities	Total Suspended Solids (TSS)	50 mg/L, daily maximum
	pH	6.0 - 9.0 s.u.

1 Monitor Annually

## **VIII.F. Subpart F – Sector F – Primary Metals.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.F.1. Covered Stormwater Discharges. The requirements in Subpart F apply to stormwater discharges associated with industrial activity from Primary Metals facilities, as identified by the SIC Codes specified under Sector F in Table B-1 of Appendix B of the permit.

### **VIII.F.2. Additional Technology-Based Effluent Limits.**

VIII.F.2.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.) As part of the good housekeeping program, include a cleaning and maintenance program for all impervious areas of the facility where particulate matter, dust, or debris may accumulate, especially areas where material loading and unloading, storage, handling, and processing occur; and, where practicable, the paving of areas where vehicle traffic or material storage occur but where vegetative or other stabilization methods are not practicable (institute a sweeping program in these areas too). For unstabilized areas where sweeping is not practicable, consider using stormwater management devices such as sediment traps, vegetative buffer strips, filter fabric fence, sediment filtering boom, gravel outlet protection, or other equivalent measures that effectively trap or remove sediment.

### **VIII.F.3. Additional SWMP Requirements.**

VIII.F.3.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Identify in the SWMP where any of the following activities may be exposed to precipitation or surface runoff: storage or disposal of wastes such as spent solvents and baths, sand, slag and dross; liquid storage tanks and drums; processing areas including pollution control equipment (e.g., baghouses); and storage areas of raw material such as coal, coke, scrap, sand, fluxes, refractories, or metal in any form. In addition, indicate where an

accumulation of significant amounts of particulate matter could occur from such sources as furnace or oven emissions, losses from coal and coke handling operations, etc., and could result in a discharge of pollutants to waters of the United States.

VIII.F.3.b. *Inventory of Exposed Material.* (See also Part V.F.4.b.) Include in the inventory of materials handled at the site that potentially may be exposed to precipitation or runoff, areas where deposition of particulate matter from process air emissions or losses during material-handling activities are possible.

VIII.F.4. Additional Inspection Requirements. (See also Part IV.A.) As part of conducting the quarterly routine facility inspections (Part IV.A.), address all potential sources of pollutants, including (if applicable) air pollution control equipment (e.g., baghouses, electrostatic precipitators, scrubbers, and cyclones), for any signs of degradation (e.g., leaks, corrosion, or improper operation) that could limit their efficiency and lead to excessive emissions. Consider monitoring air flow at inlets and outlets (or use equivalent measures) to check for leaks (e.g., particulate deposition) or blockage in ducts. Also inspect all process and material handling equipment (e.g., conveyors, cranes, and vehicles) for leaks, drips, or the potential loss of material; and material storage areas (e.g., piles, bins, or hoppers for storing coke, coal, scrap, or slag, as well as chemicals stored in tanks and drums) for signs of material losses due to wind or stormwater runoff.

VIII.F.5. Sector-Specific Benchmarks. (See also Part VI.B.1. of the permit). Table VIII.F-1 identifies benchmarks that apply to the specific subsectors of Sector F. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.F-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Cutoff Concentration</b>
<b>Subsector F1. Steel Works, Blast Furnaces, and Rolling and Finishing Mills (SIC 3312-3317)</b>	Total Aluminum	0.75 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
<b>Subsector F2. Iron and Steel Foundries (SIC 3321-3325)</b>	Total Aluminum	0.75 mg/L
	Total Suspended Solids (TSS)	100 mg/L
	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
<b>Subsector F3. Rolling, Drawing, and Extruding of Nonferrous Metals (SIC 3351-3357)</b>	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
<b>Subsector F4. Nonferrous Foundries (SIC 3363-3369)</b>	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048 mg/L
	Total Zinc <sup>1</sup>	Hardness Dependent

	(fresh water discharges)	
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Copper (mg/L)	Zinc (mg/L)
0-25 mg/L	0.0038	0.04
25-50 mg/L	0.0056	0.05
50-75 mg/L	0.0090	0.08
75-100 mg/L	0.0123	0.11
100-125 mg/L	0.0156	0.13
125-150 mg/L	0.0189	0.16
150-175 mg/L	0.0221	0.18
175-200 mg/L	0.0253	0.20
200-225 mg/L	0.0285	0.23
225-250 mg/L	0.0316	0.25
250+ mg/L	0.0332	0.26

## VIII.G. Subpart G – Sector G – Metal Mining.

### VIII.G.1. Covered Stormwater Discharges.

VIII.G.1.a. Covered Discharges from Inactive Facilities. All stormwater discharges.

VIII.G.1.b. Covered Discharges from Active and Temporarily Inactive Facilities. Only the stormwater discharges from the following areas are covered: waste rock and overburden piles if composed entirely of stormwater and not combining with mine drainage; topsoil piles; offsite haul and access roads; onsite haul and access roads constructed of waste rock, overburden, or spent ore if composed entirely of stormwater and not combining with mine drainage; onsite haul and access roads not constructed of waste rock, overburden, or spent ore except if mine drainage is used for dust control; runoff from tailings dams or dikes when not constructed of waste rock or tailings and no process fluids are present; runoff from tailings dams or dikes when constructed of waste rock or tailings and no process fluids are present, if composed entirely of stormwater and not combining with mine drainage; concentration building if no contact with material piles; mill site if no contact with material piles; office or administrative building and housing if mixed with stormwater from industrial area; chemical storage area; docking facility if no excessive contact with waste product that would otherwise constitute mine drainage; explosive storage; fuel storage; vehicle and equipment maintenance area and building; parking areas (if necessary); power plant; truck wash areas if no excessive contact with waste product that would otherwise constitute mine drainage; unreclaimed, disturbed areas outside of active mining area; reclaimed areas released from reclamation requirements prior to December 17, 1990; and partially or inadequately reclaimed areas or areas not released from reclamation requirements.

VIII.G.1.c. Covered Discharges from Exploration and Construction of Metal Mining and/or Ore Dressing Facilities. All stormwater discharges.

VIII.G.1.d. Covered Discharges from Facilities Undergoing Reclamation. All stormwater discharges.

VIII.G.2. Limitations on Coverage.

VIII.G.2.a. *Prohibition of Stormwater Discharges.* Stormwater discharges not authorized by this permit: discharges from active metal mining facilities that are subject to effluent limitation guidelines for the Ore Mining and Dressing Point Source Category (40 CFR Part 440).

NOTE: Stormwater runoff from these sources are subject to 40 CFR Part 440 if they are mixed with other discharges subject to Part 440. In this case, they are not eligible for coverage under this permit. Discharges from overburden/waste rock and overburden/waste rock-related areas are not subject to 40 CFR Part 440 unless they: (1) drain naturally (or are intentionally diverted) to a point source; and (2) combine with "mine drainage" that is otherwise regulated under the Part 440 regulations. For such sources, coverage under this permit would be available if the discharge composed entirely of stormwater does not combine with other sources of mine drainage that are not subject to 40 CFR Part 440 and meets the other eligibility criteria contained in Part I.B. of the permit. Permit applicants bear the initial responsibility for determining if they are eligible for coverage under this permit or must seek coverage under another RIPDES permit. Permit applicants should contact the Department for assistance to determine the nature and scope of the "active mining area" on a mine-by-mine basis, as well as to determine the appropriate permitting mechanism for authorizing such discharges.

VIII.G.2.b. *Prohibition of Non-Stormwater Discharges.* Not authorized by this permit: drainage, and contaminated springs or seeps discharging from waste rock dumps that do not directly result from precipitation events (see also the Standard Limitations on Coverage in Part I.B.3.).

VIII.G.3. Definitions. The following definitions are not intended to supersede the definitions of active and inactive mining facilities established by 40 CFR 122.26(b)(14)(iii).

VIII.G.3.a. *Mining operation* - Consists of the active and temporarily inactive phases, and the reclamation phase, but excludes the exploration and construction phases.

VIII.G.3.b. *Exploration phase* - Entails exploration and land disturbance activities to determine the viability of a site. The exploration phase is not considered part of "mining operations".

VIII.G.3.c. *Construction phase* - Includes the building of site access roads and removal of overburden and waste rock to expose mineable minerals. The construction phase is not considered part of "mining operations".

VIII.G.3.d. *Active phase* - Activities including the extraction, removal or recovery of metal ore. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 440.132(a). The active phase is considered part of "mining operations".

VIII.G.3.e. *Reclamation phase* - Activities undertaken, in compliance with applicable mined land reclamation requirements, following the cessation of the "active phase", intended to return the land to an appropriate post-mining land use in order to meet applicable Federal and State reclamation requirements. The reclamation phase is considered part of "mining operations".

VIII.G.3.f. *Active metal mining facility* - A place where work or other activity related to the extraction, removal, or recovery of metal ore is being conducted. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 440.132(a).

VIII.G.3.g. *Inactive metal mining facility* - A site or portion of a site where metal mining and/or milling occurred in the past but is not an active facility as defined above, and where the inactive portion

is not covered by an active mining permit issued by the applicable State or Federal agency. An inactive metal mining facility has an identifiable owner / operator. Sites where mining claims are being maintained prior to disturbances associated with the extraction, beneficiation, or processing of mined materials and sites where minimal activities are undertaken for the sole purpose of maintaining a mining claim are not considered either active or inactive mining facilities and do not require a RIPDES industrial stormwater permit.

VIII.G.3.h. *Temporarily inactive metal mining facility* - A site or portion of a site where metal mining and/or milling occurred in the past but currently are not being actively undertaken, and the facility is covered by an active mining permit issued by the applicable State or Federal agency.

VIII.G.3.i. *Final Stabilization* - A site or portion of a site is “finally stabilized” when it has implemented all applicable Federal and State reclamation requirements.

VIII.G.4. Technology-Based Effluent Limits for Clearing, Grading, and Excavation Activities. Clearing, grading, and excavation activities being conducted as part of the exploration and construction phase of mining activities are covered under this permit.

VIII.G.4.a. Management Practices for Clearing, Grading, and Excavation Activities.

VIII.G.4.a.1. *Selecting and installing control measures.* For all areas affected by clearing, grading, and excavation activities, the permittee must select, design, install, and implement control measures that meet applicable Part II. effluent limits.

VIII.G.4.a.2. *Good Housekeeping.* Litter, debris, and chemicals must be prevented from becoming a pollutant source in stormwater discharges.

VIII.G.4.a.3. *Retention and Detention of Stormwater Runoff.* For drainage locations serving more than one acre, sediment basins and/or temporary sediment traps should be used. At a minimum, silt fences, vegetative buffer strips, or equivalent sediment controls are required for all down slope boundaries (and for side slope boundaries as necessary based on individual site conditions) of the development area unless a sediment basin providing storage for a calculated volume of runoff from a 2-year, 24-hour storm or 3,600 cubic feet of storage per acre drained is provided. The permittee is required to remove sediment from sediment traps or sedimentation ponds when design capacity has been reduced by 50 percent. Due to high sediment discharges from some Sector G facilities, permittees may need to implement a combination of structural BMP approaches to sufficiently decrease discharge of sediment from their facilities.

VIII.G.4.b. Inspection of Clearing, Grading, and Excavation Activities.

VIII.G.4.b.1. *Inspection Frequency.* Inspections must be conducted either at least once every 7 calendar days, or at least once every 14 calendar days and within 24 hours of the end of a storm event of 0.5 inches or greater. Inspection frequency may be reduced to at least once every month if the entire site is temporarily stabilized (pursuant to Part VII.G.4.c.2.), if runoff is unlikely due to winter (e.g., site is covered with snow or ice) or frozen conditions.

VIII.G.4.b.2. *Location of Inspections.* Inspections must include all areas of the site disturbed by clearing, grading, and/or excavation activities and areas used for storage of materials that are exposed to precipitation. Sedimentation and erosion control measures must be observed to ensure proper operation. Discharge locations must be inspected to ascertain whether erosion control measures are effective in preventing significant impacts to waters of the United States, where accessible. Where discharge locations are inaccessible, nearby downstream locations must be inspected to the extent that such inspections are practicable. Locations where vehicles enter or exit the site must be inspected for evidence of significant

off-site sediment tracking.

VIII.G.4.b.3. *Inspection Reports.* For each inspection required above, the permittee must complete an inspection report. At a minimum, the inspection report must include the information required in Part IV.A.

VIII.G.4.c. Requirements for Cessation of Clearing, Grading, and Excavation Activities.

VIII.G.4.c.1. *Inspections and Maintenance.* Inspections and maintenance of control measures, including BMPs, associated with clearing, grading, and excavation activities being conducted as part of the exploration and construction phase of a mining operation must continue until final stabilization has been achieved on all portions of the disturbed area, or until the commencement of the active mining phase for those areas that have been temporarily stabilized as a precursor to mining.

VIII.G.4.c.2. *Temporary Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where clearing, grading and/or excavation activities have temporarily ceased, but in no case more than 14 days after the clearing, grading and/or excavation activities in that portion of the site have temporarily ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has temporarily ceased, temporary vegetative stabilization measures must be initiated as soon as practicable. Until temporary vegetative stabilization is achieved, interim measures such as erosion control blankets with an appropriate seed base and tackifiers must be employed. In areas of the site, where exploration and/or construction has permanently ceased prior to active mining, temporary stabilization measures must be implemented to minimize mobilization of sediment or other pollutants until such time as the active mining phase commences.

VIII.G.4.c.3. *Final Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where exploration and/or construction activities have permanently ceased, but in no case more than 14 days after the exploration and/or construction activity in that portion of the site has permanently ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has permanently ceased, final vegetative stabilization measures must be initiated as soon as possible. Until final stabilization is achieved temporary stabilization measures, such as erosion control blankets with an appropriate seed base and tackifiers, must be used.

VIII.G.5. Additional Technology-Based Effluent Limits.

VIII.G.5.a. *Employee Training.* (See also Part II.A.2.i.) Conduct employee training at least annually at active and temporarily inactive sites.

VIII.G.5.b. *Stormwater Controls.* Apart from the control measures the permittee implements to meet the Part II. effluent limits, consider implementing the following control measures at the site. The potential pollutants identified in Part VIII.G.6.c. shall determine the priority and appropriateness of the control measures selected.

VIII.G.5.b.1. *Stormwater Diversions:* Consider diverting stormwater away from potential pollutant sources. Following are some options: interceptor or diversion controls (e.g., dikes, swales, curbs, or berms); pipe slope drains; subsurface drains; conveyance systems (e.g., channels or gutters, open-top box culverts, and waterbars; rolling dips and road sloping; roadway surface water deflector and culverts); or their equivalents.

VIII.G.5.b.2. *Capping:* When capping is necessary to minimize pollutant discharges in stormwater, identify the source being capped and the material used to construct the cap.

VIII.G.5.b.3. *Treatment:* If treatment of stormwater (e.g., chemical or physical systems, oil and water separators, artificial wetlands) is necessary to protect water quality, describe the type and location of treatment used. Passive and/or active treatment of stormwater runoff is encouraged where practicable. Treated runoff may be discharged as a stormwater source regulated under this permit provided the discharge is not combined with discharges subject to effluent limitation guidelines for the Ore Mining and Dressing Point Source Category (40 CFR Part 440).

VIII.G.5.c. *Certification of Discharge Testing.* (See also Part V.F.4.f.) Test or evaluate all outfalls covered under this permit for the presence of specific mining-related non-stormwater discharges such as seeps or adit discharges, or discharges subject to effluent limitations guidelines (e.g., 40 CFR Part 440), such as mine drainage or process water. Alternatively (if applicable), the permittee may keep a certification with the SWMP consistent with Part VIII.G.6.f.

#### VIII.G.6. Additional SWMP Requirements.

VIII.G.6.a. *Nature of Industrial Activities.* (See also Part V.F.2.a.) Briefly document in the SWMP the mining and associated activities that can potentially affect the stormwater discharges covered by this permit, including a general description of the location of the site relative to major transportation routes and communities.

VIII.G.6.b. *Site Map.* (See also Part V.F.2.c.) Document in the SWMP the locations of the following (as appropriate): mining or milling site boundaries; access and haul roads; outline of the drainage areas of each stormwater outfall within the facility with indications of the types of discharges from the drainage areas; location(s) of all permitted discharges covered under an individual RIPDES permit, outdoor equipment storage, fueling, and maintenance areas; materials handling areas; outdoor manufacturing, outdoor storage, and material disposal areas; outdoor chemicals and explosives storage areas; overburden, materials, soils, or waste storage areas; location of mine drainage (where water leaves mine) or other process water; tailings piles and ponds (including proposed ones); heap leach pads; off-site points of discharge for mine drainage and process water; surface waters; boundary of tributary areas that are subject to effluent limitations guidelines; and location(s) of reclaimed areas.

VIII.G.6.c. *Potential Pollutant Sources.* (See also Part V.F.4.) For each area of the mine or mill site where stormwater discharges associated with industrial activities occur, identify the types of pollutants (e.g., heavy metals, sediment) likely to be present in significant amounts. Consider these factors: the mineralogy of the ore and waste rock (e.g., acid forming); toxicity and quantity of chemicals used, produced, or discharged; the likelihood of contact with stormwater; vegetation of site (if any); and history of significant leaks or spills of toxic or hazardous pollutants. Also include a summary of any existing ore or waste rock or overburden characterization data and test results for potential generation of acid rock. If any new data is acquired due to changes in ore type being mined, update the SWMP with this information.

VIII.G.6.d. *Documentation of Control Measures.* Document all control measures that the permittee implements consistent with Part VIII.G.5.b. If control measures are implemented or planned but are not listed in Part VIII.G.5.b. (e.g., substituting a less toxic chemical for a more toxic one), include descriptions of them in the SWMP.

VIII.G.6.e. *Employee Training.* All employee training(s) must be documented in the SWMP.

VIII.G.6.f. *Certification of Permit Coverage for Commingled Non-Stormwater Discharges:* If the permittee is able, consistent with Part VIII.G.5.c above, to certify that a particular discharge composed of commingled stormwater and non-stormwater is covered under a separate RIPDES permit, and

that permit subjects the non-stormwater portion to effluent limitations prior to any commingling, retain such certification with the SWMP. This certification must identify the non-stormwater discharges, the applicable RIPDES permit(s), the effluent limitations placed on the non-stormwater discharge by the permit(s), and the points at which the limitations are applied.

VIII.G.7. Additional Inspection Requirements. (See also Part IV.A. and VIII.G.4.b.) Except for areas of the site subject to clearing, grading, and/or excavation activities conducted as part of the exploration and construction phase, which are subject to Part VIII.G.4.b.1., inspect sites at least quarterly unless adverse weather conditions make the site inaccessible. Sites which discharge to waters designated as outstanding waters or waters which are impaired for sediment or nitrogen must be inspected monthly. See Part VIII.G.8.d. for inspection requirements for inactive and unstaffed sites.

VIII.G.8. Monitoring and Reporting Requirements. (See also Part V.I of the permit.)

Note: There are no Part VIII.G.8. monitoring and reporting requirements for inactive and unstaffed sites.

VIII.G.8.a. *Benchmark Monitoring for Active Copper Ore Mining and Dressing Facilities.* Active copper ore mining and dressing facilities must sample and analyze stormwater discharges for the pollutants listed in Table VIII.G-1.

Table VIII.G-1.		
Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector G1.</b> Active Copper Ore Mining and Dressing Facilities (SIC 1021)	Total Suspended Solids (TSS)	100 mg/L
	Nitrate plus Nitrite Nitrogen	0.68 mg/L
	Chemical Oxygen Demand (COD)	120 mg/l

VIII.G.8.b. *Benchmark Monitoring Requirements for Discharges From Waste Rock and Overburden Piles at Active Metal Mining Facilities.* For discharges from waste rock and overburden piles, perform benchmark monitoring once in the first year for the parameters listed in Table VIII.G-2, and twice annually in all subsequent years of coverage under this permit for any parameters for which the benchmark has been exceeded. The permittee is also required to conduct analytic monitoring for the parameters listed in Table VIII.G-3 in accordance with the requirements in Part VIII.G.8.c. The Director may also notify the permittee that the permittee must perform additional monitoring to accurately characterize the quality and quantity of pollutants discharged from waste rock and overburden piles.

Table VIII.G-2.		
Subsector (Discharges may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Cutoff Concentration
<b>Subsector G2.</b> Iron Ores; Copper Ores; Lead and Zinc Ores; Gold and Silver Ores; Ferroalloy Ores, Except Vanadium; and Miscellaneous Metal Ores (SIC Codes 1011, 1021, 1031, 1041, 1044, 1061, 1081, 1094, 1099) (Note: when analyzing hardness for a suite of metals, it is more cost effective to add analysis of calcium and magnesium, and have hardness calculated than to require hardness analysis separately)	Total Suspended Solids (TSS)	100 mg/L
	Turbidity	50 NTU
	pH	6.0-9.0 s.u.
	Hardness (as CaCO <sub>3</sub> ; calc. from Ca, Mg) <sup>1</sup>	no benchmark value
	Total Antimony	0.45 mg/L
	Total Arsenic (fresh water discharges)	0.15 mg/ L
	Total Arsenic (salt water discharges)	0.069 mg/L

	Total Beryllium	0.13 mg/L
	Total Cadmium <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Cadmium (salt water discharges)	0.040 mg/L
	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Mercury	0.0014 mg/L
	Total Nickel <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Nickel (salt water discharges)	0.074 mg/L
	Total Selenium (fresh water discharges)	0.020 mg/L
	Total Selenium (salt water discharges)	0.29 mg/L
	Total Silver <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Silver (salt water discharges)	0.0019 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Cadmium (mg/L)	Copper (mg/L)	Lead (mg/L)	Nickel (mg/L)	Silver (mg/L)	Zinc (mg/L)
0-25 mg/L	0.0005	0.0038	0.014	0.15	0.0007	0.04
25-50 mg/L	0.0008	0.0056	0.023	0.20	0.0007	0.05
50-75 mg/L	0.0013	0.0090	0.045	0.32	0.0017	0.08
75-100 mg/L	0.0018	0.0123	0.069	0.42	0.0030	0.11
100-125 mg/L	0.0023	0.0156	0.095	0.52	0.0046	0.13
125-150 mg/L	0.0029	0.0189	0.122	0.61	0.0065	0.16
150-175 mg/L	0.0034	0.0221	0.151	0.71	0.0087	0.18
175-200 mg/L	0.0039	0.0253	0.182	0.80	0.0112	0.20
200-225 mg/L	0.0045	0.0285	0.213	0.89	0.0138	0.23
225-250 mg/L	0.0050	0.0316	0.246	0.98	0.0168	0.25
250+ mg/L	0.0053	0.0332	0.262	1.02	0.0183	0.26

VIII.G.8.c. Additional Analytic Monitoring Requirements for Discharges. From Waste Rock and Overburden Piles at Active Metal Mining Facilities. In addition to the monitoring required in Part VIII.G.8.b. for discharges from waste rock and overburden piles, the permittee must also conduct monitoring for additional parameters based on the type of ore the permittee mines at the site. Where a parameter in Table VIII.G-3 is the same as a pollutant the permittee is required to monitor for in

Table VIII.G-2 (i.e., for all of the metals, the permittee must use the corresponding benchmark in Table VIII.G-2 and the permittee may use any monitoring results conducted for Part VIII.G.8.b. to satisfy the monitoring requirement for that parameter for Part VIII.G.8.c. For radium and uranium, which do not have corresponding benchmarks in Table VIII.G-2, there are no applicable benchmarks.) The frequency and schedule for monitoring for these additional parameters is the same as that specified in Part VI.B.1.b.

Table VIII.G-3. Additional Monitoring Requirements for Discharges from Waste Rock and Overburden Piles			
Supplemental Requirements			
Type of Ore Mined	Pollutants of Concern		
	Total Suspended Solids (TSS)	pH	Metals, Total
Tungsten Ore	X	X	Arsenic, Cadmium (H), Copper (H), Lead (H), Zinc (H)
Nickel Ore	X	X	Arsenic, Cadmium (H), Copper (H), Lead (H), Zinc (H)
Aluminum Ore	X	X	Iron
Mercury Ore	X	X	Nickel (H)
Iron Ore	X	X	Iron (Dissolved)
Platinum Ore			Cadmium (H), Copper (H), Mercury, Lead (H), Zinc (H)
Titanium Ore	X	X	Iron, Nickel (H), Zinc (H)
Vanadium Ore	X	X	Arsenic, Cadmium (H), Copper (H), Lead (H), Zinc (H)
Molybdenum	X	X	Arsenic, Cadmium (H), Copper (H), Lead (H), Mercury, Zinc (H)
Uranium, Radium, and Vanadium Ore	X	X	Chemical Oxygen Demand, Arsenic, Radium (Dissolved and Total), Uranium, Zinc (H)

Note: An "X" indicated for TSS and/or pH means that the permittee is required to monitor for those parameters. (H) indicates that hardness must also be measured when this pollutant is measured.

VIII.G.8.d. Inactive and Unstaffed Sites – Conditional Exemption from No Exposure Requirements for Quarterly Visual Assessments and Routine Facility Inspections. As a Sector G facility, if the permittee is seeking to exercise a waiver from the quarterly visual assessment and routine facility inspection requirements for inactive and unstaffed sites (including temporarily inactive sites), the permittee is conditionally exempt from the requirement to certify that "there are no industrial materials or activities exposed to stormwater" in Part IV.B.3. This exemption is conditioned on the following:

- If circumstances change and the facility becomes active and/or staffed, this exception no longer applies and the permittee must immediately begin complying with the quarterly visual assessment requirements; and
- The Department retains the authority to revoke this exemption and/or the monitoring waiver where it is determined that the discharge causes, has a reasonable potential to cause or contributes to an instream excursion above an applicable water quality standard, including designated uses.

Subject to the two conditions above, if the facility is inactive and unstaffed, the permittee is

waived from the requirement to conduct quarterly visual assessments and routine facility inspections and benchmark and impaired waters monitoring. The permittee must still conduct an annual site inspection in accordance with Part IV.A. The permittee is encouraged to inspect the site more frequently where the permittee has reason to believe that severe weather or natural disasters may have damaged control measures or increased discharges.

**Table VIII.G-4. Applicability of the Multi-Sector General Permit to Stormwater Runoff From Active Mining and Dressing Sites, Temporarily Inactive Sites, and Sites Undergoing Reclamation**

Discharge/Source of Discharge	Note/Comment
<b>Piles</b>	
Waste rock/overburden	If composed entirely of stormwater and not combining with mine drainage. See note below.
Topsoil	--
<b>Roads constructed of waste rock or spent ore</b>	
Onsite haul roads	If composed entirely of stormwater and not combining with mine drainage. See note below.
Offsite haul and access roads	--
<b>Roads not constructed of waste rock or spent ore</b>	
Onsite haul roads	Except if mine drainage is used for dust control
Offsite haul and access roads	--
<b>Milling/concentrating</b>	
Runoff from tailings dams and dikes when constructed of waste rock/tailings	Except if process fluids are present and only if composed entirely of stormwater and not combining with mine drainage. See Note below.
Runoff from tailings dams/dikes when not constructed of waste rock and tailings	Except if process fluids are present
Concentration building	If stormwater only and no contact with piles
Mill site	If stormwater only and no contact with piles
<b>Ancillary areas</b>	
Office and administrative building and housing	If mixed with stormwater from the industrial area
Chemical storage area	--
Docking facility	Except if excessive contact with waste product that would otherwise constitute mine drainage
Explosive storage	--
Fuel storage (oil tanks/coal piles)	--
Vehicle and equipment maintenance area/building	--
Parking areas	But coverage unnecessary if only employee and visitor-type parking
<b>Power plant</b>	
Truck wash area	Except when excessive contact with waste product that would otherwise constitute mine drainage
<b>Reclamation-related areas</b>	
Any disturbed area (unreclaimed)	Only if not in active mining area
Reclaimed areas released from reclamation requirements prior to Dec. 17, 1990	--
Partially/inadequately reclaimed areas or areas not released from reclamation requirements	--

Note: Stormwater runoff from these sources are subject to the RIPDES program for stormwater unless mixed with discharges subject to 40 CFR Part 440 that are regulated by another permit prior to mixing. Non-stormwater discharges from these sources are subject to RIPDES permitting and may be subject to the effluent limitation guidelines under 40 CFR Part 440. Discharges from overburden/waste rock and overburden/waste rock-related areas are not subject to 40 CFR Part 440 unless: (1) it drains naturally (or is intentionally diverted) to a point source; and (2) combines with "mine drainage" that is otherwise regulated under the Part 440 regulations. For such sources, coverage under this permit would be available if the discharge composed entirely of stormwater does not combine with other sources of mine drainage that are not subject to 40 CFR Part 440, as well as meeting other eligibility criteria contained in Part I.B. of the permit. Permit applicants bear the initial responsibility for determining the applicable technology-based standard for such discharges. The Department recommends that permit

applicants contact RIPDES for assistance to determine the nature and scope of the "active mining area" on a mine-by-mine basis, as well as to determine the appropriate permitting mechanism for authorizing such discharges.

#### VIII.G.9. Termination of Permit Coverage.

VIII.G.9.a. *Termination of Permit Coverage for Sites Reclaimed After December 17, 1990.* A site or a portion of a site that has been released from applicable state or federal reclamation requirements after December 17, 1990, is no longer required to maintain coverage under this permit. If the site or portion of a site reclaimed after December 17, 1990, was not subject to reclamation requirements, the site or portion of the site is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed.

VIII.G.9.b. *Termination of Permit Coverage for Sites Reclaimed Before December 17, 1990.* A site or portion of a site that was released from applicable state or federal reclamation requirements before December 17, 1990, or that was otherwise reclaimed before December 17, 1990, is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed. A site or portion of a site is considered to have been reclaimed if: (1) stormwater runoff that comes into contact with raw materials, intermediate byproducts, finished products, and waste products does not have the potential to cause or contribute to violations of state water quality standards, (2) soil disturbing activities related to mining at the sites or portion of the site have been completed, (3) the site or portion of the site has been stabilized to minimize soil erosion, and (4) as appropriate depending on location, size, and the potential to contribute pollutants to stormwater discharges, the site or portion of the site has been revegetated, will be amenable to natural revegetation, or will be left in a condition consistent with the post-mining land use.

### VIII.H. Subpart H – Sector H – Coal Mines and Coal Mining-Related Facilities.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.H.1. Covered Stormwater Discharges. The requirements in Subpart H apply to stormwater discharges associated with industrial activity from Coal Mines and Coal Mining-Related facilities as identified by the SIC Codes specified under Sector H in Table B-1 of Appendix B.

#### VIII.H.2. Limitations on Coverage.

VIII.H.2.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) Not covered by this permit: discharges from pollutant seeps or underground drainage from inactive coal mines and refuse disposal areas that do not result from precipitation events, and discharges from floor drains in maintenance buildings and other similar drains in mining and preparation plant areas.

VIII.H.2.b. *Discharges Subject to Stormwater Effluent Guidelines.* (See also Part I.B.3.b.) Not authorized by this permit: stormwater discharges subject to an existing effluent limitation guideline at 40 CFR Part 434.

VIII.H.3. Definitions. The following definitions are not intended to supersede the definitions of active and inactive mining facilities established by 40 CFR 122.26(b)(14)(iii).

VIII.H.3.a. *Mining operation* - Consists of the active and temporarily inactive phases, and the reclamation

phase, but excludes the exploration and construction phases.

- VIII.H.3.b. *Exploration phase* - Entails exploration and land disturbance activities to determine the financial viability of a site. The exploration phase is not considered part of "mining operations".
- VIII.H.3.c. *Construction phase* - Includes the building of site access roads and removal of overburden and waste rock to expose mineable coal. The construction phase is not considered part of "mining operations".
- VIII.H.3.d. *Active phase* - Activities including the extraction, removal or recovery of coal. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 434.11(b). The active phase is considered part of "mining operations".
- VIII.H.3.e. *Reclamation phase* - Activities undertaken, in compliance with applicable mined land reclamation requirements, following the cessation of the "active phase", intended to return the land to an appropriate post-mining land use. The reclamation phase is considered part of "mining operations".
- VIII.H.3.f. *Active coal mining facility* - A place where work or other activity related to the extraction, removal, or recovery of coal is being conducted. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 434.11(b).
- VIII.H.3.g. *Inactive coal mining facility* - A site or portion of a site where coal mining and/or milling occurred in the past but is not an active facility as defined above, and where the inactive portion is not covered by an active mining permit issued by the applicable State or Federal agency. An inactive coal mining facility has an identifiable owner / operator. Sites where mining claims are being maintained prior to disturbances associated with the extraction, beneficiation, or processing of mined materials and sites where minimal activities are undertaken for the sole purpose of maintaining a mining claim are not considered either active or inactive mining facilities and do not require an RIPDES industrial stormwater permit.
- VIII.H.3.h. *Temporarily inactive coal mining facility* - A site or portion of a site where coal mining and/or milling occurred in the past but currently are not being actively undertaken, and the facility is covered by an active mining permit issued by the applicable State or Federal agency.
- VIII.H.3.i. *Final Stabilization* - A site or portion of a site is "finally stabilized" when it has implemented all applicable Federal and State reclamation requirements.

#### VIII.H.4. Technology-Based Effluent Limits for Clearing, Grading, and Excavation Activities.

##### VIII.H.4.a. Management Practices for Clearing, Grading, and Excavation Activities.

- VIII.H.4.a.1. *Selecting and installing control measures.* For all areas affected by clearing, grading, and excavation activities, the permittee must select, design, install, and implement control measures that meet applicable Part II. effluent limits.
- VIII.H.4.a.2. *Good Housekeeping.* Litter, debris, and chemicals must be prevented from becoming a pollutant source in stormwater discharges.
- VIII.H.4.a.3. *Retention and Detention of Stormwater Runoff.* For drainage locations serving more than one acre, sediment basins and/or temporary sediment traps should be used. At a minimum, silt fences, vegetative buffer strips, or equivalent sediment controls are required for all down slope boundaries (and side slope boundaries as necessary based on individual site

conditions) of the development area unless a sediment basin providing storage for a calculated volume of runoff from a 2-year, 24-hour storm or 3,600 cubic feet of storage per acre drained is provided. The permittee is required to remove sediment from sediment traps or sedimentation ponds when design capacity has been reduced by 50 percent. Due to high sediment discharges from some Sector H facilities, permittees may need to implement a combination of structural BMP approaches to sufficiently decrease discharge of sediment from their facilities.

VIII.H.4.b. Inspection of Clearing, Grading, and Excavation Activities.

- VIII.H.4.b.1. *Inspection Frequency.* Inspections must be conducted either at least once every 7 calendar days, or at least once every 14 calendar days and within 24 hours of the end of a storm event of 0.5 inches or greater. Inspection frequency may be reduced to at least once every month if the entire site is temporarily stabilized (pursuant to Part VIII.H.4.c.2.), if runoff is unlikely due to winter (e.g., site is covered with snow or ice) or frozen conditions.
- VIII.H.4.b.2. *Location of Inspections.* Inspections must include all areas of the site disturbed by clearing, grading, and/or excavation activities and areas used for storage of materials that are exposed to precipitation. Sedimentation and erosion control measures must be observed to ensure proper operation. Discharge locations must be inspected to ascertain whether erosion control measures are effective in preventing significant impacts to waters of the United States, where accessible. Where discharge locations are inaccessible, nearby downstream locations must be inspected to the extent that such inspections are practicable. Locations where vehicles enter or exit the site must be inspected for evidence of significant off-site sediment tracking.
- VIII.H.4.b.3. *Inspection Reports.* For each inspection required above, the permittee must complete an inspection report. At a minimum, the inspection report must include the information required in Part IV.A.

VIII.H.4.c. Requirements for Cessation of Clearing, Grading, and Excavation Activities.

- VIII.H.4.c.1. *Inspections and Maintenance.* Inspections and maintenance of control measures, including BMPs, associated with clearing, grading, and/or excavation activities being conducted as part of the exploration and construction phase of a mining operation must continue until final stabilization has been achieved on all portions of the disturbed area.
- VIII.H.4.c.2. *Temporary Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where clearing, grading and/or excavation activities have temporarily ceased, but in no case more than 14 days after the clearing, grading and/or excavation activities in that portion of the site have temporarily ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has temporarily ceased, temporary vegetative stabilization measures must be initiated as soon as practicable. Until temporary vegetative stabilization is achieved, interim measures such as erosion control blankets with an appropriate seed base and tackifiers must be employed. In areas of the site, where exploration and/or construction has permanently ceased prior to active mining, temporary stabilization measures must be implemented to minimize mobilization of sediment or other pollutants until such time as the active mining phase commences.
- VIII.H.4.c.3. *Final Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where exploration and/or construction activities have permanently ceased, but in no case more than 14 days after the exploration and/or construction activity in

that portion of the site has permanently ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has permanently ceased, temporary vegetative stabilization measures must be initiated as soon as possible. Until final stabilization is achieved temporary stabilization measures, such as erosion control blankets with an appropriate seed base and tackifiers, must be used.

**VIII.H.5. Additional Technology-Based Effluent Limits.**

- VIII.H.5.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.) As part of the good housekeeping program, consider using sweepers and covered storage, watering haul roads to minimize dust generation, and conserving vegetation (where possible) to minimize erosion.
- VIII.H.5.b. *Preventive Maintenance.* (See also Part II.A.2.c.) Perform inspections or other equivalent measures of storage tanks and pressure lines of fuels, lubricants, hydraulic fluid, and slurry to prevent leaks due to deterioration or faulty connections.

**VIII.H.6. Additional SWMP Requirements.**

- VIII.H.6.a. *Other Applicable Regulations.* Most active coal mining-related areas (SIC Codes 1221-1241) are subject to sediment and erosion control regulations of the U.S. Office of Surface Mining (OSM) that enforces the Surface Mining Control and Reclamation Act (SMCRA). OSM has granted authority to most coal-producing states to implement SMCRA through State SMCRA regulations. All SMCRA requirements regarding control of stormwater-related pollutant discharges must be addressed and then documented with the SWMP (directly or by reference).
- VIII.H.6.b. *Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: haul and access roads; railroad spurs, sliding, and internal hauling lines; conveyor belts, chutes, and aerial tramways; equipment storage and maintenance yards; coal handling buildings and structures; and inactive mines and related areas; acidic spoil, refuse, or unreclaimed disturbed areas; and liquid storage tanks containing pollutants such as caustics, hydraulic fluids, and lubricants.
- VIII.H.6.c. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following sources and activities that have potential pollutants associated with them: truck traffic on haul roads and resulting generation of sediment subject to runoff and dust generation; fuel or other liquid storage; pressure lines containing slurry, hydraulic fluid, or other potential harmful liquids; and loading or temporary storage of acidic refuse or spoil.

**VIII.H.7. Additional Inspection Requirements.**

- VIII.H.7.a. *Inspections of Active Mining-Related Areas.* (See also Part IV.) Except for areas of the site subject to clearing, grading, and/or excavation activities conducted as part of the exploration and construction phase, which are subject to Part VIII.H.4.b.i., perform quarterly inspections of active mining areas covered by this permit, corresponding with the inspections as performed by SMCRA inspectors, of all mining-related areas required by SMCRA. Also maintain the records of the SMCRA authority representative. See Part VIII.H.8.a. for inspection requirements for inactive and unstaffed sites.
- VIII.H.7.b. *Sediment and Erosion Control.* (See also Part II.A.2.e.) As indicated in Part VIII.H.6.a., SMCRA requirements regarding sediment and erosion control measures must be complied with for those areas subject to SMCRA authority, including inspection requirements.
- VIII.H.7.c. *Routine Site Inspections.* (See also Part IV.A.) The inspection program must include inspections

for pollutants entering the drainage system from activities located on or near coal mining-related areas. Among the areas to be inspected are haul and access roads; railroad spurs, sliding, and internal hauling lines; conveyor belts, chutes, and aerial tramways; equipment storage and maintenance yards; coal handling buildings and structures; and inactive mines and related areas.

VIII.H.8. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.H-1 identifies benchmarks that apply to Sector H. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table 8.H-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector H1. Coal Mines and Related Areas (SIC 1221-1241)</b>	Total Aluminum	0.75 mg/L
	Total Suspended Solids (TSS)	100 mg/L

VIII.H.8.a. Inactive and Unstaffed Sites – Conditional Exemption from No Exposure Requirement for Routine Inspections, Quarterly Visual Assessments, and Benchmark Monitoring. As a Sector H facility, if the permittee is seeking to exercise a waiver from either the quarterly visual assessment or the benchmark monitoring requirements for inactive and unstaffed sites (including temporarily inactive sites), the permittee is conditionally exempt from the requirement to certify that “there are no industrial materials or activities exposed to stormwater” in Parts IV.B.3. and VI.B.1.f., respectively. Additionally, if the permittee is seeking to reduce the required quarterly routine inspection frequency, as is allowed under Part IV.A.3., the permittee is also conditionally exempt from the requirement to certify that “there are no industrial materials or activities exposed to stormwater.” These conditional exemptions are based on the following requirements:

- If circumstances change and the facility becomes active and/or staffed, this exception no longer applies and the permittee must immediately begin complying with the applicable benchmark monitoring requirements as if the permittee was in the first year of permit coverage, and the quarterly visual assessment requirements; and
- The Department retains the authority to revoke this exemption and/or the monitoring waiver where it is determined that the discharge causes, has a reasonable potential to cause or contribute to an instream excursion above an applicable water quality standard, including designated uses.

Subject to the two conditions above, if the facility is inactive and unstaffed, the permittee is waived from the requirement to conduct quarterly visual assessments and routine facility inspections and benchmark and impaired waters monitoring. The permittee must still conduct an annual site inspection in accordance with Part IV.A. The permittee is encouraged to inspect the site more frequently where the permittee has reason to believe that severe weather or natural disasters may have damaged control measures or increased discharges.

VIII.H.9. Termination of Permit Coverage.

VIII.H.9.a. *Termination of Permit Coverage for Sites Reclaimed After December 17, 1990.* A site or a portion of a site that has been released from applicable state or federal reclamation requirements after December 17, 1990, is no longer required to maintain coverage under this permit. If the site or portion of a site reclaimed after December 17, 1990, was not subject to reclamation requirements, the site or portion of the site is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed as defined in Part VIII.H.3.

VIII.H.9.b. *Termination of Permit Coverage for Sites Reclaimed Before December 17, 1990.* A site or portion of a site that was released from applicable state or federal reclamation requirements before

December 17, 1990, or that was otherwise reclaimed before December 17, 1990, is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed. A site or portion of a site is considered to have been reclaimed if: (1) stormwater runoff that comes into contact with raw materials, intermediate byproducts, finished products, and waste products does not have the potential to cause or contribute to violations of state water quality standards, (2) soil disturbing activities related to mining at the sites or portion of the site have been completed, (3) the site or portion of the site has been stabilized to minimize soil erosion, and (4) as appropriate depending on location, size, and the potential to contribute pollutants to stormwater discharges, the site or portion of the site has been revegetated, will be amenable to natural revegetation, or will be left in a condition consistent with the post-mining land use.

### **VIII.I. Subpart I – Sector I – Oil and Gas Extraction.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.I.1. Covered Stormwater Discharges. The requirements in Subpart I apply to stormwater discharges associated with industrial activity from Oil and Gas Extraction facilities as identified by the SIC Codes specified under Sector I in Table B-1 of Appendix B of the permit.

Discharges of stormwater runoff from field activities or operations associated with oil and gas exploration, production, processing, or treatment operations or transmission facilities are exempt from RIPDES permit coverage unless, in accordance with 40 CFR 122.26(c)(1)(iii), the facility:

- Has had a discharge of stormwater resulting in the discharge of a reportable quantity for which notification is or was required pursuant to 40 CFR 117.21 or 40 CFR 302.6 at anytime since November 16, 1987; or
- Has had a discharge of stormwater resulting in the discharge of a reportable quantity for which notification is or was required pursuant to 40 CFR 110.6 at any time since November 16, 1987; or
- Contributes to a violation of a water quality standard.

Any stormwater discharges that require permit coverage as a result of meeting one of the conditions of 122.26(c)(1)(iii) may be covered under this permit unless otherwise required to obtain coverage under an alternative RIPDES general permit or an individual RIPDES permit as specified in Part X.T.

### **VIII.I.2. Limitations on Coverage.**

VIII.I.2.a. *Stormwater Discharges Subject to Effluent Limitation Guidelines.* This permit does not authorize stormwater discharges from petroleum drilling operations that are subject to nationally established effluent limitation guidelines found at 40 CFR Part 435, respectively.

VIII.I.2.b. *Non-Stormwater Discharges.* Discharges of vehicle and equipment washwater, including tank cleaning operations, are not authorized by this permit. Alternatively, washwater discharges must be authorized under a separate RIPDES permit or be discharged to a sanitary sewer in accordance with applicable industrial pretreatment requirements.

### **VIII.I.3. Additional Technology-Based Effluent Limits.**

VIII.I.3.a. *Vegetative Controls.* Implement vegetative practices designed to preserve existing vegetation,

where attainable, and revegetate open areas as soon as practicable after grade drilling. Consider the following (or equivalent measures): temporary or permanent seeding, mulching, sod stabilization, vegetative buffer strips, and tree protection practices. Begin implementing appropriate vegetative practices on all disturbed areas within 14 days following the last activity in that area.

**VIII.I.4. Additional SWMP Requirements.**

VIII.I.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: Reportable Quantity (RQ) releases; locations used for the treatment, storage, or disposal of wastes; processing areas and storage areas; chemical mixing areas; construction and drilling areas; all areas subject to the effluent guidelines requirements for “No Discharge” in accordance with 40 CFR 435.32; and the structural controls to achieve compliance with the “No Discharge” requirements.

VIII.I.4.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Also document in the SWMP the following sources and activities that have potential pollutants associated with them: chemical, cement, mud, or gel mixing activities; drilling or mining activities; and equipment cleaning and rehabilitation activities. In addition, include information about the reportable quantity (RQ) release that triggered the permit application requirements: the nature of the release (e.g., spill of oil from a drum storage area), amount of oil or hazardous substance released, amount of substance recovered, date of the release, cause of the release (e.g., poor handling techniques and lack of containment in the area), areas affected by the release (i.e., land and water), procedure to clean up release, actions or procedures implemented to prevent or improve response to a release, and remaining potential contamination of stormwater from release (taking into account human health risks, the control of drinking water intakes, and the designated uses of the receiving water).

VIII.I.4.c. *Erosion and Sedimentation Control.* (See also Part II.A.2.e.) Unless covered by the current Construction General Permit (CGP), the additional documentation requirements for sediment and erosion controls for well drillings and sand/shale mining areas include the following:

VIII.I.4.c.1. *Site Description.* Also include a description in the SWMP of the nature of the exploration activity, estimates of the total area of site and area disturbed due to exploration activity, an estimate of runoff coefficient of the site, a site drainage map, including approximate slopes, and the names of all receiving waters.

VIII.I.4.c.2. *Vegetative Controls.* Document vegetative practices used consistent with Part VIII.I.3.a. in the SWMP.

VIII.I.5. Additional Inspection Requirements. All erosion and sedimentation control measures must be inspected every 7 days.

VIII.I.6. Sector-Specific Benchmarks. (See also Part VI. of the permit) Table VIII.I-1 identifies benchmarks that apply to the specific subsectors of Sector I. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.I-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector I1.</b> Oil and Gas Extraction and Refining (SIC 1311, 1321, and 1381-1389)	Oil & Grease (O&G)	15 mg/L

## **VIII.J. Subpart J – Sector J – Non- Metallic Mineral Dressing and Mining.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.J.1. Covered Stormwater Discharges. The requirements in Subpart J apply to stormwater discharges associated with industrial activity from Active and Inactive Non-Metallic Mineral Mining and Dressing facilities as identified by the SIC Codes specified under Sector J in Table B-1 of Appendix B of the permit.

VIII.J.1.a. *Covered Discharges from Inactive Facilities.* All stormwater discharges.

VIII.J.1.b. *Covered Discharges from Active and Temporarily Inactive Facilities.* All stormwater discharges, except for most stormwater discharges subject to the existing effluent limitation guideline at 40 CFR Part 436. Mine dewatering discharges composed entirely of stormwater or uncontaminated ground water seepage from: construction sand and gravel, industrial sand, and crushed stone mining facilities are covered by this permit.

VIII.J.1.c. *Covered Discharges from Exploration and Construction of Non-Metallic Mineral Mining Facilities.* All stormwater discharges.

VIII.J.1.d. *Covered Discharges from Sites Undergoing Reclamation.* All stormwater discharges.

VIII.J.2. Limitations on Coverage. Most stormwater discharges subject to an existing effluent limitation guideline at 40 CFR Part 436 are not authorized by this permit. The exceptions to this limitation, which are covered by this permit, are mine dewatering discharges composed entirely of stormwater or uncontaminated ground water seepage from construction sand and gravel, industrial sand, and crushed stone mining facilities.

VIII.J.3. Definitions. The following definitions are not intended to supersede the definitions of active and inactive mining facilities established by 40 CFR 122.26(b)(14)(iii).

VIII.J.3.a. *Mining operations* - Consists of the active and temporarily inactive phases, and the reclamation phase, but excludes the exploration and construction phases.

VIII.J.3.b. *Exploration phase* - Entails exploration and land disturbance activities to determine the financial viability of a site. The exploration phase is not considered part of "mining operations".

VIII.J.3.c. *Construction phase* - Includes the building of site access roads and removal of overburden and waste rock to expose mineable minerals. The construction phase is not considered part of "mining operations".

VIII.J.3.d. *Active phase* - Activities including the extraction, removal or recovery of minerals. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 440.132(a). The active phase is considered part of "mining operations".

VIII.J.3.e. *Reclamation phase* - Activities undertaken, in compliance with applicable mined land reclamation requirements, following the cessation of the "active phase", intended to return the land to an appropriate post-mining land use. The reclamation phase is considered part of "mining operations".

NOTE: The following definitions are not intended to supersede the definitions of active and inactive mining facilities established by 40 CFR 122.26(b)(14)(iii).

VIII.J.3.f. *Active Mineral Mining Facility* - A place where work or other activity related to the extraction, removal, or recovery of minerals is being conducted. For surface mines, this definition does not include any land where grading has returned the earth to a desired contour and reclamation has begun. This definition is derived from the definition of "active mining area" found at 40 CFR 440.132(a).

VIII.J.3.g. *Inactive Mineral Mining Facility* - A site or portion of a site where mineral mining and/or milling occurred in the past but is not an active facility as defined above, and where the inactive portion is not covered by an active mining permit issued by the applicable State or Federal agency. An inactive mineral mining facility has an identifiable owner / operator. Sites where mining claims are being maintained prior to disturbances associated with the extraction, beneficiation, or processing of mined materials, and sites where minimal activities are undertaken for the sole purpose of maintaining a mining claim are not considered either active or inactive mining facilities and do not require a RIPDES industrial stormwater permit.

VIII.J.3.h. *Temporarily Inactive Mineral Mining Facility* - A site or portion of a site where metal mining and/or milling occurred in the past but currently are not being actively undertaken, and the facility is covered by an active mining permit issued by RIPDES.

VIII.J.3.i. *Final Stabilization* - a site or portion of a site is "finally stabilized" when it has implemented all applicable Federal and State reclamation requirements.

VIII.J.3.j. *Uncontaminated* - Free from the presence of pollutants attributable to industrial activity.

VIII.J.4. Technology-Based Effluent Limits for Clearing, Grading, and Excavation Activities. Clearing, grading, and excavation activities being conducted as part of the exploration and construction phase of mining activities are covered under this permit.

VIII.J.4.a. Management Practices for Clearing, Grading, and Excavation Activities.

VIII.J.4.a.1. *Selecting and installing control measures.* For all areas affected by clearing, grading, and excavation activities, the permittee must select, design, install, and implement control measures that meet applicable Part II. effluent limits.

VIII.J.4.a.2. *Good Housekeeping.* (See also Part II.A.2.b.) Litter, debris, and chemicals must be prevented from becoming a pollutant source in stormwater discharges.

VIII.J.4.a.3. *Retention and Detention of Stormwater Runoff.* For drainage locations serving more than one acre, sediment basins and/or temporary sediment traps should be used. At a minimum, silt fences, vegetative buffer strips, or equivalent sediment controls are required for all down slope boundaries (and for those side slope boundaries deemed appropriate as dictated by individual site conditions) of the development area unless a sediment basin providing storage for a calculated volume of runoff from a 2-year, 24-hour storm or 3,600 cubic feet of storage per acre drained is provided.

VIII.J.4.b. Inspection of Clearing, Grading, and Excavation Activities. (See also Part IV.)

VIII.J.4.b.1. *Inspection Frequency.* Inspections must be conducted either at least once every 7 calendar days or at least once every 14 calendar days and within 24 hours of the end of a storm event of 0.5 inches or greater. Inspection frequency may be reduced to at least once every month if the entire site is temporarily stabilized (pursuant to Part VIII.J.4.c.ii.), if runoff is unlikely due to winter conditions (e.g., site is covered with snow, ice, or the ground is frozen), or construction is occurring during seasonal arid periods in arid areas and semi-arid areas.

VIII.J.4.b.2. *Location of Inspections.* Inspections must include all areas of the site disturbed by clearing, grading, and/or excavation activities and areas used for storage of materials that are exposed to precipitation. Sedimentation and erosion control measures implemented must be observed to ensure proper operation. Discharge locations must be inspected to ascertain whether erosion control measures are effective in preventing significant impacts to waters of the United States, where accessible. Where discharge locations are inaccessible, nearby downstream locations must be inspected to the extent that such inspections are practicable. Locations where vehicles enter or exit the site must be inspected for evidence of significant off-site sediment tracking.

VIII.J.4.b.3. *Inspection Reports.* (See also Part IV.A.) For each inspection required above, the permittee must complete an inspection report. At a minimum, the inspection report must include the information required in Part IV.A.

VIII.J.4.c. Requirements for Cessation of Clearing, Grading, and Excavation Activities.

VIII.J.4.c.1. *Inspections and Maintenance.* Inspections and maintenance of control measures, including any BMPs, associated with clearing, grading, and/or excavation activities being conducted as part of the exploration and construction phase of a mining operation must continue until final stabilization has been achieved on all portions of the disturbed area or until the commencement of the active mining phase for those areas that have been temporarily stabilized as a precursor to mining.

VIII.J.4.c.2. *Temporary Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where clearing, grading and/or excavation activities have temporarily ceased, but in no case more than 14 days after the clearing, grading and/or excavation activities in that portion of the site have temporarily ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has temporarily ceased, temporary vegetative stabilization measures must be initiated as soon as practicable. Until temporary vegetative stabilization is achieved, interim measures such as erosion control blankets with an appropriate seed base and tackifiers must be employed. In areas of the site, where exploration and/or construction has permanently ceased prior to active mining, temporary stabilization measures must be implemented to minimize mobilization of sediment or other pollutants until such time as the active mining phase commences.

VIII.J.4.c.3. *Final Stabilization of Disturbed Areas.* Stabilization measures should be initiated immediately in portions of the site where mining, exploration, and/or construction activities have permanently ceased, but in no case more than 14 days after the exploration and/or construction activity in that portion of the site has permanently ceased. In arid, semiarid, and drought-stricken areas, or in areas subject to snow or freezing conditions, where initiating perennial vegetative stabilization measures is not possible within 14 days after mining, exploration, and/or construction activity has permanently ceased, final vegetative stabilization measures must be initiated as soon as possible. Until final stabilization is achieved temporary stabilization measures, such as erosion control blankets with an appropriate seed base and tackifiers must be used.

VIII.J.5. Additional Technology-Based Effluent Limits.

VIII.J.5.a. *Employee Training.* Conduct employee training at least annually at active and temporarily inactive sites. (See also Part II.A.2.i.).

VIII.J.5.b. *Stormwater Controls.* Apart from the control measures the permittee implements to meet the Part II. effluent limits, where necessary to minimize pollutant discharges, implement the following

control measures at the site. The potential pollutants identified in Part VIII.J.5.c. shall determine the priority and appropriateness of the control measures selected.

- VIII.J.5.b.1. *Stormwater Diversions*: Consider diverting stormwater away from potential pollutant sources. Following are some control measure options: interceptor or diversion controls (e.g., dikes, swales, curbs, or berms); pipe slope drains; subsurface drains; conveyance systems (e.g., channels or gutters, open-top box culverts, and waterbars; rolling dips and road sloping; roadway surface water deflector and culverts); or their equivalents.
- VIII.J.5.b.2. *Capping*: When capping is necessary to minimize pollutant discharges in stormwater, identify the source being capped and the material used to construct the cap.
- VIII.J.5.b.3. *Treatment*: If treatment of stormwater (e.g., chemical or physical systems, oil and water separators, artificial wetlands) is necessary to protect water quality, describe the type and location of treatment used. Passive and/or active treatment of stormwater runoff is encouraged. Treated runoff may be discharged as a stormwater source regulated under this permit provided the discharge is not combined with discharges subject to effluent limitation guidelines for the Mineral Mining and Processing Point Source Category (40 CFR Part 436).
- VIII.J.5.c. *Certification of Discharge Testing*: (See also Part V.F.4.f.) Test or evaluate all outfalls covered under this permit for the presence of specific mining-related non-stormwater discharges such as discharges subject to effluent limitations guidelines (e.g., 40 CFR Part 436). Alternatively (if applicable), the permittee may keep a certification with the SWMP.

VIII.J.6. Additional SWMP Requirements. The requirements in Part VIII.J.6. are applicable for sites undergoing exploration and construction, active mineral mining facilities, temporarily inactive mineral mining facilities, and sites undergoing reclamation. The requirements in Part VIII.J.6. are not applicable to inactive mineral mining facilities.

- VIII.J.6.a. *Nature of Industrial Activities*. (See also Part V.F.2.a.) Document in the SWMP the mining and associated activities that can potentially affect the stormwater discharges covered by this permit, including a general description of the location of the site relative to major transportation routes and communities.
- VIII.J.6.b. *Site Map*. (See also Part V.F.2.c.) Document in the SWMP the locations of the following (as appropriate): mining or milling site boundaries; access and haul roads; outline of the drainage areas of each stormwater outfall within the facility with indications of the types of discharges from the drainage areas; location(s) of all permitted discharges covered under an individual RIPDES permit, outdoor equipment storage, fueling, and maintenance areas; materials handling areas; outdoor manufacturing, outdoor storage, and material disposal areas; outdoor chemicals and explosives storage areas; overburden, materials, soils, or waste storage areas; location of mine drainage dewatering or other process water; heap leach pads; off-site points of discharge for mine dewatering and process water; surface waters; boundary of tributary areas that are subject to effluent limitations guidelines; and location(s) of reclaimed areas.
- VIII.J.6.c. *Potential Pollutant Sources*. (See also Part V.F.4.) For each area of the mine or mill site where stormwater discharges associated with industrial activities occur, document in the SWMP the types of pollutants (e.g., heavy metals, sediment) likely to be present in significant amounts. For example, phosphate mining facilities will likely need to document pollutants such as selenium, which can be present in significant amounts in their discharges. Consider these factors: the mineralogy of the waste rock (e.g., acid forming); toxicity and quantity of chemicals used, produced, or discharged; the likelihood of contact with stormwater; vegetation of site (if any); and history of significant leaks or spills of toxic or hazardous pollutants. Also include a summary of any existing waste rock or overburden characterization data and test results for potential

generation of acid rock drainage.

VIII.J.6.d. *Stormwater Controls.* To the extent that the permittee uses any of the control measures in Part VIII.J.5.b., document them in the SWMP pursuant to Part V.F.5. If control measures are implemented or planned but are not listed here (e.g., substituting a less toxic chemical for a more toxic one), include descriptions of them in the SWMP.

VIII.J.6.e. *Employee Training.* All employee training(s) conducted in accordance with Part VIII.J.5.a. must be documented with the SWMP.

VIII.J.6.f. *Certification of Permit Coverage for Commingled Non-Stormwater Discharges.* If the permittee determines that the permittee is able to certify, consistent with Part VIII.J.5.c., that a particular discharge composed of commingled stormwater and non-stormwater is covered under a separate RIPDES permit, and that permit subjects the non-stormwater portion to effluent limitations prior to any commingling, the permittee must retain such certification with the SWMP. This certification must identify the non-stormwater discharges, the applicable RIPDES permit(s), the effluent limitations placed on the non-stormwater discharge by the permit(s), and the points at which the limitations are applied.

VIII.J.7. Additional Inspection Requirements. Except for areas of the site subject to clearing, grading, and/or excavation activities conducted as part of the exploration and construction phase, which are subject to Part VIII.J.4.b.i., the permittee must inspect sites at least quarterly unless adverse weather conditions make the site inaccessible. Sites which discharge to waters which are designated as outstanding waters or waters which are impaired for sediment or nitrogen must be inspected monthly. See Part VIII.J.8.a. for inspection requirements for inactive and unstaffed sites. (See also Part IV.A. and VIII.J.4.b.)

VIII.J.8. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.J-1 identifies benchmarks that apply to the specific subsectors of Sector J. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.J-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector J1.</b> Sand and Gravel Mining (SIC 1442, 1446)	Nitrate plus Nitrite Nitrogen	0.68 mg/L
	Total Suspended Solids (TSS)	100 mg/L
<b>Subsector J2.</b> Dimension and Crushed Stone and Nonmetallic Minerals (except fuels) (SIC 1411, 1422-1429, 1481, 1499)	Total Suspended Solids (TSS)	100 mg/L

VIII.J.8.a. Inactive and Unstaffed Sites – Conditional Exemption from No Exposure Requirement for Routine Inspections, Quarterly Visual Assessments, and Benchmark Monitoring. As a Sector J facility, if the permittee is seeking to exercise a waiver from either the routine inspection, quarterly visual assessment or the benchmark monitoring requirements for inactive and unstaffed sites (including temporarily inactive sites), the permittee is conditionally exempt from the requirement to certify that “there are no industrial materials or activities exposed to stormwater” in Parts IV.B.3. and VI.B.1.f., respectively. This exemption is conditioned on the following:

- If circumstances change and the facility becomes active and/or staffed, this exception no longer applies and the permittee must immediately begin complying with the applicable benchmark monitoring requirements as if the permittee was in the first year of permit coverage, and the quarterly visual assessment requirements; and
- The Department retains the authority to revoke this exemption and/or the monitoring waiver where it is determined that the discharge causes, has a reasonable potential to cause, or

contributes to an instream excursion above an applicable water quality standard, including designated uses.

Subject to the two conditions above, if the facility is inactive and unstaffed, the permittee is waived from the requirement to conduct quarterly visual assessments and routine facility inspections and benchmark and impaired waters monitoring. The permittee must still conduct an annual site inspection in accordance with Part IV.A. The permittee is encouraged to inspect the site more frequently where the permittee has reason to believe that severe weather or natural disasters may have damaged control measures or increased discharges.

VIII.J.9. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit) Table VIII.J-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

Table VIII.J-2		
Industrial Activity	Parameter	Effluent Limit <sup>1</sup>
Mine dewatering discharges at crushed stone mining facilities (SIC 1422 - 1429)	pH	6.0 - 9.0 s.u.
Mine dewatering discharges at construction sand and gravel mining facilities (SIC 1442)	pH	6.0 - 9.0 s.u.
Mine dewatering discharges at industrial sand mining facilities (SIC 1446)	Total Suspended Solids (TSS)	25 mg/L, monthly avg.
		45 mg/L, daily maximum
	pH	6.0 - 9.0 s.u.

1 Monitor Annually

VIII.J.10. Termination of Permit Coverage.

VIII.J.10.a. *Termination of Permit Coverage for Sites Reclaimed After December 17, 1990.* A site or a portion of a site that has been released from applicable state or federal reclamation requirements after December 17, 1990, is no longer required to maintain coverage under this permit. If the site or portion of a site reclaimed after December 17, 1990, was not subject to reclamation requirements, the site or portion of the site is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed as defined in Part VIII.J.3.

VIII.J.10.b. *Termination of Permit Coverage for Sites Reclaimed Before December 17, 1990.* A site or portion of a site that was released from applicable state or federal reclamation requirements before December 17, 1990, or that was otherwise reclaimed before December 17, 1990, is no longer required to maintain coverage under this permit if the site or portion of the site has been reclaimed. A site or portion of a site is considered to have been reclaimed if: (1) stormwater runoff that comes into contact with raw materials, intermediate byproducts, finished products, and waste products does not have the potential to cause or contribute to violations of state water quality standards, (2) soil disturbing activities related to mining at the sites or portion of the site have been completed, (3) the site or portion of the site has been stabilized to minimize soil erosion, and (4) as appropriate depending on location, size, and the potential to contribute pollutants to stormwater discharges, the site or portion of the site has been revegetated, will be amenable to natural revegetation, or will be left in a condition consistent with the post-mining land use.

## **VIII.K. Subpart K – Sector K – Hazardous Waste Treatment, Storage, or Disposal Facilities.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.K.1. Covered Stormwater Discharges. The requirements in Subpart K apply to stormwater discharges associated with industrial activity from Hazardous Waste Treatment, Storage, or Disposal facilities (TSDFs) as identified by the Activity Code specified under Sector K in Table B-1 of Appendix B of the permit.

VIII.K.2. Industrial Activities Covered by Sector K. This permit authorizes stormwater discharges associated with industrial activity from facilities that treat, store, or dispose of hazardous wastes, including those that are operating under interim status or a permit under subtitle C of RCRA.

Disposal facilities that have been properly closed and capped, and have no significant materials exposed to stormwater, are considered inactive and do not require permits.

### **VIII.K.3. Limitations on Coverage.**

VIII.K.3.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) The following are not authorized by this permit: leachate, gas collection condensate, drained free liquids, contaminated ground water, laboratory-derived wastewater, and contact washwater from washing truck and railcar exteriors and surface areas that have come in direct contact with solid waste at the landfill facility.

### **VIII.K.4. Definitions.**

VIII.K.4.a. *Contaminated stormwater* - stormwater that comes into direct contact with landfill wastes, the waste handling and treatment areas, or landfill wastewater as defined in Part VIII.K.4.d. Some specific areas of a landfill that may produce contaminated stormwater include (but are not limited to) the open face of an active landfill with exposed waste (no cover added); the areas around wastewater treatment operations; trucks, equipment, or machinery that has been in direct contact with the waste; and waste dumping areas.

VIII.K.4.b. *Drained free liquids* - aqueous wastes drained from waste containers (e.g., drums) prior to landfilling.

VIII.K.4.c. *Landfill* - an area of land or an excavation in which wastes are placed for permanent disposal, but that is not a land application or land treatment unit, surface impoundment, underground injection well, waste pile, salt dome formation, salt bed formation, underground mine, or cave as these terms are defined in 40 CFR 257.2, 258.2, and 260.10.

VIII.K.4.d. *Landfill wastewater* - as defined in 40 CFR Part 445 (Landfills Point Source Category), all wastewater associated with, or produced by, landfilling activities except for sanitary wastewater, non-contaminated stormwater, contaminated groundwater, and wastewater from recovery pumping wells. Landfill wastewater includes, but is not limited to, leachate, gas collection condensate, drained free liquids, laboratory derived wastewater, contaminated stormwater, and contact washwater from washing truck, equipment, and railcar exteriors and surface areas that have come in direct contact with solid waste at the landfill facility.

VIII.K.4.e. *Leachate* - liquid that has passed through or emerged from solid waste and contains soluble, suspended, or miscible materials removed from such waste.

VIII.K.4.f. *Non-contaminated stormwater* - stormwater that does not come into direct contact with landfill wastes, the waste handling and treatment areas, or landfill wastewater as defined in Part VIII.K.4.d. Non-contaminated stormwater includes stormwater that flows off the cap, cover,

intermediate cover, daily cover, and/or final cover of the landfill.

VIII.K.5. **Sector-Specific Benchmarks.** (See also Part VI. of the permit). Table VIII.K-1. identifies benchmarks that apply to the specific subsectors of Sector K. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.K-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector K1. ALL - Industrial Activity Code "HZ" (Note: permit coverage limited in some States). Benchmarks only applicable to discharges not subject to effluent limitations in 40 CFR Part 445 Subpart A (see below).</b>	Ammonia	2.14 mg/L
	Chemical Oxygen Demand (COD)	120 mg/L
	Total Arsenic (fresh water discharges)	0.15 mg/ L
	Total Arsenic (salt water discharges)	0.069 mg/L
	Total Cadmium <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Cadmium (salt water discharges)	0.040 mg/L
	Total Cyanide (fresh water discharges)	0.022 mg/ L
	Total Cyanide <sup>2</sup> (salt water discharges)	0.005 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Mercury (fresh water discharges)	0.0014 mg/ L
	Total Mercury (salt water discharges)	0.0018 mg/L
	Total Selenium (fresh water discharges)	0.020 mg/L
	Total Selenium (salt water discharges)	0.29 mg/L
	Total Silver <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Silver (salt water discharges)	0.0019 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below.

<sup>2</sup> The minimum detection limit for this parameter is greater than the EPA benchmark value. Therefore, sampling results at which an exceedance determination will be based is the Minimum Detection Limit, listed in this Table. These values may be reduced by permit modification as more sensitive methods are approved by EPA and the State.

<b>Water Hardness Range</b>	<b>Cadmium (mg/L)</b>	<b>Lead (mg/L)</b>	<b>Silver (mg/L)</b>
0-25 mg/L	0.0005	0.014	0.0007
25-50 mg/L	0.0008	0.023	0.0007
50-75 mg/L	0.0013	0.045	0.0017
75-100 mg/L	0.0018	0.069	0.0030
100-125 mg/L	0.0023	0.095	0.0046

125-150 mg/L	0.0029	0.122	0.0065
150-175 mg/L	0.0034	0.151	0.0087
175-200 mg/L	0.0039	0.182	0.0112
200-225 mg/L	0.0045	0.213	0.0138
225-250 mg/L	0.0050	0.246	0.0168
250+ mg/L	0.0053	0.262	0.183

VIII.K.6. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit). Table VIII.K-2. identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

**Table VIII.K-2.<sup>1</sup>**

Industrial Activity	Parameter	Effluent Limit
Discharges from hazardous waste landfills subject to effluent limitations in 40 CFR Part 445 Subpart A (see footnote).	Biochemical Oxygen Demand (BOD5)	220 mg/L, daily maximum
		56 mg/L, monthly avg. maximum
	Total Suspended Solids (TSS)	88 mg/L, daily maximum
		27 mg/L, monthly avg. maximum
	Ammonia	10 mg/L, daily maximum
		4.9 mg/L, monthly avg. maximum
	Alpha Terpineol	0.042 mg/L, daily maximum
		0.019 mg/L, monthly avg. maximum
	Aniline	0.024 mg/L, daily maximum
		0.015 mg/L, monthly avg. maximum
	Benzoic Acid	0.119 mg/L, daily maximum
		0.073 mg/L, monthly avg. maximum
	Naphthalene	0.059 mg/L, daily maximum
		0.022 mg/L, monthly avg. maximum
	p-Cresol	0.024 mg/L, daily maximum
		0.015 mg/L, monthly avg. maximum
	Phenol	0.048 mg/L, daily maximum
		0.029 mg/L, monthly avg. maximum
	Pyridine	0.072 mg/L, daily maximum
		0.025 mg/L, monthly avg. maximum
	Total Arsenic	1.1 mg/L, daily maximum
		0.54 mg/L, monthly avg. maximum
	Total Chromium	1.1 mg/L, daily maximum
		0.46 mg/L, monthly avg. maximum
	Total Zinc	0.535 mg/L, daily maximum
		0.296 mg/L, monthly avg. maximum
	pH	Within the range of 6-9 standard pH units (s.u.)

<sup>1</sup> Monitor annually. As set forth at 40 CFR Part 445 Subpart A, these numeric limitations apply to contaminated stormwater discharges from hazardous waste landfills subject to the provisions of RCRA Subtitle C at 40 CFR Parts 264 (Subpart N) and 265 (Subpart N) except for any of the following facilities:

- (a) landfills operated in conjunction with other industrial or commercial operations when the landfill receives only wastes generated by the industrial or commercial operation directly associated with the landfill;
- (b) landfills operated in conjunction with other industrial or commercial operations when the landfill receives wastes generated by the industrial or commercial operation directly associated with the landfill and also receives other wastes, provided that the other wastes received for disposal are generated by a facility that is subject to the same provisions in 40 CFR Subchapter N as the industrial or

commercial operation or that the other wastes received are of similar nature to the wastes generated by the industrial or commercial operation;

(c) landfills operated in conjunction with Centralized Waste Treatment (CWT) facilities subject to 40 CFR Part 437, so long as the CWT facility commingles the landfill wastewater with other non-landfill wastewater for discharge. A landfill directly associated with a CWT facility is subject to this part if the CWT facility discharges landfill wastewater separately from other CWT wastewater or commingles the wastewater from its landfill only with wastewater from other landfills; or

(d) landfills operated in conjunction with other industrial or commercial operations when the landfill receives wastes from public service activities, so long as the company owning the landfill does not receive a fee or other remuneration for the disposal service.

## **VIII.L. Subpart L – Sector L – Landfills, Land Application Sites, and Open Dumps.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.L.1. Covered Stormwater Discharges. The requirements in Subpart L apply to stormwater discharges associated with industrial activity from Landfills and Land Application Sites and Open Dumps as identified by the Activity Code specified under Sector L in Table B-1 of Appendix B of the permit.

VIII.L.2. Industrial Activities Covered by Sector L. This permit may authorize stormwater discharges for Sector L facilities associated with waste disposal at landfills, land application sites, and open dumps that receive or have received industrial waste, including sites subject to regulation under Subtitle D of RCRA. This permit does not cover discharges from landfills that receive only municipal wastes.

### **VIII.L.3. Limitations on Coverage.**

VIII.L.3.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) The following discharges are not authorized by this permit: leachate, gas collection condensate, drained free liquids, contaminated ground water, laboratory wastewater, and contact washwater from washing truck and railcar exteriors and surface areas that have come in direct contact with solid waste at the landfill facility.

### **VIII.L.4. Definitions.**

VIII.L.4.a. *Contaminated stormwater* - stormwater that comes into direct contact with landfill wastes, the waste handling and treatment areas, or landfill wastewater. Some areas of a landfill that may produce contaminated stormwater include (but are not limited to) the open face of an active landfill with exposed waste (no cover added); the areas around wastewater treatment operations; trucks, equipment, or machinery that has been in direct contact with the waste; and waste dumping areas.

VIII.L.4.b. *Drained free liquids* - aqueous wastes drained from waste containers (e.g., drums) prior to landfilling.

VIII.L.4.c. *Landfill wastewater* - as defined in 40 CFR Part 445 (Landfills Point Source Category) all wastewater associated with, or produced by, landfilling activities except for sanitary wastewater, non-contaminated stormwater, contaminated groundwater, and wastewater from recovery pumping wells. Landfill process wastewater includes, but is not limited to, leachate; gas collection condensate; drained free liquids; laboratory-derived wastewater; contaminated stormwater; and contact washwater from washing truck, equipment, and railcar exteriors and surface areas that have come in direct contact with solid waste at the landfill facility.

VIII.L.4.d. *Leachate* - liquid that has passed through or emerged from solid waste and contains soluble,

suspended, or miscible materials removed from such waste.

VIII.L.4.e. *Non-contaminated stormwater* - stormwater that does not come into direct contact with landfill wastes, the waste handling and treatment areas, or landfill wastewater. Non-contaminated stormwater includes stormwater that flows off the cap, cover, intermediate cover, daily cover, and/or final cover of the landfill.

**VIII.L.5. Additional Technology-Based Effluent Limits.**

VIII.L.5.a. *Preventive Maintenance Program.* (See also Part II.A.2.c.) As part of the preventive maintenance program, maintain the following: all elements of leachate collection and treatment systems, to prevent commingling of leachate with stormwater; the integrity and effectiveness of any intermediate or final cover (including repairing the cover as necessary), to minimize the effects of settlement, sinking, and erosion.

VIII.L.5.b. *Erosion and Sedimentation Control.* (See also Part II.A.2.e.) Provide temporary stabilization (e.g., temporary seeding, mulching, and placing geotextiles on the inactive portions of stockpiles) for the following: materials stockpiled for daily, intermediate, and final cover; inactive areas of the landfill or open dump; landfills or open dump areas that have gotten final covers but where vegetation has yet to establish itself; and land application sites where waste application has been completed but final vegetation has not yet been established.

VIII.L.5.c. *Unauthorized Discharge Test Certification.* (See also Part V.F.4.f.) The discharge test and certification must also be conducted for the presence of leachate and vehicle washwater.

**VIII.L.6. Additional SWMP Requirements.**

VIII.L.6.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: active and closed landfill cells or trenches, active and closed land application areas, locations where open dumping is occurring or has occurred, locations of any known leachate springs or other areas where uncontrolled leachate may commingle with runoff, and leachate collection and handling systems.

VIII.L.6.b. *Summary of Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following sources and activities that have potential pollutants associated with them: fertilizer, herbicide, and pesticide application; earth and soil moving; waste hauling and loading or unloading; outdoor storage of significant materials, including daily, interim, and final cover material stockpiles as well as temporary waste storage areas; exposure of active and inactive landfill and land application areas; uncontrolled leachate flows; and failure or leaks from leachate collection and treatment systems.

**VIII.L.7. Additional Inspection Requirements. (See also Part IV.)**

VIII.L.7.a. *Inspections of Active Sites.* Except in arid and semi-arid climates, inspect operating landfills, open dumps, and land application sites at least once every 7 days. Focus on areas of landfills that have not yet been finally stabilized; active land application areas, areas used for storage of material and wastes that are exposed to precipitation, stabilization, and structural control measures; leachate collection and treatment systems; and locations where equipment and waste trucks enter and exit the site. Ensure that sediment and erosion control measures are operating properly. For stabilized sites and areas where land application has been completed, or where the climate is arid or semi-arid, conduct inspections at least once every month.

VIII.L.7.b. *Inspections of Inactive Sites.* Inspect inactive landfills, open dumps, and land application sites at least quarterly. Qualified personnel must inspect landfill (or open dump) stabilization and structural erosion control measures, leachate collection and treatment systems, and all closed

land application areas.

**VIII.L.8. Additional Post-Authorization Documentation Requirements.**

VIII.L.8.a. *Recordkeeping and Internal Reporting.* Keep records with the SWMP of the types of wastes disposed of in each cell or trench of a landfill or open dump. For land application sites, track the types and quantities of wastes applied in specific areas.

VIII.L.9. **Sector-Specific Benchmarks.** Table VIII.L-1 identifies benchmarks that apply to the specific subsectors of Sector L. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.L-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration <sup>1</sup>
<b>Subsector L1.</b> All Landfill, Land Application Sites and Open Dumps (Industrial Activity Code "LF")	Total Suspended Solids (TSS)	100 mg/L

<sup>1</sup>Benchmark monitoring required only for discharges not subject to effluent limitations in 40 CFR Part 445 Subpart B (see Table VIII.L-2 above).

VIII.L.10. **Effluent Limitations Based on Effluent Limitations Guidelines.** (See also Part VI.B.2.a. of the permit.) Table VIII.L-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

**Table VIII.L-2.<sup>1</sup>**

Industrial Activity	Parameter	Effluent Limit
Discharges from non-hazardous waste landfills subject to effluent limitations in 40 CFR Part 445 Subpart B.	Biochemical Oxygen Demand (BOD <sub>5</sub> )	140 mg/L, daily maximum
		37 mg/L, monthly avg. maximum
	Total Suspended Solids (TSS)	88 mg/L, daily maximum
		27 mg/L, monthly avg. maximum
	Ammonia	10 mg/L, daily maximum
		4.9 mg/L, monthly avg. maximum
	Alpha Terpineol	0.033 mg/L, daily maximum
		0.016 mg/L, monthly avg. maximum
	Benzoic Acid	0.12 mg/L, daily maximum
		0.071 mg/L, monthly avg. maximum
	p-Cresol	0.025 mg/L, daily maximum
		0.014 mg/L, monthly avg. maximum
	Phenol	0.026 mg/L, daily maximum
		0.015 mg/L, monthly avg. maximum
	Total Zinc	0.20 mg/L, daily maximum
		0.11 mg/L, monthly avg. maximum
	pH	Within the range of 6-9 standard pH units (s.u.)

<sup>1</sup> Monitor annually. As set forth at 40 CFR Part 445 Subpart B, these numeric limitations apply to contaminated stormwater discharges from MSWLFs that have not been closed in accordance with 40 CFR 258.60, and to contaminated stormwater discharges from those landfills that are subject to the provisions of 40 CFR Part 257 except for discharges from any of the following facilities:

(a) landfills operated in conjunction with other industrial or commercial operations, when the landfill receives only wastes generated by the industrial or commercial operation directly associated with the landfill;

(b) landfills operated in conjunction with other industrial or commercial operations, when the landfill receives wastes generated by the industrial or commercial operation directly associated with the landfill and also receives other wastes, provided that the other wastes received for disposal are generated by a facility that is subject to the same provisions in 40 CFR Subchapter N as the industrial or

commercial operation, or that the other wastes received are of similar nature to the wastes generated by the industrial or commercial operation;

(c) landfills operated in conjunction with CWT facilities subject to 40 CFR Part 437, so long as the CWT facility commingles the landfill wastewater with other non-landfill wastewater for discharge. A landfill directly associated with a CWT facility is subject to this part if the CWT facility discharges landfill wastewater separately from other CWT wastewater or commingles the wastewater from its landfill only with wastewater from other landfills; or

(d) landfills operated in conjunction with other industrial or commercial operations when the landfill receives wastes from public service activities, so long as the company owning the landfill does not receive a fee or other remuneration for the disposal service.

### **VIII.M. Subpart M – Sector M - Automobile Salvage Yards.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.M.1. Covered Stormwater Discharges. The requirements in Subpart M apply to stormwater discharges associated with industrial activity from Automobile Salvage Yards as identified by the SIC Code specified under Sector M in Table B-1 of Appendix B of this permit.

VIII.M.2. Additional Technology-Based Effluent Limits.

VIII.M.2.a. *Spill and Leak Prevention Procedures.* (See also Part II.A.2.d.) Drain vehicles intended to be dismantled of all fluids upon arrival at the site (or as soon thereafter as feasible), or employ some other equivalent means to prevent spills and leaks.

VIII.M.2.b. *Employee Training.* (See also Part II.A.2.i.) If applicable to the facility, address the following areas (at a minimum) in the employee training program: proper handling (collection, storage, and disposal) of oil, used mineral spirits, anti-freeze, mercury switches, and solvents.

VIII.M.2.c. *Management of Runoff.* (See also Part II.A.2.f.) Consider the following management practices: berms or drainage ditches on the property line (to help prevent run-on from neighboring properties); berms for uncovered outdoor storage of oily parts, engine blocks, and above-ground liquid storage; installation of detention ponds; and installation of filtering devices and oil and water separators.

VIII.M.3. Additional SWMP Requirements.

VIII.M.3.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Identify locations used for dismantling, storage, and maintenance of used motor vehicle parts. Also identify where any of the following may be exposed to precipitation or surface runoff: dismantling areas, parts (e.g., engine blocks, tires, hub caps, batteries, hoods, mufflers) storage areas, and liquid storage tanks and drums for fuel and other fluids.

VIII.M.3.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Assess the potential for the following to contribute pollutants to stormwater discharges: vehicle storage areas, dismantling areas, parts storage areas (e.g., engine blocks, tires, hub caps, batteries, hoods, mufflers), and fueling stations.

VIII.M.4. Additional Inspection Requirements. (See also Part IV.A.) Immediately (or as soon thereafter as feasible) inspect vehicles arriving at the site for leaks. Inspect quarterly for signs of leakage all equipment containing oily parts, hydraulic fluids, any other types of fluids, or mercury switches. Also, inspect quarterly for signs of leakage all vessels and areas where hazardous materials and general automotive fluids are stored, including, but not limited to, mercury switches, brake fluid, transmission fluid, radiator water, and antifreeze.

VIII.M.5. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.M-1. identifies benchmarks that apply to Sector M. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

<b>Table VIII.M-1.</b>		
<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector M1. Automobile Salvage Yards (SIC 5015)</b>	Total Suspended Solids (TSS)	100 mg/L
	Oil & Grease (O&G)	15 mg/L
	Total Aluminum	0.75 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L

<sup>1</sup>The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

<b>Water Hardness Range</b>	<b>Lead (mg/L)</b>
0-25 mg/L	0.014
25-50 mg/L	0.023
50-75 mg/L	0.045
75-100 mg/L	0.069
100-125 mg/L	0.095
125-150 mg/L	0.122
150-175 mg/L	0.151
175-200 mg/L	0.182
200-225 mg/L	0.213
225-250 mg/L	0.246
250+ mg/L	0.262

VIII.M.6. Sector-Specific Indicator Monitoring. (See also Part VI.B.4 of the permit.) Table VIII.M-2 identifies indicator monitoring parameters that apply to certain subsectors within Sector M. These indicator monitoring parameters apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

<b>Table VIII.M-2.</b>		
<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Indicator Monitoring Reporting Unit</b>
<b>Subsector M1. Automobile Salvage Yards (SIC 5015)</b>	Total Copper	mg/L

## **VIII.N. Subpart N – Sector N – Scrap Recycling and Waste Recycling Facilities.**

The permittee must comply with Part VIII sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.N.1. Covered Stormwater Discharges. The requirements in Subpart N apply to stormwater discharges associated with industrial activity from Scrap Recycling and Waste Recycling facilities as identified by the SIC Code specified under Sector N in Table B-1 of Appendix B of the permit.

VIII.N.2. Limitations on Coverage. Separate permit requirements have been established for recycling facilities that only receive source-separated recyclable materials primarily from non-industrial and residential sources (i.e., common consumer products including paper, newspaper, glass, cardboard, plastic containers, and aluminum and tin cans). This includes recycling facilities commonly referred to as material recovery facilities (MRF).

VIII.N.2.a. Prohibition of Non-Stormwater Discharges. (See also Part I.B.3.) Non-stormwater discharges from turnings containment areas are not covered by this permit (see also Part VIII.N.3.b.iii.). Discharges from containment areas in the absence of a storm event are prohibited unless covered by a separate RIPDES permit.

### **VIII.N.3. Additional Technology-Based Effluent Limits.**

VIII.N.3.a. *Scrap and Waste Recycling Facilities (Non-Source Separated, Nonliquid Recyclable Materials).* Requirements for facilities that receive, process, and do wholesale distribution of nonliquid recyclable wastes (e.g., ferrous and nonferrous metals, plastics, glass, cardboard, and paper). These facilities may receive both nonrecyclable and recyclable materials. This section is not intended for those facilities that accept recyclables only from primarily non-industrial and residential sources.

VIII.N.3.a.1. *Inbound Recyclable and Waste Material Control Program.* Minimize the chance of accepting materials that could be significant sources of pollutants by conducting inspections of inbound recyclables and waste materials. Following are some control measure options: (a) provide information and education to suppliers of scrap and recyclable waste materials on draining and properly disposing of residual fluids (e.g., from vehicles and equipment engines, radiators and transmissions, oil filled transformers, and individual containers or drums) and removal of mercury switches from vehicles before delivery to the facility; (b) establish procedures to minimize the potential of any residual fluids from coming into contact with precipitation or runoff; (c) establish procedures for accepting scrap lead-acid batteries (additional requirements for the handling, storage, and disposal or recycling of batteries are contained in the scrap lead-acid battery program provisions in Part VIII.N.3.b.vi.); (d) provide training targeted for those personnel engaged in the inspection and acceptance of inbound recyclable materials; and (e) establish procedures to ensure that liquid wastes, including used oil, are stored in materially compatible and non-leaking containers and are disposed of or recycled in accordance with the Resource Conservation and Recovery Act (RCRA).

VIII.N.3.a.2. *Scrap and Waste Material Stockpiles and Storage (Outdoor).* Minimize contact of stormwater runoff with stockpiled materials, processed materials, and nonrecyclable wastes. Following are some control measure options: (a) permanent or semi-permanent covers; (b) sediment traps, vegetated swales and strips, catch basin filters, and sand filters to facilitate settling or filtering of pollutants; (c) dikes, berms, containment trenches, culverts, and surface grading to divert runoff from storage areas; (d) silt fencing; and (e) oil and water separators, sumps, and dry absorbents for areas where potential sources of residual fluids are stockpiled (e.g., automobile engine storage areas).

VIII.N.3.a.3. *Stockpiling of Turnings Exposed to Cutting Fluids (Outdoor Storage).* Minimize contact of surface runoff with residual cutting fluids by: (a) storing all turnings exposed to cutting fluids under some form of permanent or semi-permanent cover, or (b) establishing dedicated containment areas for all turnings that have been exposed to cutting fluids. Any containment areas must be constructed of concrete, asphalt, or other equivalent types of impermeable material and include a barrier (e.g., berms, curbing, elevated pads) to prevent contact with stormwater run-on. Stormwater runoff from these areas can be discharged, provided that any runoff is first collected and treated by an oil and water separator or its equivalent. The permittee must regularly maintain the oil and water separator (or its equivalent) and properly dispose of or recycle collected residual fluids.

VIII.N.3.a.4. *Scrap and Waste Material Stockpiles and Storage (Covered or Indoor Storage).* Minimize contact of residual liquids and particulate matter from materials stored indoors or under cover with surface runoff. Following are some control measure options: (a) good housekeeping measures, including the use of dry absorbents or wet vacuuming to contain, dispose of, or recycle residual liquids originating from recyclable containers, or mercury spill kits for spills from storage of mercury switches; (b) not allowing washwater from tipping floors or other processing areas to discharge to the storm sewer system; and (c) disconnecting or sealing off all floor drains connected to the storm sewer system.

VIII.N.3.a.5. *Scrap and Recyclable Waste Processing Areas.* Minimize surface runoff from coming in contact with scrap processing equipment. Pay attention to operations that generate visible amounts of particulate residue (e.g., shredding) to minimize the contact of accumulated particulate matter and residual fluids with runoff (i.e., through good housekeeping, preventive maintenance, etc.). Following are some control measure options: (a) regularly inspect equipment for spills or leaks and malfunctioning, worn, or corroded parts or equipment; (b) establish a preventive maintenance program for processing equipment; (c) use dry-absorbents or other cleanup practices to collect and dispose of or recycle spilled or leaking fluids or use mercury spill kits for spills from storage of mercury switches; (d) on unattended hydraulic reservoirs over 150 gallons in capacity, install protection devices such as low-level alarms or equivalent devices, or secondary containment that can hold the entire volume of the reservoir; (e) containment or diversion structures such as dikes, berms, culverts, trenches, elevated concrete pads, and grading to minimize contact of stormwater runoff with outdoor processing equipment or stored materials; (f) oil and water separators or sumps; (g) permanent or semi-permanent covers in processing areas where there are residual fluids and grease; (h) retention or detention ponds or basins; sediment traps, and vegetated swales or strips (for pollutant settling and filtration); (i) catch basin filters or sand filters.

VIII.N.3.a.6. *Scrap Lead-Acid Battery Program.* Properly handle, store, and dispose of scrap lead-acid batteries. Following are some control measure options (a) segregate scrap lead-acid batteries from other scrap materials; (b) properly handle, store, and dispose of cracked or broken batteries; (c) collect and dispose of leaking lead-acid battery fluid; (d) minimize or eliminate (if possible) exposure of scrap lead-acid batteries to precipitation or runoff; and (e) provide employee training for the management of scrap batteries.

VIII.N.3.a.7. *Spill Prevention and Response Procedures.* (See also Part II.A.2.d.) Install alarms and/or pump shutoff systems on outdoor equipment with hydraulic reservoirs exceeding 150 gallons in the event of a line break. Alternatively, a secondary containment system capable of holding the entire contents of the reservoir plus room for precipitation can be used. Use a mercury spill kit for any release of mercury from switches, anti-lock brake systems, and switch storage areas.

VIII.N.3.a.8. *Supplier Notification Program.* As appropriate, notify major suppliers which scrap materials will not be accepted at the facility or will be accepted only under certain conditions.

VIII.N.3.b. *Waste Recycling Facilities (Liquid Recyclable Materials).*

VIII.N.3.b.1. *Waste Material Storage (Indoor).* Minimize or eliminate contact between residual liquids from waste materials stored indoors and from surface runoff. The plan may refer to applicable portions of other existing plans, such as Spill Prevention, Control, and Countermeasure (SPCC) plans required under 40 CFR Part 112. Following are some control measure options (a) procedures for material handling (including labeling and marking); (b) clean up spills and leaks with dry absorbent materials, a wet vacuum system; (c) appropriate containment structures (trenching, curbing, gutters, etc.); and (d) a drainage system, including appurtenances (e.g., pumps or ejectors, manually operated valves), to handle discharges from diked or bermed areas. Drainage should be discharged to an appropriate treatment facility or sanitary sewer system, or otherwise disposed of properly. These discharges may require coverage under a separate RIPDES wastewater permit or industrial user permit under the pretreatment program.

VIII.N.3.b.2. *Waste Material Storage (Outdoor).* Minimize contact between stored residual liquids and precipitation or runoff. The plan may refer to applicable portions of other existing plans, such as SPCC plans required under 40 CFR Part 112. Discharges of precipitation from containment areas containing used oil must also be in accordance with applicable sections of 40 CFR Part 112. Following are some control measure options (a) appropriate containment structures (e.g., dikes, berms, curbing, pits) to store the volume of the largest tank, with sufficient extra capacity for precipitation; (b) drainage control and other diversionary structures; (c) corrosion protection and/or leak detection systems for storage tanks; and (d) dry-absorbent materials or a wet vacuum system to collect spills.

VIII.N.3.b.3. *Trucks and Rail Car Waste Transfer Areas.* Minimize pollutants in discharges from truck and rail car loading and unloading areas. Include measures to clean up minor spills and leaks resulting from the transfer of liquid wastes. Following are two control measure options: (a) containment and diversionary structures to minimize contact with precipitation or runoff, and (b) dry clean-up methods, wet vacuuming, roof coverings, or runoff controls.

VIII.N.3.c. *Recycling Facilities (Source-Separated Materials).* The following identifies considerations for facilities that receive only source-separated recyclables, primarily from non-industrial and residential sources.

VIII.N.3.c.1. *Inbound Recyclable Material Control.* Minimize the chance of accepting nonrecyclables (e.g., hazardous materials) that could be a significant source of pollutants by conducting inspections of inbound materials. Following are some control measure options: (a) providing information and education measures to inform suppliers of recyclables about acceptable and non-acceptable materials, (b) training drivers responsible for pickup of recycled material, (c) clearly marking public drop-off containers regarding which materials can be accepted, (d) rejecting nonrecyclable wastes or household hazardous wastes at the source, and (e) establishing procedures for handling and disposal of nonrecyclable material.

VIII.N.3.c.2. *Outdoor Storage.* Minimize exposure of recyclables to precipitation and runoff. Use good housekeeping measures to prevent accumulation of particulate matter and fluids, particularly in high traffic areas. Following are some control measure options (a) provide totally enclosed drop-off containers for the public; (b) install a sump and pump with each container pit and treat or discharge collected fluids to a sanitary sewer system; (c) provide dikes and curbs for secondary containment (e.g., around bales of recyclable waste paper); (d) divert surface water runoff away from outside material storage areas; (e) provide covers over containment bins, dumpsters, and roll-off boxes; and (f) store the equivalent of one day's volume of recyclable material indoors.

VIII.N.3.c.3. *Indoor Storage and Material Processing.* Minimize the release of pollutants from indoor

storage and processing areas. Following are some control measure options (a) schedule routine good housekeeping measures for all storage and processing areas, (b) prohibit tipping floor washwater from draining to the storm sewer system, and (c) provide employee training on pollution prevention practices.

VIII.N.3.c.4. *Vehicle and Equipment Maintenance.* Following are some control measure options for areas where vehicle and equipment maintenance occur outdoors (a) prohibit vehicle and equipment washwater from discharging to the storm sewer system, (b) minimize or eliminate outdoor maintenance areas whenever possible, (c) establish spill prevention and clean-up procedures in fueling areas, (d) avoid topping off fuel tanks, (e) divert runoff from fueling areas, (f) store lubricants and hydraulic fluids indoors, and (g) provide employee training on proper handling and storage of hydraulic fluids and lubricants.

VIII.N.4. Additional SWMP Requirements.

VIII.N.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP the locations of any of the following activities or sources that may be exposed to precipitation or surface runoff: scrap and waste material storage, outdoor scrap and waste processing equipment; and containment areas for turnings exposed to cutting fluids.

VIII.N.4.b. *Maintenance Schedules/Procedures for Collection, Handling, and Disposal or Recycling of Residual Fluids at Scrap and Waste Recycling Facilities.* If the permittee is subject to Part VIII.N.3.a.iii., the SWMP must identify any applicable maintenance schedule and the procedures to collect, handle, and dispose of or recycle residual fluids.

VIII.N.5. Additional Inspection Requirements.

VIII.N.5.a. *Inspections for Waste Recycling Facilities.* The inspections must be performed quarterly, pursuant to Part IV.A., and include, at a minimum, all areas where waste is generated, received, stored, treated, or disposed of and that are exposed to either precipitation or stormwater runoff.

VIII.N.6. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.N-1. identifies benchmarks that apply to Sector N. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.N-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector N1. Scrap Recycling and Waste Recycling Facilities (SIC 5093)</b>	Chemical Oxygen Demand (COD)	120 mg/L
	Oil & Grease (O&G)	15 mg/L
	Total Suspended Solids (TSS)	100 mg/L
	Total Aluminum	0.75 mg/L
	Total Copper <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Copper (salt water discharges)	0.0048 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent

	Total Zinc (salt water discharges)	0.09 mg/L
Additional monitoring required for facilities where shredding activities and/or shredding materials are exposed to stormwater	PCB-1016 <sup>2</sup>	0.000434 mg/L
	PCB-1221	0.10 mg/L
	PCB-1232 <sup>2</sup>	0.000387 mg/L
	PCB-1242 <sup>2</sup>	0.000289 mg/L
	PCB-1248	0.002544 mg/L
	PCB-1254	0.10 mg/L
	PCB-1260	0.000477 mg/L
Additional monitoring required for facilities engaged in the processing of construction and demolition (C&D) debris	PCB-1016 <sup>2</sup>	0.000434 mg/L
	PCB-1221	0.10 mg/L
	PCB-1232 <sup>2</sup>	0.000387 mg/L
	PCB-1242 <sup>2</sup>	0.000289 mg/L
	PCB-1248	0.002544 mg/L
	PCB-1254	0.10 mg/L
	PCB-1260	0.000477 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below.

<sup>2</sup> The minimum detection limit for this parameter is greater than the EPA benchmark value. Therefore, sampling results at which an exceedance determination will be based is the Minimum Detection Limit, listed in this Table. These values may be reduced by permit modification as more sensitive methods are approved by EPA and the State.

Water Hardness Range	Copper (mg/L)	Lead (mg/L)	Zinc (mg/L)
0-25 mg/L	0.0038	0.014	0.04
25-50 mg/L	0.0056	0.023	0.05
50-75 mg/L	0.0090	0.045	0.08
75-100 mg/L	0.0123	0.069	0.11
100-125 mg/L	0.0156	0.095	0.13
125-150 mg/L	0.0189	0.122	0.16
150-175 mg/L	0.0221	0.151	0.18
175-200 mg/L	0.0253	0.182	0.20
200-225 mg/L	0.0285	0.213	0.23
225-250 mg/L	0.0316	0.246	0.25
250+ mg/L	0.0332	0.262	0.26

## VIII.O. Subpart O – Sector O – Steam Electric Generating Facilities.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.O.1. Covered Stormwater Discharges. The requirements in Subpart O apply to stormwater discharges associated with industrial activity from Steam Electric Power Generating Facilities as identified by the Activity Code specified under Sector O in Table B-1 of Appendix B.

VIII.O.2. Industrial Activities Covered by Sector O. This permit authorizes stormwater discharges from the following industrial activities at Sector O facilities:

- VIII.O.2.a. steam electric power generation using coal, natural gas, oil, nuclear energy, etc., to produce a steam source, including coal handling areas;
- VIII.O.2.b. coal pile runoff, including effluent limitations established by 40 CFR Part 423; and
- VIII.O.2.c. dual fuel facilities that could employ a steam boiler.

VIII.O.3. Limitations on Coverage.

- VIII.O.3.a. *Prohibition of Non-Stormwater Discharges.* Non-stormwater discharges subject to effluent limitations guidelines are not covered by this permit.
- VIII.O.3.b. *Prohibition of Stormwater Discharges.* Stormwater discharges from the following are not covered by this permit:
  - VIII.O.3.b.1. ancillary facilities (e.g., fleet centers and substations) that are not contiguous to a stream electric power generating facility;
  - VIII.O.3.b.2. ancillary facilities (e.g., fleet centers and substations) that are not contiguous to a stream electric power generating facility;
  - VIII.O.3.b.3. cogeneration (combined heat and power) facilities utilizing a gas turbine.

VIII.O.4. Additional Technology-Based Effluent Limits. The following good housekeeping measures are required in addition to Part II.A.2.b.:

- VIII.O.4.a. *Fugitive Dust Emissions.* Minimize fugitive dust emissions from coal handling areas to minimize the tracking of coal dust offsite that could be discharged in stormwater through implementation of control measures such as the following, where determined to be feasible, (list not exclusive): installing specially designed tires; and washing vehicles in a designated area before they leave the site and controlling the wash water.
- VIII.O.4.b. *Delivery Vehicles.* Minimize contamination of stormwater runoff from delivery vehicles arriving at the plant site. Implement procedures to inspect delivery vehicles arriving at the plant site as necessary to minimize discharges of pollutants in stormwater. Ensure the overall integrity of the body or container of the delivery vehicle and implement procedures to deal with leakage or spillage from delivery vehicles.
- VIII.O.4.c. *Fuel Oil Unloading Areas.* Minimize contamination of precipitation or surface runoff from fuel oil unloading areas. Use containment curbs in unloading areas where feasible. In addition, ensure personnel familiar with spill prevention and response procedures are available to respond expeditiously in the event of a leak or spill during deliveries. Ensure that any leaks or spills are immediately contained and cleaned up, and use spill and overflow protection devices (e.g., drip pans, drip diapers, or other containment devices placed beneath fuel oil connectors to contain potential spillage during deliveries or from leaks at the connectors).
- VIII.O.4.d. *Chemical Loading and Unloading.* Minimize contamination of precipitation or surface runoff from chemical loading and unloading areas. Use containment curbs at chemical loading and unloading areas to contain spills, where practicable. In addition, ensure personnel familiar with spill prevention and response procedures are available to respond expeditiously in the event of a leak or spill during deliveries. Ensure leaks and spills are immediately contained and cleaned up and, where practicable, load and unload in covered areas and store chemicals indoors.
- VIII.O.4.e. *Miscellaneous Loading and Unloading Areas.* Minimize contamination of precipitation or surface runoff from loading and unloading areas through implementation of control measures such as the

following, where determined to be feasible (list not exclusive): covering the loading area; grading, curbing, or berthing around the loading area to divert run-on; locating the loading and unloading equipment and vehicles so that leaks are contained in existing containment and flow diversion systems; or equivalent procedures.

- VIII.O.4.f. *Liquid Storage Tanks.* Minimize contamination of surface runoff from above-ground liquid storage tanks through implementation of control measures such as the following, where determined to be feasible, the following (list not exclusive): using protective guards around tanks; using containment curbs; installing spill and overflow protection; using dry cleanup methods; or equivalent measures.
- VIII.O.4.g. *Large Bulk Fuel Storage Tanks.* Minimize contamination of surface runoff from large bulk fuel storage tanks. Consider containment berms (or their equivalent). The permittee must also comply with applicable State and Federal laws, including Spill Prevention, Control and Countermeasure (SPCC) Plan requirements.
- VIII.O.4.h. *Spill Reduction Measures.* Minimize the potential for an oil or chemical spill, or reference the appropriate part of the SPCC plan. Visually inspect as part of the routine facility inspection the structural integrity of all above-ground tanks, pipelines, pumps, and related equipment that may be exposed to stormwater, and make any necessary repairs immediately.
- VIII.O.4.i. *Oil-Bearing Equipment in Switchyards.* Minimize contamination of surface runoff from oil-bearing equipment in switchyard areas. Consider using level grades and gravel surfaces to retard flows and limit the spread of spills, or collecting runoff in perimeter ditches.
- VIII.O.4.j. *Residue-Hauling Vehicles.* Inspect all residue-hauling vehicles for proper covering over the load, adequate gate sealing, and overall integrity of the container body. Repair vehicles without load covering or adequate gate sealing, or with leaking containers or beds.
- VIII.O.4.k. *Ash Loading Areas.* Reduce or control the tracking of ash and residue from ash loading areas. Clear the ash building floor and immediately adjacent roadways of spillage, debris, and excess water before departure of each loaded vehicle.
- VIII.O.4.l. *Areas Adjacent to Disposal Ponds or Landfills.* Minimize contamination of surface runoff from areas adjacent to disposal ponds or landfills. Reduce ash residue that may be tracked on to access roads traveled by residue handling vehicles, and reduce ash residue on exit roads leading into and out of residue handling areas.
- VIII.O.4.m. *Landfills, Scrap yards, Surface Impoundments, Open Dumps, General Refuse Sites.* Minimize the potential for contamination of runoff from these areas.

#### **VIII.O.5. Additional SWMP Requirements.**

- VIII.O.5.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP the locations of any of the following activities or sources that may be exposed to precipitation or surface runoff: storage tanks, scrap yards, and general refuse areas; short- and long-term storage of general materials (including but not limited to supplies, construction materials, paint equipment, oils, fuels, used and unused solvents, cleaning materials, paint, water treatment chemicals, fertilizer, and pesticides); landfills and construction sites; and stock pile areas (e.g., coal or limestone piles).
- VIII.O.5.b. *Documentation of Good Housekeeping Measures.* The permittee must document in the SWMP the good housekeeping measures implemented to meet the effluent limits in Part VIII.O.4.

VIII.O.6. *Additional Inspection Requirements.* As part of the inspection, inspect the following areas monthly: coal handling areas, loading or unloading areas, switchyards, fueling areas, bulk storage areas, ash handling

areas, areas adjacent to disposal ponds and landfills, maintenance areas, liquid storage tanks, and long term and short-term material storage areas.

VIII.O.7. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2.a. of the permit.) Table VIII.O-2 identifies effluent limits that apply to the industrial activities described below. Compliance with these effluent limits is to be determined based on discharges from these industrial activities independent of commingling with any other waste streams that may be covered under this permit.

<b>Table VIII.O-2<sup>1</sup></b>		
<b>Industrial Activity</b>	<b>Parameter</b>	<b>Effluent Limit</b>
Discharges from coal storage piles at Steam Electric Generating Facilities	TSS	50 mg/L <sup>2</sup>
	pH	6.0 min - 9.0 max

<sup>1</sup> Monitor annually.

<sup>2</sup> If the facility is designed, constructed, and operated to treat the volume of coal pile runoff that is associated with a 10-year, 24-hour rainfall event, any untreated overflow of coal pile runoff from the treatment unit is not subject to the 50 mg/L limitation for total suspended solids.

## **VIII.P. Subpart P – Sector P – Land Transportation and Warehousing.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.P.1. Covered Stormwater Discharges. The requirements in Subpart P apply to stormwater discharges associated with industrial activity from Land Transportation and Warehousing facilities as identified by the SIC Codes specified under Sector P in Table B-1 of Appendix B of the permit.

### **VIII.P.2. Limitation on Coverage.**

VIII.P.2.a. *Prohibited Discharges* (See also Parts I.B.3. and VIII.P.3.) This permit does not authorize the discharge of vehicle/equipment/surface washwater, including tank cleaning operations. Such discharges must be authorized under a separate RIPDES permit, discharged to a sanitary sewer in accordance with applicable industrial pretreatment requirements, or recycled on-site.

### **VIII.P.3. Additional Technology-Based Effluent Limits.**

VIII.P.3.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.) In addition to the Good Housekeeping requirements in Part II.A.2.b., the permittee must do the following. Recommended control measures are discussed as indicated:

VIII.P.3.a.1. *Vehicle and Equipment Storage Areas.* Minimize the potential for stormwater exposure to leaky or leak-prone vehicles/equipment awaiting maintenance. Consider the following (or other equivalent measures): use of drip pans under vehicles/equipment, indoor storage of vehicles and equipment, installation of berms or dikes, use of absorbents, roofing or covering storage areas, and cleaning pavement surfaces to remove oil and grease.

VIII.P.3.a.2. *Fueling Areas.* Minimize contamination of stormwater runoff from fueling areas. Consider the following (or other equivalent measures): Covering the fueling area; using spill/overflow protection and cleanup equipment; minimizing stormwater run-on/runoff to the fueling area; using dry cleanup methods; and treating and/or recycling collected stormwater runoff.

VIII.P.3.a.3. *Material Storage Areas.* Maintain all material storage vessels (e.g., for used oil/oil filters,

spent solvents, paint wastes, hydraulic fluids) to prevent contamination of stormwater and plainly label them (e.g., "Used Oil," "Spent Solvents," etc.). Consider the following (or other equivalent measures): storing the materials indoors; installing berms/dikes around the areas; minimizing runoff of stormwater to the areas; using dry cleanup methods; and treating and/or recycling collected stormwater runoff.

VIII.P.3.a.4. *Vehicle and Equipment Cleaning Areas.* Minimize contamination of stormwater runoff from all areas used for vehicle/equipment cleaning. Consider the following (or other equivalent measures): performing all cleaning operations indoors; covering the cleaning operation, ensuring that all washwater drains to a proper collection system (i.e., not the stormwater drainage system); treating and/or recycling collected washwater, or other equivalent measures.

VIII.P.3.a.5. *Vehicle and Equipment Maintenance Areas.* Minimize contamination of stormwater runoff from all areas used for vehicle/equipment maintenance. Consider the following (or other equivalent measures): performing maintenance activities indoors; using drip pans; keeping an organized inventory of materials used in the shop; draining all parts of fluid prior to disposal; prohibiting wet clean up practices if these practices would result in the discharge of pollutants to stormwater drainage systems; using dry cleanup methods; treating and/or recycling collected stormwater runoff, minimizing run on/runoff of stormwater to maintenance areas.

VIII.P.3.a.6. *Locomotive Sanding (Loading Sand for Traction) Areas.* Consider the following (or other equivalent measures): covering sanding areas; minimizing stormwater run on/runoff; or appropriate sediment removal practices to minimize the offsite transport of sanding material by stormwater.

VIII.P.3.b. *Employee Training.* (See also Part II.A.2.9.i.) Train personnel at least once a year and address the following activities, as applicable: used oil and spent solvent management; fueling procedures; general good housekeeping practices; proper painting procedures; and used battery management.

#### VIII.P.4. Additional SWMP Requirements.

VIII.P.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Identify in the SWMP the following areas of the facility and indicate whether activities occurring there may be exposed to precipitation/surface runoff: Fueling stations; vehicle/equipment maintenance or cleaning areas; storage areas for vehicle/equipment with actual or potential fluid leaks; loading/unloading areas; areas where treatment, storage or disposal of wastes occur; liquid storage tanks; processing areas; and storage areas.

VIII.P.4.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Assess the potential for the following activities and facility areas to contribute pollutants to stormwater discharges: Onsite waste storage or disposal; dirt/gravel parking areas for vehicles awaiting maintenance; illicit plumbing connections between shop floor drains and the stormwater conveyance system(s); and fueling areas. Describe these activities in the SWMP.

VIII.P.4.c. *Description of Good Housekeeping Measures.* The permittee must document in the SWMP the good housekeeping measures the permittee implements consistent with Part VIII.P.3.

VIII.P.4.d. *Vehicle and Equipment Washwater Requirements.* If applicable, attach to or reference in the SWMP, a copy of the RIPDES permit issued for vehicle/equipment washwater or, if a RIPDES permit has not been issued, a copy of the pending application. If an industrial user permit is issued under a local pretreatment program, attach a copy to the SWMP. In any case, implement all non-stormwater discharge permit conditions or pretreatment conditions in the SWMP. If

washwater is handled in another manner (e.g., hauled offsite), describe the disposal method and attach all pertinent documentation/information (e.g., frequency, volume, destination, etc.) in the plan.

VIII.P.5. Additional Inspection Requirements. (See also Part IV.A.) Inspect all the following areas/activities: storage areas for vehicles/equipment awaiting maintenance, fueling areas, indoor and outdoor vehicle/equipment maintenance areas, material storage areas, vehicle/equipment cleaning areas and loading/unloading areas.

VIII.P.6. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.P-1. identifies benchmarks that apply to certain subsectors within Sector P. These benchmarks apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

Table VIII.P-1.		
Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector P1.</b> Land Transportation and Warehousing (SIC 4011, 4013, 4111-4173, 4212-4231, 4311, 5171)	Oil & Grease (O&G)	15 mg/L
Additional monitoring required for facilities where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater	Total Aluminum	0.75 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Lead (mg/L)	Zinc (mg/L)
0-25 mg/L	0.014	0.04
25-50 mg/L	0.023	0.05
50-75 mg/L	0.045	0.08
75-100 mg/L	0.069	0.11
100-125 mg/L	0.095	0.13
125-150 mg/L	0.122	0.16
150-175 mg/L	0.151	0.18
175-200 mg/L	0.182	0.20
200-225 mg/L	0.213	0.23
225-250 mg/L	0.246	0.25
250+ mg/L	0.262	0.26

VIII.P.7. Sector-Specific Indicator Monitoring. (See also Part VI.B.4 of the permit.) Table VIII.P-2 identifies indicator monitoring parameters that apply to certain subsectors within Sector P. These indicator monitoring parameters apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

Table VIII.P-2.

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Indicator Monitoring Reporting Unit
Additional monitoring required for facilities where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater	Enterococcus Total Copper	MPN/100mL mg/L

### VIII.Q. Subpart Q – Sector Q – Water Transportation.

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.Q.1. Covered Stormwater Discharges. The requirements in Subpart Q apply to stormwater discharges associated with industrial activity from Water Transportation facilities as identified by the SIC Codes specified under Sector Q in Table B-1 of Appendix B of the permit.

#### VIII.Q.2. Limitations on Coverage.

VIII.Q.2.a. Prohibition of Non-Stormwater Discharges. (See also Part I.B.3.) Not covered by this permit: bilge and ballast water, sanitary wastes, pressure wash water, and cooling water originating from vessels.

#### VIII.Q.3. Additional Technology-Based Effluent Limits.

VIII.Q.3.a. Good Housekeeping Measures. The permittee must implement the following good housekeeping measures in addition to the requirements of part II.A.2.b.:

VIII.Q.3.a.1. Pressure Washing Area. If pressure washing is used to remove marine growth from vessels, the discharge water must be permitted by a separate RIPDES permit. Collect or contain the discharges from the pressures washing area so that they are not co-mingled with stormwater discharges authorized by this permit.

VIII.Q.3.a.2. Blasting and Painting Area. Minimize the potential for spent abrasives, paint chips, and overspray to discharge into receiving waters or the storm sewer systems. Consider containing all blasting and painting activities or use other measures to minimize the discharge of contaminants (e.g., hanging plastic barriers or tarpaulins during blasting or painting operations to contain debris). When necessary, regularly clean stormwater conveyances of deposits of abrasive blasting debris and paint chips.

VIII.Q.3.a.3. Material Storage Areas. Store and plainly label all containerized materials (e.g., fuels, paints, solvents, waste oil, antifreeze, batteries) in a protected, secure location away from drains. Minimize the contamination of precipitation or surface runoff from the storage areas. Specify which materials are stored indoors, and consider containment or enclosure for those stored outdoors. If abrasive blasting is performed, discuss the storage and disposal of spent abrasive materials generated at the facility. Consider implementing an inventory control plan to limit the presence of potentially hazardous materials onsite.

VIII.Q.3.a.4. Engine Maintenance and Repair Areas. Minimize the contamination of precipitation or surface runoff from all areas used for engine maintenance and repair. Consider the following

(or their equivalents): performing all maintenance activities indoors, maintaining an organized inventory of materials used in the shop, draining all parts of fluid prior to disposal, prohibiting the practice of hosing down the shop floor, using dry cleanup methods, and treating and/or recycling stormwater runoff collected from the maintenance area.

VIII.Q.3.a.5. *Material Handling Area.* Minimize the contamination of precipitation or surface runoff from material handling operations and areas (e.g., fueling, paint and solvent mixing, disposal of process wastewater streams from vessels). Consider the following (or their equivalents): covering fueling areas, using spill and overflow protection, mixing paints and solvents in a designated area (preferably indoors or under a shed), and minimizing runoff of stormwater to material handling areas.

VIII.Q.3.a.6. *Drydock Activities.* Routinely maintain and clean the drydock to minimize pollutants in stormwater runoff. Address the cleaning of accessible areas of the drydock prior to flooding, and final cleanup following removal of the vessel and raising the dock. Include procedures for cleaning up oil, grease, and fuel spills occurring on the drydock. Consider the following (or their equivalents): sweeping rather than hosing off debris and spent blasting material from accessible areas of the drydock prior to flooding and making absorbent materials and oil containment booms readily available to clean up or contain any spills.

VIII.Q.3.b. *Employee Training.* (See also Part II.A.2.i.) As part of the employee training program, address, at a minimum, the following activities (as applicable): used oil management, spent solvent management, disposal of spent abrasives, disposal of vessel wastewaters, spill prevention and control, fueling procedures, general good housekeeping practices, painting and blasting procedures, and used battery management.

VIII.Q.3.c. *Preventive Maintenance.* (See also Part II.A.2.c.) As part of the preventive maintenance program, perform timely inspection and maintenance of stormwater management devices (e.g., cleaning oil and water separators and sediment traps to ensure that spent abrasives, paint chips, and solids will be intercepted and retained prior to entering the storm drainage system), 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.

VIII.Q.4. Additional SWMP Requirements.

VIII.Q.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: fueling; engine maintenance and repair; vessel maintenance and repair; pressure washing; painting; sanding; blasting; welding; metal fabrication; loading and unloading areas; locations used for the treatment, storage, or disposal of wastes; liquid storage tanks; liquid storage areas (e.g., paint, solvents, resins); and material storage areas (e.g., blasting media, aluminum, steel, scrap iron).

VIII.Q.4.b. *Summary of Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following additional sources and activities that have potential pollutants associated with them: outdoor manufacturing or processing activities (e.g., welding, metal fabricating) and significant dust or particulate generating processes (e.g., abrasive blasting, sanding, and painting.)

VIII.Q.5. Additional Inspection Requirements. (See also Part IV.A.) Include the following in all quarterly routine facility inspections: pressure washing area; blasting, sanding, and painting areas; material storage areas; engine maintenance and repair areas; material handling areas; drydock area; and general yard area.

VIII.Q.6. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.Q-1 identifies benchmarks that apply to the specific subsectors of Sector Q. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.Q-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector Q1. Water Transportation Facilities (SIC 4412-4499)</b>	Total Aluminum	0.75 mg/L
	Oil & Grease (O&G)	15 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

<b>Water Hardness Range</b>	<b>Lead (mg/L)</b>	<b>Zinc (mg/L)</b>
0-25 mg/L	0.014	0.04
25-50 mg/L	0.023	0.05
50-75 mg/L	0.045	0.08
75-100 mg/L	0.069	0.11
100-125 mg/L	0.095	0.13
125-150 mg/L	0.122	0.16
150-175 mg/L	0.151	0.18
175-200 mg/L	0.182	0.20
200-225 mg/L	0.213	0.23
225-250 mg/L	0.246	0.25
250+ mg/L	0.262	0.26

**VIII.Q.7. Sector-Specific Indicator Monitoring.** (See also Part VI.B.4 of the permit.) Table VIII.Q-2 identifies indicator monitoring parameters that apply to certain subsectors within Sector Q. These indicator monitoring parameters apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

**Table VIII.Q-2.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Indicator Monitoring Reporting Unit</b>
<b>Subsector Q1. Water Transportation Facilities (SIC 4412-4499)</b>	Total Copper	mg/L

#### **VIII.R. Subpart R – Sector R – Ship and Boat Building and Repair Yards.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any

requirements specified elsewhere in this permit.

VIII.R.1. Covered Stormwater Discharges. The requirements in Subpart R apply to stormwater discharges associated with industrial activity from Ship and Boat Building and Repair Yards as identified by the SIC Codes specified under Sector R in Table B-1 of Appendix B of the permit.

VIII.R.2. Limitations on Coverage.

VIII.R.2.a. Prohibition of Non-Stormwater Discharges. (See also Part I.B.3.) Discharges containing bilge and ballast water, sanitary wastes, pressure wash water, and cooling water originating from vessels are not covered by this permit.

VIII.R.3. Additional Technology-Based Effluent Limits.

VIII.R.3.a. Good Housekeeping Measures. (See also Part II.A.2.b.)

VIII.R.3.a.1. *Pressure Washing Area.* If pressure washing is used to remove marine growth from vessels, the discharged water must be permitted as a process wastewater by a separate RIPDES permit.

VIII.R.3.a.2. *Blasting and Painting Area.* Minimize the potential for spent abrasives, paint chips, and overspray to discharging into the receiving water or the storm sewer systems. Consider containing all blasting and painting activities or use other measures to prevent the discharge of the contaminants (e.g., hanging plastic barriers or tarpaulins during blasting or painting operations to contain debris). When necessary, regularly clean stormwater conveyances of deposits of abrasive blasting debris and paint chips.

VIII.R.3.a.3. *Material Storage Areas.* Store and plainly label all containerized materials (e.g., fuels, paints, solvents, waste oil, antifreeze, batteries) in a protected, secure location away from drains. Minimize the contamination of precipitation or surface runoff from the storage areas. If abrasive blasting is performed, discuss the storage and disposal of spent abrasive materials generated at the facility. Consider implementing an inventory control plan to limit the presence of potentially hazardous materials onsite.

VIII.R.3.a.4. *Engine Maintenance and Repair Areas.* Minimize the contamination of precipitation or surface runoff from all areas used for engine maintenance and repair. Consider the following (or their equivalents): performing all maintenance activities indoors, maintaining an organized inventory of materials used in the shop, draining all parts of fluid prior to disposal, prohibiting the practice of hosing down the shop floor, using dry cleanup methods, and treating and/or recycling stormwater runoff collected from the maintenance area.

VIII.R.3.a.5. *Material Handling Area.* Minimize the contamination of precipitation or surface runoff from material handling operations and areas (e.g., fueling, paint and solvent mixing, disposal of process wastewater streams from vessels). Consider the following (or their equivalents): covering fueling areas, using spill and overflow protection, mixing paints and solvents in a designated area (preferably indoors or under a shed), and minimizing stormwater run-on to material handling areas.

VIII.R.3.a.6. *Drydock Activities.* Routinely maintain and clean the drydock to minimize pollutants in stormwater runoff. Clean accessible areas of the drydock prior to flooding and final cleanup following removal of the vessel and raising the dock. Include procedures for cleaning up oil, grease, or fuel spills occurring on the drydock. Consider the following (or their equivalents): sweeping rather than hosing off debris and spent blasting material from accessible areas of the drydock prior to flooding, and having absorbent materials and oil containment booms readily available to clean up and contain any spills.

VIII.R.3.b. *Employee Training.* (See also Part II.A.2.i.) As part of the employee training program, address, at a minimum, the following activities (as applicable): used oil management, spent solvent management, disposal of spent abrasives, disposal of vessel wastewaters, spill prevention and control, fueling procedures, general good housekeeping practices, painting and blasting procedures, and used battery management.

VIII.R.3.c. *Preventive Maintenance.* (See also Part II.A.2.c.) As part of the preventive maintenance program, perform timely inspection and maintenance of stormwater management devices (e.g., cleaning oil and water separators and sediment traps to ensure that spent abrasives, paint chips, and solids will be intercepted and retained prior to entering the storm drainage system), 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.

**VIII.R.4. Additional SWMP Requirements.**

VIII.R.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: fueling; engine maintenance or repair; vessel maintenance or repair; pressure washing; painting; sanding; blasting; welding; metal fabrication; loading and unloading areas; treatment, storage, and waste disposal areas; liquid storage tanks; liquid storage areas (e.g., paint, solvents, resins); and material storage areas (e.g., blasting media, aluminum, steel, scrap iron).

VIII.R.4.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following additional sources and activities that have potential pollutants associated with them (if applicable): outdoor manufacturing or processing activities (e.g., welding, metal fabricating) and significant dust or particulate generating processes (e.g., abrasive blasting, sanding, and painting).

VIII.R.4.c. *Documentation of Good Housekeeping Measures.* Document in the SWMP any good housekeeping measures implemented to meet the effluent limits in Part VIII.R.3.

VIII.R.4.c.1. *Blasting and Painting Areas.* Document in the SWMP any standard operating practices relating to blasting and painting (e.g., prohibiting uncontained blasting and painting over open water or prohibiting blasting and painting during windy conditions, which can render containment ineffective).

VIII.R.4.c.2. *Storage Areas.* Specify in the SWMP which materials are stored indoors, and consider containment or enclosure for those stored outdoors.

VIII.R.5. *Additional Inspection Requirements.* (See also Part IV.A.) Include the following in all quarterly routine facility inspections: pressure washing area; blasting, sanding, and painting areas; material storage areas; engine maintenance and repair areas; material handling areas; drydock area; and general yard area.

VIII.R.6. *Sector-Specific Benchmarks* (See also Part V.I of the permit) Table VIII.R-1 identifies benchmarks that apply to the specific subsectors of Sector R. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.R-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
<b>Subsector R1. Ship and Boat Building and Repair Facilities (SIC 3731, 3732)</b>	Total Aluminum	0.75 mg/L
	Oil & Grease (O&G)	15 mg/L
	Total Lead <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Lead (salt water discharges)	0.21 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

<b>Water Hardness Range</b>	<b>Lead (mg/L)</b>	<b>Zinc (mg/L)</b>
0-25 mg/L	0.014	0.04
25-50 mg/L	0.023	0.05
50-75 mg/L	0.045	0.08
75-100 mg/L	0.069	0.11
100-125 mg/L	0.095	0.13
125-150 mg/L	0.122	0.16
150-175 mg/L	0.151	0.18
175-200 mg/L	0.182	0.20
200-225 mg/L	0.213	0.23
225-250 mg/L	0.246	0.25
250+ mg/L	0.262	0.26

VIII.R.7. Sector-Specific Indicator Monitoring. (See also Part VI.B.4 of the permit.) Table VIII.R-2 identifies indicator monitoring parameters that apply to certain subsectors within Sector R. These indicator monitoring parameters apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

**Table VIII.R-2.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Indicator Monitoring Reporting Unit</b>
<b>Subsector R1. Ship and Boat Building and Repair Facilities (SIC 3731, 3732)</b>	Total Copper	mg/L

## **VIII.S. Subpart S – Sector S – Air Transportation.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.S.1. Covered Stormwater Discharges. The requirements in Subpart S apply to stormwater discharges associated with industrial activity from Air Transportation facilities identified by the SIC Codes specified under Sector S in Table B-1 of Appendix B of the permit.

### **VIII.S.2. Limitations on Coverage.**

VIII.S.2.a. *Limitations on Coverage.* This permit authorizes stormwater discharges from only those portions of the air transportation facility that are involved in vehicle maintenance (including vehicle rehabilitation, mechanical repairs, painting, fueling and lubrication), equipment cleaning operations or deicing operations.

**Note:** “deicing” will generally be used to imply both deicing (removing frost, snow or ice) and anti-icing (preventing accumulation of frost, snow or ice) activities, unless specific mention is made regarding anti-icing and/or deicing activities.

VIII.S.2.b. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3. and Part VIII.S.3.) This permit does not authorize the discharge of aircraft, ground vehicle, runway and equipment washwaters; nor the dry weather discharge of deicing chemicals. Such discharges must be covered by separate RIPDES permit(s). Note that a discharge resulting from snowmelt is not a dry weather discharge.

### **VIII.S.3. Multiple Operators at Air Transportation Facilities.**

Air transportation facilities often have more than one operator who could discharge stormwater associated with industrial activity. Operators include the airport authority and airport tenants, including air passenger or cargo companies, fixed based operators, and other parties who routinely perform industrial activities on airport property.

VIII.S.3.a. *Permit Coverage/Submittal of NOIs.* Where an airport transportation facility has multiple industrial operators that discharge stormwater, each individual operator must obtain coverage under a RIPDES stormwater permit. To obtain coverage under the MSGP, all such operators must meet the eligibility requirements in Part I. and must submit an NOI, per Part I.C. (or, if appropriate, a no exposure certification per Part I.E.).

VIII.S.3.b. *MSGP Implementation Responsibilities for Airport Authority and Tenants.* The airport authority, in collaboration with its tenants, may choose to implement certain MSGP requirements on behalf of its tenants in order to increase efficiency and eliminate redundancy or duplication of effort. Options available to the airport authority and its tenants for implementation of MSGP requirements include:

- The airport authority performs certain activities on behalf of itself and its tenants and reports on its activities;
- Tenants provide the airport authority with relevant inputs about tenants' activities, including deicing chemical usage\*, and the airport authority compiles and reports on tenants' and its own activities;
- Tenants independently perform, document and submit required information on their activities.

VIII.S.3.c. *SWMP Requirements.* A single comprehensive SWMP must be developed for all stormwater discharges associated with industrial activity at the airport before submittal of any NOIs. The comprehensive SWMP should be developed collaboratively by the airport authority and tenants. If any operator develops a SWPPP for discharges from its own areas of the airport, that SWMP must be coordinated and integrated with the comprehensive SWMP. All operators and their separate SWMP contributions and compliance responsibilities must be clearly identified in the comprehensive SWMP, which all operators must sign and certify per Part V.F.10. As applicable, the SWMP must clearly specify the MSGP requirements to be complied with by:

- The airport authority for itself;
- The airport authority on behalf of its tenants;
- Tenants for themselves.

For each activity that an operator (e.g., the airport authority) conducts on behalf of another operator (e.g., a tenant), the SWPPP must describe a process for reporting results to the latter operator and for ensuring appropriate follow-up, if necessary, by all affected operators. This is to ensure all actions are taken to correct any potential deficiencies or permit violations. For example, where the airport authority is conducting monitoring for itself and its tenants, the SWPPP must identify how the airport authority will share the monitoring results with its tenants, and then follow-up with its tenants where there are any exceedances of benchmarks, effluent limits, or water quality standards. In turn, the SWPPP must describe how the tenants will also follow-up to ensure permit compliance.

VIII.S.3.d. *Duty to Comply.* All individual operators are responsible for implementing their assigned portion of the comprehensive SWPPP, and operators must ensure that their individual activities do not render another operator's stormwater controls ineffective. In addition, the standard permit conditions found in Appendix B apply to each individual operator, including B.1 Duty to Comply (which states, in part, "You [each individual operator] must comply with all conditions of this permit."). For multiple operators at an airport this means that each individual operator remains responsible for ensuring all requirements of its own MSGP are met regardless of whether the comprehensive SWPPP allocates the actual implementation of any of those responsibilities to another entity. That is, the failure of the entity allocated responsibility in the SWPPP to implement an MSGP requirement on behalf of other operators does not negate the other operators' ultimate liability.

#### VIII.S.4. Additional Technology-Based Effluent Limits.

VIII.S.4.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.)

VIII.S.4.a.1. Aircraft, Ground Vehicle and Equipment Maintenance Areas. Minimize the contamination of stormwater runoff from all areas used for aircraft, ground vehicle and equipment maintenance (including the maintenance conducted on the terminal apron and in dedicated hangers). Consider the following practices (or their equivalents): performing maintenance activities indoors; maintaining an organized inventory of material used in the maintenance areas; draining all parts of fluids prior to disposal; prohibiting the practice of hosing down the apron or hanger floor; using dry cleanup methods; and collecting the stormwater runoff from the maintenance area and providing treatment or recycling.

VIII.S.4.a.2. Aircraft, Ground Vehicle and Equipment Cleaning Areas. (See also Part VIII.S.4.c.) Clearly demarcate these areas on the ground using signage or other appropriate means. Minimize the contamination of stormwater runoff from cleaning areas.

VIII.S.4.a.3. Aircraft, Ground Vehicle and Equipment Storage Areas. Store all aircraft, ground vehicles and equipment awaiting maintenance in designated areas only and minimize the

contamination of stormwater runoff from these storage areas. Consider the following control measures, including any BMPs (or their equivalents): storing aircraft and ground vehicles indoors; using drip pans for the collection of fluid leaks; and perimeter drains, dikes or berms surrounding the storage areas.

VIII.S.4.a.4. Material Storage Areas. Maintain the vessels of stored materials (e.g., used oils, hydraulic fluids, spent solvents, and waste aircraft fuel) in good condition, to prevent or minimize contamination of stormwater. Also plainly label the vessels (e.g., "used oil," "Contaminated Jet A," etc.). Minimize contamination of precipitation/runoff from these areas. Consider the following control measures (or their equivalents): storing materials indoors; storing waste materials in a centralized location; and installing berms/dikes around storage areas.

VIII.S.4.a.5. Airport Fuel System and Fueling Areas. Minimize the discharge of pollutants in stormwater from airport fuel system and fueling areas through implementation of control measures such as the following, where determined to be feasible and that accommodate considerations of safety, space, operational constraints, and flight considerations (list not exclusive): implementing spill and overflow practices (e.g., placing absorptive materials beneath aircraft during fueling operations); using only dry cleanup methods; and collecting stormwater runoff. If you have implemented a SPCC plan developed in accordance with the 2006 amendments to the SPCC rule, you may cite the relevant aspects from your SPCC plan that comply with the requirements of this section in your SWPPP.

VIII.S.4.a.6. Source Reduction. Minimize, and where feasible eliminate, the use of urea and glycol-based deicing chemicals, in order to reduce the aggregate amount of deicing chemicals used and/or lessen the environmental impact. Chemical options to replace ethylene glycol, propylene glycol and urea include: potassium acetate; magnesium acetate; calcium acetate; and anhydrous sodium acetate.

VIII.S.4.a.6.i. Runway Deicing Operation : Minimize contamination of stormwater runoff from runways as a result of deicing operations. Evaluate whether over-application of deicing chemicals occurs by analyzing application rates, and adjust as necessary, consistent with considerations of flight safety. Also consider these control measure options (or their equivalents): metered application of chemicals; pre-wetting dry chemical constituents prior to application; installing a runway ice detection system; implementing anti-icing operations as a preventive measure against ice buildup.

VIII.S.4.a.6.ii. Aircraft Deicing Operations. Minimize the discharge of pollutants in stormwater from deicing chemicals in runoff. To minimize discharges of pollutants from aircraft deicing, implement control measures such as the following, where determined to be feasible and that accommodate considerations of safety, space, operational constraints, and flight considerations (list not exclusive) installing a centralized deicing pad to recover deicing fluid following application; plug-and-pump (PnP); using vacuum/collection trucks (glycol recovery vehicles); storing contaminated stormwater/deicing fluids in tanks; recycling collected deicing fluid where feasible; releasing controlled amounts to a publicly owned treatment works; separation of contaminated snow; conveying contaminated runoff into a stormwater impoundment for biochemical decomposition (be aware of attracting wildlife that may prove hazardous to flight operations); and directing runoff into vegetative swales or other infiltration measures. To minimize discharges of pollutants from runway deicing, implement control measures such as the following, where determined to be feasible and that accommodate considerations of safety, space, operational constraints, and flight considerations (list not exclusive): mechanical systems (snow plows, brushes), conveying contaminated runoff into swales and/or a stormwater impoundment, and pollution prevention practices such as ice detection systems, airfield prewetting, and heating sand. Consider using ice-detection systems and airport traffic flow strategies and departure slot allocation systems where feasible and that accommodate considerations of safety, space, operational constraints, and

flight considerations. The evaluations and determinations required by this Part should be carried out by the personnel most familiar with the particular aircraft and flight operations and related systems in question (versus an outside entity such as the airport authority).

VIII.S.4.a.7. **Management of Runoff.** (See also II.A.2.f.) Where deicing operations occur, implement a program to control or manage contaminated runoff to minimize the amount of pollutants being discharged from the site. Consider these control measure options (or their equivalents): a dedicated deicing facility with a runoff collection/ recovery system; using vacuum/collection trucks; storing contaminated stormwater/deicing fluids in tanks and releasing controlled amounts to a publicly owned treatment works; collecting contaminated runoff in a wet pond for biochemical decomposition (be aware of attracting wildlife that may prove hazardous to flight operations); and directing runoff into vegetative swales or other infiltration measures. Also consider recovering deicing materials when these materials are applied during non-precipitation events (e.g., covering storm sewer inlets, using booms, installing absorptive interceptors in the drains, etc.) to prevent these materials from later becoming a source of stormwater contamination. Used deicing fluid should be recycled whenever possible.

When applying deicing fluids during non-precipitation events (also referred to as "clear ice deicing"), implement control measures to prevent unauthorized discharge of pollutants (dry-weather discharges of pollutants would need coverage under a RIPDES wastewater permit), or to minimize the discharge of pollutants from deicing fluids in later stormwater discharges, such as the following, where determined to be feasible and that accommodate considerations safety, space, operational constraints, and flight considerations (list not exclusive): recovering deicing fluids; preventing the fluids from entering storm sewers or other stormwater discharge conveyances (e.g., covering storm sewer inlets, using booms, installing absorptive interceptors in the drains); releasing controlled amounts to a publicly owned treatment works. Used deicing fluid should be recycled whenever practicable.

VIII.S.4.b. **Deicing Season.** The permittee must determine the seasonal timeframe (e.g., December-February, October - March, etc.) during which deicing activities typically occur at the facility. Implementation of control measures, including any BMPs, facility inspections and monitoring must be conducted with particular emphasis throughout the defined deicing season. If the facility meets the deicing chemical usage thresholds of 100,000 gallons glycol and/or 100 tons of urea, the deicing season the permittee identified is the timeframe during which the permittee must obtain the four required benchmark monitoring event results for deicing-related parameters, i.e., BOD, COD, ammonia, and pH. See also Part VIII.S.6.

VIII.S.5. **Additional SWMP Requirements.** An airport authority and tenants of the airport are encouraged to work in partnership in the development of a SWMP. If an airport tenant obtains authorization under this permit and develops a SWMP for discharges from his own areas of the airport, prior to authorization, that SWMP must be coordinated and integrated with the SWMP for the entire airport. Tenants of the airport facility include air passenger or cargo companies, fixed based operators and other parties who have contracts with the airport authority to conduct business operations on airport property and whose operations result in stormwater discharges associated with industrial activity.

VIII.S.5.a. **Drainage Area Site Map.** (See also Part V.F.2.c.) Document in the SWMP the following areas of the facility and indicate whether activities occurring there may be exposed to precipitation/surface runoff: aircraft and runway deicing operations; fueling stations; aircraft, ground vehicle and equipment maintenance/cleaning areas; storage areas for aircraft, ground vehicles and equipment awaiting maintenance.

VIII.S.5.b. **Potential Pollutant Sources.** (See also Part V.F.4.) In the inventory of exposed materials, describe in the SWMP the potential for the following activities and facility areas to contribute pollutants to stormwater discharges: aircraft, runway, ground vehicle and equipment maintenance

and cleaning; aircraft and runway deicing operations (including apron and centralized aircraft deicing stations, runways, taxiways and ramps). If the permittee uses deicing chemicals, the permittee must maintain a record of the types (including the Material Safety Data Sheets [MSDS]) used and the monthly quantities, either as measured or, in the absence of metering, as estimated to the best of the permittee's knowledge. This includes all deicing chemicals, not just glycols and urea (e.g., potassium acetate), because large quantities of these other chemicals can still have an adverse impact on receiving waters. Tenants or other fixed-based operations that conduct deicing operations must provide the above information to the airport authority for inclusion with any comprehensive airport SWMPs.

VIII.S.5.c. *Vehicle and Equipment Washwater Requirements.* Attach to or reference in the SWMP, a copy of the RIPDES permit issued for vehicle/equipment washwater or, if a RIPDES permit has not been issued, a copy of the pending application. If an industrial user permit is issued under a local pretreatment program, include a copy in the SWMP. In any case, if the permittee is subject to another permit, the control measures for implementing all non-stormwater discharge permit conditions or pretreatment requirements must be described in the SWMP. If washwater is handled in another manner (e.g., hauled offsite, retained onsite), the disposal method must be described and attach all pertinent documentation/information (e.g., frequency, volume, destination, etc.) in the SWMP.

VIII.S.5.d. *Documentation of Control Measures Used for Management of Runoff :* Document in the SWMP the control measures used for collecting or containing contaminated melt water from collection areas used for disposal of contaminated snow.

**VIII.S.6. Additional Inspection Requirements.**

VIII.S.6.a. *Inspections.* (See also Part IV.A.) At a minimum, conduct routine facility inspections at least monthly during the deicing season (e.g., October through April for most mid-latitude airports). If the facility needs to deice before or after this period, expand the monthly inspections to include all months during which deicing chemicals may be used. The Director may specifically require the permittee to increase inspection frequencies.

VIII.S.7. **Sector-Specific Benchmarks.** (See also Part VI.) Table VIII.S-1 identifies benchmarks that apply to the specific subsectors of Sector S. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.S-1.**

<b>Subsector (The permittee may be subject to requirements for more than one sector/subsector)</b>	<b>Parameter</b>	<b>Benchmark Monitoring Concentration</b>
For airports where a single permittee, or a combination of permitted facilities use more than 100,000 gallons of glycol-based deicing chemicals and/or 100 tons or more of urea on an average annual basis, monitor the first four parameters in ONLY those outfalls that collect runoff from areas where deicing activities occur (SIC 4512-4581).	Biochemical Oxygen Demand (BOD5) <sup>1</sup>	30 mg/L
	Chemical Oxygen Demand (COD) <sup>1</sup>	120 mg/L
	Ammonia <sup>1</sup>	2.14 mg/L
	pH <sup>1</sup>	6.0 - 9.0 s.u.

<sup>1</sup> These are deicing-related parameters. Collect the four benchmark samples, and any required follow-up benchmark samples, during the timeframe defined in Part VIII.S.3., when deicing activities are occurring.

VIII.S.8. Effluent Limitations Based on Effluent Limitations Guidelines. (See also Part VI.B.2. of the permit.)

VIII.S.8.a. *Airfield Pavement Deicing.* For both existing and new primary airports with 1,000 or more annual non-propeller aircraft departures that discharge stormwater from airfield pavement deicing activities, such airports must either use non-urea-containing deicers or meet the effluent limitation in Table VIII.-S-2.

VIII.S.8.b. *Aircraft Deicing.* Airports meeting the definition of a new source (“new airports”) with 10,000 annual departures located in cold climate zones must collect 60 percent of aircraft deicing fluid after deicing. See 40 CFR 449.11 for the Airport Effluent Limitation Guidelines requirements for this new source category. Discharges of the collected aircraft deicing fluid directly to waters of the State are not eligible for coverage under this permit.

VIII.S.8.c. *Monitoring, Reporting and Recordkeeping.* For new airports subject to the effluent limitations in VIII.S.7.b, the permittee must comply with the monitoring, reporting and recordkeeping requirements outlined in 40 CFR 449.20(a)(1) and (2).

**Table VIII.S-2**

<b>Industrial Activity</b>	<b>Parameter</b>	<b>Effluent Limitation</b>
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures	Ammonia as Nitrogen	14.7 mg/L, daily maximum

**VIII.T. Subpart T – Sector T – Treatment Works.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.T.1. Covered Stormwater Discharges. The requirements in Subpart T apply to stormwater discharges associated with industrial activity from Treatment Works as identified by the Activity Code specified under Sector T in Table B-1 of Appendix B of the permit.

VIII.T.2. Industrial Activities Covered by Sector T. The requirements listed under this part apply to all existing point source stormwater discharges associated with the following activities:

VIII.T.2.a. 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 a facility with a design flow of 1.0 million gallons per day (MGD) or more; or are required to have an approved pretreatment program under 40 CFR Part 403.

VIII.T.2.b. The following are not required to have permit coverage: farm lands, domestic gardens or lands used for sludge management where sludge is beneficially reused and which are not physically located within the facility, or areas that are in compliance with Section 405 of the CWA.

### **VIII.T.3. Limitations on Coverage.**

VIII.T.3.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) Sanitary and industrial wastewater and equipment and vehicle washwater are not authorized by this permit.

### **VIII.T.4. Additional Technology-Based Effluent Limits.**

VIII.T.4.a. *Control Measures.* (See also the non-numeric effluent limits in Part II.A.2.) In addition to the other control measures, consider the following: routing stormwater to the treatment works; or covering exposed materials (i.e., from the following areas: grit, screenings, and other solids handling, storage, or disposal areas; sludge drying beds; dried sludge piles; compost piles; and septage or hauled waste receiving station).

VIII.T.4.b. *Employee Training.* (See also Part II.A.2.i.) At a minimum, training must address the following areas when applicable to a facility: petroleum product management; process chemical management; spill prevention and controls; fueling procedures; general good housekeeping practices; and proper procedures for using fertilizer, herbicides, and pesticides.

### **VIII.T.5. Additional SWMP Requirements.**

VIII.T.5.a. *Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: grit, screenings, and other solids handling, storage, or disposal areas; sludge drying beds; dried sludge piles; compost piles; septage or hauled waste receiving station; and storage areas for process chemicals, petroleum products, solvents, fertilizers, herbicides, and pesticides.

VIII.T.5.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following additional sources and activities that have potential pollutants associated with them, as applicable: grit, screenings, and other solids handling, storage, or disposal areas; sludge drying beds; dried sludge piles; compost piles; septage or hauled waste receiving station; and access roads and rail lines.

VIII.T.5.c. *Wastewater and Washwater Requirements.* Keep a copy of all the current RIPDES permits issued for wastewater and industrial, vehicle and equipment washwater discharges or, if a RIPDES permit has not yet been issued, a copy of the pending application(s) with the SWMP. If the washwater is handled in another manner, the disposal method must be described and all pertinent documentation must be retained onsite.

VIII.T.6. *Additional Inspection Requirements.* (See also Part IV.A.) Include the following areas in all inspections: access roads and rail lines; grit, screenings, and other solids handling, storage, or disposal areas; sludge drying beds; dried sludge piles; compost piles; and septage or hauled waste receiving station.

## **VIII.U. Subpart U – Sector U – Food and Kindred Products.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.U.1. *Covered Stormwater Discharges.* The requirements in Subpart U apply to stormwater discharges associated with industrial activity from Food and Kindred Products facilities as identified by the SIC Codes specified in Table B-1 of Appendix B of the permit.

VIII.U.2. Limitations on Coverage.

VIII.U.2.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) The following discharges are not authorized by this permit: discharges containing boiler blowdown, cooling tower overflow and blowdown, ammonia refrigeration purging, and vehicle washing and clean-out operations.

VIII.U.3. Additional Technology-Based Limitations.

VIII.U.3.a. *Employee Training.* (See also Part II.A.2.i.) Address pest control in the employee training program.

VIII.U.4. Additional SWMP Requirements.

VIII.U.4.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP the locations of the following activities if they are exposed to precipitation or runoff: vents and stacks from cooking, drying, and similar operations; dry product vacuum transfer lines; animal holding pens; spoiled product; and broken product container storage areas.

VIII.U.4.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP, in addition to food and kindred products processing-related industrial activities, application and storage of pest control chemicals (e.g., rodenticides, insecticides, fungicides) used on plant grounds.

VIII.U.5. Additional Inspection Requirements (See also Part IV.A.). Inspect on a quarterly basis, at a minimum, the following areas where the potential for exposure to stormwater exists: loading and unloading areas for all significant materials; storage areas, including associated containment areas; waste management units; vents and stacks emanating from industrial activities; spoiled product and broken product container holding areas; animal holding pens; staging areas; and air pollution control equipment.

VIII.U.6. Sector-Specific Benchmarks (See also Part VI. of the permit.) Table VIII.U-1 identifies benchmarks that apply to the specific subsectors of Sector U. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

Table VIII.U-1.

Subsector (The permittee may be subject to requirements for more than one Sector / Subsector)	Parameter	Benchmark Monitoring Concentration
Subsector U1. Grain Mill Products (SIC 2041-2048)	Total Suspended Solids (TSS)	100 mg/L
Subsector U2. Fats and Oils Products (SIC 2074-2079)	Biochemical Oxygen Demand (BOD5)	30 mg/L
	Chemical Oxygen Demand (COD)	120 mg/L
	Nitrate plus Nitrite Nitrogen	0.68 mg/L
	Total Suspended Solids (TSS)	100 mg/L

VIII.V. **Subpart V – Sector V – Textile Mills, Apparel and Other Fabric Products.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.V.1. Covered Stormwater Discharges. The requirements in Subpart V apply to stormwater discharges associated with industrial activity from Textile Mills, Apparel, and Other Fabric Product manufacturing as identified by

the SIC Codes specified under Sector V in Table B-1 of Appendix B of the permit.

**VIII.V.2. Limitations on Coverage.**

VIII.V.2.a. *Prohibition of Non-Stormwater Discharges.* (See also Part I.B.3.) The following are not authorized by this permit: discharges of wastewater (e.g., wastewater resulting from wet processing or from any processes relating to the production process), reused or recycled water, and waters used in cooling towers. If the permittee has these types of discharges from the facility, the permittee must cover them under a separate RIPDES permit.

**VIII.V.3. Additional Technology-Based Limitations.**

VIII.V.3.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.)

VIII.V.3.a.1. *Material Storage Areas.* Plainly label and store all containerized materials (e.g., fuels, petroleum products, solvents, and dyes) in a protected area, away from drains. Minimize contamination of the stormwater runoff from such storage areas. Also consider an inventory control plan to prevent excessive purchasing of potentially hazardous substances. For storing empty chemical drums or containers, ensure that the drums and containers are clean (consider triple-rinsing) and that there is no contact of residuals with precipitation or runoff. Collect and dispose of washwater from these cleanings properly.

VIII.V.3.a.2. *Material Handling Areas.* Minimize contamination of stormwater runoff from material handling operations and areas. Consider the following (or their equivalents): use of spill and overflow protection; covering fueling areas; and covering or enclosing areas where the transfer of material may occur. When applicable, address the replacement or repair of leaking connections, valves, transfer lines, and pipes that may carry chemicals, dyes, or wastewater.

VIII.V.3.a.3. *Fueling Areas.* Minimize contamination of stormwater runoff from fueling areas. Consider the following (or their equivalents): covering the fueling area, using spill and overflow protection, minimizing run-on of stormwater to the fueling areas, using dry cleanup methods, and treating and/or recycling stormwater runoff collected from the fueling area.

VIII.V.3.a.4. *Above-Ground Storage Tank Area.* Minimize contamination of the stormwater runoff from above-ground storage tank areas, including the associated piping and valves. Consider the following (or their equivalents): regular cleanup of these areas; including measures for tanks, piping and valves explicitly in the SPCC program; minimizing runoff of stormwater from adjacent areas; restricting access to the area; inserting filters in adjacent catch basins; providing absorbent booms in unbermed fueling areas; using dry cleanup methods; and permanently sealing drains within critical areas that may discharge to a storm drain.

VIII.V.3.b. *Employee Training.* (See also Part II.A.2.i.) As part of the employee training program, address, at a minimum, the following activities (as applicable): use of reused and recycled waters, solvents management, proper disposal of dyes, proper disposal of petroleum products and spent lubricants, spill prevention and control, fueling procedures, and general good housekeeping practices.

**VIII.V.4. Additional SWMP Requirements.**

VIII.V.4.a. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following additional sources and activities that have potential pollutants associated with them: industry-specific significant materials and industrial activities (e.g., backwinding, beaming, bleaching, backing bonding, carbonizing, carding, cut and sew operations, desizing, drawing, dyeing locking, fulling, knitting, mercerizing, opening, packing, plying, scouring, slashing, spinning, synthetic-felt

processing, textile waste processing, tufting, turning, weaving, web forming, winging, yarn spinning, and yarn texturing).

VIII.V.4.b. *Description of Good Housekeeping Measures for Material Storage Areas.* Document in the SWMP the containment area or enclosure for materials stored outdoors in connection with Part VIII.3.a.i. above.

VIII.V.5. Additional Inspection Requirements (See also Part IV.A.). Inspect, at least monthly, the following activities and areas (at a minimum): transfer and transmission lines, spill prevention, good housekeeping practices, management of process waste products, and all structural and nonstructural management practices.

VIII.V.5. Sector-Specific Benchmarks. (See also Part VI. of the permit.)

## **VIII.W. Subpart W – Sector W – Furniture and Fixtures.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.W.1. Covered Stormwater Discharges. The requirements in Subpart W apply to stormwater discharges associated with industrial activity from Furniture and Fixtures facilities as identified by the SIC Codes specified under Sector W in Table B-1 of Appendix B of the permit.

VIII.W.2. Additional SWMP Requirements.

VIII.W.2.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: material storage (including tanks or other vessels used for liquid or waste storage) areas; outdoor material processing areas; areas where wastes are treated, stored, or disposed of; access roads; and rail spurs.

## **VIII.X. Subpart X – Sector X – Printing and Publishing.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.X.1. Covered Stormwater Discharges. The requirements in Subpart X apply to stormwater discharges associated with industrial activity from Printing and Publishing facilities as identified by the SIC Codes specified under Sector X in Table B-1 of Appendix B of the permit.

VIII.X.2. Additional Technology-Based Effluent Limits.

VIII.X.2.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.)

VIII.X.2.a.1. *Material Storage Areas.* Plainly label and store all containerized materials (e.g., skids, pallets, solvents, bulk inks, hazardous waste, empty drums, portable and mobile containers of plant debris, wood crates, steel racks, and fuel oil) in a protected area, away from drains. Minimize contamination of the stormwater runoff from such storage areas. Also consider an inventory control plan to prevent excessive purchasing of potentially hazardous substances.

VIII.X.2.a.2. *Material Handling Area.* Minimize contamination of stormwater runoff from material handling operations and areas (e.g., blanket wash, mixing solvents, loading and unloading materials). Consider the following (or their equivalents): using spill and overflow protection, covering fueling areas, and covering or enclosing areas where the transfer of materials may occur. When applicable, address the replacement or repair of leaking connections, valves, transfer lines, and pipes that may carry chemicals or wastewater.

VIII.X.2.a.3. *Fueling Areas.* Minimize contamination of stormwater runoff from fueling areas. Consider the following (or their equivalents): covering the fueling area, using spill and overflow protection, minimizing runoff of stormwater to the fueling areas, using dry cleanup methods, and treating and/or recycling stormwater runoff collected from the fueling area.

VIII.X.2.a.4. *Above Ground Storage Tank Area.* Minimize contamination of the stormwater runoff from above-ground storage tank areas, including the associated piping and valves. Consider the following (or their equivalents): regularly cleaning these areas, explicitly addressing tanks, piping and valves in the SPCC program, minimizing stormwater runoff from adjacent areas, restricting access to the area, inserting filters in adjacent catch basins, providing absorbent booms in unbermed fueling areas, using dry cleanup methods, and permanently sealing drains within critical areas that may discharge to a storm drain.

VIII.X.2.b. *Employee Training.* (See also Part II.A.2.i.) As part of the employee training program, address, at a minimum, the following activities (as applicable): spent solvent management, spill prevention and control, used oil management, fueling procedures, and general good housekeeping practices.

### VIII.X.3. Additional SWMP Requirements.

VIII.X.3.a. *Description of Good Housekeeping Measures for Material Storage Areas.* In connection with Part VIII.X.2.a.i., describe in the SWMP the containment area or enclosure for materials stored outdoors.

## **VIII.Y. Subpart Y – Sector Y – Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.Y.1. Covered Stormwater Discharges. The requirements in Subpart Y apply to stormwater discharges associated with industrial activity from Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries facilities as identified by the SIC Codes specified under Sector Y in Table B-1 of Appendix B of the permit.

### VIII.Y.2. Additional Technology-Based Effluent Limits.

VIII.Y.2.a. *Controls for Rubber Manufacturers.* (See also Part II.A.2.) Minimize the discharge of zinc in the stormwater discharges. Parts VIII.Y.2.a.i. to VIII.Y.2.a.v. give possible sources of zinc to be reviewed and list some specific control measures to be considered for implementation (or their equivalents). Following are some general control measure options to consider: using chemicals purchased in pre-weighed, sealed polyethylene bags; storing in-use materials in sealable containers, ensuring an airspace between the container and the cover to minimize “puffing”

losses when the container is opened, and using automatic dispensing and weighing equipment.

VIII.Y.2.a.1. *Zinc Bags.* Ensure proper handling and storage of zinc bags at the facility. Following are some control measure options: employee training on the handling and storage of zinc bags, indoor storage of zinc bags, cleanup of zinc spills without washing the zinc into the storm drain, and the use of 2,500-pound sacks of zinc rather than 50- to 100-pound sacks.

VIII.Y.2.a.2. *Dumpsters.* Minimize discharges of zinc from dumpsters. Following are some control measure options: covering the dumpster, moving the dumpster indoors, or providing a lining for the dumpster.

VIII.Y.2.a.3. *Dust Collectors and Baghouses.* Minimize contributions of zinc to stormwater from dust collectors and baghouses. Replace or repair, as appropriate, improperly operating dust collectors and baghouses.

VIII.Y.2.a.4. *Grinding Operations.* Minimize contamination of stormwater as a result of dust generation from rubber grinding operations. One control measure option is to install a dust collection system.

VIII.Y.2.a.5. *Zinc Stearate Coating Operations.* Minimize the potential for stormwater contamination from drips and spills of zinc stearate slurry that may be released to the storm drain. One control measure option is to use alternative compounds to zinc stearate.

VIII.Y.2.b. Controls for Plastic Products Manufacturers. Minimize the discharge of plastic resin pellets in the stormwater discharges. Control measures to be considered for implementation (or their equivalents) include minimizing spills, cleaning up of spills promptly and thoroughly, sweeping thoroughly, pellet capturing, employee education, and disposal precautions.

### VIII.Y.3. Additional SWMP Requirements.

VIII.Y.3.a. *Potential Pollutant Sources for Rubber Manufacturers.* (See also Part V.F.4.) Document in the SWMP the use of zinc at the facility and the possible pathways through which zinc may be discharged in stormwater runoff.

VIII.Y.4. Sector-Specific Benchmarks. (See also Part VI. of the permit.) Table VIII.Y-1 identifies benchmarks that apply to the specific subsectors of Sector Y. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

Table VIII.Y-1.

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
Subsector Y1. Rubber Products Manufacturing (SIC 3011, 3021, 3052, 3053, 3061, 3069)	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L

<sup>1</sup>The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Zinc (mg/L)
0-25 mg/L	0.04
25-50 mg/L	0.05
50-75 mg/L	0.08
75-100 mg/L	0.11
100-125 mg/L	0.13
125-150 mg/L	0.16
150-175 mg/L	0.18
175-200 mg/L	0.20
200-225 mg/L	0.23
225-250 mg/L	0.25
250+ mg/L	0.26

### **VIII.Z. Subpart Z – Sector Z – Leather Tanning and Finishing.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.Z.1. Covered Stormwater Discharges. The requirements in Subpart Z apply to stormwater discharges associated with industrial activity from Leather Tanning and Finishing facilities as identified by the SIC Code specified under Sector Z in Table B-1 of Appendix B of the permit.

#### **VIII.Z.2. Additional Technology-Based Effluent Limits.**

VIII.Z.2.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.)

VIII.Z.2.a.1. *Storage Areas for Raw, Semiprocessed, or Finished Tannery By-products.* Minimize contamination of stormwater runoff from pallets and bales of raw, semiprocessed, or finished tannery by-products (e.g., splits, trimmings, shavings). Consider indoor storage or protection with polyethylene wrapping, tarpaulins, roofed storage, etc. Consider placing materials on an impermeable surface and enclosing or putting berms (or equivalent measures) around the area to prevent stormwater run-on and runoff.

VIII.Z.2.a.2. *Material Storage Areas.* Label storage containers of all materials (e.g., specific chemicals, hazardous materials, spent solvents, waste materials) minimize contact of such materials with stormwater.

VIII.Z.2.a.3. *Buffing and Shaving Areas.* Minimize contamination of stormwater runoff with leather dust from buffing and shaving areas. Consider dust collection enclosures, preventive inspection and maintenance programs, or other appropriate preventive measures.

VIII.Z.2.a.4. *Receiving, Unloading, and Storage Areas.* Minimize contamination of stormwater runoff from receiving, unloading, and storage areas. If these areas are exposed, consider the following (or their equivalents): covering all hides and chemical supplies, diverting drainage to the process sewer, or grade berthing or curbing the area to prevent stormwater runoff.

VIII.Z.2.a.5. *Outdoor Storage of Contaminated Equipment.* Minimize contact of stormwater with contaminated equipment. Consider the following (or their equivalents): covering equipment,

diverting drainage to the process sewer, and cleaning thoroughly prior to storage.

VIII.Z.2.a.6. *Waste Management.* Minimize contamination of stormwater runoff from waste storage areas. Consider the following (or their equivalents): covering dumpsters, moving waste management activities indoors, covering waste piles with temporary covering material such as tarpaulins or polyethylene, and minimizing stormwater runoff by enclosing the area or building berms around the area.

**VIII.Z.3. Additional SWMP Requirements.**

VIII.Z.3.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Identify in the SWMP where any of the following may be exposed to precipitation or surface runoff: processing and storage areas of the beamhouse, tanyard, and re-tan wet finishing and dry finishing operations.

VIII.Z.3.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following sources and activities that have potential pollutants associated with them (as appropriate): temporary or permanent storage of fresh and brine-cured hides; extraneous hide substances and hair; leather dust, scraps, trimmings, and shavings.

**VIII.AA. Subpart AA – Sector AA – Fabricated Metal Products.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.AA.1. Covered Stormwater Discharges. The requirements in Subpart AA apply to stormwater discharges associated with industrial activity from Fabricated Metal Products facilities as identified by the SIC Codes specified under Sector AA in Table B-1 of Appendix B of the permit.

**VIII.AA.2. Additional Technology-Based Effluent Limits.**

VIII.AA.2.a. *Good Housekeeping Measures.* (See also Part II.A.2.b.)

VIII.AA.2.a.1. *Raw Steel Handling Storage.* Minimize the generation of and/or recover and properly manage scrap metals, fines, and iron dust. Include measures for containing materials within storage handling areas.

VIII.AA.2.a.2. *Paints and Painting Equipment.* Minimize exposure of paint and painting equipment to stormwater.

VIII.AA.2.b. *Spill Prevention and Response Procedures.* (See also Part II.A.2.d.) Ensure that the necessary equipment to implement a cleanup is available to personnel. The following areas should be addressed.

VIII.AA.2.b.1. *Metal Fabricating Areas.* Maintain clean, dry, orderly conditions in these areas. Consider using dry clean-up techniques.

VIII.AA.2.b.2. *Storage Areas for Raw Metal.* Keep these areas free of conditions that could cause, or impede appropriate and timely response to, spills or leakage of materials. Consider the following (or their equivalents): maintaining storage areas so that there is easy access in the event of a spill, and labeling stored materials to aid in identifying spill contents.

VIII.AA.2.b.3. *Metal Working Fluid Storage Areas.* Minimize the potential for stormwater contamination from storage areas for metal working fluids.

VIII.AA.2.b.4. *Cleaners and Rinse Water.* Control and clean up spills of solvents and other liquid cleaners, control sand buildup and disbursement from sand-blasting operations, and prevent exposure of recyclable wastes. Substitute environmentally benign cleaners when possible.

VIII.AA.2.b.5. *Lubricating Oil and Hydraulic Fluid Operations.* Minimize the potential for stormwater contamination from lubricating oil and hydraulic fluid operations. Consider using monitoring equipment or other devices to detect and control leaks and overflows. Consider installing perimeter controls such as dikes, curbs, grass filter strips, or equivalent measures.

VIII.AA.2.b.6. *Chemical Storage Areas.* Minimize stormwater contamination and accidental spillage in chemical storage areas. Include a program to inspect containers and identify proper disposal methods.

VIII.AA.2.c. *Spills and Leaks.* (See also Part V.F.4.e.) In the spill prevention and response procedures, required by Part II.A.2.d., the permittee must pay attention to the following materials (at a minimum): chromium, toluene, pickle liquor, sulfuric acid, zinc and other water priority chemicals, and hazardous chemicals and wastes.

VIII.AA.3. Additional SWMP Requirements.

VIII.AA.3.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Document in the SWMP where any of the following may be exposed to precipitation or surface runoff: raw metal storage areas; finished metal storage areas; scrap disposal collection sites; equipment storage areas; retention and detention basins; temporary and permanent diversion dikes or berms; right-of-way or perimeter diversion devices; sediment traps and barriers; processing areas, including outside painting areas; wood preparation; recycling; and raw material storage.

VIII.AA.3.b. *Potential Pollutant Sources.* (See also Part V.F.4.) Document in the SWMP the following additional sources and activities that have potential pollutants associated with them: loading and unloading operations for paints, chemicals, and raw materials; outdoor storage activities for raw materials, paints, empty containers, corn cobs, chemicals, and scrap metals; outdoor manufacturing or processing activities such as grinding, cutting, degreasing, buffering, and brazing; onsite waste disposal practices for spent solvents, sludge, pickling baths, shavings, ingot pieces, and refuse and waste piles.

VIII.AA.4. Additional Inspection Requirements.

VIII.AA.4.a. *Inspections.* (See also Part IV.) At a minimum, include the following areas in all inspections: raw metal storage areas, finished product storage areas, material and chemical storage areas, spent solvents and chemical storage areas, recycling areas, loading and unloading areas, equipment storage areas, paint areas, drainage from roof and vehicle fueling and maintenance areas. Potential pollutants include chromium, zinc, lubricating oil, solvents, aluminum, oil and grease, methyl ethyl ketone, steel, and related material.

VIII.AA.5. *Sector-Specific Benchmarks.* (See also Part VI. of the permit.) Table VIII.AA-1 identifies benchmarks that apply to the specific subsectors of Sector AA. These benchmarks apply to both the primary industrial activity and any co-located industrial activities, which describe the site activities.

**Table VIII.AA-1.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Benchmark Monitoring Concentration
<b>Subsector AA1.</b> Fabricated Metal Products, except Coating (SIC 3411-3499; 3911-3915)	Total Aluminum	0.75 mg/L
	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
	Nitrate plus Nitrite Nitrogen	0.68 mg/L
<b>Subsector AA2.</b> Fabricated Metal Coating and Engraving (SIC 3479)	Total Zinc <sup>1</sup> (fresh water discharges)	Hardness Dependent
	Total Zinc (salt water discharges)	0.09 mg/L
	Nitrate plus Nitrite Nitrogen	0.68 mg/L

<sup>1</sup> The benchmark values of some metals are dependent on water hardness for fresh water discharges. For these parameters, permittees must determine the hardness of the receiving fresh water body (see Appendix D, "Calculating Hardness in Receiving Waters for Hardness Dependent Metals," for methodology), in accordance with Part VI.B.1.a., to identify the applicable 'hardness range' for determining their benchmark value applicable to their facility. The ranges occur in 25 mg/L increments. Hardness Dependent Benchmarks follow in the table below:

Water Hardness Range	Zinc (mg/L)
0-25 mg/L	0.04
25-50 mg/L	0.05
50-75 mg/L	0.08
75-100 mg/L	0.11
100-125 mg/L	0.13
125-150 mg/L	0.16
150-175 mg/L	0.18
175-200 mg/L	0.20
200-225 mg/L	0.23
225-250 mg/L	0.25
250+ mg/L	0.26

VIII.AA.6. Sector-Specific Indicator Monitoring. (See also Part VI.B.4 of the permit.) Table VIII.AA-2 identifies indicator monitoring parameters that apply to certain subsectors within Sector AA. These indicator monitoring parameters apply to both the primary industrial activity and any co-located industrial activities which describe the site activities.

**Table VIII.AA-2.**

Subsector (The permittee may be subject to requirements for more than one sector/subsector)	Parameter	Indicator Monitoring Reporting Unit
<b>Subsector AA1.</b> Fabricated Metal Products, except Coating (SIC 3411-3499; 3911-3915) and <b>Subsector AA2.</b> Fabricated Metal Coating and Engraving (SIC 3479)	Total Copper	mg/L

### **VIII.AB. Subpart AB– Transportation Equipment, Industrial or Commercial Machinery Facilities.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.AB.1. Covered Stormwater Discharges. The requirements in Subpart AB apply to stormwater discharges associated with industrial activity from Transportation Equipment, Industrial or Commercial Machinery facilities as identified by the SIC Codes specified under Sector AB in Table B-1 of Appendix B of the permit.

#### **VIII.AB.2. Additional SWMP Requirements.**

VIII.AB.2.a. *Drainage Area Site Map.* (See also Part V.F.2.c.) Identify in the SWMP where any of the following may be exposed to precipitation or surface runoff: vents and stacks from metal processing and similar operations.

### **VIII.AC. Subpart AC – Sector AC – Electronic and Electrical Equipment and Components, Photographic and Optical Goods.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.AC.1. Covered Stormwater Discharges. The requirements in Subpart AC apply to stormwater discharges associated with industrial activity from facilities that manufacture Electronic and Electrical Equipment and Components, Photographic and Optical goods as identified by the SIC Codes specified in Table B-1 of Appendix B of the permit.

VIII.AC.2. Additional Requirements. No additional sector-specific requirements apply.

### **VIII.AD. Subpart AD – Sector AD - Stormwater Discharges Designated by the Director as Requiring Permits.**

The permittee must comply with Part VIII. sector-specific requirements associated with the primary industrial activity and any co-located industrial activities, as defined in Appendix A. The sector-specific requirements apply to those areas of the facility where those sector-specific activities occur. These sector-specific requirements are in addition to any requirements specified elsewhere in this permit.

VIII.AD.1. Covered Stormwater Discharges. Sector AD is used to provide permit coverage for facilities designated by the Director as needing a stormwater permit, and any discharges of stormwater associated with industrial activity that do not meet the description of an industrial activity covered by Sectors A-AC.

VIII.AD.1.a. Eligibility for Permit Coverage. Because this sector is primarily intended for use by discharges designated by the Director as needing a stormwater permit (which is an atypical circumstance), and the facility may or may not normally be discharging stormwater associated with industrial activity, the applicant must obtain the Director's written permission to use this permit prior to submitting an NOI. If the applicant is authorized to use this permit, the applicant will still be required to ensure that the discharges meet the basic eligibility provisions of Part I. of this permit.

VIII.AD.2. Additional SWMP and Inspections Requirements. The Director will establish any additional SWMP and/or

Inspections requirements for the facility at the time of accepting the Notice of Intent to be covered by this permit. Additional requirements would be based on the nature of activities at the facility and the stormwater discharges.

VIII.AD.3. Sector-Specific Benchmarks and Effluent Limits. The Director will establish any additional monitoring and reporting requirements for the facility prior to authorizing the applicant to be covered by this permit. Additional monitoring requirements would be based on the nature of activities at the facility and the stormwater discharges.

## IX. NOTICE OF INTENT REQUIREMENTS

### IX.A. Contents of Notice of Intent

- IX.A.1. The owner's name, point of contact name (first name, last name), mailing address, e-mail address, telephone number;
- IX.A.2. The operator's name, point of contact name (first name, last name), address, e-mail address, telephone number;
- IX.A.3. Facility's information including: name and location of the facility, the latitude and longitude of the approximate center of the facility to the nearest 15 seconds, for which the NOI is being submitted;
- IX.A.4. The one or more six-digit North American Industry Classification System (NAICS) codes/descriptions that represents the economic activity of the facility;
- IX.A.5. A brief description of the site including: the total acreage of the site, total acreage of impervious surface, the runoff coefficient, and a description of existing stormwater management controls;
- IX.A.6. Existing quantitative data describing the concentration of pollutants in stormwater discharges;
- IX.A.7. For each outfall: outfall ID and description of location; latitude and longitude; Standard Industrial Code(s) associated with the outfall; name of the receiving water(s) and if the discharge is through a municipal separate storm sewer, the name of the operator of the storm sewer system; the name of the receiving water(s); water body ID#; receiving water body impairment; identify if receiving waters are subject to an EPA approved TMDL; and pollutants causing the impairment;
- IX.A.8. Four (4) digit SIC code that best represents the principal products or activities provided by the facility and any additional applicable SIC associated with regulated industrial activities and materials at the facility;
- IX.A.9. An identification of the appropriate Sector(s);
- IX.A.10. Existing stormwater controls;
- IX.A.11. A list of any pollutants limited in effluent guidelines to which a facility is subject under 40 CFR Subchapter N, any pollutants listed on a RIPDES permit to discharge process wastewater, and any information required under 40 CFR § 122.21(g)(iii)-(v);
- IX.A.12. The Stormwater Management Plan (SWMP) must be made available either by providing a Universal Resource Locator or URL for webpage where a copy of the current SWMP is available or submitting an electronic copy of the SWMP.
- IX.A.13. Additional information may be required by this division to be included as part of the NOI, if the Director determines that such information is reasonably necessary to determine whether or not to authorize the discharge under this permit.
- IX.A.14. A completed and signed NOI must be submitted electronically using NeT.

- IX.B. Deficient NOI. If any portion of the NOI does not meet one or more of the minimum requirements of this part, then the applicant will be notified by a deficiency letter at any point within the review period. It is the responsibility of the applicant to make all required changes and resubmit the NOI. The review period will recommence upon the received submittal date of the revised NOI.

## X. GENERAL REQUIREMENTS

**X.A.** Duty to Comply. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of Chapter 46-12 of the Rhode Island General Laws and the CWA and is grounds for enforcement action which may include permit termination, revocation and reissuance, modification, or for the denial of a permit renewal application and the imposition of penalties.

X.A.1. The permittee shall comply with effluent standards or prohibitions established under Section 307(a) of the CWA for toxic pollutants within the time provided in the regulations that establish these standards or prohibitions, even if the permit has not yet been modified to incorporate this requirement.

X.A.2. Section 309 of the CWA provides significant penalties for any person who violates a permit condition implementing Sections 301, 302, 306, 307, 308, 318 or 405 of the CWA or any permit condition or limitation implementing any such sections in a permit issued under Section 402 of the CWA. Any person who violates any condition of this permit is subject to a civil penalty of up to \$25,000 per day of such violation, as well as any other appropriate sanctions provided by Section 309 of the CWA. Section 309 of the CWA provides that any person who knowingly makes any false material statement, representation, or certification in any record or other document submitted or required to be maintained under this permit, including reports of compliance or noncompliance shall, upon conviction, be punished by a fine of up to \$10,000 or by imprisonment of not more than two (2) years, or by both.

X.A.3. Chapter 46-12 of the Rhode Island General Laws provides that any person who violates a permit condition is subject to a civil penalty of not more than \$25,000 per day of such violation. Any person who willfully or negligently violates a permit condition is subject to a criminal penalty of not more than \$25,000 per day of such violation and imprisonment for not more than five (5) years, or both. Any person who knowingly makes any false statement in connection with the permit is subject to a criminal penalty of not more than \$5,000 for each instance of violation or by imprisonment for not more than thirty (30) days, or both.

**X.B.** Continuation of the Expired General Permit. Provided the permittee has re-applied in accordance with paragraph C below, an expired general permit continues in force and effect until a new general permit is issued. Only those facilities previously authorized to discharge under the expired permit are covered by the continued permit.

**X.C.** Duty to Reapply. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain authorization as required by the new permit once the Department issues it.

**X.D.** Need to Halt or Reduce Activity Not a Defense. It shall not be a defense for the 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.

**X.E.** 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.

**X.F.** Duty to Provide Information. The permittee shall furnish to the Department, 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 furnish to the Director any copies that are required to be kept as part of this permit.

**X.G.** Signatory Requirements. All Notices of Intent, Stormwater Management Plans, reports, certifications, or information either submitted to the Director, or that this permit requires to be maintained by the permittee, shall be signed and certified in accordance with Title 250 RICR-150-10-1 § 1.12. Rhode Island General Laws, Chapter 46-12 provides that any person who knowingly makes an false statements, 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 up

to \$5,000 per violation, or by imprisonment for not more than thirty (30) days per violation, or by both.

**X.H.** Oil and Hazardous Substance Liability. 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 to which the permittee is or may be subject under Section 311 of the CWA.

**X.I.** Release in Excess of Reportable Quantities. If a release in excess of reportable quantities occurs, the permittee must notify the Office of Water Resources immediately. This permit does not relieve the permittee of the reporting requirements of 40 CFR 117 and 40 CFR 302. The discharge of hazardous substances in the stormwater discharge(s) from a facility shall be minimized in accordance with the applicable stormwater management plan for the facility, and in no case, during any 24-hour period, shall the discharge(s) contain a hazardous substance equal to or in excess of reportable quantities.

**X.J.** Property Rights. The issuance of this permit does not convey any property rights of any sort, nor any exclusive privileges, nor does it authorize any injury to private property nor any invasion of personal rights, nor any infringement of Federal, State, or local laws or regulations.

**X.K.** Severability. The provisions of this permit are severable, and if any provision 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.

**X.L.** Transfers. This permit is not transferable. The Director may require the operator to apply for and obtain an individual RIPDES permit as stated in Part X.T. of this permit.

**X.M.** State 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.

**X.N.** Proper Operations 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 and with the requirements of stormwater management plans. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. Proper operation and maintenance requires the operations of backup or auxiliary facilities or similar systems, installed by a permittee only when necessary to achieve compliance with the conditions of the permit.

**X.O.** Monitoring and Records.

X.O.1. Samples and measurements taken for the purpose of monitoring shall be representative of the volume and nature of the discharge over the sampling and reporting period.

X.O.2. The permittee shall retain records of all monitoring including all calibration and maintenance records and all original strip chart recordings from 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 (5) years from the date of the sample, measurement, report, or application. This period may be extended by request of the Director at any time.

X.O.3. Records of monitoring information shall include:

- The date, exact place, and time of sampling or measurements;
- The individual(s) who performed the sampling or measurements;
- The date(s) analyses were performed;
- The individual(s) who performed the analyses;
- The analytical techniques or methods used; and

- The results of such analyses.

X.O.4. Monitoring must be conducted according to test procedures approved under 40 CFR 136 and applicable Rhode Island regulations, unless other test procedures have been specified in this permit.

X.O.5. The CWA 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 up to \$10,000 per violation or by imprisonment for not more than six months per violation, or by both. Chapter 46-12 of the Rhode Island General Laws also provides that such acts are subject to a fine of up to \$5,000 per violation, or by imprisonment for not more than thirty (30) days per violation, or by both.

X.O.6. Monitoring results must be reported electronically using NetDMR.

X.O.7. If the permittee monitors any pollutants more frequently than required by this permit, using test procedures approved under 40 CFR 136, applicable State regulations, 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.

**X.P. Bypass of Stormwater Control Facilities**

X.P.1. *Anticipated Bypass.* If the permittee knows in advance of the need for a bypass, he or she shall notify this Department in writing at least ten days prior to the date of the bypass. Such notice shall include the anticipated quantity and the anticipated effect of the bypass.

X.P.2. *Unanticipated Bypass.* The permittee shall submit notice of an unanticipated bypass. Any information regarding the unanticipated bypass shall be provided orally within twenty-four hours from the time the permittee became aware of the circumstances. A written submission shall also be provided within five (5) days of the time the permittee became aware of the bypass. The written submission shall contain a description of the bypass and its cause; the period of the bypass, including exact dates and times, and if the bypass has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass.

X.P.3. *Prohibition of Bypass.*

X.P.3.a. Bypass is prohibited and enforcement action against the permittee may be taken for the bypass unless:

X.P.3.a.1. The bypass was unavoidable to prevent loss of life, personal injury or severe property damage;

X.P.3.a.2. There was no feasible alternative to the bypass, such as the use of auxiliary treatment facilities, retention of untreated waste, or maintenance during normal periods of equipment downtime. This condition is not satisfied if the permittee should, in the exercise of reasonable engineering judgement, have installed adequate backup equipment to prevent a bypass which occurred during normal periods of equipment downtime or preventative maintenance; and

X.P.3.a.3. The permittee submitted notices as required in paragraphs X.P.1. and X.P.2. above.

X.P.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 of paragraph X.P.3.a., above.

**X.Q. Upset Conditions**

X.Q.1. An upset constitutes an affirmative defense to an action brought for noncompliance with technology-based permit limitations if the requirements of Part X.Q.2. below are met. No determination made during administrative review of claims that non-compliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review.

X.Q.2. A permittee who wishes to establish an affirmative defense of an upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence, that:

1. An upset occurred and the permittee can identify the specific causes(s) of the upset;
2. The permittee facility was at the time being properly operated;
3. The permittee submitted notice of the upset as required in Title 250 RICR-150-10-1 § 1.14(U); and
4. The permittee complied with any remedial measures required under Title 250 RICR-150-10-1 § 1.14(E).

X.Q.3. In any enforcement proceeding the permittee seeking to establish the occurrence of an upset has the burden of proof.

**X.R. Inspection and Entry**. The permittee shall allow the Director or an authorized representative of DEM, upon 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 this permit;
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, or operations regulated or required under this permit; and
4. Sample or monitor any substances or parameters at any location, at reasonable times, for the purposes of assuring permit compliance or as otherwise authorized by the CWA or Rhode Island General Law.

**X.S. Permit Actions**. This permit may be modified, revoked and reissued, or terminated for cause, including but not limited to: violation of any terms or conditions of this permit; obtaining the permit by misrepresentation or failure to disclose all relevant facts; or a change in any condition that requires either a temporary or permanent reduction or elimination of the authorized discharge. 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.

**X.T. Requiring an Individual Permit or an Alternative General Permit**

X.T.1. The Director of the Department of Environmental Management (DEM) may require any owner or operator authorized to discharge stormwater under this permit to apply for and obtain either an individual or an alternative RIPDES general permit. Any interested person may petition the Director to take action under this paragraph. The Director may determine at his or her own discretion that an individual or an alternative general permit is required.

X.T.2. Any owner or operator authorized to discharge stormwater by this permit may request to be excluded from coverage of this permit by applying for an individual permit or participating in an applicable group permit.

The owner or operator shall submit an individual application (Form 1 and Form 2F) with reasons supporting the request, or participate in a group application in accordance with the requirements of 40 CFR 122.26, to the Director. The request may be granted by issuance of an individual permit or an alternative general permit if the reasons cited by the owner or operator are adequate to support the request. The Director shall notify the permittee within a timely fashion as to whether or not the request has been granted.

X.T.3. If a facility requests or is required to obtain coverage under an individual or an alternative general permit, then authorization to discharge stormwater under this permit shall automatically be terminated on the date of issuance of the individual or the alternative general permit. Until such time as an alternative permit is issued, the existing general permit remains fully in force.

**X.U. Reopener Clause.** The Director reserves the right to make appropriate revisions to this permit in order to incorporate any appropriate effluent limitations, schedules of compliance, or other provisions which may be authorized under the CWA or State Law. In accordance with Title 250 RICR-150-10-1 §§ 1.15 and 1.24, if any effluent standard or prohibition, or water quality standard is promulgated under the CWA or under State Law which is more stringent than any limitation on the pollutants limited in this permit, or controls pollutants not limited in the permit; then the Director may promptly reopen the permit and modify or revoke and reissue the permit to conform to the applicable standard.

**X.V. Availability of Reports.** Except for data determined to be confidential under Part X.W. below, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the DEM at 235 Promenade Street, Providence Rhode Island. As required by the CWA, effluent data shall not be considered confidential. Knowingly making any false statement on any such report may result in the imposition of criminal penalties as provided for in Section 309 of the CWA and under section 46-12-14 of the Rhode Island General Laws.

**X.W. Confidentiality of Information**

X.W.1. Any information submitted to DEM pursuant to these regulations may be claimed as confidential by the submitter, consistent with Rhode Island General Law 38-2-2. Any such claim must be asserted at the time of the submission in the manner prescribed on the application form or instructions or, in the case of other submissions, by stamping the words "confidential business information" on each page containing such information. If no claim is made at the time of submission, DEM may make the information available to the public without further notice.

X.W.2. Claims of confidentiality for the following information will be denied:

1. The name and address of any permit application or permittee;
2. Permit applications, permits and any attachments thereto; and
3. RIPDES effluent data.

**X.X. Right to Appeal.** Within thirty (30) days of receipt of notice of final authorization, the permittee or any interested person may submit a request to the Director for an adjudicatory hearing to appeal the decision to be covered under the general permit. The request for a hearing must conform to the requirements of Title 250 RICR-150-10-1 § 1.50.

## **Appendix A – Definitions, Abbreviations, and Acronyms**

**Action Area** – all areas to be affected directly or indirectly by the stormwater discharges, allowable non-stormwater discharges, and stormwater discharge-related activities, and not merely the immediate area involved in these discharges and activities.

**Best Management Practices (BMPs)** – schedules of activities, practices (and prohibitions of practices), structures, vegetation, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants to waters of the State. BMPs also include treatment requirements, operating procedures, and practices to control plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.

**Base Flood Elevation (BFE)** – the elevation of surface water resulting from a flood that has a 1% chance of equaling or exceeding that level in any given year.

**Co-located Industrial Activities** – Any industrial activities, excluding your primary industrial activity(ies), located on-site that are defined by Title 250 RICR-150-10-1 § 1.4(A)(111). An activity at a facility is not considered co-located if the activity, when considered separately, does not meet the description of a category of industrial activity covered by the stormwater regulations or identified by the SIC code list in Appendix B.

**Confidential Business Information (CBI)** – see 40 CFR Part 2 for relevant definitions of CBI:  
<https://www.govinfo.gov/content/pkg/CFR-2013-title40-vol1/pdf/CFR-2013-title40-vol1-part2-subpartB.pdf>

**Control Measure** – refers to any BMP or other method (including effluent limitations) used to prevent or reduce the discharge of pollutants to waters of the State.

**Director** – the Director of the Department of Environmental Management or any subordinate or subordinates to whom he delegated the powers and duties vested in him by these regulations.

**Discharge** – when used without qualification, means the "discharge of a pollutant."

**Discharge of a pollutant** – any addition of any "pollutant" or combination of pollutants to "waters of the State" from any "point source". This includes additions of pollutants into waters of the State from: surface runoff which is collected or channeled by man; discharges through pipes, sewers, or other conveyances, leading into privately-owned treatment works.

**Discharge Point** – for the purposes of this permit, the location where collected and concentrated stormwater flows are discharged from the facility such that the first receiving waterbody into which the discharge flows, either directly or through a separate storm sewer system, is a water of the State.

**Discharge-related activities** – activities that cause, contribute to, or result in stormwater and allowable non-stormwater point source discharges, and measures such as the siting, construction, and operation of BMPs to control, reduce, or prevent pollution in the discharges.

**Effluent Limitations** – as defined in 40 CFR § 122.2.

**Effluent Limitations Guideline (ELG)** – defined in 40 CFR § 122.2 as a regulation published by the Administrator under section 304(b) of CWA to adopt or revise "effluent limitations."

**EPA Approved or Established Total Maximum Daily Loads (TMDLs)** – “EPA Approved TMDLs” are those that are developed by a State and approved by EPA. “EPA Established TMDLs” are those that are issued by EPA.

**Existing Discharger** – an operator applying for coverage under this permit for discharges authorized previously under a RIPDES general or individual permit.

**Facility or Activity** – any RIPDES “point source” (including land or appurtenances thereto) that is subject to regulation under the RIPDES program.

**Federal Facility** – any buildings, installations, structures, land, public works, equipment, aircraft, vessels, and other vehicles and property, owned by, or constructed or manufactured for the purpose of leasing to, the federal government.

**Impaired Water** (or “Water Quality Impaired Water”) – a water is impaired for purposes of this permit if it has been identified by a State, Tribe, or EPA pursuant to Section 303(d) of the Clean Water Act as not meeting applicable State or Tribal water quality standards. Impaired waters include both waters with approved or established TMDLs, and those for which a TMDL has not yet been approved or established.

**Industrial Activity** – the 10 categories of industrial activities included in the definition of “stormwater discharges associated with industrial activity” as defined in Title 250 RICR-150-10-1 § 1.4(A)(111).

**Industrial Stormwater** – stormwater runoff from industrial activity.

**Municipal Separate Storm Sewer** – means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):

- (i) Owned or operated by a city or town or the State district association, or other public body (created by or pursuant to State law) having jurisdiction over disposal of sewage, industrial wastes, stormwater, or other wastes, including special districts under State law such as a sewer district, flood control district or drainage district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under section 208 of the CWA that discharges to waters of the State;
- (ii) Designed or used for collecting or conveying stormwater;
- (iii) Which is not a combined sewer; and
- (iv) Which is not part of a Publicly Owned Treatment Works (POTW) as defined in Title 250 RICR-150-10-1 § 1.4(A)(87).

**Natural Background** - For the purposes of this permit natural background pollutants include those substances that are naturally occurring in soils or groundwater. Natural background pollutants do not include legacy pollutants from earlier activity on the site, or pollutants in run-on from neighboring sources which are not naturally occurring.

**New Discharger** – a facility from which there is a discharge, that did not commence the discharge at a particular site prior to August 13, 1979, which is not a new source, and which has never received a finally effective RIPDES permit for discharges at that site.

**New Source** – any building, structure, facility, or installation from which there is or may be a “discharge of pollutants,” the construction of which commenced:

- (i) after promulgation of standards of performance under section 306 of the CWA which are applicable to such source, or
- (ii) after proposal of standards of performance in accordance with section 306 of the CWA which are applicable to such source, but only if the standards are promulgated in accordance with section 306 within 120 days of their proposal.

**New Source Performance Standards (NSPS)** – technology-based standards for facilities that qualify as new sources under 40 CFR § 122.2 and 40 CFR § 122.29.

**No exposure** – all industrial materials or activities are protected by a storm-resistant shelter to prevent exposure to rain, snow, snowmelt, and/or runoff.

**NAICS Code** – The one or more six-digit North American Industry Classification System (NAICS) codes/description that represents the economic activity of the facility.

**Operator** – any entity with a stormwater discharge associated with industrial activity that meets either of the following two criteria:

- (i) The entity has operational control over industrial activities, including the ability to modify those activities; or
- (ii) The entity has day-to-day operational control of activities at a facility necessary to ensure compliance with the permit (e.g., the entity is authorized to direct workers at a facility to carry out activities required by the permit).

**Owner** – the legal name of the person, firm, public (municipal) organization, or any other entity that owns the facility seeking authorization under this permit.

**Outfall** – see “Discharge Point”.

**Person** – an individual, association, partnership, corporation, municipality, State or Federal agency, or an agent or employee thereof.

**Personally Identifiable Information (PII)** – information that can be used to distinguish or trace an individual’s identity, either alone or when combined with other personal or identifying information that is linked or linkable to a specific individual.

**Point source** – 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 stormwater runoff.

**Pollutant** – dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt, and industrial, municipal, and agricultural waste discharged into water.

**Pollutant of concern** – A pollutant which causes or contributes to a violation of a water quality standard, including a pollutant which is identified as causing an impairment in a state's Integrated Water Quality Monitoring and Assessment Report.

**Primary industrial activity** – includes any activities performed on-site which are (1) identified by the facility's primary SIC code; or (2) included in the narrative descriptions of Title 250 RICR-150-10-1 § 1.4(A)(111). [For co-located activities covered by multiple SIC codes, it is recommended that the primary industrial determination be based on the value of receipts or revenues or, if such information is not available for a particular facility, the number of employees or production rate for each process may be compared. The operation that generates the most revenue or employs the most personnel is the operation in which the facility is primarily engaged. In situations where the vast majority of on-site activity falls within one SIC code, that activity may be the primary industrial activity.]

**Qualified Personnel** – Qualified personnel are those who possess the knowledge and skills to assess conditions and activities that could impact stormwater quality at your facility, and who can also evaluate the effectiveness of control measures.

**Reportable Quantity Release** – a release of a hazardous substance at or above the established legal threshold that requires emergency notification. Refer to 40 CFR Parts 110, 117, and 302 for complete definitions and reportable quantities for which notification is required.

**Restricted Information** – for the purposes of this permit, information that is privileged or that is otherwise protected from disclosure pursuant to applicable statutes, Executive Orders, or regulations. Such information includes but is not limited to: classified national security information, protected critical infrastructure information, sensitive security information, and proprietary business information.

**Runoff coefficient** – the fraction of total rainfall that will appear at the conveyance as runoff. See 40 CFR § 122.26(b)(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 section 313 of Title III of SARA; fertilizers; pesticides; and waste products such as ashes, slag and sludge that have the potential to be released with stormwater discharges.

**Source Control BMPs** - means structures or operations that are intended to prevent pollutants from coming into contact with stormwater through physical separation of areas or careful management of activities that are sources of pollutants. This permit separates source control into two types: *structural source control BMPs* (e.g., *building of storm-resistant shelters, berms, secondary containment*) and *operational source control BMPs* (e.g., *increase or improve sweep technology*).

**Stormwater** – stormwater runoff, snow melt runoff, and surface runoff and drainage.

**Stormwater Discharges Associated with Construction Activity** – a discharge of pollutants in stormwater runoff from areas where soil disturbing activities (e.g., clearing, grading, or excavating), construction materials, or equipment storage or maintenance (e.g., fill piles, borrow areas, concrete truck washout, fueling), or other industrial stormwater directly related to the construction process (e.g., concrete or asphalt batch plants) are located.

**Stormwater Discharges Associated with Industrial Activity** – means the discharge from any conveyance which is used for collecting and conveying stormwater to separate storm sewers and/or directly to a water body and which 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 RIPDES program under 40 CFR Part 122. For the categories of industries identified in this section, the term includes, but is not limited to, stormwater 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 at 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 stormwater. 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 stormwater 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 Title 250 RICR-150-10-1 § 1.4(A)(111)) include those facilities designated under the provisions of Title 250 RICR-150-10-1 § 1.32(A)(1)(g).

**Tier 2 Waters** – For antidegradation purposes, pursuant to 40 CFR § 131.12(a)(2), Tier 2 waters are characterized as having water quality that exceeds the levels necessary to support propagation of fish, shellfish, and wildlife and recreation in and on the water.

**Tier 2.5 Waters** – For antidegradation purposes, Tier 2.5 waters are those waters designated by States or Tribes as neither Tier 2 nor Tier 3. These waters are given a level of protection equal to and above that given to Tier 2 waters, but less than that given Tier 3 waters.

**Tier 3 Waters** – for antidegradation purposes, pursuant to 40 CFR § 131.12(a)(3), Tier 3 waters are identified by States or Tribes as having high quality waters constituting an Outstanding National Resource Water (ONRW), which may include waters of National Parks and State Parks, wildlife refuges, and waters of exceptional recreational or ecological significance.

**Total Maximum Daily Loads (TMDLs)** – a TMDL is a calculation of the maximum amount of a pollutant that a water body can receive and still meet water quality standards, and an allocation of that amount to the pollutant's sources. A TMDL includes wasteload allocations (WLAs) for point source discharges; load allocations (Las) for nonpoint sources and/or natural background and must include a margin of safety (MOS) and account for seasonal variations.

**Treatment BMPs** – means BMPs that are intended to remove pollutants from stormwater (e.g., filtration BMPs, bioswales).

**Water Quality Impaired** – See 'Impaired Water'.

**Water Quality Standards** – the physical, chemical, biological, and esthetic characteristics of a water body as described by State water quality criteria or the water quality which would result from existing discharges under design conditions, whichever is more stringent as determined by the Department.

## **A.2. ABBREVIATIONS AND ACRONYMS**

BAT – Best Available Technology Economically Achievable  
BCT – Best Conventional Pollutant Control Technology (for conventional pollutants)  
BFE – Base Flood Elevation  
BOD5 – Biochemical Oxygen Demand (5-day test)  
BMP – Best Management Practice  
BPJ – Best Professional Judgment  
BPT – Best Practicable Control Technology Currently Available  
CBI – Confidential Business Information  
CERCLA – Comprehensive Environmental Response, Compensation and Liability Act  
CGP – Construction General Permit  
COD – Chemical Oxygen Demand  
CWA – Clean Water Act (or the Federal Water Pollution Control Act, 33 U.S.C. §1251 *et seq*)  
CWT – Centralized Waste Treatment  
DMR – Discharge Monitoring Report  
ELG – Effluent Limitations Guidelines  
EPA – U. S. Environmental Protection Agency  
ESA – Endangered Species Act  
FWS – U. S. Fish and Wildlife Service  
LA – Load Allocations  
MDMR – MSGP Discharge Monitoring Report  
MGD – Million Gallons per Day  
MOS – Margin of Safety  
MS4 – Municipal Separate Storm Sewer System  
MSDS – Material Safety Data Sheet  
MSGP – Multi-Sector General Permit  
NAICS – North American Industry Classification System  
NDC – No Discharge Certification  
NEC – No Exposure Certification  
NEPA – National Environmental Policy Act  
NeT – NPDES eReporting Tool  
NetDMR – Network Discharge Monitoring Report  
NHPA – National Historic Preservation Act  
NMFS – U. S. National Marine Fisheries Service  
NOI – Notice of Intent  
NOT – Notice of Termination  
NPDES – National Pollutant Discharge Elimination System  
NRC – National Response Center  
NRHP – National Register of Historic Places  
NSPS – New Source Performance Standards  
NTU – Nephelometric Turbidity Unit  
OMB – U. S. Office of Management and Budget  
ORW – Outstanding Resource Water

OSM – U. S. Office of Surface Mining  
POTW – Publicly Owned Treatment Works  
RCRA – Resource Conservation and Recovery Act  
RICR – Rhode Island Code of Regulations  
RIDEM – Rhode Island Department of Environmental Management  
RIPDES – Rhode Island Pollutant Discharge Elimination System  
RQ – Reportable Quantity  
SARA – Superfund Amendments and Reauthorization Act  
SIC – Standard Industrial Classification  
SMCRA – Surface Mining Control and Reclamation Act  
SPCC – Spill Prevention, Control, and Countermeasures  
SWMP – Stormwater Management Plan  
TMDL – Total Maximum Daily Load  
TSDF – Treatment, Storage, or Disposal Facility  
TSS – Total Suspended Solids  
USGS – United States Geological Survey  
WLA – Wasteload Allocation  
WQS – Water Quality Standard

## **Appendix B – Facilities and Activities Covered**

The permit eligibility is limited to discharges from facilities in the “sectors” of industrial activity summarized in Table B-1. These sector descriptions are based on Standard Industrial Classification (SIC) Codes and Industrial Activity Codes. References to “sectors” in this permit (e.g., sector-specific monitoring requirements) refer to these groupings.

**Table B-1. Sectors of Industrial Activity Covered by This Permit**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code or Activity Code	Activity Represented
<b>SECTOR A: TIMBER PRODUCTS</b>		
A1	2421	General Sawmills and Planing Mills
A2	2491	Wood Preserving
A3	2411	Log Storage and Handling
A4	2426	Hardwood Dimension and Flooring Mills
	2429	Special Product Sawmills, Not Elsewhere Classified
	2431-2439 (except 2434)	Millwork, Veneer, Plywood, and Structural Wood (see Sector W)
	2448	Wood Pallets and Skids
	2449	Wood Containers, Not Elsewhere Classified
	2451, 2452	Wood Buildings and Mobile Homes
	2493	Reconstituted Wood Products
	2499	Wood Products, Not Elsewhere Classified
	2441	Nailed and Lock Corner Wood Boxes and Shook
<b>SECTOR B: PAPER AND ALLIED PRODUCTS</b>		
B1	2631	Paperboard Mills
B2	2611	Pulp Mills
	2621	Paper Mills
	2652-2657	Paperboard Containers and Boxes
	2671-2679	Converted Paper and Paperboard Products, Except Containers and Boxes
<b>SECTOR C: CHEMICALS AND ALLIED PRODUCTS</b>		
C1	2873-2879	Agricultural Chemicals
C2	2812-2819	Industrial Inorganic Chemicals
C3	2841-2844	Soaps, Detergents, and Cleaning Preparations; Perfumes, Cosmetics, and Other Toilet Preparations
C4	2821-2824	Plastics Materials and Synthetic Resins, Synthetic Rubber, Cellulosic and Other Manmade Fibers Except Glass
C5	2833-2836	Medicinal Chemicals and Botanical Products; Pharmaceutical Preparations; <i>in vitro</i> and <i>in vivo</i> Diagnostic Substances; and Biological Products, Except Diagnostic Substances
	2851	Paints, Varnishes, Lacquers, Enamels, and Allied Products
	2861-2869	Industrial Organic Chemicals
	2891-2899	Miscellaneous Chemical Products
	3952 (limited to list of inks and paints)	Inks and Paints, Including China Painting Enamels, India Ink, Drawing Ink, Platinum Paints for Burnt Wood or Leather Work, Paints for China Painting, Artist's Paints and Artist's Watercolors
	2911	Petroleum Refining

**Table B-1. Sectors of Industrial Activity Covered by This Permit**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code or Activity Code	Activity Represented
<b>SECTOR D: ASPHALT PAVING AND ROOFING MATERIALS AND LUBRICANTS</b>		
D1	2951, 2952	Asphalt Paving and Roofing Materials
D2	2992, 2999	Miscellaneous Products of Petroleum and Coal
<b>SECTOR E: GLASS, CLAY, CEMENT, CONCRETE, AND GYPSUM PRODUCTS</b>		
E1	3251-3259	Structural Clay Products
	3261-3269	Pottery and Related Products
E2	3271-3275	Concrete, Gypsum, and Plaster Products
E3	3211	Flat Glass
	3221, 3229	Glass and Glassware, Pressed or Blown
	3231	Glass Products Made of Purchased Glass
	3241	Hydraulic Cement
	3281	Cut Stone and Stone Products
	3291-3299	Abrasive, Asbestos, and Miscellaneous Nonmetallic Mineral Products
<b>SECTOR F: PRIMARY METALS</b>		
F1	3312-3317	Steel Works, Blast Furnaces, and Rolling and Finishing Mills
F2	3321-3325	Iron and Steel Foundries
F3	3351-3357	Rolling, Drawing, and Extruding of Nonferrous Metals
F4	3363-3369	Nonferrous Foundries (Castings)
F5	3331-3339	Primary Smelting and Refining of Nonferrous Metals
	3341	Secondary Smelting and Refining of Nonferrous Metals
	3398, 3399	Miscellaneous Primary Metal Products
<b>SECTOR G: METAL MINING (ORE MINING AND DRESSING)</b>		
G1	1021	Copper Ore and Mining Dressing Facilities
G2	1011	Iron Ores
	1021	Copper Ores
	1031	Lead and Zinc Ores
	1041, 1044	Gold and Silver Ores
	1061	Ferroalloy Ores, Except Vanadium
	1081	Metal Mining Services
	1094, 1099	Miscellaneous Metal Ores
<b>SECTOR H: COAL MINES AND COAL MINING-RELATED FACILITIES</b>		
H1	1221-1241	Coal Mines and Coal Mining-Related Facilities
<b>SECTOR I: OIL AND GAS EXTRACTION AND REFINING</b>		
I1	1311	Crude Petroleum and Natural Gas
	1321	Natural Gas Liquids
	1381-1389	Oil and Gas Field Services
<b>SECTOR J: MINERAL MINING AND DRESSING</b>		
J1	1442	Construction Sand and Gravel
	1446	Industrial Sand
J2	1411	Dimension Stone
	1422-1429	Crushed and Broken Stone, Including Rip Rap
	1481	Nonmetallic Minerals Services, Except Fuels
	1499	Miscellaneous Nonmetallic Minerals, Except Fuels

**Table B-1. Sectors of Industrial Activity Covered by This Permit**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code or Activity Code	Activity Represented
J3	1455, 1459	Clay, Ceramic, and Refractory Materials
	1474-1479	Chemical and Fertilizer Mineral Mining
<b>SECTOR K: HAZARDOUS WASTE TREATMENT, STORAGE, OR DISPOSAL FACILITIES</b>		
K1	HZ	Hazardous Waste Treatment, Storage, or Disposal Facilities, including those that are operating under interim status or a permit under subtitle C of RCRA
<b>SECTOR L: LANDFILLS, LAND APPLICATION SITES, AND OPEN DUMPS</b>		
L1	LF	All Landfill, Land Application Sites and Open Dumps
L2	LF	All Landfill, Land Application Sites and Open Dumps, except Municipal Solid Waste Landfill (MSWLF) Areas Closed in Accordance with 40 CFR 258.60
<b>SECTOR M: AUTOMOBILE SALVAGE YARDS</b>		
M1	5015	Automobile Salvage Yards
<b>SECTOR N: SCRAP RECYCLING FACILITIES</b>		
N1	5093	Scrap Recycling and Waste Recycling Facilities
<b>SECTOR O: STEAM ELECTRIC GENERATING FACILITIES</b>		
O1	SE	Steam Electric Generating Facilities, including coal handling sites
<b>SECTOR P: LAND TRANSPORTATION AND WAREHOUSING</b>		
P1	4011, 4013	Railroad Transportation
	4111-4173	Local and Highway Passenger Transportation
	4212-4231	Motor Freight Transportation and Warehousing
	4311	United States Postal Service
	5171	Petroleum Bulk Stations and Terminals
<b>SECTOR Q: WATER TRANSPORTATION</b>		
Q1	4412-4498	Water Transportation Facilities
	4499 *	Water Transportation Facilities Not Elsewhere Classified *except facilities engaged in marine wrecking ships for scrap, marine salvaging and ship dismantling.
<b>SECTOR R: SHIP AND BOAT BUILDING AND REPAIRING YARDS</b>		
R1	3731, 3732	Ship and Boat Building or Repairing Yards
<b>SECTOR S: AIR TRANSPORTATION FACILITIES</b>		
S1	4512-4581	Air Transportation Facilities
<b>SECTOR T: TREATMENT WORKS</b>		
T1	TW	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 farmlands, domestic gardens or lands used for sludge

**Table B-1. Sectors of Industrial Activity Covered by This Permit**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code or Activity Code	Activity Represented
		management where sludge is beneficially reused and which are not physically located in the confines of the facility, or areas that are in compliance with section 405 of the CWA
<b>SECTOR U: FOOD AND KINDRED PRODUCTS</b>		
U1	2041-2048	Grain Mill Products
U2	2074-2079	Fats and Oils Products
U3	2011-2015	Meat Products
	2021-2026	Dairy Products
	2032-2038	Canned, Frozen, and Preserved Fruits, Vegetables, and Food Specialties
	2051-2053	Bakery Products
	2061-2068	Sugar and Confectionery Products
	2082-2087	Beverages
	2091-2099	Miscellaneous Food Preparations and Kindred Products
	2111-2141	Tobacco Product
<b>SECTOR V: TEXTILE MILLS, APPAREL, AND OTHER FABRIC PRODUCT MANUFACTURING; LEATHER AND LEATHER PRODUCTS</b>		
V1	2211-2299	Textile Mill Products
	2311-2399	Apparel and Other Finished Products Made from Fabrics and Similar Materials
	3131-3199	Leather and Leather Products (note: see Sector Z1 for Leather Tanning and Finishing)
<b>SECTOR W: FURNITURE AND FIXTURES</b>		
W1	2434	Wood Kitchen Cabinets
	2511-2599	Furniture and Fixtures
<b>SECTOR X: PRINTING AND PUBLISHING</b>		
X1	2711-2796	Printing, Publishing, and Allied Industries
<b>SECTOR Y: RUBBER, MISCELLANEOUS PLASTIC PRODUCTS, AND MISCELLANEOUS MANUFACTURING INDUSTRIES</b>		
Y1	3011	Tires and Inner Tubes
	3021	Rubber and Plastics Footwear
	3052, 3053	Gaskets, Packing and Sealing Devices, and Rubber and Plastic Hoses and Belting
	3061, 3069	Fabricated Rubber Products, Not Elsewhere Classified
Y2	3081-3089	Miscellaneous Plastics Products
	3931	Musical Instruments
	3942-3949	Dolls, Toys, Games, and Sporting and Athletic Goods
	3951-3955 (except 3952 – see Sector C)	Pens, Pencils, and Other Artists' Materials
	3961, 3965	Costume Jewelry, Costume Novelties, Buttons, and Miscellaneous Notions, Except Precious Metal
	3991-3999	Miscellaneous Manufacturing Industries
<b>SECTOR Z: LEATHER TANNING AND FINISHING</b>		
Z1	3111	Leather Tanning and Finishing
<b>SECTOR AA: FABRICATED METAL PRODUCTS</b>		

**Table B-1. Sectors of Industrial Activity Covered by This Permit**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code or Activity Code	Activity Represented
AA1	3411-3499 (except 3479)	Fabricated Metal Products, Except Machinery and Transportation Equipment, and Coating, Engraving, and Allied Services.
	3911-3915	Jewelry, Silverware, and Plated Ware
AA2	3479	Fabricated Metal Coating and Engraving
<b>SECTOR AB: TRANSPORTATION EQUIPMENT, INDUSTRIAL OR COMMERCIAL MACHINERY</b>		
AB1	3511-3599 (except 3571- 3579)	Industrial and Commercial Machinery, Except Computer and Office Equipment (see Sector AC)
	3711-3799 (except 3731, 3732)	Transportation Equipment Except Ship and Boat Building and Repairing (see Sector R)
<b>SECTOR AC: ELECTRONIC, ELECTRICAL, PHOTOGRAPHIC, AND OPTICAL GOODS</b>		
AC1	3571-3579	Computer and Office Equipment
	3812-3873	Measuring, Analyzing, and Controlling Instruments; Photographic and Optical Goods, Watches, and Clocks
	3612-3699	Electronic and Electrical Equipment and Components, Except Computer Equipment
<b>SECTOR AD: NON-CLASSIFIED FACILITIES</b>		
AD1	Other stormwater discharges designated by the Director as needing a permit (see 40 CFR 122.26(a)(9)(i)(C) & (D)) or any facility discharging stormwater associated with industrial activity not described by any of Sectors A-AC. NOTE: Facilities may not elect to be covered under Sector AD. Only the Director may assign a facility to Sector AD.	

**TABLE B-2. EFFLUENT GUIDELINES APPLICABLE TO DISCHARGES  
THAT MAY BE ELIGIBLE FOR PERMIT COVERAGE**

Effluent Guideline	New source performance standards included in effluent guidelines?	Sectors with Affected Facilities	Parameter	Numeric Limitation
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas [40 CFR Part 429, Subpart I (established January 26, 1981)].	Yes	A	pH Debris (woody material such as bark, twigs, branches, heartwood, or sapwood)	6.0-9.0 s.u. No discharge of debris that will not pass through a 2.5 cm (1") diameter round opening
Contaminated runoff from phosphate fertilizer manufacturing facilities [40 CFR Part 418 Subpart A (established April 8, 1974)].	Yes	C	Total Phosphorus (as P) Fluoride	105.0 mg/L, daily max. 35 mg/L, 30-day avg  75.0 mg/L, daily max. 25.0 mg/L, 30-day avg

**TABLE B-2. EFFLUENT GUIDELINES APPLICABLE TO DISCHARGES  
THAT MAY BE ELIGIBLE FOR PERMIT COVERAGE**

Effluent Guideline	New source performance standards included in effluent guidelines?	Sectors with Affected Facilities	Parameter	Numeric Limitation
Runoff from asphalt emulsion facilities [40 CFR Part 443, Subpart A (established July 24, 1975)].	Yes	D	TSS Oil and Grease pH	23.0 mg/L, daily max. 15.0 mg/L, 30-day avg 15.0 mg/L, daily max. 10 mg/L, 30-day avg 6.0-9.0 s.u.
Runoff from material storage piles at cement manufacturing facilities [40 CFR Part 411 Subpart C (established February 23, 1977)].	Yes	E	TSS pH	50 mg/L daily max. 6.0-9.0 s.u.
Mine dewatering discharges at crushed stone mines [40 CFR Part 436, Subpart B].	No	J	pH	6.0-9.0 s.u.
Mine dewatering discharges at construction sand and gravel mines [40 CFR Part 436, Subpart C].	No	J	pH	6.0-9.0 s.u.
Mine dewatering discharges at industrial sand mines [40 CFR Part 436, Subpart D].	No	J	TSS pH	45 mg/L, daily max. 25 mg/L, monthly avg max. 6.0-9.0 s.u.
Runoff from hazardous waste landfills, [40 CFR Part 445, Subpart A (established February 2, 2000)].	Yes	K	BOD <sub>5</sub> TSS Ammonia Alpha Terpineol Aniline Benzoic Acid Naphthalene p-Cresol Phenol Pyridine	220 mg/L, daily max. 56 mg/L, monthly avg max. 88 mg/L, daily max. 27 mg/L, monthly avg max. 10 mg/L, daily max. 4.9 mg/L, monthly avg max. 0.042 mg/L, daily max. 0.019 mg/L, monthly avg max. 0.024 mg/L, daily max. 0.015 mg/L, monthly avg max. 0.119 mg/L, daily max. 0.073 mg/L, monthly avg max. 0.059 mg/L, daily max. 0.022 mg/L, monthly avg max. 0.024 mg/L, daily max. 0.015 mg/L, monthly avg max. 0.048 mg/L, daily max. 0.029 mg/L, monthly avg max. 0.072 mg/L, daily max. 0.025 mg/L, monthly avg max.

**TABLE B-2. EFFLUENT GUIDELINES APPLICABLE TO DISCHARGES  
THAT MAY BE ELIGIBLE FOR PERMIT COVERAGE**

Effluent Guideline	New source performance standards included in effluent guidelines?	Sectors with Affected Facilities	Parameter	Numeric Limitation
			Arsenic (Total) Chromium (Total) Zinc (Total) pH	1.1 mg/L, daily max. 0.54 mg/L, monthly avg max. 1.1 mg/L daily max. 0.46 mg/L, monthly avg max. 0.535 mg/L, daily max. 0.296 mg/L, monthly avg max. 6.0-9.0 s.u.
Runoff from non-hazardous waste landfills, [40 CFR Part 445, Subpart B (established February 2, 2000)]. As set forth in 40 CFR Part 445, Subpart B, these numeric limitations apply to contaminated stormwater discharges from MSWLFs which have not been closed in accordance with 40 CFR 258.60, and contaminated stormwater discharges from those landfills which are subject to the provisions of 40 CFR Part 257 except for certain discharges.	Yes	L	BOD <sub>5</sub> TSS Ammonia Alpha Terpineol Benzoic Acid p-Cresol Phenol Zinc (Total) pH	140 mg/L, daily max. 37 mg/L, monthly avg max. 88 mg/L, daily max. 27 mg/L, monthly avg max. 10 mg/L, daily max. 4.9 mg/L, monthly avg max. 0.033 mg/L, daily max. 0.016 mg/L, monthly avg max. 0.12 mg/L, daily max. 0.071 mg/L, monthly avg max. 0.025 mg/L, daily max. 0.014 mg/L, monthly avg max. 0.026 mg/L, daily max. 0.015 mg/L, monthly avg max. 0.20 mg/L, daily max. 0.11 mg/L, monthly avg max. 6.0-9.0 s.u.
Coal pile runoff at steam electric generating facilities [40 CFR Part 423 (established November 19, 1982)].	Yes	O	TSS pH	50 mg/L daily max. 6.0-9.0 s.u.
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures [40 CFR Part 449 (established May 16, 2012)].	Yes	S	Ammonia as Nitrogen	14.7 mg/L, daily max.

**TABLE B-3a. BENCHMARK MONITORING APPLICABLE TO ALL FACILITIES**

Parameter	Benchmark Monitoring Concentration
Total Suspended Solids (TSS)	100 mg/L
Oil & Grease (O&G)	15 mg/L

**TABLE B-3b. SECTOR/SUBSECTOR-SPECIFIC BENCHMARK MONITORING**

MSGP Sector <sup>4</sup>	Industry Subsector	Required Parameters for Benchmark Monitoring
A	General Sawmills and Planning Mills	COD, TSS, Zinc.
	Wood Preserving Facilities	Arsenic, Copper.
	Log Storage and Handling	TSS.
	Hardwood Dimension and Flooring Mills	COD, TSS.
B	Paperboard Mills	COD.
C	Industrial Inorganic Chemicals	Aluminum, Nitrate + Nitrite N.
	Plastics, Synthetic Resins, etc.	Zinc.
	Soaps, Detergents, Cosmetics, Perfumes	Nitrate + Nitrite N, Zinc.
	Agricultural Chemicals	Nitrate + Nitrite N, Lead, Zinc, Phosphorus.
D	Asphalt Paving and Roofing Materials	TSS.
E	Clay Products	Aluminum.
	Concrete Products	TSS
F	Steel Works, Blast Furnaces, and Rolling and Finishing Mills.	Aluminum, Zinc.
	Iron and Steel Foundries	Aluminum, TSS, Copper, Iron, Zinc.
	Non-Ferrous Rolling and Drawing	Copper, Zinc.
	Non-Ferrous Foundries (Castings)	Copper, Zinc.
G <sup>5</sup>	Copper Ore Mining and Dressing	COD, TSS, Nitrate + Nitrite N
H	Coal Mines and Coal-Mining Related Facilities....	TSS, Aluminum
I	Oil and Gas Extraction and Refining	Oil & Grease
J	Dimension Stone, Crushed Stone, and Nonmetallic Minerals (except fuels)	TSS.
	Sand and Gravel Mining	Nitrate + Nitrite N, TSS.
K	Hazardous Waste Treatment Storage or Disposal	Ammonia, COD, Arsenic, Cadmium, Cyanide, Lead, Mercury, Selenium, Silver.
L	Landfills, Land Application Sites, and Open Dumps	TSS.
M	Automobile Salvage Yards	TSS, Aluminum, Lead, Oil & Grease
N	Scrap Recycling and Waste Recycling Facilities	Copper, Aluminum, Lead, Zinc, TSS, COD.
	Facilities where shredding activities and/or shredding materials are exposed to stormwater	PCBs (Arochlors 1016, 1221, 1232, 1242, 1248, 1254, 1260), Oil and Grease
	Facilities engaged in the processing of construction and demolition (C&D) debris.	PCBs (Arochlors 1016, 1221, 1232, 1242, 1248, 1254, 1260), Oil and Grease

<sup>4</sup> Table does not include parameters for compliance monitoring under effluent limitations guidelines.<sup>5</sup> See Sector G (Part VI.G.) for additional monitoring discharges from waste rock and overburden piles from active ore mining or dressing facilities.

**TABLE B-3b. SECTOR/SUBSECTOR-SPECIFIC BENCHMARK MONITORING**

MSGP Sector <sup>4</sup>	Industry Subsector	Required Parameters for Benchmark Monitoring
O	Steam Electric Generating Facilities	None
P	Land Transportation and Warehousing	Oil & Grease
	Facilities where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater	Aluminum, Lead, Zinc
Q	Water Transportation Facilities	Aluminum, Lead, Zinc, Oil & Grease
R	Boat building and Repair Facilities	Aluminum, Lead, Zinc, Oil & Grease
S	Airports with Deicing Activities <sup>6</sup>	BOD, COD, Ammonia, pH.
U	Grain Mill Products	TSS.
	Fats and Oils	BOD, COD, Nitrate + Nitrite N, TSS.
Y	Rubber Products	Zinc.
AA	Fabricated Metal Products Except Coating	Aluminum, Zinc, Nitrate + Nitrite N.
	Fabricated Metal Coating and Engraving	Zinc, Nitrate + Nitrite N.

**TABLE B-4 – NUMERIC LIMITATIONS FOR COAL PILE RUNOFF**

Parameter	Limit	Monitoring Frequency	Sample Type
Total Suspended Solids (TSS)	50 mg/L, max	1/year	Grab.
pH	6.0-9.0 min. and max	1/year	Grab.

<sup>6</sup> Monitoring requirement is for airports with deicing activities that utilize more than 100 tons of urea or more than 10,000 gallons of ethylene glycol per year.

**Appendix C – Notice of Intent (NOI) Form, No Exposure Certification (NEC) Form, No Discharge Certification (NDC) Form, Annual Report Forms**



RHODE ISLAND POLLUTANT DISCHARGE  
ELIMINATION SYSTEM (RIPDES)  
**NOTICE OF INTENT (NOI)**  
FOR MULTI-SECTOR GENERAL PERMIT

**DEM USE ONLY**

Date NOI Received \_\_\_\_\_

Date Fee Received \_\_\_\_\_

RIPDES# RIR \_\_\_\_\_

Data Group: G2A, G2B, G3A

**MARK ONLY ONE ITEM:**

Existing RIPDES Authorization No. RIR \_\_\_\_\_

New Permittee

**I. OWNER**

Formal Name:

Mailing Address:

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

E-mail Address:

Name of Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_

Phone: ( ) \_\_\_\_\_ Contact Person E-mail Address: \_\_\_\_\_

**II. OPERATOR (If Different from Owner)**

Formal Name:

Mailing Address:

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: ( ) \_\_\_\_\_

E-mail Address:

Name of Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_

Phone: ( ) \_\_\_\_\_ Contact Person E-mail Address: \_\_\_\_\_

**III. FACILITY INFORMATION**

Facility Name:

Street Address of Physical Facility:

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ E-mail Address

Latitude of Facility (in decimals) \_\_\_\_\_ Longitude of Facility (in decimals) \_\_\_\_\_

Estimated area of industrial activity at your facility exposed to stormwater (rounded to the nearest quarter acre):  
\_\_\_\_\_

Is your facility presently inactive and unstaffed?  YES  NO

Facility Type of Ownership:

Private

Corporation

Non-Government

Municipality

Municipal or Water District

School District

State

Federal

Mixed - Public/Private

Existing Quantitative Data: <input type="radio"/> YES <input type="radio"/> NO	Number of Outfalls: _____
Facility North American Industrial Classification System (NAICS) Code: _____	

#### IV. INDUSTRIAL ACTIVITY INFORMATION

Provide the 4-digit Standard Industrial Classification (SIC) codes or the 2-letter Activity Codes that best represent the principal products produced or services rendered by your facility and major co-located activities:

Primary \_\_\_\_\_

Secondary (if applicable) \_\_\_\_\_

Applicable sector(s) of industrial activity, as designated in Part I.B.1 of the MSGP (check all that apply):

<input type="checkbox"/> Sector A	<input type="checkbox"/> Sector F	<input type="checkbox"/> Sector K	<input type="checkbox"/> Sector P	<input type="checkbox"/> Sector U	<input type="checkbox"/> Sector Z
<input type="checkbox"/> Sector B	<input type="checkbox"/> Sector G	<input type="checkbox"/> Sector L	<input type="checkbox"/> Sector Q	<input type="checkbox"/> Sector V	<input type="checkbox"/> Sector AA
<input type="checkbox"/> Sector C	<input type="checkbox"/> Sector H	<input type="checkbox"/> Sector M	<input type="checkbox"/> Sector R	<input type="checkbox"/> Sector W	<input type="checkbox"/> Sector AB
<input type="checkbox"/> Sector D	<input type="checkbox"/> Sector I	<input type="checkbox"/> Sector N	<input type="checkbox"/> Sector S	<input type="checkbox"/> Sector X	<input type="checkbox"/> Sector AC
<input type="checkbox"/> Sector E	<input type="checkbox"/> Sector J	<input type="checkbox"/> Sector O	<input type="checkbox"/> Sector T	<input type="checkbox"/> Sector Y	<input type="checkbox"/> Sector AD

#### FEDERAL EFFLUENT LIMITATION GUIDELINES

Identify the Effluent Limitation Guidelines that apply to your discharge, please refer to Table B-2. in the permit.

Affected MSGP Sector (See Table B-2.)	Eligible Discharges (See Table B-2.)	Does your facility have any discharges subject to ELG?
		<input type="radio"/> YES <input type="radio"/> NO
		<input type="radio"/> YES <input type="radio"/> NO

<b>V. DISCHARGE INFORMATION</b> List all Stormwater Outfalls from your facility:	
Outfall ID: 001 Outfall Description:	List All Sectors/Subsectors Applicable to the Outfall:
Latitude (in decimals) _____ _____ _____	Longitude (in decimals) _____ _____ _____
Are outfall discharges subject to ELG?	<input type="radio"/> YES <input type="radio"/> NO
Does stormwater discharge to a Separate Storm Sewer System (MS4)? <input type="radio"/> YES <input type="radio"/> NO	MS4 owner/operator: _____
<b>RECEIVING WATER INFORMATION ASSOCIATED WITH OUTFALL:</b>	
Is Receiving Waterbody Fresh or Salt Water?	<input type="radio"/> FRESH <input type="radio"/> SALT
Is the Receiving Water an Unnamed Stream or Wetland not hydrologically connected to a Named Waterbody?	<input type="radio"/> YES <input type="radio"/> NO
If YES: Use "Unnamed Stream or Wetland "as the Name of the Receiving Water. Information for Water Body ID and Impairments is not applicable to the outfall. If NO: Provide Waterbody Name and Waterbody ID Number of the Named Waterbody that directly (through outfall or MS4) receives stormwater from the facility or it is the nearest hydrologically connected to the "Unnamed Stream or Wetland	
Waterbody Name: _____	Waterbody ID Number: _____
Is the Receiving Water an Impaired Water Body?	
<input type="radio"/> YES	<input type="radio"/> NO
If the receiving Waterbody is Impaired (on the CWA 303(d) list), list the cause(s) of impairments: _____	

Outfall ID: 002 Outfall Description: Latitude (in decimals) _____	List All Sectors/Subsectors Applicable to the Outfall: Longitude (in decimals) _____
Are outfall discharges subject to ELG?	<input type="radio"/> YES <input type="radio"/> NO
Does stormwater discharge to a Separate Storm Sewer System (MS4)? <input type="radio"/> YES <input type="radio"/> NO	MS4 owner/operator: _____
<b>RECEIVING WATER INFORMATION ASSOCIATED WITH OUTFALL:</b>	
Is Receiving Waterbody Fresh or Salt Water? <input type="radio"/> FRESH <input type="radio"/> SALT	
Is the Receiving Water an Unnamed Stream or Wetland not hydrologically connected to a Named Waterbody? <input type="radio"/> YES <input type="radio"/> NO	
If YES: Use "Unnamed Stream or Wetland "as the Name of the Receiving Water. Information for Water Body ID and Impairments is not applicable to the outfall. If NO: Provide Waterbody Name and Waterbody ID Number of the Named Waterbody that directly (through outfall or MS4) receives stormwater from the facility or it is the nearest hydrologically connected to the "Unnamed Stream or Wetland	
Waterbody Name: _____ Waterbody ID Number: _____	
Is the Receiving Water an Impaired Water Body? <input type="radio"/> YES <input type="radio"/> NO	
If the receiving Waterbody is Impaired (on the CWA 303(d) list), list the cause(s) of impairments: _____	

<b>VI. REGULATORY INFORMATION</b>	
<input type="checkbox"/> RCRA Permit # _____	<input type="checkbox"/> RIPDES Permit # _____
<input type="checkbox"/> Subject to Categorical Effluent Guidelines (Table B-2.)	<input type="checkbox"/> Presence of Pollutants listed in Tables 4-7
<input type="checkbox"/> Subject to Monitoring of Benchmarks (Tables B-3a and B-3b)	

## VII. OWNER/OPERATOR 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, I certify that 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. I am aware that it is the responsibility of the owner/operator to implement and amend the SWMP as appropriate in accordance with the requirements of the General Permit.

I further certify that a copy of this Notice of Intent (NOI) was submitted and received by the appropriate MS4 Operator\* on the date of \_\_\_\_\_ 20\_\_.

Print Name \_\_\_\_\_

Print Title \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

\* Refer to RIDEM website for Contact List of stormwater coordinators for each Municipality and RIDOT:

<http://www.dem.ri.gov/programs/benviron/water/permits/ripldes/stwater/index.htm>

## VIII. SWMP DEVELOPMENT CERTIFICATION

Your current SWMP or certain information from your SWMP must be submitted via NeT-MSGP.

I certify under penalty of law that a site specific SWMP was 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 implementing the SWMP, the SWMP is, to the best of my knowledge and belief, true, accurate, and complete at the time this certification is made and has been developed in accordance with the requirements of the Permit. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Print Name \_\_\_\_\_

Print Title \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

**TABLE 4- ORGANIC TOXIC POLLUTANTS**

<b>Volatiles</b>	<b>Base/Neutral Compounds</b>	<b>Pesticides</b>
acrolein	acenaphthene *	aldrin
acrylonitrile	acenaphthylene *	alpha-BHC
benzene	anthracene *	beta-BHC
bromoform	benzidine	gamma-BHC
carbon tetrachloride	benzo(a)anthracene *	delta-BHC
chlorobenzene	benzo(a)pyrene *	chlordane
chlorodibromomethane	3,4-benzofluoranthene *	4,4'-DDT
chloroethane	benzo(ghi)perylene *	4,4'-DDE
2-chloroethylvinyl ether	benzo(k)fluoranthene *	4,4'-DDD
chloroform	bis(2-chloroethoxy)methane	dieldrin
dichlorobromomethane	bis(2-chloroethyl)ether	alpha-endosulfan
1,1-dichloroethane	bis(2-chloroisopropyl)ether	beta-endosulfan
1,2-dichloroethane	4-bromophenyl phenyl ether	endosulfan sulfate
1,1-dichloroethylene	butylbenzyl phthalate	endrin
1,2-dichloropropane	2-chloronaphthalene	endrin aldehyde
1,3-dichloropropylene	4-chlorophenyl phenyl ether	heptachlor
ethylbenzene	chrysene *	heptachlor epoxide
methyl bromide	dibenzo (a,h)anthracene *	PCB-1242
methyl chloride	1,2-dichlorobenzene	PCB-1254
methylene chloride	1,3-dichlorobenzene	PCB-1221
1,1,2,2-tetrachloroethane	1,4-dichlorobenzene	PCB-1232
tetrachloroethylene	3,3'-dichlorobenzidine	PCB-1248
toluene	diethyl phthalate	PCB-1260
1,2-trans-dichloroethylene	dimethyl phthalate	PCB-1016
1,1,1-trichloroethane	di-n-butyl phthalate	toxaphene
1,1,2-trichloroethane	2,4-dinitrotoluene	
trichloroethylene	2,6-dinitrotoluene	
vinyl chloride	di-n-octyl phthalate	
	1,2-diphenylhydrazine (as azobenzene)	
	fluoranthene *	
	fluorene *	
	hexachlorobenzene	
	hexachlorobutadiene	
	hexachlorocyclopentadiene	
	hexachloroethane	
	indeno(1,2,3-cd)pyrene *	
	isophorone	
	naphthalene *	
	nitrobenzene	
	N-nitrosodimethylamine	
	N-nitrosodi-n-propylamine	
	N-nitrosodiphenylamine	
	phenanthrene *	
	pyrene *	
	1,2,4-trichlorobenzene	

\* = Polynuclear Aromatic Hydrocarbons

**TABLE 5 - TOXIC METALS, CYANIDE & PHENOL**

Antimony, Total  
Arsenic, Total  
Beryllium, Total  
Cadmium, Total  
Chromium, Total  
Chromium, Hexavalent  
Copper, Total  
Lead, Total  
Mercury, Total  
Nickel, Total  
Selenium, Total  
Silver, Total  
Thallium, Total  
Zinc, Total  
Cyanide, Total  
Phenols, Total

**TABLE 6 - CONVENTIONAL & NON-CONVENTIONAL POLLUTANTS**

Bromide  
Chlorine, Total Residual  
Color  
Fecal Coliform  
Fluoride  
Nitrate-Nitrite  
Nitrogen, Total Organic  
Oil & Grease  
Phosphorus, Total  
Radioactivity  
Sulfate  
Sulfide  
Sulfite  
Surfactants  
Aluminum, Total  
Barium, Total  
Boron, Total  
Cobalt, Total  
Iron, Total  
Magnesium, Total  
Molybdenum, Total  
Manganese, Total  
Tin, Total  
Titanium, Total

**TABLE 7 - HAZARDOUS SUBSTANCES & ASBESTOS**

**Toxic Pollutants**

Asbestos  
TCDD

**Hazardous Substances**

Acetaldehyde  
Allyl alcohol  
Allyl chloride  
Amyl Acetate  
Aniline  
Benzonitrile  
Benzyl Chloride  
Butyl acetate  
Butylamine  
Captan  
Carbaryl  
Carbofuran  
Carbon disulfide  
Chlorpyrifos  
Coumaphos  
Cresol  
Crotonaldehyde  
Cyclohexane  
2,4-D (2,4-Dichlorophenoxy acetic acid)  
Diazinon  
Dicamba  
Dichlone  
2,2-Dichloropropionic acid  
Dichlorvos  
Diethyl amine  
Dimethyl amine  
Dintrobenzene  
Diquat  
Disulfoton  
Diuron  
Epichlorohydrin  
Ethion  
Ethylene diamine  
Ethylene dibromide  
Formaldehyde  
Furfural  
Guthion  
Isoprene  
Isopropanolamine Dodecylbenzenesulfonate  
Kelthane  
Kepone  
Malathion  
Mercaptodimethur  
Methoxychlor  
Methyl mercaptan  
Methyl methacrylate  
Methyl parathion  
Mevinphos  
Mexacarbate  
Monoethyl amine  
Monomethyl amine  
Naled  
Naphthenic acid  
Nitrotoluene  
Parathion  
Phenolsulfonate  
Phosgene  
Propargite  
Propylene oxide  
Pyrethrins  
Quinoline  
Resorcinol  
Strontium  
Strychnine  
Styrene  
2,4,5-T (2,4,5-Trichlorophenoxy acetic acid)  
TDE (Tetrachlorodiphenylethane)  
2,4,5-TP [2-(2,4,5-Trichlorophenoxy) propanoic acid]  
Trichlorofan  
Triethanolamine dodecylbenzenesulfonate  
Triethylamine  
Trimethylamine  
Uranium  
Vanadium  
Vinyl acetate  
Xylene  
Xylenol  
Zircon



**NOTICE OF INTENT INSTRUCTIONS**  
**FOR STORMWATER DISCHARGES ASSOCIATED WITH INDUSTRIAL**  
**ACTIVITY UNDER THE RIPDES MULTI-SECTOR GENERAL PERMIT**

**WHO MUST FILE A NOTICE OF INTENT (NOI)**  
**FORM**

Discharges of stormwater associated with industrial activity to Waters of the State are prohibited without a Rhode Island Pollutant Discharge Elimination System (RIPDES) permit. The owner or operator of an industrial activity that has such a stormwater discharge must submit a Notice of Intent (NOI) to obtain coverage under the RIPDES Stormwater Multi-Sector General Permit. If you have questions about whether you need a permit under the RIPDES Stormwater program contact the Rhode Island Department of Environmental Management, Office of Water Resources, RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700.

An originally signed NOI form must be submitted via NeT-MSGP via EPA's Central Data Exchange (CDX).

Please be sure to keep a copy for your files.

**FEES**

If you are required to submit a SWMP to accompany the NOI, a \$400 non-refundable fee is required to be submitted. Please follow the directions on the attached Application Fee Form (also available online at <http://www.dem.ri.gov/programs/benviron/water/permits/ripdes/pdfs/apfeenew.pdf>). Note that all facilities are subject to an annual fee in accordance with the *Rules and Regulations Governing the Establishment of Various Fees* (available online at: <http://www.dem.ri.gov/pubs/regs/regs/water/feereg07.pdf>).

**COMPLETING THE FORM**

The Notice of Intent must be submitted via NeT-MSGP via EPA's Central Data Exchange (CDX). Any questions regarding the Notice of Intent should be directed to the RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700 or via email at [DEM.RIPDESMSP@dem.ri.gov](mailto:DEM.RIPDESMSP@dem.ri.gov).

For facilities with discharges of stormwater associated with industrial activity, please check off the box that best describes your facility. If you have an existing RIPDES Stormwater Authorization, please include the

permit number. A New Permittee is defined as one of the following: a facility commencing to discharge on or after May 2, 2024 (which is the expiration date of the previous industrial stormwater general permit), and/or a facility not previously permitted under the May 3, 2019 MSGP. Note: If you are a New Permittee and have not previously submitted a Stormwater Management Plan (SWMP), then you are required to submit a SWMP for review along with the NOI.

**Section I - Owner Information**

Give the **legal name** of the firm, public (municipal) organization, person or any other entity that owns the industrial activity described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the owner may or may not be the same as the name of the facility. Do not use a colloquial name. Enter the complete mailing address and email of the owner. Enter the name, title, telephone number and email of the contact person for the owner of the industrial facility.

**Section II - Operator Information**

If the operator is the same as the owner, enter "Same as Owner". Give the **legal name** of the firm, public (municipal) organization, person or any other entity that, that operates the industrial facility described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the operator may or may not be the same as that of the facility. The operator is the legal entity that controls the facility's operation, rather than the plant or site manager. Do not use a colloquial name. Enter the complete address and email of the operator. Enter the name, title, telephone number and email of the contact person for the operator of the industrial facility. Circle the appropriate choice to indicate the legal status of the owner of the facility.

**Section III - Facility Information**

Enter the facility's official or legal name and complete street address and telephone number. Indicate the latitude and longitude of the approximate center of the facility in decimal coordinates, as determined from a system using World Geodetic System 1984 datum. The following websites may be used to assist in providing this information: <https://www.fcc.gov/media/radio/dms-decimal> and <https://www.latlong.net/>. Enter the total area of the

site (acres), the total area of the impervious surface (acres), and the runoff coefficient for the site. Select the appropriate choice to indicate the legal status of the owner of the facility. Please indicate if there is any existing quantitative data regarding stormwater runoff from the site by checking "YES" or "NO". If "YES", please submit the relevant information. Please indicate the number of outfalls that contain stormwater discharge associated with industrial activity.

#### **Section IV - Industrial Activity Information**

List your primary and secondary 4-digit standard industrial classification (SIC) codes or 2-character Activity Codes that best describe the principal products or services provided at the facility or site identified in Section III of this application. Use the following 2-character codes for industrial activities defined in 250-RICR-150-10-1.4(111)(a-k) of the RIPDES Regulations that do not have SIC codes to accurately describe them;

**HZ** = Hazardous waste treatment, storage or disposal facilities, including those that are operating under interim status or a permit subtitle C of RCRA [40 CFR 122.26 b)(14)(iv)];

**LF** = Landfills, land application sites and open dumps that receive or have received any industrial waste, including those that are subject to regulation under subtitle D of RCRA [40 CFR 122.26 b)(14)(v)];

**SE** = Steam electric power generating facilities, including coal handling sites [40 CFR 122.26 b)(14)(vii)];

**TW** = 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 [40 CFR 122.26 b)(14)(ix)]; or

Alternatively, if your facility or site was specifically designated by the RIPDES permitting authority, enter AD.

Using Table 1 (enclosed), indicate the SIC code for your industry. Select up to three (3) additional applicable sectors of industrial activity with associated discharges that you seek to have covered under this permit.

**Co-located Activities.** If the permittee has co-located industrial activities on-site that are described in a sector(s) other than the primary sector, the permittee must comply with all other applicable sector-specific conditions found in Part VI for the co-located industrial activities. The extra sector-specific requirements are applied only to those areas of the facility where the extra-sector activities occur. An activity at a facility is not considered co-located if the

activity, when considered separately, does not meet the description of a category of industrial activity covered by the stormwater regulations, and identified by this general permit SIC code list. For example, unless the permittee is hauling substantial amounts of freight or materials with the facility's own truck fleet or are providing a trucking service to outsiders, simple maintenance of vehicles used at the facility is unlikely to meet the SIC code group 42 description of a motor freight transportation facility. Even though Sector P may not apply, the runoff from the vehicle maintenance facility would likely still be considered stormwater associated with industrial activity. As such, the SWMP must still address the runoff from the vehicle maintenance facility—although not necessarily with the same degree of detail as required by Sector P—but the permittee would not be required to monitor as per Sector P.

#### **Section V – Discharge Information**

If the stormwater discharges to a separate storm sewer system check the box and enter the name of the operator of the storm sewer system and enter the name of the ultimate surface water. If the site discharges stormwater directly to a surface water body check the box and enter the name of the receiving water. If the receiving water is an unnamed stream or wetlands that is either connected to a named surface water check the box and enter the name of surface water; or if the receiving water is an unnamed stream or wetlands not connected to named surface water check the box. Determine the water body ID number and if the receiving water body is impaired:

Access RIDEM's Environmental Resource Map using the following link:

<http://ridemgis.maps.arcgis.com/apps/webappviewer/index.html?id=87e104c8adb449eb9f905e5f18020de5>

1. Use layer list on the top right (denoted by the



icon) and Select Surface\_Water

Surface\_Water

2. Type your facility's street address in the address



locator and

using zoom tool zoom in to the area in the vicinity of your industrial facility and receiving water body.

3. Information regarding the receiving water body can be obtained by clicking on the receiving water body

on the vicinity of the location where stormwater discharges. Receiving water information will be listed in a pop-up box, including: the name of the water body (NAME), water body ID number (WBID), list of pollutants causing impairment (Impairments).

3.a. Receiving Water Body is Named

name of the water body will be listed under "**NAME**"

water body ID number will be listed under "**WBID**"

list of pollutants causing impairment will be listed under "**Impairments**"; or

3.b. Receiving Water is Unnamed - determine if it is hydrologically connected to a named water body:

3.b.1 If the unnamed water body is hydrologically connected to a named water body the information provided must be that of the named waterbody:

name of the water body will be listed under "**NAME**"

water body ID number will be listed under "**WBID**"

list of pollutants causing impairment will be listed under "**Impairments**"; or

3.b.2 If the receiving unnamed water body is not hydrologically connected to a named water you need to identify the receiving water body as Unnamed not hydrologically connected to a Named Water Body.

4. Impairments Information – If the receiving water body is impaired the cause(s) of impairments will be listed under "**Impairments**" (e.g., Fecal Coliform, Cadmium), completed TMDL(s) will be listed under "**TMDLs\_For**". If "**Impairments**" = X there are no impairments, if **TMDLs\_For** = X there are no TMDLs completed.

To find the name and code of the watershed that receives the stormwater runoff activate the "Watershed HUC12" layer by checking the box next to it. Click on your facility and a box displaying the watershed name will pop up.

If there are more outfalls than fit on the NOI, list additional outfalls with the required information on separate sheets of paper and submit attached to the NOI.

## Section VI - Regulatory Information

If there is a RCRA permit issued for the facility, check the box and list the permit number(s).

If there are other RIPDES permits issued for the facility, check the box and list the permit number(s). If an application has been submitted but no permit number has been assigned, enter "*new application*" in the space provided for the RIPDES Permit number. If the facility is subject to Categorical Effluent Guidelines in Table B-2. in the permit, check the appropriate box and attach a list of appropriate parameters.

Check the appropriate box if you know or have reason to believe that pollutants from Tables 4 through 7 (enclosed) are present at your facility and attach a list of those pollutants. Base your determination that a pollutant is present at your facility on your knowledge of the raw materials, material management practices, maintenance chemicals, history of spills and releases, intermediate and final products and byproducts, and any previous analyses known of the effluent or similar effluent. If your facility is subject to benchmark monitoring listed in Table 3 (enclosed) check the appropriate box.

## Section VII – Owner/Operator Certification

State and Federal statutes provide for severe penalties for submitting false information on this application form. State and Federal regulations require this application to be signed as follows (250-RICR-150-10-1.12):

*For a corporation:* by a responsible corporate officer, which means: (i) president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions, or (ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

- *For a partnership or sole proprietorship:* by a general partner or the proprietor;
- *For a Municipality, State, Federal or other public facility:* by either a principal executive officer or ranking elected official.

\*Note that this section also requires certification that a copy of the Notice of Intent (NOI) was sent to and received by the appropriate MS4 Owner/Operator. Please provide the date it was received.

## **Section VIII –SWMP Development Certification**

This section needs to be filled out for discharges of stormwater associated with industrial activity which were authorized under the 2013 MSGP or facilities not authorized under the 2013 MSGP that applied after the previous permit expired and submitted a SWMP as part of their application.\* The purpose of this certification is for the person or persons who prepared the SWMP to document that a site specific SWMP was prepared consistent with the requirements of the General Permit prior to filing the NOI. This certification does not alleviate or in any way limit the liability and sole responsibility of the Owner/Operator to properly implement the SWMP and to amend the SWMP as may be required.

\* For New Permittees or previously unpermitted facilities or discharges, the submission of a SWMP to accompany the NOI for review is required as per the permit requirements. (Signed certification is optional.)



STATE OF RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
OFFICE OF WATER RESOURCES  
RIPDES PROGRAM  
**NO EXPOSURE CERTIFICATION EXCLUSION**  
FROM RIPDES INDUSTRIAL STORMWATER PERMITTING

A condition of no exposure exists at an industrial facility when all industrial materials and activities are protected by a storm-resistant shelter to prevent exposure to rain, snow, snowfall, and/or runoff. Industrial materials or activities include, but are not limited to, material handling equipment or activities, industrial machinery, raw materials, intermediate products, by-products, final products, or waste products. Material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, final product or waste product. **A storm-resistant shelter is not required for the following industrial materials and activities:**

- drums, barrels, tanks, and similar containers that are tightly sealed, provided those containers are not deteriorated and do not leak. "Sealed" means banded or otherwise secured and without operational taps or valves;
- adequately maintained vehicles used in material handling; and
- final products, other than products that would be mobilized in stormwater discharges (e.g., rock salt).

A No Exposure Certification should be provided for each facility qualifying for the no exposure exclusion. In addition, the exclusion from RIPDES permitting is available on a facility-wide basis only, not for individual outfalls. If any industrial activities or materials are or will be exposed to precipitation, the facility is not eligible for the no exposure exclusion.

By signing and submitting this No Exposure Certification form, the entity in Section I is certifying that a condition of no exposure exists at its facility or site and is obligated to comply with the terms and conditions of 250-RICR-150-10-1.32(H) of the RIPDES Regulations.

**ALL INFORMATION MUST BE PROVIDED ON THIS FORM.**

**Instructions for completing this form and obtaining no exposure exclusion are provided at the end of the NEC forms – attached.**

**I. OWNER**

Formal Name:

Mailing Address:

City:

State:

Zip:

E-mail Address:

Name of Contact Person:

Title:

Phone: ( )

Contact Person E-mail Address:

**II. OPERATOR (If Different from Owner)**

Formal Name:

Mailing Address:

City:

State:

Zip:

Phone: ( )

E-mail Address:

Name of Contact Person:

Title:

Phone: ( )

Contact Person E-mail Address:

**III. FACILITY INFORMATION**

Facility Name:			
Street Address of Physical Facility:			
City:	State:	Zip:	E-mail Address:
Latitude of Facility (in decimals)		Longitude of Facility (in decimals)	
Total Area of Site _____ Acres	Total Area of Impervious Surface _____ Acres	Runoff Coefficient: _____	
Facility Type of Ownership:			
<input type="radio"/> Private <input type="radio"/> Corporation <input type="radio"/> Non-Government <input type="radio"/> Municipal or Water District <input type="radio"/> School District <input type="radio"/> State		<input type="radio"/> Municipality <input type="radio"/> Federal <input type="radio"/> Mixed - Public/Private	
<b>IV. INDUSTRIAL ACTIVITY INFORMATION</b>			
Existing Quantitative Data:		Number of Outfalls: _____	
<input type="radio"/> YES (Provide as Attachment) <input type="radio"/> NO			
1. a. Was the facility or site previously covered under a RIPDES Stormwater permit?			
<input type="radio"/> YES <input type="radio"/> NO			
b. If yes, enter RIPDES permit number: _____			
2. SIC/Activity Codes: Primary: _____ Secondary (if applicable): _____.			
3. Total size of site associated with industrial activity: _____ acres			
4. a. Have you paved or roofed over formerly exposed, pervious area in order to qualify for the no exposure exclusion? YES NO			
b. If yes, please indicate approximately how much area was paved or roofed over. Completing this question does not disqualify you for the no exposure exclusion. However, RIPDES may use this information in considering whether stormwater discharges from your site are likely to have an adverse impact on water quality, in which case you could be required to obtain permit coverage.			
Less than one acre <input type="checkbox"/> One to five acres <input type="checkbox"/> More than five acres <input type="checkbox"/>			
<b>Completing questions (5) and (6) of this section does not disqualify you for the no exposure exclusion. However, RIPDES may use this information in considering whether stormwater discharges from your site are likely to have an adverse impact on water quality, in which case you could be required to obtain permit coverage.</b>			
5. a. Do you make use of tarpaulins to protect materials or products stored outdoors from exposure to stormwater?			
<input type="radio"/> YES <input type="radio"/> NO			
b. If yes, please provide a description of the materials/products:			
<hr/> <hr/>			
c. Description of use of materials/products:			
<hr/> <hr/>			
d. How often do you access the materials/products? _____			

e. Length of time for the use of

tarpaulins:\_\_

f. Description of inspections and preventive maintenance of tarpaulins:

g. Proximity of the materials/products to stormwater drains and surface water bodies including wetlands:

6. a. Have any spills and/or chronic leaks of significant materials occurred at the facility in the three years prior to the submission of the No Exposure Certification?

YES       NO

b. If yes, please provide a list of spills and/or chronic leaks: (refer to Attachments if necessary)

c. Please provide the cause of each spill and/or chronic leak:

d. Description of actions taken to respond to each release:

e. Description of the actions taken to prevent similar spills or leaks in the future:

## V. EXPOSURE CHECKLIST

Are any of the following materials or activities exposed to precipitation, now or in the foreseeable future?  
(Please check either "Yes" or "No" in the appropriate box.) **If you answer "Yes" to any of these questions (1) through (11), you are not eligible for the no exposure exclusion.**

1. Using, storing or cleaning industrial machinery or equipment, and areas where residuals from using, storing or cleaning industrial machinery or equipment remain and are exposed to stormwater	<input type="radio"/> YES	<input type="radio"/> NO
2. Materials or residuals on the ground or in stormwater inlets from spills/leaks	<input type="radio"/> YES	<input type="radio"/> NO
3. Materials or products from past industrial activity	<input type="radio"/> YES	<input type="radio"/> NO
4. Material handling equipment (except adequately maintained vehicles)	<input type="radio"/> YES	<input type="radio"/> NO
5. Materials or products during loading/unloading or transporting activities	<input type="radio"/> YES	<input type="radio"/> NO
6. Materials or products stored outdoors (except final products intended for outside use [e.g., new cars] where exposure to stormwater does not result in discharge of pollutants)	<input type="radio"/> YES	<input type="radio"/> NO
7. Materials contained in open, deteriorated or leaking storage drums, barrels, tanks, and similar containers	<input type="radio"/> YES	<input type="radio"/> NO
8. Materials or products handled/stored on roads or railways owned or maintained by the discharger	<input type="radio"/> YES	<input type="radio"/> NO
9. Waste material (except waste in covered, non-leaking containers [e.g., dumpsters])	<input type="radio"/> YES	<input type="radio"/> NO
10. Application or disposal of process wastewater (unless otherwise permitted)	<input type="radio"/> YES	<input type="radio"/> NO
11. Particulate matter or visible deposits of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the stormwater outflow	<input type="radio"/> YES	<input type="radio"/> NO

## VI. CERTIFICATION STATEMENT

I certify under penalty of law that I have read and understand the eligibility requirements for claiming a condition of "no exposure" and obtaining an exclusion from RIPDES stormwater permitting. I certify under penalty of law that there are no discharges of stormwater contaminated by exposure to industrial activities or materials from the industrial facility or site identified in the document (except as allowed under 250-RICR-150-10-1.31(h)(2) of the RIPDES Regulations). I understand that I should submit a no exposure certification form once every five years to RIPDES and, if requested, to the operator of the local municipal separate storm sewer system (MS4) into which the facility discharges (where applicable). I understand that I must allow RIPDES, or MS4 operator where the discharge is into the local MS4, to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request. I understand that I must obtain coverage under a RIPDES permit prior to any point source discharge of stormwater from the facility that does not meet the requirements for the no exposure exclusion.

Additionally, 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 gathered and evaluated 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 violators.

Print Name: \_\_\_\_\_

Print Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_



## **NO EXPOSURE CERTIFICATION EXCLUSION FROM RIPDES INDUSTRIAL STORMWATER PERMITTING INSTRUCTIONS**

### **Who Should File an NEC Form?**

Discharges of stormwater associated with industrial activity to Waters of the State are prohibited without a Rhode Island Pollutant Discharge Elimination System (RIPDES) permit pursuant to the provisions of the Rhode Island General Laws Chapter 46-12. The owner or operator of an industrial activity that has such a stormwater discharge must submit a Notice of Intent (NOI) to obtain coverage under the RIPDES Stormwater Multi-Sector General Permit. However, RIPDES permit coverage is not required for discharges of stormwater associated with industrial activities identified in the RIPDES Regulations 250-RICR-150-10-1.32(B)(15)(i-ix) and (xi) if the discharger can certify that a condition of "no exposure" exists at the industrial facility or site. If you have questions about whether you need a permit under the RIPDES Stormwater program contact the Rhode Island Department of Environmental Management, Office of Water Resources, RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700.

In order for RIPDES to ensure that all industrial facilities are properly permitted according to state and federal regulations, a filed NEC provides documentation that a particular industrial facility is exempt. See Page 1 of the NEC form for more details on what constitutes "no exposure".

### **Obtaining and Maintaining the No Exposure Exclusion**

This form is used to certify that a condition of no exposure exists at the industrial facility or site described herein. This certification should be submitted at least once every five years.

The industrial facility operator must maintain a condition of no exposure at its facility or site in order for the no exposure certification to remain applicable. If conditions change resulting in the exposure of materials and activities to stormwater, the facility operator must obtain coverage under a RIPDES stormwater permit (MSGP authorization) immediately.

The No Exposure Form must be submitted via NeT-MSGP via EPA's Central Data Exchange (CDX). Any questions regarding the No Exposure Certification Form should be directed to the RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700 or via email at [DEM.RIPDESMSPG@dem.ri.gov](mailto:DEM.RIPDESMSPG@dem.ri.gov).

### **Section I - Owner Information**

Give the **legal name** of the firm, public (municipal) organization, person or any other entity that owns the industrial activity described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the owner may or may not be the same as the name of the facility. Do not use a colloquial name. Enter the complete mailing address and email of the owner. Enter the name, title, telephone number and email of the contact person for the owner of the industrial facility.

### **Section II - Operator Information**

If the operator is the same as the owner, enter "Same as Owner". Give the **legal name** of the firm, public (municipal) organization, person or any other entity that, that operates the industrial facility described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the operator may or may not be the same as that of the facility. The operator is the legal entity that controls the facility's operation, rather than the plant or site manager. Do not use a colloquial name. Enter the complete address and email of the operator. Enter the name, title, telephone number and email of the contact person for the operator of the industrial facility. Circle the appropriate choice to indicate the legal status of the owner of the facility.

### **Section III - Facility Information**

Enter the facility's official or legal name and complete street address and telephone number. Indicate the latitude and longitude of the approximate center of the facility in decimal coordinates, as determined from a system using World Geodetic System 1984 datum <https://www.fcc.gov/media/radio/dms-decimal> (i.e., <https://www.latlong.net/>). Enter the total area of the site (acres), the total area of the impervious surface (acres), and the runoff coefficient for the site. Select the appropriate choice to indicate the legal status of the owner of the facility.

### **Section IV – Industrial Activity Information**

Please indicate if there is any existing quantitative data regarding stormwater runoff from the site by checking "YES" or "NO". If "YES", please submit the relevant information as an attachment to the certification. Please indicate the number of outfalls that contain stormwater discharge associated with industrial activity.

1. Indicate whether the facility has been previously covered under a RIPDES Stormwater permit. If yes, provide the RIPDES permit number.
2. List your primary and secondary 4-digit standard industrial classification (SIC) codes or 2-character Activity Codes that best describe the principal products or services provided at the facility or site identified in Section III of this application. SIC codes can be obtained from the Standard Industrial Classification Manual, 1987. SIC codes can also be accessed online in a searchable database at the following web address:  
[https://www.osha.gov/pls/imis/sic\\_manual.html](https://www.osha.gov/pls/imis/sic_manual.html). Use the following 2-character codes for industrial activities defined in 250-RICR-150-10-1.4(111)(a-k) of the RIPDES Regulations that do not have SIC codes to accurately describe them:
  - (a) **HZ** = Hazardous waste treatment, storage or disposal facilities, including those that are operating under interim status or a permit subtitle C of RCRA [40 CFR 122.26 b)(14)(iv)];
  - (b) **LF** = Landfills, land application sites and open dumps that receive or have received any industrial waste, including those that are subject to regulation under subtitle D of RCRA [40 CFR 122.26 b)(14)(v)];
  - (c) **SE** = Steam electric power generating facilities, including coal handling sites [40 CFR 122.26 b)(14)(vii)];
  - (d) **TW** = 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 [40 CFR 122.26 b)(14)(ix)]; or
  - (e) Alternatively, if your facility or site was specifically designated by the RIPDES permitting authority, enter AD.
3. Indicate the size of the site associated with industrial activity, in acres.
4. Indicate whether pervious area has been paved over or covered with a roof in order to qualify for the no exposure exclusion. If yes, indicate the area that was changed (<1 acre, 1-5 acres, >5 acres).
5. Indicate whether tarps are used to protect materials or products that are stored outside from exposure to

stormwater. If yes, provide a description of the covered materials/products and a description of how those materials or products are used (i.e., loading or unloading practices, outdoor processing activities, potential for significant dust or particulate matter generating while accessing materials and/or products). Also indicate how often the materials/products are accessed and how long the tarps have been in use. Describe the process for inspection and preventative maintenance of the tarps. Indicate how close the covered materials/products are to stormwater drains and surface water bodies including wetlands.

6. Describe any spills or chronic leaks of significant materials at the facility within the three years prior to submission, and answer parts (b)-(e) if applicable. Significant materials include, but are not limited to: raw materials; fuels; solvents; detergents; hazardous substances designated under Section 101(14) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA); any chemical the facility is required to report pursuant to RCRA Section 313; and/or chronic leaks, the cause of each spill and/or chronic leaks, the actions taken to respond to each release, and the actions taken to prevent similar such releases in the future.

## Section V – Exposure Checklist

Answer yes or no to each of the 11 questions in Section V, indicating whether or not any of the materials or activities listed are exposed to precipitation now or in the foreseeable future. If you answer "Yes" to **ANY** of the questions (1) through (11) in this section, the potential for exposure exists at your site and you cannot certify to a condition of no exposure. You must obtain (or already have) coverage under a RIPDES stormwater permit. After obtaining permit coverage, you can institute modifications to eliminate the potential for a discharge of stormwater exposed to industrial activity, and then certify to a condition of no exposure.

## Section VI – Certification Statement

State and Federal statutes provide for severe penalties for submitting false information on this application form. State and Federal regulations require this application to be signed as follows (250-RICR-150-10-1.12):

- *For a corporation:* by a responsible corporate officer, which means:
  - (i) president, secretary, treasurer, or vice-president of the corporation in charge of a

principal business function, or any other person who performs similar policy or decision-making functions, or

(ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

- *For a partnership or sole proprietorship:* by a general partner or the proprietor;
- *For a Municipality, State, Federal or other public facility:* by either a principal executive officer or ranking elected official.

\*Note that this section also requires certification that a copy of the NEC was sent to and received by the appropriate MS4 Owner/Operator, if requested. Please provide the date it was received if applicable



RHODE ISLAND POLLUTANT DISCHARGE  
ELIMINATION SYSTEM (RIPDES)  
NO DISCHARGE CERTIFICATION

**I. OWNER**

Formal Name:

Mailing Address:

City:

State:

Zip:

E-mail Address:

Name of Contact Person:

Title:

Phone: ( )

Contact Person E-mail Address:

**II. OPERATOR (If Different from Owner)**

Formal Name:

Mailing Address:

City:

State:

Zip:

Phone: ( )

E-mail Address:

Name of Contact Person:

Title:

Phone: ( )

Contact Person E-mail Address:

**III. FACILITY INFORMATION**

Facility Name:

Street Address of Physical Facility:

City:

State:

Zip:

E-mail Address

Latitude of Facility (in decimals)

Longitude of Facility (in decimals)

**IV. Basis for Seeking No Discharge Option**

Provide a detailed description of your facility and operations including the best practices and/or control measures used to ensure that stormwater does not discharge from your facility. Examples of best practices include using berms to prevent stormwater from leaving the site, using detention basins to collect uncontaminated stormwater on site, and frequent inspections of berms.

Check the condition which best describes your facility:

- facility is engineered and constructed to contain all stormwater associated with industrial activities from discharging to waters of the State.
- facility is located in basins or other physical locations that are not hydrologically connected to waters of the State.

X.X.1.a.  all stormwater associated with industrial activity discharges to a Combined Sewer System and the local sewer authority has been contacted for verification

Has the facility been inspected to verify the condition of No Discharge? YES  NO

Date of Inspection: \_\_\_\_\_

#### V. NO DISCHARGE 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, I certify that 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.

Print Name \_\_\_\_\_

Print Title \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_



## NO DISCHARGE CERTIFICATION EXCLUSION FROM RIPDES INDUSTRIAL STORMWATER PERMITTING INSTRUCTIONS

### Who Should File an NDC Form?

Discharges of stormwater associated with industrial activity to Waters of the State are prohibited without a Rhode Island Pollutant Discharge Elimination System (RIPDES) permit pursuant to the provisions of the Rhode Island General Laws Chapter 46-12. The owner or operator of an industrial activity that has such a stormwater discharge must submit a Notice of Intent (NOI) to obtain coverage under the RIPDES Stormwater Multi-Sector General Permit. However, RIPDES permit coverage is not required for discharges of stormwater associated with industrial activities identified in the RIPDES Regulations 250-RICR-150-10-1.32(B)(15)(i-ix) and (xi) if the discharger can certify that a condition of "no discharge" exists at the industrial facility or site. If you have questions about whether you need a permit under the RIPDES Stormwater program contact the Rhode Island Department of Environmental Management, Office of Water Resources, RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700 or via email at [DEM.RIPDESMSP@dem.ri.gov](mailto:DEM.RIPDESMSP@dem.ri.gov).

In order for RIPDES to ensure that all industrial facilities are properly permitted according to state and federal regulations, a filed NEC provides documentation that a particular industrial facility is exempt. See Page 1 of the NEC form for more details on what constitutes "no discharge".

### Obtaining and Maintaining the No Discharge Exclusion

This form is used to certify that a condition of no discharge exists at the industrial facility or site described herein. This certification should be submitted at least once every five years.

The industrial facility operator must maintain a condition of no discharge at its facility or site in order for the no discharge certification to remain applicable. If conditions change resulting in the

discharge of stormwater that is exposed to materials and activities related to industrial activities identified in the RIPDES Regulations 250-RICR-150-10-1.32(B)(15)(i-ix) and (xi), the facility operator must obtain coverage under a RIPDES stormwater permit (MSGP authorization) immediately.

### Where to File the No Discharge Certification Form

The No Discharge Certification Form must be submitted via NeT-MSGP via EPA's Central Data Exchange (CDX). Any questions regarding the No Discharge Certification Form should be directed to the RIPDES Municipal and Industrial Stormwater Program at (401) 222-4700 or via email at [DEM.RIPDESMSP@dem.ri.gov](mailto:DEM.RIPDESMSP@dem.ri.gov).

### Section I - Owner Information

Give the **legal name** of the firm, public (municipal) organization, person or any other entity that owns the industrial activity described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the owner may or may not be the same as the name of the facility. Do not use a colloquial name. Enter the complete mailing address and email of the owner. Enter the name, title, telephone number and email of the contact person for the owner of the industrial facility.

### Section II - Operator Information

If the operator is the same as the owner, enter "Same as Owner". Give the **legal name** of the firm, public (municipal) organization, person or any other entity that, that operates the industrial facility described in this application (250-RICR-150-10-1.4 & 250-RICR-150-10-1.14 of the RIPDES Regulations). The name of the operator may or may not be the same as that of the facility. The operator is the legal entity that controls the facility's operation, rather than the plant or site manager. Do not use a colloquial name. Enter the complete address and email of the operator. Enter the name, title, telephone number and email of the contact person for the operator of the industrial facility. Circle the

appropriate choice to indicate the legal status of the owner of the facility.

### **Section III - Facility Information**

Enter the facility's official or legal name and complete street address and telephone number. Indicate the latitude and longitude of the approximate center of the facility in decimal coordinates, as determined from a system using World Geodetic System 1984 datum

<https://www.fcc.gov/media/radio/dms-decimal> (i.e., <https://www.latlong.net/>). Enter the total area of the site (acres), the total area of the impervious surface (acres), and the runoff coefficient for the site. Select the appropriate choice to indicate the legal status of the owner of the facility.

### **Section IV – Basis for Seeking No Discharge**

Complete this section to describe how the facility prevents any stormwater discharge from the site. If ANY stormwater discharge occurs from the site and the potential exists for that stormwater to come into contact with materials, products, or activities associated with industrial activity and meeting the requirements of RIPDES regulations, you must obtain (or already have) coverage under a RIPDES stormwater permit. Indicate whether or not RIPDES has inspected the site to confirm a no discharge certification is appropriate.

### **Section V – Certification Statement**

State and Federal statutes provide for severe penalties for submitting false information on this application form. State and Federal regulations require this application to be signed as follows (250-RICR-150-10-1.12):

- *For a corporation:* by a responsible corporate officer, which means:
  - (i) president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions, or
  - (ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), if authority to

sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

- *For a partnership or sole proprietorship:* by a general partner or the proprietor;
- *For a Municipality, State, Federal or other public facility:* by either a principal executive officer or ranking elected official.

\*Note that this section also requires certification that a copy of the NDC was sent to and received by the appropriate MS4 Owner/Operator, if requested. Please provide the date it was received if applicable.



**RHODE ISLAND  
DEPARTMENT OF  
ENVIRONMENTAL  
MANAGEMENT  
OFFICE OF WATER  
RESOURCES**  
235 Promenade Street,  
Providence, Rhode Island 02908

**RI POLLUTANT DISCHARGE ELIMINATION  
SYSTEM (RIPDES)**

**MULTI-SECTOR GENERAL PERMIT (MSGP)  
FOR INDUSTRIAL STORMWATER**

**ANNUAL REPORTING FORM**

## **ANNUAL REPORT FOR THE CALENDAR YEAR 2010**

**RIPDES ID:** \_\_\_\_\_

### **A. General Information**

Facility Name\*: \_\_\_\_\_

*\*Required field*

#### Facility Information

Facility Address\*: \_\_\_\_\_

#### Facility Contact Information

First Name\*: \_\_\_\_\_ Middle Initial: \_\_\_\_\_ Last Name\*: \_\_\_\_\_

Title\*: \_\_\_\_\_ Email\*: \_\_\_\_\_

Phone\*: \_\_\_\_\_ Ext.: \_\_\_\_\_

### **B. General Findings**

*\*Required field*

1. As part of your routine facility inspections, did you inspect all potential pollutant sources, including areas where industrial activity may be exposed to stormwater?\*

Yes  No

If NO, describe why not\*: \_\_\_\_\_

2. Did these inspections identify any stormwater or non-stormwater outfalls not previously identified in your Stormwater Management Plan (SWMP)?\*

Yes  No

3. Did these inspections identify any sources of stormwater or non-stormwater discharges not previously identified in your SWMP?\*

Yes  No

If YES, describe these sources of stormwater or non-stormwater discharges, and any control measures in place:

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4. Did you review stormwater monitoring data as part of this inspection to identify potential pollutant hotspots?

Yes       No       N/A, no monitoring applicable for particular calendar year

If YES, summarize the findings\*:

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If NO, describe why not\*:

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#### C. Industrial Activity Area Specific Findings

\*Required field

Complete this section for each industrial activity area where pollutants may be exposed to stormwater. Copy this page for additional industrial activity areas.\*

*In reviewing each area, you should consider the following: industrial materials, residue or trash that may have or*

could come into contact with stormwater, leaks or spills from industrial equipment, drums, tanks, and other containers; offsite tracking of industrial or waste materials from areas of no exposure to exposed areas; and tracking or blowing of raw, final, or waste materials from areas of no exposure to exposed areas.

INDUSTRIAL AREA \_\_\_\_ (Fill in with A, C, C, etc.)\*

1. Check all industrial activities that apply for this area (select all that apply):

- Areas where spills and leaks have occurred during the last year
- Process/manufacturing areas
- Waste storage/disposal areas
- Erosion areas
- Material Storage Areas
- Truck parking and access areas
- Vehicle fueling/maintenance areas
- Outdoor wash and rinse areas
- Loading, unloading, and transfer areas
- Dust/particulate generating areas
- Building repair, remodeling, and construction areas
- Vehicle/equipment storage areas
- Rooftop equipment areas
- Non-storm water discharge generating areas
- Other

If "Other", enter description of "other" industrial activities\*:

2. List control measures inspected\*:

3. Are any control measures in need of maintenance or repair?\*

- Yes
- No

4. Have any control measures failed and require replacement?\*

- Yes
- No

5. Are any additional/revised control measures necessary in this area?\*

- Yes
- No

If YES to any of the three questions above, identify the control measure and provide a description of the problem (Any necessary corrective actions should be described in Part E: Corrective Actions)\*:

#### **D. Inspections and Monitoring**

##### Routine Facility Inspection

List date or dates (if multiple inspections conducted in this period) of inspection(s). If no inspection(s) were conducted in this period, check the appropriate option.

Jan 1 – March 31\*:

- Routine Facility Inspection
- Required routine facility inspection not conducted
- Routine facility inspection not required for this period

If not conducted or required, briefly explain why routine facility inspection was not conducted:

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April 1 – June 30\*:

- Routine Facility Inspection
- Required routine facility inspection not conducted
- Routine facility inspection not required for this period

If not conducted or required, briefly explain why routine facility inspection was not conducted:

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July 1 – Sept 30\*:

- Routine Facility Inspection
- Required routine facility inspection not conducted
- Routine facility inspection not required for this period

If not conducted or required, briefly explain why routine facility inspection was not conducted:

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Oct 1 – Dec 31\*:

- Routine Facility Inspection
- Required routine facility inspection not conducted
- Routine facility inspection not required for this period

If not conducted or required, briefly explain why routine facility inspection was not conducted:

### Stormwater Visual Assessments

**List date or dates of stormwater visual assessment(s). If no stormwater visual assessments were conducted in the period, check the appropriate option.**

Jan 1 – June 30: Inspection 1\*:

- Stormwater Visual Assessment
- Required stormwater visual assessment not conducted
- Stormwater visual assessment not required for this period

If not conducted or required, briefly explain why stormwater visual assessment was not conducted:

Jan 1 – June 30: Inspection 2\*:

- Stormwater Visual Assessment
- Required stormwater visual assessment not conducted
- Stormwater visual assessment not required for this period

If not conducted or required, briefly explain why stormwater visual assessment was not conducted:

July 1 – Dec 31: Inspection 1\*:

- Stormwater Visual Assessment
- Required stormwater visual assessment not conducted
- Stormwater visual assessment not required for this period

Inspection Date: \_\_\_\_\_

If not conducted or required, briefly explain why stormwater visual assessment was not conducted:

July 1 – Dec 31: Inspection 2\*:

- Stormwater Visual Assessment
- Required stormwater visual assessment not conducted
- Stormwater visual assessment not required for this period

Inspection Date: \_\_\_\_\_

If not conducted or required, briefly explain why stormwater visual assessment was not conducted:

### Benchmark Monitoring

**List date or dates of benchmark sampling. If no sampling was conducted in this period, check the**

appropriate option.

Jan 1 – June 30: First Required Sample\*

- Benchmark Sampling
- Required benchmark sampling not conducted
- Benchmark sampling not required for this period

Sampling Date: \_\_\_\_\_

If not conducted or required, briefly explain why benchmark sampling was not conducted:

\_\_\_\_\_  
\_\_\_\_\_

Jan 1 – June 30: Second Required Sample and Any Additional Sampling

- Benchmark Sampling
- Required benchmark sampling not conducted
- Benchmark sampling not required for this period

Sampling Date: \_\_\_\_\_

If not conducted or required, briefly explain why benchmark sampling was not conducted:

\_\_\_\_\_  
\_\_\_\_\_

Jul 1 – Dec 31: First Required Sample\*

- Benchmark Sampling
- Required benchmark sampling not conducted
- Benchmark sampling not required for this period

Sampling Date: \_\_\_\_\_

If not conducted or required, briefly explain why benchmark sampling was not conducted:

\_\_\_\_\_  
\_\_\_\_\_

Jul 1 – Dec 31: Second Required Sample and Any Additional Sampling\*

- Benchmark Sampling
- Required benchmark sampling not conducted
- Benchmark sampling not required for this period

Sampling Date: \_\_\_\_\_

If not conducted or required, briefly explain why benchmark sampling was not conducted:

\_\_\_\_\_  
\_\_\_\_\_

#### E. Corrective Actions

\*Required Field

The visual and analytical stormwater monitoring and routine facility inspections conducted at the facility may reveal conditions requiring a corrective action or a review determining that no corrective action is needed. You must report all corrective actions implemented during the reporting calendar year.

Have you taken or do you plan to take any corrective actions, as specified in Part III of the MSGP, since your last annual report submissions (or since you received authorization to discharge under this permit if this is your first annual report), including any corrective actions identified as a result of your routine facility

inspections or visual stormwater assessments or benchmarks monitoring?\*

Yes  
 No

If YES, add a Corrective Action below and answer all required questions. Leave blank if no corrective action.

Include both corrective actions that have been initiated or completed since the last annual report. Include an update on any outstanding corrective actions that have not been completed at the time of your previous annual report.

Complete Section E for each specific condition requiring a corrective action or a review determining that no corrective action is needed. Copy and add section E pages to add additional corrective actions or reviews.

If NO, you do not need to complete the following questions in Part E.

Corrective Action Number\*: \_\_\_\_\_ (1, 2, 3, etc.)

Associated Outfall\*: \_\_\_\_\_ (consult your facility's NOI to determine the correct outfall number. The outfall number must match one of the listed outfalls on the current NOI).

Is this corrective action:

An update on a corrective action from a previous annual report; or  
 A new corrective action

Identify the condition(s) triggering the need for the corrective action: \* (select one or more)

Unauthorized release or discharge  
 Numeric effluent limitation exceedance (Part II.A.3)  
 Control measures inadequate to meet applicable water quality-based effluent limitations (Part II.B)  
 Control measures inadequate to meet non-numeric effluent limitations (Part II.A.2)  
 Control measures not properly operated or maintained (Part II.A.2.c)  
 Change in facility operations necessitated change in control measures (Part II.B.2)  
 Annual average benchmark exceedance (Part III.A)  
 Other

If OTHER, briefly describe the "other" condition(s):

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Briefly describe the nature of the problem identified\*:

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Date problem identified\*:

\_\_\_\_\_ (mm/dd/yyyy)

How problem was identified\*: (select one or more)

- Stormwater visual assessment
- Routine facility inspection
- Benchmark monitoring
- Notification by EPA or State or local authorities
- Other

Provide a description of corrective action(s) taken or to be taken to eliminate or further investigate the problem (e.g., describe alterations, modifications or repairs to the existing control measures, additional control measures, analyses to be conducted, etc.). For Level 1 Corrective Actions, describe additional operational source control BMPs implemented, for Level 2 Corrective Actions, describe additional Lurbatural source control BMPs implemented and for Level 3 Corrective Actions describe additional treatment BMPs implemented. If no corrective actions have been taken, provide the basis for that determination. If "Level 3 Corrective Actions" was selected, you must attach a Level 3 Corrective Actions Report (Part III.A.1.b of the MSGP) to the File Attachment section of this annual report

Date corrective action initiated\*:

(mm/dd/yyyy)

Date corrective action completed or expected to be completed\*:

(mm/dd/yyyy)

Has the corrective action been completed\*?

- Yes
- No

If the corrective action is not yet completed, provide the status of corrective action at the time this annual report is completed and describe any remaining steps (including timeframes associated with each step) necessary to complete corrective action.\*

Did/will this corrective action require modification of your SWMP?\*

- Yes
- No

#### **D. Annual Report 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 gathered and evaluated 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 have no personal knowledge that the information submitted is other than true, accurate, and complete. I am aware that there are significant penalties for submitted false information, including the possibility of fine and imprisonment for knowing violations.

Certified By: \_\_\_\_\_

Certifier Title: \_\_\_\_\_

Certifier Email: \_\_\_\_\_

Certifier Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## **Appendix D – Calculating Hardness in Receiving Waters for Hardness Dependent Metals**

## Calculating Hardness in Receiving Waters for Hardness Dependent Metals Overview

The benchmarks are adjusted for six hardness-dependent metals (i.e., cadmium, copper, lead, nickel, silver, and zinc) to further ensure compliance with water quality standards and provide additional protection for endangered species and their critical habitat. For any sectors required to conduct benchmark samples for a hardness-dependent metal, 'hardness ranges' are included from which benchmark values are determined. To determine which hardness range to use, the permittee must collect data on the hardness of the facility's receiving water(s). Once the site-specific hardness data have been collected, the corresponding benchmark value for each metal is determined by comparing where the hardness data fall within 25 mg/L ranges, as shown in Table D-1.

**Table D-1. Hardness Ranges to Be Used to Determine Benchmark Values for Cadmium, Copper, Lead, Nickel, Silver, and Zinc.**

All Units mg/L	Benchmark Values (mg/L, total)					
	Cadmium	Copper	Lead	Nickel	Silver	Zinc
0-25 mg/L	0.0005	0.0038	0.014	0.15	0.0007	0.04
25-50 mg/L	0.0008	0.0056	0.023	0.20	0.0007	0.05
50-75 mg/L	0.0013	0.0090	0.045	0.32	0.0017	0.08
75-100 mg/L	0.0018	0.0123	0.069	0.42	0.0030	0.11
100-125 mg/L	0.0023	0.0156	0.095	0.52	0.0046	0.13
125-150 mg/L	0.0029	0.0189	0.122	0.61	0.0065	0.16
150-175 mg/L	0.0034	0.0221	0.151	0.71	0.0087	0.18
175-200 mg/L	0.0039	0.0253	0.182	0.80	0.0112	0.20
200-225 mg/L	0.0045	0.0285	0.213	0.89	0.0138	0.23
225-250 mg/L	0.0050	0.0316	0.246	0.98	0.0168	0.25
250+ mg/L	0.0053	0.0332	0.262	1.02	0.0183	0.26

**How to Determine Hardness for Hardness-Dependent Parameters.** The permittee may select one of three methods to determine hardness, including; individual grab sampling, grab sampling by a group of operators which discharge to the same receiving water, or using third-party data. Regardless of the method used, the permittee is responsible for documenting the procedures used for determining hardness values. Once the hardness value is established, the permittee is required to include this information in the first benchmark report submitted to RIDEM so that the Department can make appropriate comparisons between the benchmark monitoring results and the corresponding benchmark. The permittee must retain all report and monitoring data in accordance with Part VII.E. of the permit. The three method options for determining hardness are detailed in the following sections.

### (1) Permittee Samples for Receiving Stream Hardness

This method involves collecting samples in the receiving water and submitting these to a laboratory for analysis. If the permittee elects to sample the receiving water(s) and submit samples for analysis, hardness must be determined from the closest intermittent or perennial stream downstream of the facility's point of discharge. The sample can be collected during either dry or wet weather. Collection of the sample during wet weather is more representative of conditions during stormwater discharges; however, collection of in-stream samples during wet weather events may be impracticable or present safety issues.

Hardness must be sampled and analyzed using approved methods as described in 40 CFR Part 136 (Guidelines Establishing Test Procedures for the Analysis of Pollutants).

## **(2) Group Monitoring for Receiving Stream Hardness**

The permittee can be part of a group of permittees discharging to the same receiving waters and collect samples that are representative of the hardness values for all members of the group. In this scenario, hardness of the receiving water must be determined using 40 CFR Part 136 procedures and the results shared by group members. To use the same results, hardness measurements must be taken on a stream reach within a reasonable distance of the discharge points of each of the group members.

## **(3) Collection of Third-Party Hardness Data**

The permittee can submit receiving stream hardness data collected by a third party provided the results are collected consistent with the approved 40 CFR Part 136 methods. These data may come from a local water utility, previously conducted stream reports, TMDLs, peer reviewed literature, other government publications, or data previously collected by the permittee. Data should be less than 10 years old.

Water quality data for many of the nation's surface waters are available on-line or by contacting EPA or a state environmental agency. The National Water Quality Monitoring Council's Water Quality Portal is a repository for receiving water quality, biological, and physical data and is used by state environmental agencies, EPA and other federal agencies, universities, private citizens, and many others. The Water Quality Portal is available at the following link:

<https://www.waterqualitydata.us/>

Guidance for navigating the Water Quality Portal is available at the following link:

[https://acwi.gov/monitoring/pubs/WIS\\_2017\\_fs/WQP\\_Step\\_by\\_step.guide.pdf](https://acwi.gov/monitoring/pubs/WIS_2017_fs/WQP_Step_by_step.guide.pdf)

Similarly, state environmental agencies and the U.S. Geological Service (USGS) also have water quality data available that, in some instances, can be accessed online. "Legacy STORET" codes for hardness include: 259 hardness, carbonate; 260 hardness, noncarbonated; and 261 calcium + magnesium, while more recent, "Modern STORET" data codes include: 00900 hardness, 00901 carbonate hardness, and 00902 noncarbonate hardness; or the discrete measurements of calcium (00915) and magnesium (00925) can be used to calculate hardness.

Hardness data historically has been reported as "carbonate," "noncarbonate," or "Ca + Mg." If these are unavailable, then individual results for calcium (Ca) and magnesium (Mg) may be used to calculate hardness using the following equation:

$$\text{mg/L CaCO}_3 = 2.497 (\text{Ca mg/L}) + 4.118 (\text{Mg mg/L})$$

When interpreting the data for carbonate and non-carbonate hardness, note that total hardness is equivalent to the sum of carbonate and noncarbonate hardness if both forms are reported. If only carbonate hardness is reported, it is more than likely that noncarbonate hardness is absent and the total hardness is equivalent to the available carbonate hardness.

## **Appendix E – Method for Estimating Base Flood Elevation (BFE) or Equivalent Flood Risk Elevation for Planning and Design Purposes**

To estimate BFE or equivalent flood risk elevation for a facility, the permittee should follow the steps outlined below:

**(1)** Access the “Climate Change Implications for Wastewater Treatment Facilities” map on RIDEM’s GIS system online, using the following link:

<https://ridemgis.maps.arcgis.com/apps/webappviewer/index.html?id=7fcdb8b98b80416f84674f711dba4378>

**(2)** On the “Layers List” menu on the right side of the screen, select only the “RI Floodplain Mapping (2022)” layer.

**(3)** Within the “RI Floodplain Mapping (2022)” layer, select only the “Effective Flood Zones” layer.

**(4)** Observe and consider the position of the facility in relation to the following Flood Zone layers: A, AE, Floodway, AH, AO, and VE zones. Each of these Flood Zones reflect areas that have a 1% chance of flooding in any given year (commonly referred to as a “100-year storm”) as defined by FEMA:

<https://www.fema.gov/glossary/flood-zones>.

## **Appendix F – List of SIC and NAICS Codes**

This “List of SIC and NAICS Codes” was taken from Appendix N of the EPA 2021 MSGP.

Sector A. Timber Products					
Sub-sector	SIC Codes		NAICS Codes		Notes
A3	2411	Logging (log storage and handling activities only; wet deck storage areas only authorized if no chemical additives are used in the spray water or applied to the logs.)	113310	Logging	
A1	2421	General Sawmills and Planing Mills (sawmills)	321113	Sawmills	
		(lumber manufacturing from purchased lumber, softwood cut stock, wood lath, fence pickets, and planing mill products)	321912	Cut Stock, Resawing Lumber, and Planing	
		(softwood flooring)	321918	Other Millwork (including Flooring)	
		(box lumber made from purchased lumber)	321920	Wood Container and Pallet Manufacturing	
		(kiln drying)	321999	All Other Miscellaneous Wood Product Manufacturing	
A4	2426	Hardwood Dimension and Flooring Mills (hardwood dimension lumber made from logs or bolts)	321113	Sawmills	
		(hardwood cut stock, resawing hardwood lumber, and planing purchased hardwood lumber except flooring)	321912	Cut Stock, Resawing Lumber, and Planing	
		(hardwood flooring)	321918	Other Millwork (including Flooring)	
		(wood furniture frames and finished furniture parts)	337215	Showcase, Partition, Shelving, and Locker Manufacturing	
		Special Product Sawmills, Not Elsewhere Classified (shingle mills, shakes)	321113	Sawmills	
	2429	(stave manufacturing from purchased lumber)	321912	Cut Stock, Resawing Lumber, and Planing	
		(cooperage stock)	321920	Wood Container and Pallet Manufacturing	
		(excelsior)	321999	All Other Miscellaneous Wood Product Manufacturing	
		Millwork (wood windows and doors)	321911	Wood Window and Door Manufacturing	
		(except wood windows and doors)	321918	Other Millwork (including Flooring)	
2435	Hardwood Veneer and Plywood	321211	Hardwood Veneer and Plywood Manufacturing		
2436	Softwood Veneer and Plywood	321212	Softwood Veneer and Plywood Manufacturing		
2439	Structural Wood Members, Not Elsewhere Classified (except trusses)	321213	Engineered Wood Member (except Truss) Manufacturing		
	(trusses)	321214	Truss Manufacturing		

Sector A. Timber Products				
Sub-sector	SIC Codes		NAICS Codes	Notes
A5	2441	Nailed and Lock Corner Wood Boxes and Shook	321920	Wood Container and Pallet Manufacturing
A4	2448	Wood Pallets and Skids	321920	Wood Container and Pallet Manufacturing
	2449	Wood Containers, Not Elsewhere Classified	321920	Wood Container and Pallet Manufacturing
	2451	Mobil Homes	321991	Manufactured Home (Mobil Home) Manufacturing
	2452	Prefabricated Wood Buildings and Components	321992	Prefabricated Wood Building Manufacturing
A2	2491	Wood Preserving	321114	Wood Preservation
A4	2493	Reconstituted Wood Products	321219	Reconstituted Wood Product Manufacturing
	2499	Wood Products, Not Elsewhere Classified  (wood containers, such as noncoopered vats and reed or straw baskets)	321920	Wood Container and Pallet Manufacturing
		(except wood containers, wood cooling towers, cork life preservers, mirror or picture frames, and laundry hampers of reed, rattan, and willow)	321999	All Other Miscellaneous Wood Product Manufacturing
		(wood cooling towers)	333415	Air-Conditioning and Warm Air Heating Equipment and Commercial and Industrial Refrigeration Equipment Manufacturing
		(laundry hampers of reed, rattan, and willow)	337125	Household Furniture (except Wood and Metal) Manufacturing
		(cork life preservers)	339113	Surgical Appliance and Supplies Manufacturing
		(mirror and picture frames)	339999	All Other Miscellaneous Manufacturing

Sector B. Paper and Allied Products Manufacturing					
Sub-sector	SIC Codes		NAICS Codes		Notes
B2	2611	Pulp Mills (pulp producing mills only)	322110	Pulp Mills	
		(producing paper except newsprint)	322121	Paper (except Newsprint) Mills	
		(producing newsprint)	322122	Newsprint Mills	
		(producing paperboard)	322130	Paperboard Mills	
	2621	Paper Mills (except newsprint mills)	322121	Paper (except Newsprint) Mills	
		(newsprint mills)	322122	Newsprint Mills	
		Paperboard Mills	322130	Paperboard Mills	
B1	2631				
B2	2652	Setup Paperboard Boxes	322213	Setup Paperboard Box Manufacturing	
	2653	Corrugated and Solid Fiber Boxes	322211	Corrugated and Solid Fiber Boxes Manufacturing	
	2655	Fiber Cans, Tubes, Drums, and Similar Products	322214	Fiber Can, Tube, Drum, and Similar Products Manufacturing	
	2656	Sanitary Food Containers, Except Folding	322215	Nonfolding Sanitary Food Container Manufacturing	
	2657	Folding Paperwork Boxes	322212	Folding Paperboard Box Manufacturing	
	2671	Packaging Paper and Plastics Film, Coated and Laminated			
		(except single-web and multi-web plastics packaging film and sheets)	322221	Coated and Laminated Packaging Paper and Plastics Film Manufacturing	
		(single-web and multi-web plastics packaging film and sheets)	326112	Plastics Packaging Film and Sheet (including Laminated) Manufacturing	Any facility whose primary activity is manufacturing single-web and multi- web plastics packaging film and sheets (SIC 2671 / NAICS 326112) should be regulated under Sector Y, but may continue to be regulated under Sector B, or alternatively, under Sector AD. Sectors Y, B, and AD do not have specific requirements for facilities manufacturing single-web and multi-web plastics packaging film and sheets. However, under Sector AD EPA could establish additional facility-specific monitoring and

Sector B. Paper and Allied Products Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
			reporting requirements. Regulatory burden would not differ between Sectors B and Y.	
	<b>2672</b> Coated and Laminated Paper, NEC	<b>322222</b>	Coated and Laminated Paper Manufacturing	
<b>B2</b>	<b>2673</b> Plastics, Foil, and Coated Paper Bags (except single-web or multi-web plastics bags)	<b>322223</b>	Plastics, Foil, and Coated Paper Bags Manufacturing	
	single-web and multi-web plastics bags)	<b>326111</b>	Plastics Bag Manufacturing	
			Any facility whose primary activity is manufacturing single-web and multi- web plastics bags (SIC 2673 / NAICS 326111) should be regulated under Sector Y, but may continue to be regulated under Sector B, or alternatively, under Sector AD. Sectors Y, B, and AD do not have specific requirements for facilities manufacturing single-web and multi- web plastics bags. However, under Sector AD EPA could establish additional facility-specific monitoring and reporting requirements.	
			Regulatory burden would not differ between Sectors B and Y.	
	<b>2674</b> Uncoated Paper and Multiwall Bags	<b>322224</b>	Uncoated Paper and Multiwall Bags Manufacturing	
	<b>2675</b> Die Cut Paper and Paperboard and Cardboard (pasted, lined, laminated, or surface-coated paperboard)	<b>322226</b>	Surface-Coated Paperboard Manufacturing	
	(die cut paper and paperboard office supplies, such as file folders, tabulating cards, and report covers)	<b>322231</b>	Die Cut Paper and Paperboard Office Supplies Manufacturing	
	(except pasted, lined, laminated, or surface-coated paperboard and die- cut paper and paperboard	<b>322299</b>	All Other Converted Paper Product	

## Sector B. Paper and Allied Products Manufacturing

Sub-sector	SIC Codes		NAICS Codes		Notes
	(office supplies)			Manufacturing	
	2676	Sanitary Paper Products	322291	Sanitary Paper Product Manufacturing	
	2677	Envelopes	322232	Envelope Manufacturing	
	2678	Stationery, Tablets, and Related Products	322233	Stationery, Tablets, and Related Product Manufacturing	
	2679	Converted Paper and Paperboard Products, NEC (corrugated paper)	322211	Corrugated and Solid Fiber Box Manufacturing	
		(wallpaper and gift wrap paper)	322222	Coated and Laminated Paper Manufacturing	
	(paper supplies for business machines, such as adding machine tape, and other paper office supplies)		322231	Die Cut Paper and Paperboard Office Supplies Manufacturing	
	(except corrugated paper, wall paper, gift wrap paper, paper supplies for business machines, and other paper office supplies)		322299	All Other Converted Paper Product Manufacturing	

## Sector C. Chemical and Allied Products Manufacturing

Sub-sector	SIC Codes		NAICS Codes		Notes
C2	2812	Alkalies and Chlorine	325181	Alkalies and Chlorine Manufacturing	
	2813	Industrial Gases	325120	Industrial Gas Manufacturing	
	2816	Inorganic Pigments (except bone and lamp black)	325131	Inorganic Dye and Pigment Manufacturing	
		(bone and lamp black)	325182	Carbon Black Manufacturing	
	2819	Industrial Inorganic Chemicals, Not Elsewhere Classified (recovering sulfur from natural gas)	211112	Natural Gas Liquid Extraction	
		(inorganic dyes)	325131	Inorganic Dye and Pigment Manufacturing	
		(other)	325131	All Other Basic Inorganic Chemical Manufacturing	
		(activated carbon and charcoal)	325998	All Other Miscellaneous Chemical Product and Preparation Manufacturing	

Sector C. Chemical and Allied Products Manufacturing					
Sub-sector	SIC Codes		NAICS Codes		Notes
			(alumina) <b>331311</b> Alumina Refining		Any facility whose primary activity is alumina refining (NAICS 331311) should be regulated under Sector F, but may continue to be regulated under Sector C. Sector C requires sector/subsector specific benchmark monitoring for total aluminum, total iron, and nitrate plus nitrite nitrogen. Sector F applies additional technology-based effluent limits comprised of good housekeeping measures; additional SWPPP requirements; and additional inspection requirements. Regulatory burdens differ between Sectors C and F but determining which sector would be more burdensome would depend on the regulated facility.
C4	<b>2821</b>	Plastics Materials, Synthetic Resins, and Nonvulcanizable Elastomers	<b>325211</b>	Plastics Material and Resin Manufacturing	
	<b>2822</b>	Synthetic Rubber	<b>325212</b>	Synthetic Rubber Manufacturing	
	<b>2823</b>	Cellulosic Manmade Fibers	<b>325221</b>	Cellulosic Organic Fiber Manufacturing	
	<b>2824</b>	Manmade Organic Fibers, Except Cellulosic	<b>325222</b>	Noncellulosic Organic Fiber Manufacturing	
C5	<b>2833</b>	Medicinal Chemicals and Botanical Products	<b>325411</b>	Medicinal and Botanical Manufacturing	
	<b>2834</b>	Pharmaceutical Preparations	<b>325412</b>	Pharmaceutical Preparation Manufacturing	
	<b>2835</b>	In Vitro and In Vivo Diagnostic Substances (except in vitro diagnostic)	<b>325412</b>	Pharmaceutical Preparation Manufacturing	
		(in vitro diagnostic substances)	<b>325413</b>	In Vitro Diagnostic Substance Manufacturing	
	<b>2836</b>	Biological Products, Except Diagnostic Substances	<b>325414</b>	Biological Product (except Diagnostic) Manufacturing	
C3	<b>2841</b>	Soaps and Other Detergents, Except Specialty Cleaners	<b>325611</b>	Soap and Other Detergent Manufacturing	

Sector C. Chemical and Allied Products Manufacturing				
Sub-sector	SIC Codes		NAICS Codes	Notes
	2842	Specialty Cleaning, Polishing, and Sanitation Preparations	325612	Polish and Other Sanitation Good Manufacturing
	2843	Surface Active Agents, Finishing Agents, Sulfonated Oils, and Assistants	325613	Surface Active Agent Manufacturing
	2844	Perfumes, Cosmetics, and Other Toilet Preparations (toothpaste, gel and dentifrice powders)	325611	Soap and Other Detergent Manufacturing
		(except toothpaste, gel and dentifrice powders)	325620	Toilet Preparation Manufacturing
C5	2851	Paints, Varnishes, Lacquers, Enamels, and Allied Products	325510	Paint and Coating Manufacturing
	2861	Gum and Wood Chemicals	325191	Gum and Wood Chemical Manufacturing
	2865	Cyclic Organic Crudes and Intermediates, and Organic Dyes and Pigments (aromatics)	325110	Petrochemical Manufacturing
		(organic dyes and pigments)	325132	Synthetic Organic Dye and Pigment Manufacturing
		(except aromatics and organic dyes and pigments)	325192	Cyclic Crude and Intermediate Manufacturing
	2869	Industrial Organic Chemicals, Not Elsewhere Classified (aliphatics)	325110	Petrochemical Manufacturing
		(fluorocarbon gases)	325120	Industrial Gas Manufacturing
		(carbon bisulfide)	325188	All Other Basic Inorganic Chemical Manufacturing
		(cyclopropane, diethylcyclohexane, naphthalene sulfonic acid)	325192	Cyclic Crude and Intermediate Manufacturing
		(ethyl alcohol)	325193	Ethyl Alcohol Manufacturing
		(except aliphatics, carbon bisulfide, ethyl alcohol, cyclopropane, diethylcyclohexane, naphthalene sulfonic acid, synthetic hydraulic fluids, and fluorocarbon gases)	325199	All Other Basic Organic Chemical Manufacturing
		(synthetic hydraulic fluids)	325998	All Other Miscellaneous Chemical Product and Preparation Manufacturing
C1	2873	Nitrogenous Fertilizers	325311	Nitrogenous Fertilizer Manufacturing
	2874	Phosphatic Fertilizers	325312	Phosphatic Fertilizer Manufacturing
	2875	Fertilizers, Mixing Only	325314	Fertilizers (Mixing Only) Manufacturing
	2879	Pesticides and Agricultural Chemicals, NEC	325320	Pesticides and Other Agricultural Chemical Manufacturing
C5	2891	Adhesives and Sealants	325520	Adhesive Manufacturing
	2892	Explosives	325920	Explosives Manufacturing
	2893	Printing Ink	325910	Printing Ink Manufacturing
	2895	Carbon Black	325182	Carbon Black Manufacturing

### **Sector C. Chemical and Allied Products Manufacturing**

Sub-sector	SIC Codes		NAICS Codes		Notes
	2899	Chemicals and Chemical Preparations, NEC	311942	Spice and Extract Manufacturing (table salt only)	
		(table salt)			
		(fatty acids)		All Other Basic Organic Chemical Manufacturing	
		(frit and plastic wood fillers)		Paint and Coating Manufacturing	
		(except frit, plastic wood fillers, fatty acids, and table salt)	325998	All Other Miscellaneous Chemical Product and Preparation Manufacturing	
	2911	Petroleum Refining	324110	Petroleum Refineries	
	3952	Lead Pencils, Crayons, and Artists' Materials (limited to inks and paints, including china painting enamels)	325998	All Other Miscellaneous Chemical Product and Preparation Manufacturing	
		(drawing inks and india ink)			
		(china painting enamels, platinum paint for burnt wood or leather work, paints for china painting, artist's paints, and artist's watercolors)	339942	Lead Pencil and Art Good Manufacturing	

### **Sector D. Asphalt Paving and Roofing Materials Manufacturers and Lubricant Manufacturers**

Sub-sector	SIC Codes		NAICS Codes		Notes
D1	2951	Asphalt Paving Mixtures and Blocks	324121	Asphalt Paving Mixture and Block Manufacturing	
	2952	Asphalt Felt and Coatings	324122	Asphalt Shingle and Coating Materials Manufacturing	
D2	2992	Lubricating Oils and Greases	324191	Petroleum Lubricating Oil and Grease Manufacturing	
	2999	Products of Petroleum and Coal, Not Elsewhere Classified	324199	All Other Petroleum and Coal Products Manufacturing	

### **Sector E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing**

Sub-sector	SIC Codes		NAICS Codes		Notes
E3	3211	Flat Glass	327211	Flat Glass Manufacturing	
	3221	Glass Containers	327213	Glass Container Manufacturing	
	3229	Pressed and Blown Glass and Glassware, Not Elsewhere Classified	327212	Other Pressed and Blown Glass and Glassware Manufacturing	

## Sector E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing

Sub-sector	SIC Codes		NAICS Codes		Notes
	3231	Glass Product Manufacturing Made of Purchased Glass	327215	Glass Product Manufacturing Made of Purchased Glass	
	3241	Hydraulic Cement	327310	Cement Manufacturing	
E1	3251	Brick and Structural Clay Tile (except slumped brick)	327121	Brick and Structural Clay Tile Manufacturing	
		(slumped brick)	327331	Concrete Block and Brick Manufacturing	
	3253	Ceramic Wall and Floor Tile	327122	Ceramic Wall and Floor Tile Manufacturing	
	3255	Clay Refractories	327124	Clay Refractory Manufacturing	
	3259	Structural Clay Products, Not Elsewhere Classified	327123	Other Structural Clay Product Manufacturing	
	3261	Vitreous China Plumbing Fixtures and China and Earthenware Fittings and Bathroom Accessories	327111	Vitreous China Plumbing Fixture and China and Earthenware Bathroom Accessories Manufacturing	
E1	3262	Vitreous China Table and Kitchen Articles	327112	Vitreous China, Fine Earthenware, and Other Pottery Product Manufacturing	
	3263	Fine Earthenware (Whiteware) Table and Kitchen Articles	327112	Vitreous China, Fine Earthenware, and Other Pottery Product Manufacturing	
	3264	Porcelain Electrical Supplies	327113	Porcelain Electrical Supply Manufacturing	
	3269	Pottery Products, Not Elsewhere Classified	327112	Vitreous China, Fine Earthenware, and Other Pottery Product Manufacturing	
E2	3271	Concrete Block and Brick	327331	Concrete Block and Brick Manufacturing	
	3272	Concrete Products, Except Block and Brick (concrete pipe)	327332	Concrete Pipe Manufacturing	
		(concrete products, except dry mix concrete and pipe)	327390	Other Concrete Product Manufacturing	
		(dry mixture concrete)	327999	All Other Miscellaneous Nonmetallic Mineral Product Manufacturing	
	3273	Ready-Mixed Concrete	327320	Ready-Mix Concrete Manufacturing	
	3274	Lime Manufacturing			
		Calcium hydroxide (i.e., hydrated lime) manufacturing	327410	Lime Manufacturing	
		Calcium oxide (i.e., quicklime) manufacturing	327410	Lime Manufacturing	
		Dolomite, dead-burned, manufacturing	327410	Lime Manufacturing	
		Hydrated lime (i.e., calcium hydroxide) manufacturing	327410	Lime Manufacturing	
		Quicklime (i.e., calcium oxide) manufacturing	327410	Lime Manufacturing	

## Sector E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing

Sub-sector	SIC Codes		NAICS Codes		Notes
		Agricultural lime manufacturing	327410	Lime Manufacturing	
		Dolomitic lime manufacturing	327410	Lime Manufacturing	
	3275	Gypsum Products	327420	Gypsum Product Manufacturing	
E3	3281	Cut Stone and Stone Products	327991	Cut Stone and Stone Product Manufacturing	
	3291	Abrasive Products (except steel wool manufacturing)	327910	Abrasive Product Manufacturing	
		(steel wool manufacturing)	332999	All Other Miscellaneous Fabricated Metal Product Manufacturing	Any facility whose primary activity is steel wool manufacturing (NAICS 332999) should be regulated under Sector AA, but may continue to be regulated under Sector E. Sector AA applies additional technology-based effluent limits comprised of good housekeeping measures, spill prevention and response procedures, and spills and leaks; additional SWPPP requirements; and additional inspection requirements. Sector E applies additional technology-based effluent limits comprised of good housekeeping measures, and additional SWPPP requirements. Regulatory burden would likely be greater under Sector AA.
E3	3292	Asbestos Products (except brake pads and linings)	327999	All Other Miscellaneous Nonmetallic Mineral Product Manufacturing	
		(asbestos brake linings and pads)	336340	Motor Vehicle Brake System Manufacturing	
		(asbestos clutch facings, motor vehicle)	336350	Motor Vehicle Transmission and Power Train Parts Manufacturing	

## Sector E. Glass, Clay, Cement, Concrete, and Gypsum Product Manufacturing

Sub-sector	SIC Codes		NAICS Codes		Notes
	3295	Minerals and Earths, Ground or Otherwise Treated (grinding, washing, separating, etc. of kaolin and ball clay)	212324	Kaolin and Ball Clay Mining	
		(grinding, washing, separating, etc. of clay, ceramic, and refractory minerals not elsewhere classified)	212325	Clay and Ceramic and Refractory Minerals Mining	
		(grinding, washing, separating, etc. of chemical and fertilizer minerals, not elsewhere classified)	212393	Other Chemical and Fertilizer Mineral Mining	
		(grinding, washing, separating, etc. of nonmetallic minerals, not elsewhere classified)	212399	All Other Nonmetallic Mineral Mining	
		(except grinding, washing, separating, etc. of nonmetallic minerals)	327992	Ground or Treated Mineral and Earth Manufacturing	
E3	3296	Mineral Wool	327993	Mineral Wool Manufacturing	
	3297	Nonclay Refractories	327125	Nonclay Refractory Manufacturing	
	3299	Nonmetallic Mineral Products, Not Elsewhere Classified (clay statuary)	327112	Vitreous China, Fine Earthenware, and Other Pottery Product Manufacturing	
		(moldings, ornamental and architectural plaster work, and gypsum statuary)	327420	Gypsum Product Manufacturing	
		(except moldings, ornamental and architectural plaster work, clay statuary, and gypsum statuary)	327999	All Other Miscellaneous Nonmetallic Mineral Product Manufacturing	

## Sector F. Primary Metals

Sub-sector	SIC Codes		NAICS Codes		Notes
F1	3312	Steel Works, Blast Furnaces (Including Coke Ovens), and Rolling Mills			
		(coke oven products [e.g., coke, gases, tars] made in coke oven establishments)	324199	All Other Petroleum and Coal Products Manufacturing	Any facility whose primary activity is manufacturing coke oven products (e.g., coke, gases, tars) made in coke oven establishments should be regulated under Sector D, but may continue to be regulated under Sector F. Sector F requires sector-specific benchmark monitoring requirements for total aluminum and total zinc, Sector D does

## Sector F. Primary Metals

Sub-sector	SIC Codes		NAICS Codes		Notes
F1					not require benchmark monitoring from these facilities.
					Regulatory burden would be greater under Sector F.
			331111	Iron and Steel Mills	
		(except coke ovens not integrated with steel mills and hot-rolling purchased steel)	331221	Rolled Steel Shape Manufacturing	
		(hot-rolling purchased steel)	3313	Electrometallurgical Products, Except Steel	Electrometallurgical Ferroalloy Product Manufacturing
	3315	Steel Wiredrawing and Steel Nails and Spikes (steel wire drawing)	331222	Steel Wire Drawing	
	3316	Cold-Rolled Steel Sheet, Strip, and Bars	331221	Rolled Steel Shape Manufacturing	
	3317	Steel Pipe and Tubes	331210	Iron and Steel Pipe and Tube Manufacturing from Purchased Steel	
	3321	Gray and Ductile Iron Foundries	331511	Iron Foundries	
	3322	Malleable Iron Foundries	331511	Iron Foundries	
F2	3324	Steel Investment Foundries	331512	Steel Investment Foundries	
	3325	Steel Foundries, NEC	331513	Steel Foundries (except Investment)	
F5	3331	Primary Smelting and Refining of Copper	331411	Primary Smelting and Refining of Copper	
	3334	Primary Production of Aluminum	331312	Primary Aluminum Production	
	3339	Primary Smelting and Refining of Nonferrous Metals, Except Copper and Aluminum	331419	Primary Smelting and Refining of Nonferrous Metal (except Copper and Aluminum)	
	3341	Secondary Smelting and Refining of Nonferrous Metals (aluminum)	331314	Secondary Smelting and Alloying of Aluminum	
		(copper)	331423	Secondary Smelting, Refining and Alloying of Copper	
		(except copper and aluminum)	331492	Secondary Smelting, Refining and Alloying of Nonferrous Metal (except Copper and Aluminum)	
	3351	Rolling, Drawing, and Extruding of Copper	331421	Copper Rolling, Drawing, and Extruding	
	3353	Aluminum Sheet, Plate, and Foil	331315	Aluminum Sheet, Plate, and Foil Manufacturing	
F3	3354	Aluminum Extruded Products	331316	Aluminum Extruded Product Manufacturing	
	3355	Aluminum Rolling and Drawing, Not Elsewhere Classified	331319	Other Aluminum Rolling and Drawing	

Sector F. Primary Metals					
Sub-sector	SIC Codes		NAICS Codes		Notes
	3356	Rolling, Drawing, and Extruding of Nonferrous Metals, Except Copper and Aluminum	331491	Nonferrous Metal (Except Copper and Aluminum) Rolling, Drawing, and Extruding	
	3357	Drawing and Insulating of Nonferrous Wire (aluminum wire drawing)	331319	Other Aluminum Rolling and Drawing	
		(copper wire drawing)	331422	Copper Wire (except Mechanical) Drawing	
		(wire drawing except copper or aluminum)	331491	Nonferrous Metal (except Copper and Aluminum) Rolling, Drawing, and Extruding	
		(fiber optic cable-insulating only)	335921	Fiber Optic Cable Manufacturing	
		(communication and energy wire, except fiber optic-insulating only)	335929	Other Communication and Energy Wire Manufacturing	
F4	3363	Aluminum Die Castings	331521	Aluminum Die Casting Foundries	
	3364	Nonferrous Die Castings, Except Aluminum	331522	Nonferrous (Except Aluminum) Die Casting Foundries	
	3365	Aluminum Foundries	331524	Aluminum Foundries (Except Die-Casting)	
	3366	Copper Foundries	331525	Copper Foundries (Except Die-Casting)	
	3369	Nonferrous Foundries, Except Copper and Aluminum	331528	Other Nonferrous Foundries (Except Die-Casting)	
F5	3398	Metal Heat Treating	332811	Metal Heat Treating	
	3399	Primary Metal Products, Not Elsewhere Classified	331111	Iron and Steel Mills	
		(iron ore recovery from open hearth slag)			
		(ferrous powder, paste, flakes, etc.)	331221	Rolled Steel Shape Manufacturing	
		(aluminum powder, paste, flakes, etc.)	331314	Secondary Smelting and Alloying of Aluminum	
		(copper powder, paste, flakes, etc.)	331423	Secondary Smelting, Refining, and Alloying of Copper	
		(nonferrous powder, paste, flakes, etc. except copper and aluminum)	331492	Secondary Smelting, Refining, and Alloying of Nonferrous Metal (except Copper and Aluminum)	
		(nonferrous nails, brads, staples, tacks, etc. made from purchased nonferrous wire)	332618	Other Fabricated Wire Product Manufacturing	

Sector G. Metal Mining (Ore Mining and Dressing)					
Sub-sector	SIC Codes		NAICS Codes		Notes
G1	1021	Copper Ores	212234	Copper Ore and Nickel Ore Mining	
G2	1011	Iron Ores	212210	Iron Ore Mining	

<b>Sector G. Metal Mining (Ore Mining and Dressing)</b>					
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>		<b>Notes</b>
G2	1021	Copper Ores	212234	Copper Ore and Nickel Ore Mining	
	1031	Lead and Zinc Ores	212231	Lead Ore and Zinc Ore Mining	
	1041	Gold Ores	212221	Gold Ore Mining	
	1044	Silver Ores	212222	Silver Ore Mining	
	1061	Ferroalloy Ores, Except Vanadium	212234	Copper Ore and Nickel Ore Mining	
		(nickel)			
	(other ferroalloys except nickel)		212299	All Other Metal Ore Mining	
G2	1081	Metal Mining Services (except site preparation and related activities performed on a contract or fee basis and geophysical surveying and mapping)	213114	Support Activities for Metal Mining	
		(site preparation and related construction activities on a contract basis)	238910	Site Preparation Contractors	
	1094	Uranium-Radium-Vanadium Ores	212291	Uranium-Radium-Vanadium Ore Mining	
	1099	Miscellaneous Metal Ores, Not Elsewhere Classified	212299	All Other Metal Ore Mining	

<b>Sector H. Coal Mines and Coal Mining-Related Facilities</b>					
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>		<b>Notes</b>
H1	1221	Bituminous Coal and Lignite Surface Mining	212111	Bituminous Coal and Lignite Surface Mining	
	1222	Bituminous Coal Underground Mining	212112	Bituminous Coal Underground Mining	
	1231	Anthracite Mining	212113	Anthracite Mining	
	1241	Coal Mining Services (except site preparation and related construction activities on a contract basis)	213113	Support Activities for Coal Mining	
		(site preparation and related construction activities on a contract basis)	238910	Site Preparation Contractors	

<b>Sector I. Oil and Gas Extraction</b>					
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>		<b>Notes</b>
I1	1311	Crude Petroleum and Natural Gas	211111	Crude Petroleum and Natural Gas Extraction	
	1321	Natural Gas Liquids	211112	Natural Gas Liquid Extraction	
	1381	Drilling Oil and Gas Wells	213111	Drilling Oil and Gas Wells	
	1382	Oil and Gas Field Exploration Services	213112	Support Activities for Oil and Gas Operations	
	1389	Oil and Gas Field Services, Not Elsewhere Classified (except construction of field gathering lines, site preparation and related construction activities performed on a contract or fee basis)	213112	Support Activities for Oil and Gas Operations	

Sector I. Oil and Gas Extraction					
Sub-sector	SIC Codes		NAICS Codes		Notes
		(construction of field gathering lines on a contract or fee basis)	237120	Oil and Gas Pipeline and Related Structures Construction	
		(site preparation and related construction activities on a contract basis)	238910	Site Preparation Contractors	

Sector J. Mineral Mining and Dressing					
Sub-sector	SIC Codes		NAICS Codes		Notes
J2	1411	Dimension Stone	212311	Dimension Stone Mining and Quarrying	
	1422	Crushed and Broken Limestone	212312	Crushed and Broken Limestone Mining and Quarrying	
	1423	Crushed and Broken Granite	212313	Crushed and Broken Granite Mining and Quarrying	
	1429	Crushed and Broken Stone, Not Elsewhere Classified	212319	Other Crushed and Broken Stone Mining and Quarrying	
J1	1442	Construction Sand and Gravel	212321	Construction Sand and Gravel Mining	
	1446	Industrial Sand	212322	Industrial Sand Mining	
J3	1455	Kaolin and Ball Clay	212324	Kaolin and Ball Clay Mining	
	1459	Clay, Ceramic, and Refractory Minerals, Not Elsewhere Classified	212325	Clay, Ceramic, and Refractory Minerals Mining	
	1474	Potash, Soda, and Borate Minerals	212391	Potash, Soda, and Borate Mineral Mining	
	1475	Phosphate Rock	212392	Phosphate Rock Mining	
	1479	Chemical and Fertilizer Mineral Mining, Not Elsewhere Classified	212393	Other Chemical and Fertilizer Mineral Mining	
J2	1481	Nonmetallic Minerals Services, Except Fuels			
	(except geophysical surveying and mapping and site preparation and related construction activities performed on a contract or fee basis)		213115	Support Activities for Nonmetallic Minerals (except Fuels)	
	(site preparation and related construction activities on a contract basis)		238910	Site Preparation Contractors	
	1499	Miscellaneous Nonmetallic Minerals, Except Fuels			
		(except bituminous limestone and bituminous sandstone)	212399	All Other Nonmetallic Mineral Mining	

Sector K. Hazardous Waste Treatment, Storage or Disposal Facilities			
Sub-Sector	Activity Code	Narrative Description	Notes

K1	HZ	<ul style="list-style-type: none"> <li>• Hazardous waste treatment</li> <li>• Hazardous waste storage</li> <li>• Hazardous waste disposal</li> <li>• Hazardous waste facilities operating under interim status</li> <li>• Hazardous waste facilities operating under a permit under Subtitle C of RCRA</li> </ul>	<p>HZ is the Activity Code (i.e., non-SIC / non-NAICS designation) for this Sector. It potentially applies to any facility regardless of SIC / NAICS Code, in addition to these specifically related to hazardous waste:</p> <ul style="list-style-type: none"> <li>• SIC 4953 Refuse Systems (hazardous waste treatment and disposal);</li> <li>• NAICS 562211 Hazardous Waste Treatment and Disposal;</li> <li>• NAICS 562112 Hazardous Waste Collection (hazardous waste transfer stations).</li> </ul>
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<b>Sector L. Landfills and Land Application Sites</b>			
Sub-Sector	Activity Code	Narrative Description	Notes
L1	LF	<ul style="list-style-type: none"> <li>• All Landfill, Land Application Sites and Open Dumps</li> </ul>	<p>LF is the Activity Code (i.e., non-SIC and non-NAICS designation) for this Sector. It may apply to any facility / SIC Code / NAICS Code, in addition to these specifically related to landfills and landfill application sites:</p> <ul style="list-style-type: none"> <li>• SIC 4953 Refuse Systems (solid waste landfills);</li> <li>• NAICS 562212 Solid Waste Landfill.</li> </ul>
L2	LF	<p>All Landfill, Land Application Sites and Open Dumps, except Municipal Solid Waste Landfill (MSWLF) Areas Closed in Accordance with 40 CFR 258.</p>	<p>Industrial waste is waste from any of the facilities covered by the MSGP (also described in 40 CFR 122.26(b)(14)).</p>

<b>Sector M. Automobile Salvage Yards</b>				
Sub-sector	SIC Codes		NAICS Codes	Notes
M1	5015	Motor Vehicle Parts, Used (merchant wholesalers except those selling via retail method)	423140	Motor Vehicle Parts (Used) Merchant Wholesalers

<b>Sector N. Scrap Recycling Facilities</b>				
Sub-sector	SIC Codes		NAICS Codes	Notes
N1	5093	<p>Scrap and Waste Materials</p> <p>(merchant wholesalers except Source-Separated Recycling)</p>	423930	Recyclable Material Merchant Wholesalers
N2	5093	<p>Scrap and Waste Materials</p> <p>(Source-Separated Recycling)</p>	423930	Recyclable Material Merchant Wholesalers

<b>Sector O. Steam Electric Generating Facilities</b>			
Sub-Sector	Activity Code	Narrative Description	Notes
O1	SE	<ul style="list-style-type: none"> <li>• steam electric power generation using coal, including coal handling areas</li> <li>• steam electric power generation using natural gas</li> <li>• steam electric power</li> </ul>	<p>SE is the Activity Code (i.e., non-SIC and non-NAICS designation) for this Sector. It may apply to any facility / SIC Code / NAICS Code, in addition to these specifically related to steam electric generation:</p> <ul style="list-style-type: none"> <li>• SIC 4911 Electric Services (fossil fuel power generation, nuclear electric power generation &amp; other</li> </ul>

		<ul style="list-style-type: none"> <li>• generation using oil</li> <li>• steam electric power generation using nuclear energy</li> <li>• steam electric power generation using any other fuel to produce a steam source</li> <li>• coal pile runoff (includes effluent limitations established by 40 CFR 423)</li> <li>• dual fuel co-generation (i.e., steam generation using fossil fuel to augment a heat-capture generation system)</li> </ul>	<p>electric power generation)</p> <ul style="list-style-type: none"> <li>• NAICS 221112 Fossil Fuel Electric Power Generation</li> <li>• NAICS 221113 Nuclear Electric Power Generation</li> </ul>
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Sector P. Land Transportation				
Sub-sector	SIC Codes		NAICS Codes	Notes
P1	<b>4011</b>	Railroads, Line-Haul Operating	<b>482111</b>	Line-Haul Railroads
	<b>4013</b>	Railroad Switching and Terminal Establishments (short line railroads)	<b>482112</b>	Short Line Railroads
		(except short line railroads)	<b>488210</b>	Support Activities for Rail Transportation
	<b>4111</b>	Local and Suburban Transit (mixed mode)	<b>485111</b>	Mixed Mode Transit Systems
		(commuter rail)	<b>485112</b>	Commuter Rail Systems
		(bus and motor vehicle)	<b>485113</b>	Bus and Other Motor Vehicle Transit Systems
		(except mixed mode, commuter rail, airport transportation service, and bus and motor vehicle)	<b>485119</b>	Other Urban Transit Systems
		(airport transportation service)	<b>485999</b>	All Other Transit and Ground Passenger Transportation
	<b>4119</b>	Local Passenger Transportation, Not Elsewhere Classified (limousine rental with driver and automobile rental with driver)	<b>485320</b>	Limousine Service
		(employee transportation)	<b>485410</b>	School and Employee Bus Transportation
		(special needs transportation)	<b>485991</b>	Special Needs Transportation
		(hearse rental with driver and carpool and vanpool operation)	<b>485999</b>	All Other Transit and Ground Passenger Transportation
		(sightseeing buses and cable and cog railways, except scenic)	<b>487110</b>	Scenic and Sightseeing Transportation, Land
		(land ambulance)	<b>621910</b>	Ambulance Services
	<b>4121</b>	Taxicabs	<b>485310</b>	Taxi Service
	<b>4221</b>	Farm Product Warehousing and Storage		
	<b>4222</b>	Refrigerated Warehousing and Storage		
	<b>4225</b>	General Warehousing and Storage		
	<b>4131</b>	Intercity and Rural Bus Transportation	<b>485210</b>	Interurban and Rural Bus Transportation
	<b>4141</b>	Local Bus Charter Service	<b>485510</b>	Charter Bus Industry
	<b>4142</b>	Bus Charter Service, Except Local	<b>485510</b>	Charter Bus Industry
	<b>4151</b>	School Buses	<b>485410</b>	School and Employee Bus Transportation

Sector P. Land Transportation					
Sub-sector	SIC Codes		NAICS Codes		Notes
	4173	Terminal and Service Facilities for Motor Vehicle Passenger Transportation		488490	Other Support Activities for Road Transportation
		4212 Local Trucking Without Storage (general freight)		484110	General Freight Trucking, Local
		(household goods moving)		484210	Used Household and Office Goods Moving
P1		(specialized freight)		484220	Specialized Freight (except Used Goods) Trucking, Local
		(solid waste collection without disposal)		562111	Solid Waste Collection
		(hazardous waste collection without disposal)		562112	Hazardous Waste Collection
		(other waste collection without disposal)		562119	Other Waste Collection
	4213	Trucking, Except Local (general freight, truckload)		484121	General Freight Trucking, Long-Distance, Truckload
		(general freight, less than truckload)		484122	General Freight Trucking, Long-Distance, Less Than Truckload
		(household goods moving)		484210	Used Household and Office Goods Moving
		(specialized freight)		484230	Specialized Freight (except Used Goods) Trucking, Long-Distance
	4214	Local Trucking With Storage (general freight)		484110	General Freight Trucking, Local
		(household goods moving)		484210	Used Household and Office Goods Moving
		(specialized freight)		484220	Specialized Freight (except Used Goods) Trucking, Local
	4215	Courier Services, Except by Air (hub and spoke intercity delivery)		492110	Couriers
		(local delivery)		492210	Local Messengers and local Delivery
	4226	Special Warehousing and Storage, Not Elsewhere Classified (warehousing in foreign trade zones)		493110	General Warehousing and Storage
		(fur storage)		493120	Refrigerated Warehousing and Storage
		(except fur storage and warehousing in foreign trade zones)		493190	Other Warehousing and Storage
	4231	Terminal and Joint Terminal Maintenance Facilities for Motor Freight Transportation		488490	Other Support Activities for Road Transportation
	4311	United States Postal Service		491110	Postal Service
	5171	Petroleum Bulk Stations and Terminals (except petroleum sold via retail method)		424710	Petroleum Bulk Stations and Terminals
		(heating oil sold to final consumer)		454311	Heating Oil Dealers
		(LP gas sold to final consumer)		454312	Liquefied Petroleum Gas

## Sector P. Land Transportation

Sub-sector	SIC Codes	NAICS Codes	Notes
		(Bottled Gas) Dealers	

## Sector Q. Water Transportation

Sub-sector	SIC Codes	NAICS Codes	Notes
<b>Q1</b>	<b>4412</b> Deep Sea Foreign Transportation of Freight	<b>483111</b> Deep Sea Freight Transportation	
	<b>4424</b> Deep Sea Domestic Transportation of Freight	<b>483113</b> Coastal and Great Lakes Freight Transportation	
	<b>4432</b> Freight Transportation on the Great Lakes - St. Lawrence Seaway	<b>483113</b> Coastal and Great Lakes Freight Transportation	
	<b>4449</b> Water Transportation of Freight, Not Elsewhere Classified	<b>483211</b> Inland Water Freight Transportation	
	<b>4481</b> Deep Sea Transportation of Passengers, Except by Ferry (deep sea activities)	<b>483112</b> Deep Sea Passenger Transportation	
		<b>483114</b> Coastal and Great Lakes Passenger Transportation	
	<b>4482</b> Ferries (coastal and Great Lakes)	<b>483114</b> Coastal and Great Lakes Passenger Transportation	
		<b>483212</b> Inland Water Passenger Transportation	
	<b>4489</b> Water Transportation of Passengers, Not Elsewhere Classified (water taxis)	<b>483212</b> Inland Water Passenger Transportation	
		<b>487210</b> Scenic and Sightseeing Transportation, Water	
	<b>4491</b> Marine Cargo Handling (dock and pier operations)	<b>488310</b> Port and Harbor Operations	
		<b>488320</b> Marine Cargo Handling	
	<b>4492</b> Towing and Tugboat Services	<b>488330</b> Navigational Services to Shipping	
	<b>4493</b> Marinas	<b>713930</b> Marinas	
	<b>4499</b> Water Transportation Services, Not Elsewhere Classified (lighterage)	<b>483211</b> Inland Water Freight Transportation	
		<b>488310</b> Port and Harbor Operations	
		<b>488330</b> Navigational Services to Shipping	
		<b>488390</b> Other Support Activities for Water Transportation	
		<b>532411</b> Commercial Air, Rail, and Water Transportation Equipment Rental and Leasing	

## Sector R. Ship and Boat Building and Repair Yards

Sub-sector	SIC Codes		NAICS Codes		Notes
R1	3731	Ship Building and Repairing (except repairs in floating drydocks)	336611	Ship Building and Repairing	
		(repair services provided by floating drydocks)	488390	Other Support Activities for Water Transportation (includes ship scaling facilities)	
	3732	Boat Building and Repairing (boat building)	336612	Boat Building	
		(pleasure boat repair and maintenance services without retailing new boats)	811490	Other Personal and Household Goods Repair and Maintenance	
		(ship scaling)	488390	Other Support Activities for Water Transportation (drydocks, floating [i.e., routine repair and maintenance of ships]; other support activities for water transportation; ship dismantling at floating drydock; ship scaling services not done at a shipyard)	
		(motorboat [i.e., inboard and outboard] repair and maintenance services; outboard motor repair shops)	811490	Other Personal and Household Goods Repair and Maintenance	

## Sector S. Air Transportation Facilities

Sub-sector	SIC Codes		NAICS Codes		Notes
S1	4512	Air Transportation, Scheduled (passenger)	481111	Scheduled Passenger Air Transportation	
		(freight)	481112	Scheduled Freight Air Transportation	
	4513	Air Courier Services	492110	Couriers	
	4522	Air Transportation, Nonscheduled	481211	Nonscheduled Chartered Passenger Air Transportation	
		(passenger)			
		(freight)	481212	Nonscheduled Chartered Freight Air Transportation	
		(using general purpose aircraft for a variety of passenger, freight, courier, and other uses)	481219	Other Nonscheduled Air Transportation	
		(sightseeing planes)	487990	Scenic and Sightseeing Transportation, Other	
		(air ambulance)	621910	Ambulance Services	
	4581	Airports, Flying Fields, and Airport Terminal Services (air freight handling at airports, hangar operations, airport terminal services, aircraft storage, airports, and flying fields)	488119	Other Airport Operations	
		(aircraft servicing and repairing)	488190	Other Support Activities for Air Transportation	

Sector T. Treatment Works			
Sub-sector	Activity Code	Narrative Description	Notes
T1	TW	<ul style="list-style-type: none"> <li>treatment works with a design flow of 1.0 MGD or more treating domestic sewage or any other sewage sludge;</li> <li>wastewater treatment devices or system used by the treatment works for the storage, treatment, recycling and reclamation of municipal or domestic sewage;</li> <li>land located within the confines of the treatment works that is dedicated to the disposal of sewage sludge;</li> <li>treatment works required to have an approved pretreatment program under 40 CFR Part 403</li> </ul>	<p>TW is the Activity Code (i.e., non-SIC and non-NAICS designation) for this Sector. It may apply to any facility / SIC Code / NAICS Code, in addition to these specifically related to treatment works:</p> <ul style="list-style-type: none"> <li>SIC 4952 Sewerage Systems</li> <li>NAICS 221320 Sewage Treatment Facilities</li> </ul>

Sector U. Food and Kindred Products				
Sub-sector	SIC Codes		NAICS Codes	Notes
U3	2011	Meat Packing Plants	311611	Animal (except Poultry) Slaughtering
	2013	Sausages and Other Prepared Meat Products (except lard made from purchased materials)	311612	Meat Processed from Carcasses
		(lard made from purchased materials)		Rendering and Meat Byproduct Processing
	2015	Poultry Slaughtering and Processing (poultry slaughtering and processing)	311615	Poultry Processing
		(egg processing)	311999	All Other Miscellaneous Food Manufacturing
	2021	Creamery Butter	311512	Creamery Butter Manufacturing
	2022	Natural, Processed, and Imitation Cheese	311513	Cheese Manufacturing
	2023	Dry, Condensed and Evaporated Dairy Products (liquid non-dairy creamer)	311511	Fluid Milk Manufacturing
		(except liquid non-dairy creamer)	311514	Dry, Condensed, and Evaporated Dairy Product Manufacturing
	2024	Ice Cream and Frozen Deserts	311520	Ice Cream and Frozen Desert Manufacturing
	2026	Fluid Milk (except ultra-high temperature)	311511	Fluid Milk Manufacturing

Sector U. Food and Kindred Products				
Sub-sector	SIC Codes		NAICS Codes	Notes
		(ultra-high temperature)	311514	Dry, Condensed, and Evaporated Dairy Product Manufacturing
	2032	Canned Specialties (except canned puddings)	311422	Specialty Canning
		(canned puddings)	311999	All Other Miscellaneous Food Manufacturing
	2033	Canned Fruits, Vegetables, Preserves, Jams, and Jellies	311421	Fruit and Vegetable Canning
	2034	Dried and Dehydrated Fruits, Vegetables and Soup Mixes (vegetable flour)	311211	Flour Milling
		(except vegetable flour and soup mixes made from purchased dried and dehydrated ingredients)	311423	Dried and Dehydrated Food Manufacturing
		(soup mixes made from purchased dehydrated ingredients)	311999	All Other Miscellaneous Food Manufacturing
	2035	Pickled Fruits and Vegetables, Vegetable Sauces and Seasonings, and Salad Dressings (pickled fruits and vegetables)	311421	Fruit and Vegetable Canning
		(sauces and salad dressings)	311941	Mayonnaise, Dressing, and Other Prepared Sauce Manufacturing
	2037	Frozen Fruits, Fruit Juices, and Vegetables	311411	Frozen Fruit, Juice, and Vegetable Manufacturing
	2038	Frozen Specialties, Not Elsewhere Classified	311412	Frozen Specialty Food Manufacturing
U1	2041	Flour and Other Grain Mill Products	311211	Flour Milling
	2043	Cereal Breakfast Foods (cereal breakfast foods and related preparations except grain based coffee substitutes)	311230	
		(grain based coffee substitutes)		Breakfast Cereal Manufacturing
		311920	Coffee and Tea Manufacturing	
	2044	Rice Milling	311212	Rice Milling
	2045	Prepared Flour Mixes and Doughs	311822	Flour Mixes and Dough Manufacturing from Purchased Flour
	2046	Wet Corn Milling (except refining purchased corn oil)	311221	Wet Corn Milling
		(refining purchased corn oil)	311225	Fats and Oils Refining and Blending
	2047	Dog and Cat Food	311111	Dog and Cat Food Manufacturing
	2048	Prepared Feeds and Feed Ingredients for Animals and Fowls, Except Dogs and Cats (except slaughtering animals for pet food)	311119	
		(slaughtering animals for pet food)		Other Animal Food Manufacturing
		311611	Animal (except Poultry) Slaughtering	
U3	2051	Bread and Other Bakery Products, Except Cookies and Crackers	311812	Commercial Bakeries
	2052	Cookies and Crackers (unleavened bread and soft pretzels)	311812	Commercial Bakeries
		(except unleavened bread and)	311821	Cookie and Cracker

Sector U. Food and Kindred Products				
Sub-sector	SIC Codes		NAICS Codes	Notes
U2		pretzels)		Manufacturing
		(hard pretzels and snack pretzels, except soft)	311919	Other Snack Food Manufacturing (pretzels, except soft)
	2053	Frozen Bakery Products, Except Bread	311813	Frozen Cakes, Pies, and Other Pastries Manufacturing
	2061	Cane Sugar, Except Refining	311311	Sugarcane Mills
	2062	Cane Sugar Refining	311312	Cane Sugar Refining
	2063	Beet Sugar	311313	Beet Sugar Manufacturing
	2064	Candy and Other Confectionery Products	311330	Confectionery Manufacturing from Purchased Chocolate
		(chocolate confectionery)		
		(nonchocolate confectionery)	311340	Nonchocolate Confectionery Manufacturing
	2066	Chocolate and Cocoa Products (except chocolate products, made from purchased chocolate)	311320	Chocolate and Confectionery Manufacturing from Cacao Beans
		(chocolate products made from purchased chocolate)	311330	Confectionery Manufacturing from Purchased Chocolate
	2067	Chewing Gum	311340	Nonchocolate Confectionery Manufacturing
	2068	Salted and Roasted Nuts and Seeds	311911	Roasted Nuts and Peanut Butter Manufacturing
U2	2074	Cottonseed Oil Mills (cottonseed processing)	311223	Other Oilseed Processing
		(processing purchased cottonseed oil)	311225	Fats and Oils Refining and Blending
	2075	Soybean Oil Mills (soybean processing, except edible soybean oil)	311222	Soybean Processing
		(processing purchased soybean oil)	311225	Fats and Oils Refining and Blending
	2076	Vegetable Oil Mills, Except Corn, Cottonseed, and Soybean (oilseed processing)	311223	Other Oilseed Processing
		(processing purchased vegetable and oilseed oils)	311225	Fats and Oils Refining and Blending
	2077	Animal and Marine Fats and Oils (animal fats and oils)	311613	Rendering and Meat Byproduct Processing
		(canned marine fats and oils)	311711	Seafood Canning
		(fresh and frozen marine fats and oils)	311712	Fresh and Frozen Seafood Processing
	2079	Shortening, Table Oils, Margarine, and Other Edible Fats and Oils, Not Elsewhere Classified (processing soybean oil into edible cooking oils from soybeans crushed in the same establishment)	311222	Soybean Processing

Sector U. Food and Kindred Products					
Sub-sector	SIC Codes		NAICS Codes		Notes
		(processing vegetable oils, except soybean, into edible cooking oils from oilseeds and vegetables crushed in the same establishment)	311223	Other Oilseed Processing	
		(except processing vegetable and soybean oils into edible oils from oilseeds and vegetables crushed in the same establishment)	311225	Fats and Oils Refining and Blending	
U3	2082	Malt Beverages (malt extract)	311942	Spice and Extract Manufacturing	
		(except malt extract)	312120	Breweries	
	2083	Malt	311213	Malt Manufacturing	
	2084	Wines, Brandy and Brandy Spirits	312130	Wineries	
	2085	Distilled and Blended Liquors (apple jack)	312130	Wineries	
		(except apple jack)	312140	Distilleries	
	2086	Bottled and Canned Soft Drinks and Carbonated Water (except bottled water)	312111	Soft Drink Manufacturing	
		(bottled water)	312112	Bottled Water Manufacturing	
	2087	Flavoring Extracts and Flavoring Syrups, Not Elsewhere Classified (coffee flavoring and syrups)	311920	Coffee and Tea Manufacturing	
		(flavoring syrups and concentrates except coffee)	311930	Flavoring Syrup and Concentrate Manufacturing	
		(flavoring extracts and natural food colorings)	311942	Spice and Extract Manufacturing	
		(powered drink mix)	311999	All Other Miscellaneous Food Manufacturing	
2091	Canned and Cured Fish and Seafoods	311711	Seafood Canning		
2092	Prepared Fresh or Frozen Fish and Seafoods	311712	Fresh and Frozen Seafood Processing		
2095	Roasted Coffee	311920	Coffee and Tea Manufacturing		
2096	Potato Chips, Corn Chips, and Similar Snacks	311919	Other Snack Food Manufacturing		
2097	Manufactured Ice	312113	Ice manufacturing		
2098	Macaroni, Spaghetti, Vermicelli, and Noodles	311823	Dry Pasta Manufacturing		
2099	Food Preparations, Not Elsewhere Classified (rice, uncooked and packaged with other ingredients made in rice mills)	311212	Rice Milling		
	(marshmallow creme)	311340	Nonchocolate Confectionery Manufacturing		
	(bouillon and potatoes dried and packaged with other ingredients produced in dehydrating plants)	311423	Dried and Dehydrated Food Manufacturing		
	(dry pasta packaged with other ingredients made in dry pasta plants)	311823	Dry Pasta Manufacturing		
	(tortillas)	311830	Tortilla Manufacturing		
	(peanut butter)	311911	Roasted Nuts and Peanut Butter Manufacturing		
	(tea)	311920	Coffee and Tea Manufacturing		

Sector U. Food and Kindred Products				
Sub-sector	SIC Codes		NAICS Codes	Notes
		(vinegar, prepared dip)	311941	Mayonnaise, Dressing, and Other Prepared Sauce Manufacturing
		(spices, dry dip mix, dry salad dressing mix, and seasoning mix)	311942	Spice and Extract Manufacturing
		(perishable prepared food)	311991	Perishable Prepared Food Manufacturing
		(except bouillon, marshmallow creme, spices, peanut butter, perishable prepared foods, tortillas, tea and tea extracts, dry dip mix, prepared dips, dry salad dressing mix, seasoning mix, dried potatoes, pasta, and rice mixed with other ingredients in mills or dehydrating plants, reducing maple sap to maple syrup, wool grease, and vinegar)	311999	All Other Miscellaneous Food Manufacturing
	2111	Cigarettes	312221	Cigarette Manufacturing
	2121	Cigars	312229	Other Tobacco Product Manufacturing
	2131	Chewing and Smoking Tobacco and Snuff	312229	Other Tobacco Product Manufacturing
	2141	Tobacco Stemming and Redrying (stemming and redrying tobacco)	312210	Tobacco Stemming and Redrying
		(reconstituted tobacco)	312229	Other Tobacco Product Manufacturing

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes		NAICS Codes	Notes
V1	2211	Broadwoven Fabric Mills, Cotton	313210	Broadwoven Fabric Mills
	2221	Broadwoven Fabric Mills, Manmade Fiber and Silk	313210	Broadwoven Fabric Mills
	2231	Broadwoven Fabric Mills, Wool (Including Dyeing and Finishing) (except finishing wool fabric without weaving wool fabric)	313210	Broadwoven Fabric Mills 2231
		(wool broadwoven fabric finishing without weaving fabric)	313311	Broadwoven Fabric Finishing Mills
		(wool fabric, except broadwoven, finishing without weaving fabric)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills
	2241	Narrow Fabric and Other Smallwares Mills: Cotton, Wool, Silk and Manmade Fiber	313221	Narrow Fabric Mills
	2251	Women's Full-Length and Knee-Length Hosiery, Except Socks (dyeing and finishing sheer hosiery without knitting sheer hosiery)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills
		(except dyeing and finishing sheer hosiery without knitting sheer hosiery)	315111	Sheer Hosiery Mills
	2252	Hosiery, Not Elsewhere Classified (dyeing and finishing hosiery, except sheer, without knitting hosiery)	313312	Textile and Fabric Finishing (except Broadwoven Fabric)

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
			Mills	
		315111	Sheer Hosiery Mills	
		315119	Other Hosiery and Sock Mills	
2253	Knit Outerwear Mills (dyeing and finishing knit outerwear without knitting outerwear)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
	(except bath and lounging robes and dying and finish without knitting garments)	315191	Outerwear Knitting Mills	
	(knitting bath or lounging robes)	315192	Underwear and Nightwear Knitting Mills	
2254	Knit Underwear and Nightwear Mills (dyeing and finishing underwear and nightwear without knitting garments)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
	(except dyeing and finishing underwear and nightwear without knitting garments)	315192	Underwear and Nightwear Knitting Mills	
2257	Weft Knit Fabric Mills (except finishing without knitting weft fabric)	313241	Weft Knit Fabric Mills	
	(finishing weft fabric without knitting weft fabric)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
2258	Weft Knit Fabric Mills (except finishing without knitting weft fabric)	313241	Weft Knit Fabric Mills	
	(finishing weft fabric without knitting weft fabric)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
2259	Knitting Mills, Not Elsewhere Classified (knitting weft fabric and fabricating textile products, such as bedspreads, curtains, or towels)	313241	Weft Knit Fabric Mills	
	(knitting lace or warp fabric and fabricating textile products, such as bedspreads, curtains, or towels)	313249	Other Knit Fabric and Lace Mills	
	(dyeing and finishing knit gloves and mittens without knitting gloves or mittens)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
	(knitting gloves and mittens)	315191	Outerwear Knitting Mills	
	(knitting girdles and allied foundation garments)	315192	Underwear and Nightwear Knitting Mills	
2261	Finishers of Broadwoven Fabrics of Cotton	313311	Broadwoven Fabric	

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
			Finishing Mills	
2262	Finishers of Broadwoven Fabrics of Manmade Fibers and Silk	313311	Broadwoven Fabric Finishing Mills	
2269	Finishers of Textiles, Not Elsewhere Classified  (linen fabric finishing)	313311	Broadwoven Fabric Finishing Mills	
	(except linen fabric finishing)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
2273	Carpets and Rugs	314110	Carpet and Rug Mills	
2281	Yarn Spinning Mills	313111	Yarn Spinning Mills	
2282	Yarn Texturizing, Throwing, Twisting and Spinning Mills	313112	Yarn Texturizing, Throwing, Twisting Mills	
2284	Thread Mills  (except finishing thread without manufacturing thread)	313113	Thread Mills	
	(finishing thread without manufacturing thread)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
2295	Coated Fabrics, Not Rubberized	313320	Fabric Coating Mills	
2296	Tire Cord and Fabrics	314992	Tire Cord and Tire fabric Mills	
2297	Nonwoven Fabrics	313230	Nonwoven Fabric Mills	
2298	Cordage and Twine  (hemp rope made in spinning mills)	313111	Yarn Spinning Mills	
	(except hemp rope made in spinning mills)	314991	Rope, Cordage, and Twine Mills	
2299	Textile Goods, Not Elsewhere Classified  (hemp bags made in spinning mills, & spinning yarn of flax, hemp, jute, and ramie)	313111	Yarn Spinning Mills	
	(manufacturing thread of hemp, linen, and ramie)	313113	Thread Mills	
	(broadwoven fabrics of jute, linen, hemp, and ramie and hand woven fabrics)	313210	Broadwoven Fabric Mills	
	(narrow woven fabric of jute, linen, hemp, and ramie)	313221	Narrow Fabric Mills	
	(nonwoven felt)	313230	Nonwoven Fabric Mills	
	(finishing hard fiber thread and yarn without manufacturing thread or yarn)	313312	Textile and Fabric Finishing (except Broadwoven Fabric) Mills	
	(manufacturing other textile products)	314999	All Other Miscellaneous Textile Product Mills	
2311	Men's and Boys' Suits, Coats, and Overcoats  (contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(except contractors)	315222	Men's and Boys' Cut and Sew Suit, Coat and	

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
2321	Men's and Boys' Shirts, Except Work Shirts		Overcoat Manufacturing	
	(contractors)		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(except contractors)		315223 Men's and Boys' Cut and Sew Shirt (except Work Shirt) Manufacturing	
2322	Men's and Boys' Underwear and Nightwear		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(contractors)		315221 Men's and Boys' Cut and Sew Underwear and Nightwear Manufacturing	
2323	Men's and Boys' Neckwear		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(contractors)		315993 Men's and Boys' Neckwear Manufacturing	
2325	Men's and Boys' Separate Trousers and Slacks		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(contractors)		315224 Men's and Boys' Cut and Sew Trouser, Slack and Jean Manufacturing	
2326	Men's and Boys' Work Clothing		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(contractors)		315225 Men's and Boys' Cut and Sew Work Clothing Manufacturing	
2329	Men's and Boys' Clothing, Not Elsewhere Classified		315211 Men's and Boys' Cut and Sew Apparel Contractors	
	(contractors)		315228 Men's and Boys' Cut and Sew Other Outerwear Manufacturing	
	(except team athletic uniforms and contractors)		315299 All Other Cut and Sew Apparel Manufacturing	
2331	Women's, Misses', and Juniors' Blouses and Shirts		315212 Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(contractors)		315232 Women's and Girls' Cut and Sew Blouse and Shirt	

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
			Manufacturing	
2335	Women's, Misses', and Juniors' Dresses (contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315233	Women's and Girls' Cut and Sew Dress Manufacturing	
2337	Women's, Misses', and Juniors' Suits, Skirts, and Coats (contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315234	Women's and Girls' Cut and Sew Suit, Coat, Tailored Jacket, and Skirt Manufacturing	
2339	Women's, Misses', and Juniors' Outerwear, Not Elsewhere Classified (contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except team athletic uniforms, scarves, and contractors)	315239	Women's and Girls' Cut and Sew Other Outerwear Manufacturing	
	(team athletic uniforms except contractors)	315299	All Other Cut and Sew Apparel Manufacturing	
	(scarves except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
2341	Women's, Misses', Children's, and Infants' Underwear and Nightwear (boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(boys' except contractors)	315221	Men's and Boys' Cut and Sew Underwear and Nightwear Manufacturing	
	(women and girls' except contractors)	315231	Women's and Girls' Cut and Sew Lingerie, Loungewear, and Nightwear Manufacturing	
	(infants' except contractors)	315291	Infants' Cut and Sew Apparel Manufacturing	
2342	Brassieres, Girdles, and Allied Garments (contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315231	Women's and Girls' Cut and Sew Lingerie, Loungewear, and Nightwear	

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
			Manufacturing	
2353	Hats, Caps, and Millinery (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315991	Hat, Cap, and Millinery Manufacturing	
2361	Girls', Children's, and Infants' Dresses, Blouses, and Shirts (boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(girls' and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(boys' shirts except contractors)	315223	Men's and Boys' Cut and Sew Shirt (except Work Shirt) Manufacturing	
	(girls' blouses and shirts except contractors)	315232	Women's and Girls' Cut and Sew Blouse and Shirt Manufacturing	
	(girls' dresses except contractors)	315233	Women's and Girls' Cut and Sew Dress Manufacturing	
	(infants' except contractors)	315291	Infants' Cut and Sew Apparel Manufacturing	
	Girls', Children's, and Infants' Outerwear, Not Elsewhere Classified (boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
2369	(girls' and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(boys' robes except contractors)	315221	Men's and Boys' Cut and Sew Underwear and Nightwear Manufacturing	
	(boys' suits and coats except contractors)	315222	Men's and Boys' Cut and Sew Suit, Coat, and Overcoat Manufacturing	
	(boys' trousers, slacks, and jeans except contractors)	315224	Men's and Boys' Cut and Sew Trouser, Slack and Jean Manufacturing	
	(boys' other outerwear except contractors)	315228	Men's and Boys' Cut and Sew Other Outerwear Manufacturing	
	(girls' robes except contractors)	315231	Women's and Girls' Cut and Sew Lingerie, Loungewear, and Nightwear Manufacturing	
	(girls' suits, coats, jackets, and skirts except contractors)	315234	Women's and Girls' Cut and Sew Suit, Coat, Tailored Jacket, and Skirt	

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
			Manufacturing	
	(girls' other outerwear except contractors)	315239	Women's and Girls' Cut and Sew Other Outerwear Manufacturing	
	(infants' except contractors)	315291	Infants' Cut and Sew Apparel Manufacturing	
2371	Fur Goods (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315292	Fur and Leather Apparel Manufacturing	
2381	Dress and Work Gloves, Except Knit and All-Leather (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315992	Glove and Mitten Manufacturing	
2384	Robes and Dressing Gowns (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(men's except contractors)	315221	Men's and Boys' Cut and Sew Underwear and Nightwear Manufacturing	
	(women's except contractors)	315231	Women's and Girls' Cut and Sew Lingerie, Loungewear, and Nightwear Manufacturing	
2385	Waterproof Outerwear (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(men's and boys' water resistant or water repellent tailored overcoats, except made from rubberized fabric, plastics, etc. and contractors)	315222	Men's and Boys' Cut and Sew Suit, Coat, and Overcoat Manufacturing	
	(men's and boys' water resistant or water repellent nontailored outerwear, except made from rubberized fabric, plastics, etc. and contractors)	315228	Men's and Boys' Cut and Sew Other Outerwear Manufacturing	

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
	(women's and girls' water resistant or water repellent tailored coats, except made from rubberized fabric, plastics, etc. and contractors)	315234	Women's and Girls' Cut and Sew Suit, Coat, Tailored Jacket, and Skirt Manufacturing"	
	(other women's and girls' water resistant or water repellent nontailored outerwear, except made from rubberized fabric, plastics, etc. and contractors)	315239	Women's and Girls' Cut and Sew Other Outerwear Manufacturing	
	(infants' waterproof outerwear made from rubberized fabric, plastics, etc. except contractors)	315291	Infants' Cut and Sew Apparel Manufacturing	
	(men's, boys', women's, and girls' waterproof outerwear made from rubberized fabric, plastics, etc. except contractors)	315299	All Other Cut and Sew Apparel Manufacturing	
	(accessories, such as aprons, bibs, and other miscellaneous waterproof items, made from rubberized fabric, plastics, etc. except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
2386	Leather and Sheep-Lined Clothing (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315292	Fur and Leather Apparel Manufacturing	
2387	Apparel Belts (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
2389	Apparel and Accessories, Not Elsewhere Classified (men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(garters and garter belts except contractors)	315231	Women's and Girls' Cut and Sew Lingerie, Loungewear, and Nightwear Manufacturing	
	(apparel, such as academic gowns, clerical outerwear, and band uniforms, except contractors)	315299	All Other Cut and Sew Apparel Manufacturing	

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
	(accessories such as, handkerchiefs, arm bands, cummerbunds, suspenders, etc., except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
2391	Curtains and Draperies	314121	Curtain and Drapery Mills	
2392	House furnishings, Except Curtains and Draperies (except mops, dust rags, and bags)	314129	Other Household Textile Product Mills	
	(blanket, laundry, and wardrobe bags)	314911	Textile Bag Mills	
	(dust rags)	314999	All Other Miscellaneous Textile Product Mills	
	(floor and dust mops)	339994	Broom, Brush, and Mop Manufacturing	
2393	Textile Bags	314911	Textile Bag Mills	
2394	Canvas and Related Products	314912	Canvas and Related Product Mills	
2395	Pleating, Decorative and Novelty Stitching, and Tucking for the Trade (except apparel contractors)	314999	All Other Miscellaneous Textile Product Mills	
	(men's and boy's apparel contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' apparel contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
2396	Automotive Trimmings, Apparel Findings, and Related Products (textile products except automotive and apparel trimmings and findings, printing or embossing on apparel, and contractors)	314999	All Other Miscellaneous Textile Product Mills	
	(men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(apparel findings and trimmings, except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
	(printing and embossing on fabric articles)	323113	Commercial Screen Printing	
	(textile motor vehicle trimming except contractors)	336360	Motor Vehicle Seating and Interior Trim Manufacturing	
2397	Schiffli Machine Embroideries	313222	Schiffli Machine Embroidery	
2399	Fabricated Textile Products, Not Elsewhere Classified (except apparel and accessories, automotive seat belts, seat and tire covers, and contractors)	314999	All Other Miscellaneous Textile Product Mills	
	(men's and boys' contractors)	315211	Men's and Boys' Cut and Sew Apparel Contractors	

Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing				
Sub-sector	SIC Codes	NAICS Codes	Notes	
3131	(women's, girls', and infants' contractors)	315212	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(apparel and apparel accessories, except contractors)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
	(seat belts, and seat and tire covers)	336360	Motor Vehicle Seating and Interior Trim Manufacturing	
	Boot and Shoe Cut Stock and Findings (except wood heels and metal buckles)	316999	All Other Leather Good Manufacturing	
	(heels, boot and shoe, finished wood, manufacturing)	321999	All Other Miscellaneous Wood Product Manufacturing	A facility with the primary activity of NAICS 321999 "heels, boot and shoe, finished wood, manufacturing" can be regulated under Sector A or Sector V. Sector A requires additional technology-based effluent limits comprising good housekeeping; additional SWPPP requirements; additional inspection requirements; and benchmark monitoring for COD and TSS. Sector V requires additional technology-based effluent limits comprised of good housekeeping measures and employee training; additional SWPPP requirements; and additional inspection requirements.  Regulatory burden would likely be greater under Sector A.
	(metal buckles)	339993	Fastener, Button, Needle, and Pin Manufacturing	Any facility whose primary activity is manufacturing metal buckles (SIC 3131 / NAICS 339993) should be regulated under Sector Y, but may continue to be regulated under Sector V, or alternatively, under Sector AD. Sector Y does not apply additional sector-specific requirements to metal buckle manufacturers. Sector V applies additional technology-based limitations comprised of good housekeeping

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
				measures for material storage areas and employee training. Under Sector AD EPA could establish additional facility-specific monitoring and reporting requirements.  Regulatory burden would likely be greater under Sector V.
<b>3142</b>	House Slippers	<b>316212</b>	House Slipper Manufacturing	
<b>3143</b>	Men's Footwear, Except Athletic	<b>316213</b>	Men's Footwear (except Athletic) Manufacturing	
<b>3144</b>	Women's Footwear, Except Athletic	<b>316214</b>	Women's Footwear (except Athletic) Manufacturing	
<b>3149</b>	Footwear, Except Rubber, Not Elsewhere Classified	<b>316219</b>	Other Footwear Manufacturing	
<b>3151</b>	Leather Gloves and Mittens (men's and boys' contractors)	<b>315211</b>	Men's and Boys' Cut and Sew Apparel Contractors	
	(women's, girls', and infants' contractors)	<b>315212</b>	Women's, Girls', and Infants' Cut and Sew Apparel Contractors	
	(except contractors)	<b>315992</b>	Glove and Mitten Manufacturing	
<b>3161</b>	Luggage	<b>316991</b>	Luggage Manufacturing	
<b>3171</b>	Women's Handbags and Purses	<b>316992</b>	Women's Handbag and Purse Manufacturing	
<b>3172</b>	Personal Leather Goods, Except Women's Handbags and Purses (except nonprecious metal personal goods, such as card cases, cigar cases, and comb cases)	<b>316993</b>	Personal Leather Good (except Women's Handbag and Purse) Manufacturing	
	(nonprecious metal personal goods, such as card cases, cigar cases, and comb cases)	<b>339914</b>	Costume Jewelry and Novelty Manufacturing	Any facility whose primary activity is manufacturing nonprecious metal personal goods, such as card cases, cigar cases, and comb cases (SIC 3172 / NAICS 339914) should be regulated under Sector Y, but may continue to be regulated under Sector V, or alternatively, under Sector AD. Sector Y does not apply additional sector-specific requirements to metal buckle manufacturers. Sector V applies additional technology-based limitations comprised of

<b>Sector V. Textile Mills, Apparel, and Other Fabric Product Manufacturing</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
				good housekeeping measures for material storage areas and employee training. Under Sector AD EPA could establish additional facility-specific monitoring and reporting requirements.  Regulatory burden would likely be greater under Sector V.
<b>3199</b>	Leather Goods, Not Elsewhere Classified	<b>316999</b>	All Other Leather Good Manufacturing	

Sector W. Furniture and Fixtures				
Sub-sector	SIC Codes		NAICS Codes	Notes
W1	2434	Wood Kitchen Cabinets	337110	Wood Kitchen Cabinet and Countertop Manufacturing
	2511	Wood Household Furniture, Except Upholstered (except wood box spring frames)	337122	Nonupholstered Wood Household Furniture Manufacturing
		(wood box spring frames (parts))	337215	Showcase, Partition, Shelving, and Locker Manufacturing
	2512	Wood Household Furniture, Upholstered	337121	Upholstered Household Furniture Manufacturing
	2514	Metal Household Furniture (upholstered)	337121	Upholstered Household Furniture Manufacturing
		(except upholstered metal furniture and metal box spring frames)	337124	Metal Household Furniture Manufacturing
		(metal box spring frames)	337215	Showcase, Partition, Shelving, and Locker Manufacturing
	2515	Mattresses, Foundations, and Convertible Beds (convertible beds)	337121	Upholstered Household Furniture Manufacturing
		(mattresses and foundations)	337910	Mattress Manufacturing
	2517	Wood, Television, Radio, Phonograph, and Sewing Machine Cabinets	337129	Wood, Television, Radio, Phonograph, and Sewing Machine Cabinet Manufacturing
	2519	Household Furniture, Not Elsewhere Classified	337125	Household Furniture (except Wood and Metal) Manufacturing
	2521	Wood Office Furniture	337211	Wood Office Furniture Manufacturing
	2522	Office Furniture, Except Wood	337214	Office Furniture (Except Wood) Manufacturing
	2531	Public Building and Related Furniture (seats for motor vehicles)	336360	Motor Vehicle Seating and Interior Trim Manufacturing
		(except motor vehicle seats and blackboards)	337127	Institutional Furniture Manufacturing
		(blackboards)	339942	Lead Pencil and Art Good Manufacturing
	2541	Wood Office and Store Fixtures, Partitions, Shelving, and Lockers (counter tops)	337110	Wood Kitchen Cabinet and Countertop Manufacturing
		(wood lunchroom tables and chairs)	337127	Institutional Furniture Manufacturing
		(custom architectural millwork)	337212	Custom Architectural Woodwork and Millwork Manufacturing
		(except custom architectural millwork, counter tops, and lunchroom tables and chairs)	337215	Showcase, Partition, Shelving, and Locker Manufacturing
	2542	Office and Store Fixtures, Partitions, Shelving, and Lockers, Except Wood (lunchroom tables and chairs)	337127	Institutional Furniture

Sector W. Furniture and Fixtures				
Sub-sector	SIC Codes		NAICS Codes	Notes
			Manufacturing	
		(except lunchroom tables and chairs)	337215	Showcase, Partition, Shelving, and Locker Manufacturing
	2591	Drapery Hardware and Window Blinds and Shades	337920	Blind and Shade Manufacturing
	2599	Furniture and Fixtures, Not Elsewhere Classified (except hospital beds)	337127	Institutional Furniture Manufacturing
		(hospital beds)	339111	Laboratory Apparatus and Furniture Manufacturing

Sector X. Printing and Publishing				
Sub-sector	SIC Codes		NAICS Codes	Notes
X1	2711	Newspapers: Publishing, or Publishing and Printing (except Internet newspaper publishing)	511110	Newspaper Publishers
	2721	Periodicals: Publishing, or Publishing and Printing (except Internet periodical publishing)	511120	Periodical Publishers
	2731	Books: Publishing, or Publishing and Printing (except Internet book publishing) (except music books)	511130	Book Publishers
	2732	Book Printing	512230	Music Publishers
	2741	Miscellaneous Publishing (except Internet publishers) (shopping news and advertising periodical publishing or publishing and printing except Internet)	511120	Periodical Publishers
		(technical manuals and books publishing or publishing and printing, except Internet)	511130	Book Publishers
		(directory publishers, except Internet publishers)	511140	Directory and Mailing List Publishers
		(except database, advertising periodicals, shopping news, technical manuals and books, and sheet music publishing or publishing and printing)	511199	All Other Publishers
	2752	Commercial Printing, Lithographic (except quick printing)	512230	Music Publishers
		(quick printing)	323114	Quick Printing
	2754	Commercial Printing, Gravure	323111	Commercial Gravure Printing
	2759	Commercial Printing, NEC (flexographic printing)	323112	Commercial Flexographic Printing
		(screen printing)	323113	Commercial Screen Printing
		(digital printing, except quick printing)	323115	Digital Printing

Sector X. Printing and Publishing					
Sub-sector	SIC Codes		NAICS Codes		Notes
	(other commercial printing except flexographic, screen, digital, and quick printing)		323119	Other Commercial Printing	
2761	Manifold Business Forms				
2771	Greeting Cards (except Internet greeting card publishers) (lithographic printing of greeting cards) (gravure printing of greeting cards) (flexographic printing of greeting cards) (screen printing of greeting cards) (other printing of greeting cards) (publishing greeting cards)		323110 323111 323112 323113 323119 511191	Commercial Lithographic Printing Commercial Gravure Printing Commercial Flexographic Printing Commercial Screen Printing Other Commercial Printing Greeting Card Publishers	
2782	Blankbooks, Looseleaf Binders and Devices (checkbooks)		323116	Manifold Business Form Printing	
	(except checkbooks)		323118	Blankbook, Loose-leaf Binder, and Device Manufacturing	
2789	Bookbinding and Related Work		323121	Tradebinding and Related Work	
2791	Typesetting		323122	Prepress Services	
2796	Platemaking and Related Services		323122	Prepress Services	

Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries					
Sub-sector	SIC Codes		NAICS Codes		Notes
Y1	3011	Tires and Inner Tubes	326211	Tire Manufacturing (except Retreading)	
	3021	Rubber and Plastics Footwear	316211	Rubber and Plastics Footwear Manufacturing	
	3052	Rubber and Plastics Hose and Belting	326220	Rubber and Plastics Hoses and Belting Manufacturing	
	3053	Gaskets, Packing, and Sealing Devices	339991	Gaskets, Packing, and Sealing Device Manufacturing	
	3061	Molded, Extruded, and Lathe-Cut Mechanical Rubber Goods	326291	Rubber Product Manufacturing for Mechanical Use	
	3069	Fabricated Rubber Products, Not Elsewhere Classified (rubberizing fabric or purchased textile products) (bags made from rubberized fabric) (rubber cut and sew outerwear)	313320 314911 315299	Fabric Coating Mills Textile Bag Mills All Other Cut and Sew Apparel Manufacturing	
		(bibs, bathing caps, related rubber accessories)	315999	Other Apparel Accessories and Other Apparel Manufacturing	
		(rubber resilient floor coverings)	326192	Resilient Floor Covering Manufacturing	

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>	<b>Notes</b>
	(except rubberized fabric and garments, gloves, life vests, wet suits, accessories, such as bibs and bathing caps, rubber toys, bags made from rubberized fabric, rubber diaper covers, and rubber resilient floor coverings)	<b>326299</b>	All Other Rubber Product Manufacturing
	(rubber gloves, inflatable rubber life jackets)	<b>339113</b>	Surgical and Appliance and Supplies Manufacturing
	(wet suits)	<b>339920</b>	Sporting and Athletic Goods Manufacturing
	(rubber toys, except dolls)	<b>339932</b>	Game, Toy, and Children's Vehicle Manufacturing
<b>Y2</b>	<b>3081</b> Unsupported Plastics Film and Sheet	<b>326113</b>	Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing
	<b>3082</b> Unsupported Plastics Profile Shapes	<b>326121</b>	Unlaminated Plastics Profile Shape Manufacturing
	<b>3083</b> Laminated Plastics Plate, Sheet, and Profile Shapes	<b>326130</b>	Laminated Plastics Plate, Sheet (except Packaging), and Shape Manufacturing
	<b>3084</b> Plastics Pipe	<b>326122</b>	Plastics Pipe and Pipe Fitting Manufacturing
	<b>3085</b> Plastics Bottles	<b>326160</b>	Plastics Bottle Manufacturing
	<b>3086</b> Plastics Foam Products (polystyrene foam products)	<b>326140</b>	Polystyrene Foam Product Manufacturing
	(except polystyrene foam products)	<b>326150</b>	Urethane and Other Foam Product (except Polystyrene) Manufacturing
	<b>3087</b> Custom Compounding of Purchased Plastics Resins	<b>325991</b>	Custom Compounding of Purchased Resins
	<b>3088</b> Plastics Plumbing Fixtures	<b>326191</b>	Plastics Plumbing Fixture Manufacturing
	<b>3089</b> Plastics Products, Not Elsewhere Classified (plastics sausage casings)	<b>326121</b>	Unlaminated Plastics Profile Shape Manufacturing
	(pipe fittings)	<b>326122</b>	Plastics Pipe and Pipe Fitting Manufacturing
	(except plastics pipe fittings, inflatable plastics life jackets, plastics furniture parts, and plastics sausage casings)	<b>326199</b>	All Other Plastics Product Manufacturing

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
	(finished plastic furniture parts)	<b>337215</b>	Showcase, Partition, Shelving, and Locker Manufacturing	
	(inflatable plastic life jackets)	<b>339113</b>	Surgical Appliance and Supplies Manufacturing	
<b>3931</b>	Musical Instruments	<b>339992</b>	Musical Instrument Manufacturing	
<b>3942</b>	Dolls and Stuffed Toys	<b>339931</b>	Doll and Stuffed Toy Manufacturing	
<b>3944</b>	Games, Toys, and Children's Vehicles, Except Dolls and Bicycles			Any facility whose primary activity is manufacturing metal tricycles (SIC 3944 / NAICS 336991) should be regulated under Sector AB, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector AB applies additional SWPPP requirements. Sector Y does not apply additional sector- specific requirements to metal tricycle manufacturers and under Sector AD EPA could establish additional facility-specific monitoring and reporting requirements.
	(metal tricycles)	<b>336991</b>	Motorcycle, Bicycle, and Parts Manufacturing	Regulatory burden would be greater under Sector AB.
	(except metal tricycles)	<b>339932</b>	Game, Toy, and Children's Vehicle Manufacturing	
<b>3949</b>	Sporting and Athletic Goods, Not Elsewhere Classified	<b>339920</b>	Sporting and Athletic Goods Manufacturing	
<b>3951</b>	Pens, Mechanical Pencils, and Parts	<b>339941</b>	Pens, Mechanical Pencil Manufacturing	
<b>3953</b>	Marking Devices	<b>339943</b>	Marking Device Manufacturing	
<b>3955</b>	Carbon Paper and Inked Ribbons	<b>339944</b>	Carbon Paper and Inked Ribbon Manufacturing	
<b>3961</b>	Costume Jewelry and Costume Novelties, Except Precious Metal (except cuff links)	<b>339914</b>	Costume Jewelry and Novelty Manufacturing	
	(nonprecious cuff links)	<b>339993</b>	Fastener, Button, Needle, and Pin Manufacturing	
<b>3965</b>	Fasteners, Buttons, Needles, and Pins	<b>339993</b>	Fastener, Button, Needle, and Pin	

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>		<b>Notes</b>
			Manufacturing		
3991	Brooms and Brushes	339994	Broom, Brush, and Mop Manufacturing		
3993	Signs and Advertising Specialties  (screen printing purchased advertising specialties <sup>34)</sup>	323113	Commercial Screen Printing		<p>Any facility whose primary activity is screen printing purchased advertising specialties (SIC 3993 / NAICS 323113) should be regulated under Sector X, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector X applies additional technology-based effluent limits comprised of good housekeeping measures for material storage areas, and additional SWPPP requirements. Sector Y does not apply additional requirements to these facilities and under Sector AD EPA could establish additional facility- specific monitoring and reporting requirements.</p> <p>Regulatory burden would be greater under Sector X.</p>
	(signs)	339950	Sign Manufacturing		
3995	Burial Caskets	339995	Burial Casket Manufacturing		
3996	Linoleum, Asphalted-Felt-Base, and Other Hard Surface Floor Coverings, Not Elsewhere Classified	326192	Resilient Floor Covering Manufacturing		
3999	Manufacturing Industries, Not Elsewhere Classified  (fur dressing and finishing)	316110	Leather and Hide Tanning and Finishing		<p>Any facility whose primary activity is fur dressing and finishing (SIC 3999 / NAICS 316110) should be regulated under Sector Z, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector Z applies additional technology-based effluent limits comprised of good housekeeping measures for material storage areas and handling areas, and additional SWPPP requirements. Sector Y does not apply additional requirements to these</p>

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

Sub-sector	SIC Codes	NAICS Codes	Notes
			<p>facilities and under Sector AD EPA could establish additional facility- specific monitoring and reporting requirements.</p> <p>Regulatory burden would be greater under Sector Z.</p>
	(burnt wood articles)	<b>321999</b>	<p>All Other Miscellaneous Wood Product Manufacturing</p> <p>Any facility whose primary activity is burnt wood articles (SIC 3999 / NAICS 321999) should be regulated under Sector A, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector A applies additional technology-based effluent limits comprised of good housekeeping measures, additional SWPPP requirements, and benchmark monitoring for COD and TSS. Sector Y does not apply additional requirements to these facilities and under Sector AD EPA could establish additional facility- specific monitoring and reporting requirements.</p> <p>Regulatory burden would be greater under Sector A.</p>
	(matches and match books manufacturing)	<b>325998</b>	<p>All Other Miscellaneous Chemical Product and Preparation Manufacturing</p> <p>Any facility whose primary activity is matches and match books manufacturing (SIC 3999 / NAICS 325998) should be regulated under Sector C, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sectors C and Y do not require additional sector-specific requirements. EPA could establish additional facility-specific monitoring and reporting requirements under Sector AD.</p>

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
				Regulatory burden is not expected to differ between Sectors C and Y.
	(plastics products such as combs, hair curlers, etc.)	<b>326199</b>	All Other Plastics Product Manufacturing	
	(hand operated hair clippers for humans)	<b>332211</b>	Cutlery and Flatware (except Precious) Manufacturing	<p>Any facility whose primary activity is manufacturing hand operated hair clippers for humans (SIC 3999 / NAICS 332211) should be regulated under Sector AA, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector AA applies additional technology-based effluent limits comprised of good housekeeping measures, spill prevention and response procedures, and spills and leaks; additional SWPPP requirements; and additional inspection requirements.</p> <p>Sector Y does not require additional sector-specific requirements. EPA could establish additional facility-specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden would be greater under Sector AA.</p>
	(tape measures)	<b>332212</b>	Hand and Edge Tool Manufacturing	<p>Any facility whose primary activity is manufacturing tape measures (SIC 3999 / NAICS 332212) should be regulated under Sector AA, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector AA applies additional</p>

**Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

Sub-sector	SIC Codes	NAICS Codes	Notes
			<p>technology-based effluent limits comprised of good housekeeping measures, spill prevention and response procedures, and spills and leaks; additional SWPPP requirements; and additional inspection requirements.</p> <p>Sector Y does not require additional sector- specific requirements. EPA could establish additional facility-specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden would be greater under Sector AA.</p>
	(flocking metal products for the trade)	332812	<p>Metal Coating, Engraving (except Jewelry and Silverware), and Allied Services to Manufacturers</p> <p>Any facility whose primary activity is manufacturing flocking metal products for the trade (SIC 3999 / NAICS 332812) should be regulated under Sector AA, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector AA applies additional technology- based effluent limits comprised of good housekeeping measures, spill prevention and response procedures, and spills and leaks; additional SWPPP requirements; and additional inspection requirements.</p> <p>Sector Y does not require additional sector- specific requirements. EPA could establish additional facility-specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden would be greater under Sector AA.</p>

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
	(other miscellaneous metal products, such as combs, hair curlers, etc.)	<b>332999</b>	All Other Miscellaneous Fabricated Metal Product Manufacturing	<p>Any facility whose primary activity is manufacturing other miscellaneous metal products, such as combs, hair curlers, etc. (SIC 3999 / NAICS 332999) should be regulated under Sector AA, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector AA applies additional technology- based effluent limits comprised of good housekeeping measures, spill prevention and response procedures, and spills and leaks; additional SWPPP requirements; and additional inspection requirements. Sector Y does not require additional sector- specific requirements. EPA could establish additional facility-specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden would be greater under Sector AA.</p>
	(beauty and barber shop equipment, except chairs)	<b>333319</b>	Other Commercial and Service Industry Machinery Manufacturing	
	(lamp shades of paper or textile)	<b>335121</b>	Residential Electric Lighting Fixture Manufacturing	
	(electric hair clippers for humans)	<b>335211</b>	Electric Housewares and Household Fan Manufacturing	<p>Any facility whose primary activity is manufacturing electric hair clippers for humans (SIC 3999 / NAICS 335211) should be regulated under Sector AC, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sectors Y and AC do not apply sector-specific requirements to facilities manufacturing electric hair clippers for humans. EPA may establish</p>

## **Sector Y. Rubber, Miscellaneous Plastic Products, and Miscellaneous Manufacturing Industries**

Sub-sector	SIC Codes	NAICS Codes	Notes
			<p>facility- specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden is not expected to differ between Sectors Y and AC.</p>
	(beauty and barber chairs)	<b>337127</b>	<p>Institutional Furniture Manufacturing</p> <p>Any facility whose primary activity is manufacturing beauty and barber chairs (SIC 3999 / NAICS 337127) should be regulated under Sector W, but may continue to be regulated under Sector Y, or alternatively, under Sector AD. Sector W applies additional SWPPP requirements to facilities manufacturing beauty and barber chairs. Sector Y applies no additional requirements and under Sector AD EPA could establish additional facility-specific monitoring and reporting requirements.</p> <p>Regulatory burden would be greater under Sector W.</p>
	(embroidery kits)	<b>339932</b>	Game, Toy, and Children's Vehicle Manufacturing
	(other miscellaneous products not specially provided for previously)	<b>339999</b>	All Other Miscellaneous Manufacturing

## **Sector Z. Leather Tanning and Finishing**

Sub-sector	SIC Codes		NAICS Codes		Notes
Z1	<b>3111</b>	Leather Tanning and Finishing	<b>316110</b>	Leather and Hide Tanning and Finishing	

## Sector AA. Fabricated Metal Products

Sub-sector	SIC Codes		NAICS Codes		Notes
AA1	3411	Metal Cans	332431	Metal Can Manufacturing	
	3412	Metal Shipping Barrels, Drums, Kegs, and Pails	332439	Other Metal Container Manufacturing	
	3421	Cutlery (except hedge shears and trimmers, tinner's snips, and similar nonelectric hand tools)	332211	Cutlery and Flatware (except Precious) Manufacturing	
		(hedge shears and trimmers, tinner's snips, and similar nonelectric hand tools)	332212	Hand and Edge Tool Manufacturing	
	3423	Hand and Edge Tools, Except Machine Tools and Handsaws	332212	Hand and Edge Tool Manufacturing	
	3425	Saw Blades and Handsaws	332213	Saw Blade and Handsaw Manufacturing	
	3429	Hardware, Not Elsewhere Classified (vacuum and insulated bottles, jugs, and chests)	332439	Other Metal Container Manufacturing	
		(except fire hose nozzles, hose couplings, vacuum and insulated bottles, jugs and chests, fireplace fixtures, time locks, turnbuckles, pulleys, tackle blocks, luggage and utility racks, sleep sofa mechanisms and chair glides, traps, handcuffs and leg irons, ladder jacks, and other like metal products)	332510	Hardware Manufacturing	
		(turnbuckles and hose clamps)	332722	Bolt, Nut, Screw, Rivet, and Washer Manufacturing	
		(fire hose nozzles and hose couplings)	332919	Other Metal Valve and Pipe Fitting Manufacturing	
		(fireplace fixtures, traps, handcuffs and leg irons, ladder jacks, and other like metal products)	332999	All Other Miscellaneous Fabricated Metal Product Manufacturing	
		(pulleys, tackle blocks, block and tackle assemblies)	333923	Overhead Traveling Crane, Hoist, and Monorail System Manufacturing	
		(time locks)	334518	Watch, Clock, and Part Manufacturing	
		(luggage and utility racks)	336399	All Other Motor Vehicle Parts Manufacturing	
		(sleep sofa mechanisms and chair glides)	337215	Showcase, Partition, Shelving, and Locker Manufacturing	
3431	Enamelled Iron and Metal Sanitary Ware		332998	Enamelled Iron and Metal Sanitary Ware Manufacturing	
3432	Plumbing Fixture Fittings and Trim (except shower rods, lawn hose nozzles, and lawn sprinklers)		332913	Plumbing Fixture Fitting and Trim Manufacturing	

## Sector AA. Fabricated Metal Products

Sub-sector	SIC Codes	NAICS Codes	Notes
	(lawn hose nozzles and lawn sprinklers)	332919	Other Metal Valve and Pipe Fitting Manufacturing
	(metal shower rods)	332999	All Other Miscellaneous Fabricated Metal Product Manufacturing
3442	Metal Doors, Sash, Frames, Molding, and Trim Manufacturing		
3443	Fabricated Plate Work (Boiler Shops) (fabricated plate work and metal weldments)	332313	Plate Work Manufacturing
	(power boilers and heat exchangers)	332410	Power Boiler and Heat Exchanger Manufacturing
	(heavy gauge tanks)	332420	Metal Tank (Heavy Gauge) Manufacturing
	(metal cooling towers)	333415	Air-Conditioning and Warm Air Heating Equipment and Commercial and Industrial Refrigeration Equipment Manufacturing (metal cooling towers)
3444	Sheet Metal Work (stamped metal skylights)	332321	Metal Window and Door Manufacturing
	(except sheet metal bins and vats, skylights, and sheet metal cooling towers)	332322	Sheet Metal Work Manufacturing
	(metal bins and vats)	332439	Other Metal Container Manufacturing
	(cooling towers, sheet metal)	333415	Air-Conditioning and Warm Air Heating Equipment and Commercial and Industrial Refrigeration Equipment Manufacturing
3446	Architectural and Ornamental Ironwork	332323	Ornamental and Architectural Metal Work Manufacturing
3448	Prefabricated Metal Buildings and Components	332311	Prefabricated Metal Building and Component Manufacturing
3449	Miscellaneous Structural Metal Work (custom roll forming)	332114	Custom Roll Forming
	(fabricated bar joists and concrete reinforcing bars)	332312	Fabricated Structural Metal Manufacturing
	(curtain wall and metal plaster bases and lath)	332323	Ornamental and Architectural Metal Work Manufacturing
3451	Screw Machine Products	332721	Precision Turned Product Manufacturing
3452	Bolts, Nuts, Screws, Rivets, and Washers	332722	Bolt, Nut, Screw, Rivet, and Washer Manufacturing
3462	Iron and Steel Forgings	332111	Iron and Steel Forging
3463	Nonferrous Forgings	332112	Nonferrous Forging
3465	Automotive Stampings	336370	Motor Vehicle Metal Stamping
3466	Crowns and Closures	332115	Crown and Closure Manufacturing

Sector AA. Fabricated Metal Products					
Sub-sector	SIC Codes		NAICS Codes		Notes
AA1	3469	Metal Stampings, Not Elsewhere Classified	332116	Metal Stamping	
		(except kitchen utensils, pots and pans for cooking, coins, and stamped metal boxes)			
		(kitchen utensils, pots, and pans for cooking)	332214	Kitchen Utensil, Pot, and Pan Manufacturing	
		(stamped metal tool, cash, mail, and lunch boxes)	332439	Other Metal Container Manufacturing	
	3471	Electroplating, Plating, Polishing, Anodizing, and Coloring	332813	Electroplating, Plating, Polishing, Anodizing, and Coloring	
AA2	3479	Coating, Engraving, and Allied Services, Not Elsewhere Classified	332812	Metal Coating, Engraving (except Jewelry and Silverware), and Allied Services to Manufacturers	
		(except jewelry, silverware, and flatware engraving and etching)			
		(precious metal jewelry engraving and etching)	339911	Jewelry (except Costume) Manufacturing	
		(silver and plated ware engraving and etching)	339912	Silverware and Holloware Manufacturing	
		(costume jewelry engraving and etching)	339914	Costume Jewelry and Novelty Manufacturing	
AA1	3482	Small Arms Ammunition	332992	Small Arms Ammunition Manufacturing	
	3483	Ammunition, Except for Small Arms	332993	Ammunition (except for Small Arms) Manufacturing	
	3484	Small Arms	332994	Small Arms Manufacturing	
	3489	Ordnance and Accessories, Not Elsewhere Classified	332995	Other Ordnance and Accessories Manufacturing	
	3491	Industrial Valves	332911	Industrial Valve Manufacturing	
	3492	Fluid Power Valves and Hose Fittings	332912	Fluid Power Valve and Hose Fitting Manufacturing	
	3493	Steel Springs, Except Wire	332611	Spring (Heavy Gauge) Manufacturing	
	3494	Valves and Pipe Fittings, Not Elsewhere Classified (except metal pipe hangers and supports)	332919	Other Metal Valve and Pipe Fitting Manufacturing	
		(metal pipe hangers and supports)	332999	All Other Miscellaneous Fabricated Metal Product Manufacturing	
	3495	Wire Springs (except watch and clock springs)	332612	Spring (Light Gauge) Manufacturing	
		(clock and watch springs)	334518	Watch, Clock, and Part Manufacturing	
	3496	Miscellaneous Fabricated Wire Products (potato mashers)	332214	Kitchen Utensil, Pot, and Pan Manufacturing	
		(except shopping carts and potato mashers)	332618	Other Fabricated Wire Product Manufacturing	

## Sector AA. Fabricated Metal Products

Sub-sector	SIC Codes	NAICS Codes	Notes
	(shopping carts made from purchased wire)	<b>333924</b>	Industrial Truck, Tractor, Trailer, and Stacker Machinery Manufacturing
<b>3497</b>	Metal Foil and Leaf (laminated aluminum foil rolls and sheets for flexible packaging uses)	<b>322225</b>	Laminated Aluminum Foil Manufacturing for Flexible Packaging Uses
	(foil and foil containers)	<b>332999</b>	All Other Miscellaneous Fabricated Metal Product Manufacturing
<b>3498</b>	Fabricated Pipe and Pipe Fittings	<b>332996</b>	Fabricated Pipe and Pipe Fitting Manufacturing
<b>3499</b>	Fabricated Metal Products, Not Elsewhere Classified (powder metallurgy)	<b>332117</b>	Powder Metallurgy Part Manufacturing
	(metal boxes)	<b>332439</b>	Other Metal Container Manufacturing
	(safe and vault locks)	<b>332510</b>	Hardware Manufacturing
	(metal aerosol valves)	<b>332919</b>	Other Metal Valve and Pipe Fitting Manufacturing
	(other metal products)	<b>332999</b>	All Other Miscellaneous Fabricated Metal Product Manufacturing
	(metal automobile seat frames)	<b>336360</b>	Motor Vehicle Seating and Interior Trim Manufacturing
	(metal furniture frames)	<b>337215</b>	Showcase, Partition, Shelving, and Locker Manufacturing
	Jewelry, Precious Metal	<b>339911</b>	Jewelry (except Costume) Manufacturing
<b>3914</b>	Silverware, Plated Ware, and Stainless Steel Ware (cutlery and flatware, nonprecious and precious plated)	<b>332211</b>	Cutlery and Flatware (except Precious) Manufacturing
	(precious metal plated hollowware)	<b>332999</b>	All Other Miscellaneous Fabricated Metal Product Manufacturing
	(except nonprecious and precious plated metal cutlery, flatware, and hollowware)	<b>339912</b>	Silverware and Holloware Manufacturing
<b>3915</b>	Jewelers Findings and Materials and Lapidary Work		Any facility whose primary activity is manufacturing watch jewels (SIC 3915 / NAICS 334518)

## Sector AA. Fabricated Metal Products

Sub-sector	SIC Codes		NAICS Codes		Notes
		watch jewels)	334518	Watch, Clock, and Part Manufacturing	<p>should be regulated under Sector AC, but may continue to be regulated under Sector AA, or alternatively, under Sector AD. Sector AA applies additional technology-based effluent limits comprising good housekeeping measures, spill prevention and response, and spills and leaks; additional SWPPP requirements; and additional inspection requirements. Sector AC does not apply additional sector-specific requirements and EPA may establish facility-specific monitoring and reporting requirements under Sector AD.</p> <p>Regulatory burden would be greater under Sector AA.</p>
		(except watch jewels)	339913	Jewelers' Material and Lapidary Work Manufacturing	

## Sector AB. Transportation Equipment, Industrial or Commercial Machinery

Sub-sector	SIC Codes		NAICS Codes		Notes
AB1	3511	Steam, Gas, and Hydraulic Turbines, and Turbine Generator Set Units	333611	Turbine and Turbine Generator Set Units Manufacturing	
	3519	Internal Combustion Engines, Not Elsewhere Classified (except stationary engine radiators)	333618	Other Engine Equipment Manufacturing	
		(stationary engine radiators)	336399	All Other Motor Vehicle Parts Manufacturing	
	3523	Farm Machinery and Equipment (hand hair clippers for animals)	332212	Hand and Edge Tool Manufacturing	
		(corrals, stalls, and holding gates)	332323	Ornamental and Architectural Metal Work Manufacturing	
		(except corrals, stalls, holding gates, hand clippers for animals, and farm conveyors/elevators)	333111	Farm Machinery and Equipment Manufacturing	

## **Sector AB. Transportation Equipment, Industrial or Commercial Machinery**

Sub-sector	SIC Codes	NAICS Codes	Notes
	(farm conveyors and elevators)	333922	Conveyor and Conveying Equipment Manufacturing
3524	Lawn and Garden Tractors and Home Lawn and Garden Equipment (nonpowered lawnmowers)	332212	Hand and Edge Tool Manufacturing
	(except nonpowered lawnmowers)	333112	Lawn and Garden Tractor and Home Lawn and Garden Equipment Manufacturing
	Construction Machinery and Equipment (except railway track maintenance equipment; winches, aerial work platforms; and automotive wrecker hoists)	333120	Construction Machinery Manufacturing
3531	(winches, aerial work platforms, automobile wrecker hoists, locomotive cranes, and ship cranes)	333923	Overhead Traveling Crane, Hoist, and Monorail System Manufacturing
	(railway track maintenance equipment)	336510	Railroad Rolling Stock Manufacturing
	Mining Machinery and Equipment, Except Oil and Gas Field Machinery and Equipment	333131	Mining Machinery and Equipment Manufacturing
3532	Oil and Gas Field Machinery and Equipment	333132	Oil and Gas Field Machinery and Equipment Manufacturing
3533	Elevators and Moving Stairways	333921	Elevators and Moving Stairway Manufacturing
3534	Conveyors and Conveying Equipment	333922	Conveyors and Conveying Equipment Manufacturing
3535	Overhead Traveling Cranes, Hoists, and Monorail Systems	333923	Overhead Traveling Cranes, Hoists, and Monorail System Manufacturing
3537	Industrial Trucks, Tractors, Trailers, and Stackers (metal air cargo containers)	332439	Other Metal Container Manufacturing
	(metal pallets)	332999	All Other Miscellaneous Fabricated Metal Product Manufacturing
	(except metal pallets and metal air cargo containers)	333924	Industrial Truck, Tractor, Trailer, and Stacker Machinery Manufacturing
3541	Machine Tools, Metal Cutting Types	333512	Machine Tool (Metal Cutting Types) Manufacturing
3542	Machine Tools, Metal Forming Types	333513	Machine Tool (Metal Forming Types) Manufacturing
3543	Industrial Patterns	332997	Industrial Pattern Manufacturing
3544	Special Dies and Tools, Die Sets, Jigs and Fixtures, and Industrial Molds (industrial molds)	333511	Industrial Mold Manufacturing
	(except molds)	333514	Special Die and Tool, Die Set, Jig, and Fixture Manufacturing

<b>Sector AB. Transportation Equipment, Industrial or Commercial Machinery</b>					
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>		<b>Notes</b>
3545	Cutting Tools, Machine Tool Accessories, and Machinist Precision Measuring Devices (precision measuring devices)		332212	Hand and Edge Tool Manufacturing	
	(except precision measuring devices)		333515	Cutting Tool and Machine Tool Accessory Manufacturing	
3546	Power-Driven Handtools		333991	Power-Driven Handtool Manufacturing	
3547	Rolling Mill Machinery and Equipment		333516	Rolling Mill Machinery and Equipment Manufacturing	
3548	Electric and Gas Welding and Soldering Equipment (except transformers for arc-welding)		333992	Welding and Soldering Equipment Manufacturing	
	(transformers for arc-welders)		335311	Power, Distribution, and Specialty Transformer Manufacturing	
3549	Metalworking Machinery, Not Elsewhere Classified		333518	Other Metalworking Machinery Manufacturing	
3552	Textile Machinery		333292	Textile Machinery Manufacturing	
3553	Woodworking Machinery		333210	Sawmill and Woodworking Machinery Manufacturing	
3554	Paper Industries Machinery		333291	Paper Industry Machinery Manufacturing	
3555	Printing Trades Machinery and Equipment		333293	Printing Machinery and Equipment Manufacturing	
3556	Food Products Machinery		333294	Food Product Machinery Manufacturing	
3559	Special Industry Machinery, Not Elsewhere Classified (nuclear control rod drive mechanisms)		332410	Power Boiler and Heat Exchanger Manufacturing	
	(cotton ginning machinery)		333111	Farm Machinery and Equipment Manufacturing	
	(rubber and plastics manufacturing machinery)		333220	Plastics and Rubber Industry Machinery Manufacturing	
	(semiconductor machinery manufacturing)		333295	Semiconductor Machinery Manufacturing	
	(except rubber and plastics manufacturing machinery, semiconductor manufacturing machinery, and automotive maintenance equipment)		333298	All Other Industrial Machinery Manufacturing	
	(automotive maintenance equipment)		333319	Other Commercial and Service Industry Machinery Manufacturing	
3561	Pumps and Pumping Equipment		333911	Pump and Pumping Equipment Manufacturing	
3562	Ball and Roller Bearings		332991	Ball and Roller Bearing Manufacturing	
3563	Air and Gas Compressors		333912	Air and Gas Compressor Manufacturing	
3564	Industrial and Commercial Fans and Blowers and Air Purification Equipment (air purification equipment)		333411	Air Purification Equipment Manufacturing	

## **Sector AB. Transportation Equipment, Industrial or Commercial Machinery**

Sub-sector	SIC Codes	NAICS Codes	Notes
	(fans and blowers)	333412	Industrial and Commercial Fan and Blower Manufacturing
3565	Packaging Machinery	333993	Packaging Machinery Manufacturing
3566	Speed Changers, Industrial High-Speed Drives, and Gears	333612	Speed Changer, Industrial High-Speed Drives, and Gear Manufacturing
3567	Industrial Process Furnaces and Ovens	333994	Industrial Process Furnace and Oven Manufacturing
3568	Mechanical Power Transmission Equipment, Not Elsewhere Classified	333613	Mechanical Power Transmission Equipment Manufacturing
3569	General Industrial Machinery and Equipment, Not Elsewhere Classified (textile fire hose)	314999	All Other Miscellaneous Textile Product Mills
	(electric swimming pool heaters)	333414	Heating Equipment (except Warm Air Furnaces) Manufacturing
	(except fire hoses and electric swimming pool heaters)	333999	All Other Miscellaneous General Purpose Machinery Manufacturing
3581	Automatic Vending Machines	333311	Automatic Vending Machine Manufacturing
3582	Commercial Laundry, Drycleaning, and Pressing Machines	333312	Commercial Laundry, Drycleaning, and Pressing Machine Manufacturing
3585	Air-Conditioning and Warm Air Heating Equipment and Commercial and Industrial Refrigeration Equipment (except motor vehicle air-conditioning)	333415	Air-Conditioning and Warm Air Heating Equipment and Commercial and Industrial Refrigeration Equipment Manufacturing
	(motor vehicle air-conditioning)	336391	Motor Vehicle Air-Conditioning Manufacturing
3586	Measuring and Dispensing Pumps	333913	Measuring and Dispensing Pump Manufacturing
3589	Service Industry Machinery, Not Elsewhere Classified	333319	Other Commercial and Service Industry Machinery Manufacturing
3592	Carburetors, Pistons, Piston Rings, and Valves	336311	Carburetor, Piston, Piston Ring, and Valve Manufacturing
3593	Fluid Power Cylinders and Actuators	333995	Fluid Power Cylinder and Actuator Manufacturing
3594	Fluid Power Pumps and Motors	333996	Fluid Power Pumps and Motors Manufacturing
3596	Scales and Balances, Except Laboratory	333997	Scale and Balance (except Laboratory) Manufacturing
3599	Industrial and Commercial Machinery and Equipment, Not Elsewhere Classified		

## **Sector AB. Transportation Equipment, Industrial or Commercial Machinery**

Sub-sector	SIC Codes	NAICS Codes	Notes
	(machine shops)	<b>332710</b>	Machine Shops
	(grinding castings for the trade)	<b>332813</b>	Electroplating, Plating, Polishing, Anodizing and Coloring
	(flexible metal hose)	<b>332999</b>	All Other Miscellaneous Fabricated Metal Product Manufacturing
	(carnival amusement park equipment)	<b>333319</b>	Other Commercial and Service Industry Machinery Manufacturing
	(other industrial and commercial machinery and equipment)	<b>333999</b>	All Other Miscellaneous General Purpose Machinery Manufacturing
	(water leak detectors)	<b>334519</b>	Other Measuring and Controlling Device Manufacturing
	(gasoline, oil, and intake filters for internal combustion engines, except for motor vehicles)	<b>336399</b>	All Other Motor Vehicle Parts Manufacturing
<b>3711</b>	Motor Vehicles and Passenger Car Bodies (automobiles)	<b>336111</b>	Automobile Manufacturing
	(light trucks and utility vehicles)	<b>336112</b>	Light Truck and Utility Vehicle Manufacturing
	(heavy duty trucks)	<b>336120</b>	Heavy Duty Truck Manufacturing
	(kit car and other passenger car bodies)	<b>336211</b>	Motor Vehicle Body Manufacturing
	(military armored vehicles)	<b>336992</b>	Military Armored Vehicle, Tank, and Tank Component Manufacturing
<b>3713</b>	Truck and Bus Bodies	<b>336211</b>	Motor Vehicle Body Manufacturing
<b>3714</b>	Motor Vehicle Parts and Accessories (dump truck lifting mechanisms and fifth wheels)	<b>336211</b>	Motor Vehicle Body Manufacturing
	(gasoline engines and engine parts including rebuilt)	<b>336312</b>	Gasoline Engine and Engine Parts Manufacturing
	(wiring harness sets, other than ignition; block heaters and battery heaters; instrument board assemblies; permanent defrosters; windshield washer-wiper mechanisms; cruise control mechanisms; and other electrical equipment for internal combustion engines)	<b>336322</b>	Other Motor Vehicle Electrical and Electronic Equipment Manufacturing
	(steering and suspension parts)	<b>336330</b>	Motor Vehicle Steering and Suspension Components (except Spring) Manufacturing
	(brake and brake systems, including assemblies)	<b>336340</b>	Motor Vehicle Brake System Manufacturing
	(transmissions and power train parts, including rebuilding)	<b>336350</b>	Motor Vehicle Transmission and Power Train Parts Manufacturing

## Sector AB. Transportation Equipment, Industrial or Commercial Machinery

Sub-sector	SIC Codes	NAICS Codes	Notes
	(except truck and bus bodies, trailers, engine and engine parts, motor vehicle electrical and electronic equipment, motor vehicle steering and suspension components, motor vehicle brake systems, and motor vehicle transmission and power train parts)	336399	All Other Motor Vehicle Parts Manufacturing
3715	Truck Trailers	336212	Truck Trailer Manufacturing
3716	Motor Homes	336213	Motor Home Manufacturing
3721	Aircraft (except research and development not producing prototypes)	336411	Aircraft Manufacturing
3724	Aircraft Engines and Engine Parts (except research and development not producing prototypes)	336412	Aircraft Engine and Engine Parts Manufacturing
3728	Aircraft Parts and Auxiliary Equipment, Not Elsewhere Classified (fluid power aircraft subassemblies)  (target drones)	332912 336411	Fluid Power Valve and Hose Fitting Manufacturing Aircraft Manufacturing
	(except fluid power aircraft subassemblies, target drones, and research and development not producing prototypes)	336413	Other Aircraft Part and Auxiliary Equipment Manufacturing
3743	Railroad Equipment (locomotive fuel lubricating or cooling medium pumps)  (except locomotive fuel lubricating or cooling medium pumps)	333911 336510	Pump and Pumping Equipment Manufacturing Railroad Rolling Stock Manufacturing
3751	Motorcycles, Bicycles, and Parts	336991	Motorcycle, Bicycle, and Parts Manufacturing
3761	Guided Missiles and Space Vehicles (except research and development not producing prototypes)	336414	Guided Missile and Space Vehicle Manufacturing
3764	Guided Missile and Space Vehicle Propulsion Units and Propulsion Unit Parts (except research and development not producing prototypes)	336415	Guided Missile and Space Vehicle Propulsion Unit and Propulsion Unit Parts Manufacturing
3769	Guided Missile and Space Vehicle Parts and Auxiliary Equipment, Not Elsewhere Classified (except research and development not producing prototypes)	336419	Other Guided Missile and Space Vehicle Parts and Auxiliary Equipment Manufacturing
3792	Travel Trailers and Campers	336214	Travel Trailer and Camper Manufacturing
3795	Tanks and Tank Components	336992	Military Armored Vehicle, Tank, and Tank Component Manufacturing
3799	Transportation Equipment, Not Elsewhere Classified (wheelbarrows)	333924	Industrial Truck, Tractor, Trailer, and Stacker Machinery Manufacturing

## **Sector AB. Transportation Equipment, Industrial or Commercial Machinery**

Sub-sector	SIC Codes	NAICS Codes	Notes
	(automobile, boat, utility and light truck trailers)	336214	Travel Trailer and Camper Manufacturing
	(trailer hitches)	336399	All Other Motor Vehicle Parts Manufacturing
	(except automobile, boat, utility light truck trailers, trailer hitches, and wheelbarrows)	336999	All Other Transportation Equipment Manufacturing

## **Sector AC. Electronic, Electrical, Photographic and Optical Goods**

Sub-sector	SIC Codes	NAICS Codes	Notes
AC1	3571 Electronic Computers	334111	Electronic Computer Manufacturing
	3572 Computer Storage Devices	334112	Computer Storage Device Manufacturing
	3575 Computer Terminals	334113	Computer Terminal Manufacturing
	3577 Computer Peripheral Equipment, Not Elsewhere Classified (except plotter controllers and magnetic tape head cleaners)	334119	Other Computer Peripheral Equipment Manufacturing
	(plotter controllers)	334418	Printed Circuit Assembly (Electronic Assembly) Manufacturing
	(magnetic tape head cleaners)	334613	Magnetic and Optical Recording Media Manufacturing
	3578 Calculating and Accounting Machinery, Except Electronic Computers (change making machines)	333311	Automatic Vending Machine Manufacturing
	(except point of sales terminals, change making machines and funds transfer devices)	333313	Office Machinery Manufacturing
	(point of sale terminals and fund transfer devices)	334119	Other Computer Peripheral Equipment Manufacturing
	3579 Office Machines, Not Elsewhere Classified (except timeclocks, time stamps, pencil sharpeners, stapling machines, etc.)	333313	Office Machinery Manufacturing
	(time clocks and other time recording devices)	334518	Watch, Clock, and Part Manufacturing
	(pencil sharpeners, staplers and other office equipment)	339942	Lead Pencil and Art Good Manufacturing
	3612 Power, Distribution, and Specialty Transformers	335311	Power, Distribution, and Specialty Transformer Manufacturing
	3613 Switchgear and Switchboard Apparatus	335313	Switchgear and Switchboard Apparatus Manufacturing
3621	Motors and Generators	335312	Motors and Generator Manufacturing
3624	Carbon and Graphite Products	335991	Carbon and Graphite Product Manufacturing

<b>Sector AC. Electronic, Electrical, Photographic and Optical Goods</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
	3625	Relays and Industrial Controls	335314	Relay and Industrial Control Manufacturing
	3629	Electrical Industrial Apparatus, Not Elsewhere Classified	335999	All Other Miscellaneous Electrical Equipment and Component Manufacturing
	3631	Household Cooking Equipment	335221	Household Cooking Appliance Manufacturing
	3632	Household Refrigerators and Home and Farm Freezers	335222	Household Refrigerator and Home Freezer Manufacturing
	3633	Household Laundry Equipment	335224	Household Laundry Equipment Manufacturing
	3634	Electric Housewares and Fans (wall and baseboard heating units for permanent installation)	333414	Heating Equipment (except Warm Air Furnaces) Manufacturing
		(except wall and baseboard heating units for permanent installation, electronic cigarette lighters, and wall mount restroom hand dryers)	335211	Electric Housewares and Household Fan Manufacturing
		(electronic cigarette lighters)	339999	All Other Miscellaneous Manufacturing
	3635	Household Vacuum Cleaners	335212	Household Vacuum Cleaner Manufacturing
	3639	Household Appliances, Not Elsewhere Classified (household sewing machines)	333298	All Other Industrial Machinery Manufacturing
		(floor waxing and floor polishing machines)	335212	Household Vacuum Cleaner Manufacturing
		(except floor waxing and floor polishing machines, and household sewing machines)	335228	Other Major Household Appliance Manufacturing
	3641	Electric Lamp Bulbs and Tubes	335110	Electric Lamp Bulbs and Part Manufacturing
	3643	Current-Carrying Wiring Devices	335931	Current-Carrying Wiring Device Manufacturing
	3644	Noncurrent-Carrying Wiring Devices  (fish wire, electrical wiring tool)	332212	Any facility whose primary activity is manufacturing fish wire, electrical wiring tool (SIC 3644 / NAICS 332212) should be regulated under Sector AA, but may continue to be regulated under Sector AC, or alternatively, under Sector AD. Sector AA applies additional technology-based effluent limits comprising good housekeeping measures, spill prevention and response, and spills

<b>Sector AC. Electronic, Electrical, Photographic and Optical Goods</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
				and leaks; additional SWPPP requirements; and additional inspection requirements. Sector AC does not apply additional sector- specific requirements and EPA may establish facility-specific monitoring and reporting requirements under Sector AD. Regulatory burden would be greater under Sector AA.
	(except fishwire, electrical wiring tool)	335932	Noncurrent-Carrying Wiring Device Manufacturing	
3645	Residential Electric Lighting Fixtures	335121	Residential Electric Lighting Fixture Manufacturing	
3646	Commercial, Industrial, and Institutional Electric Lighting Fixtures	335122	Commercial, Industrial, and Institutional Electric Lighting Fixture Manufacturing	
3647	Vehicular Lighting Equipment	336321	Vehicular Lighting Equipment Manufacturing	
3648	Lighting Equipment, Not Elsewhere Classified	335129	Other Lighting Equipment Manufacturing	
3651	Household Audio and Video Equipment	334310	Audio and Video Equipment Manufacturing	
3652	Phonograph Records and Prerecorded Audio Tapes and Disks  (reproduction of all other media except video)	334612	Prerecorded Compact Disc (except Software), Tape, and Record Reproducing	
3661	Telephone and Telegraph Apparatus  (except consumer external modems)	334210	Telephone Apparatus Manufacturing	
	(consumer external modems)	334418	Printed Circuit Assembly (Electronic Assembly) Manufacturing	
3663	Radio and Television Broadcasting and Communications Equipment	334220	Radio and Television Broadcasting and Wireless Communications Equipment Manufacturing	
3669	Communications Equipment, Not Elsewhere Classified	334290	Other Communications Equipment Manufacturing	
3671	Electron Tubes	334411	Electron Tube Manufacturing	
3672	Printed Circuit Boards	334412	Bare Printed Circuit Board Manufacturing	

<b>Sector AC. Electronic, Electrical, Photographic and Optical Goods</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
	3674	Semiconductors and Related Devices	334413	Semiconductor and Related Device Manufacturing
	3675	Electronic Capacitors	334414	Electronic Capacitor Manufacturing
	3676	Electronic Resistors	334415	Electronic Resistor Manufacturing
	3677	Electronic Coils, Transformers, and Other Inductors	334416	Electronic Coil, Transformer, and Other Inductor Manufacturing
	3678	Electronic Connectors	334417	Electronic Connector Manufacturing
	3679	Electronic Components, Not Elsewhere Classified  (antennas)	334220	Radio and Television Broadcasting and Wireless Communications Equipment Manufacturing
		(radio headphones)	334310	Audio and Video Equipment Manufacturing
		(printed circuit/electronic assembly manufacturing)	334418	Printed Circuit Assembly (Electronic Assembly) Manufacturing
		(other electronic components)	334419	Other Electronic Component Manufacturing
	3691	Storage Batteries	335911	Storage Battery Manufacturing
	3692	Primary Batteries, Dry and Wet	335912	Primary Battery Manufacturing
	3694	Electrical Equipment for Internal Combustion Engines	336322	Other Motor Vehicle Electrical and Electronic Equipment Manufacturing
	3695	Magnetic and Optical Recording Media	334613	Magnetic and Optical Recording Media Manufacturing
	3699	Electrical Machinery, Equipment, and Supplies, Not Elsewhere Classified  (electronic teaching machines and flight simulators)	333319	Other Commercial and Service Industry Machinery Manufacturing
		(outboard electric motors)	333618	Other Engine Equipment Manufacturing  Any facility whose primary activity is manufacturing outboard electric motors (SIC 3699 / NAICS 333618) should be regulated under Sector AB, but may continue to be regulated under Sector AC, or alternatively, under Sector AD. Sector AB applies additional sector-specific SWPPP requirements. Sector AC does not apply

<b>Sector AC. Electronic, Electrical, Photographic and Optical Goods</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>	<b>NAICS Codes</b>		<b>Notes</b>
				additional sector-specific requirements and EPA may establish facility-specific monitoring and reporting requirements under Sector AD.  Regulatory burden would be greater under Sector AB.
	(laser welding and soldering equipment)	333992	Welding and Soldering Equipment Manufacturing	
	(Christmas tree lighting sets, electric insect lamps, electric fireplace logs, and trouble lights)	335129	Other Lighting Equipment Manufacturing	
	(other electrical industrial apparatus)	335999	All Other Miscellaneous Electrical Equipment and Component Manufacturing	
3812	Search, Detection, Navigation, Guidance, Aeronautical, and Nautical Systems and Instruments	334511	Search, Detection, Navigation, Guidance, Aeronautical, and Nautical System and Instrument Manufacturing	
3821	Laboratory Apparatus and Furniture	339111	Laboratory Apparatus and Furniture Manufacturing	
3822	Automatic Controls for Regulating Residential and Commercial Environments and Appliances	334512	Automatic Environmental Control Manufacturing for Residential, Commercial, and Appliance Use	
3823	Industrial Instruments for Measurement, Display, and Control of Process Variables; and Related Products	334513	Instruments and Related Products Manufacturing for Measuring, Displaying, and Controlling Industrial Process Variables	
3824	Totalizing Fluid Meters and Counting Devices	334514	Totalizing Fluid Meter and Counting Device Manufacturing	
3825	Instruments for Measuring and Testing of Electricity and Electrical Signals  (automotive ammeters and voltmeters)	334514	Totalizing Fluid Meter and Counting Device Manufacturing	
	(except automotive instruments)	334515	Instrument Manufacturing for Measuring and Testing Electricity and Electrical Signals	
3826	Laboratory Analytical Instruments	334516	Analytical Laboratory Instrument Manufacturing	
3827	Optical Instruments and Lenses	333314	Optical Instruments and Lens	

Sector AC. Electronic, Electrical, Photographic and Optical Goods				
Sub-sector	SIC Codes	NAICS Codes	Notes	
			Manufacturing	
3829	Measuring and Controlling Devices, Not Elsewhere Classified  (motor vehicle gauges)	334514	Totalizing Fluid Meter and Counting Device Manufacturing	
	(electronic chronometers)	334518	Watch, Clock, and Part Manufacturing	
	(except medical thermometers, electronic chronometers and motor vehicle gauges)	334519	Other Measuring and Controlling Device Manufacturing	
	(medical thermometers)	339112	Surgical and Medical Instrument Manufacturing	
3841	Surgical and Medical Instruments and Apparatus	332994	Small Arms Manufacturing	Any facility whose primary activity is manufacturing tranquilizer guns (SIC 3841 / NAICS 332994) should be regulated under Sector AA, but may continue to be regulated under Sector AC, or alternatively, under Sector AD. Sector AA applies additional technology- based effluent limits comprising good housekeeping measures, spill prevention and response, and spills and leaks; additional SWPPP requirements; and additional inspection requirements. Sector AC does not apply additional sector- specific requirements and EPA may establish facility- specific monitoring and reporting requirements under Sector AD.  Regulatory burden would be greater under Sector AA.
	(tranquilizer guns)			
	(operating room tables)	339111	Laboratory Apparatus and Furniture Manufacturing	
	(except tranquilizer guns and operating room tables)	339112	Surgical and Medical Instrument Manufacturing	

Sector AC. Electronic, Electrical, Photographic and Optical Goods				
Sub-sector	SIC Codes	NAICS Codes		Notes
3842	Orthopedic, Prosthetic, and Surgical Appliances and Supplies	322291	Sanitary Paper Product Manufacturing	Any facility whose primary activity is manufacturing incontinent pads and bed pads (SIC 3842 / NAICS 322291) should be regulated under Sector B, but may continue to be regulated under Sector AC, or alternatively, under Sector AD. Sectors B and AC do not apply additional sector-specific requirements. EPA may require additional facility- specific monitoring and reporting requirement under Sector AD.
	(incontinent pads and bed pads)			Regulatory burden is not expected to differ between Sectors B and AC.
	(electronic hearing aids)			
	(except electronic hearing aids, incontinent pads, anatomical models, and bed pads)			
	(anatomical models)			
	Dental Equipment and Supplies	334510	Electromedical and Electrotherapeutic Apparatus Manufacturing	
	X-Ray Apparatus and Tubes and Related Irradiation Apparatus	339113	Surgical Appliance and Supplies Manufacturing	
	Electromedical and Electrotherapeutic Apparatus (except CT and CAT scanners)	339999	All Other Miscellaneous Manufacturing	
	(CT and CAT Scanners)	334510	Electromedical and Electrotherapeutic Apparatus Manufacturing	
	Ophthalmic Goods (intraocular lenses, i.e., surgical implants)	334517	Irradiation Apparatus Manufacturing	
	(except intraocular lenses)	339113	Surgical Appliance and Supplies Manufacturing	
3851	Photographic Equipment and Supplies (photographic films, paper, plates and chemicals)	339115	Ophthalmic Goods Manufacturing	
3861	Photographic Film, Paper, Plate, and Chemical Manufacturing	325992		

<b>Sector AC. Electronic, Electrical, Photographic and Optical Goods</b>				
<b>Sub-sector</b>	<b>SIC Codes</b>		<b>NAICS Codes</b>	<b>Notes</b>
		(except photographic film, paper, plates, and chemicals)	333315	Photographic and Photocopying Equipment Manufacturing
3873	Watches, Clocks, Clockwork Operated Devices, and Parts		334518	Watch, Clock, and Part Manufacturing

<b>Sector AD. Non-Classified Facilities</b>		
<b>Sub-Sector</b>	<b>Narrative Description</b>	<b>Notes</b>
AD1	Other stormwater discharges designated by the Director as needing a permit (see 40 CFR 122.26(a)(9)(i)(C) & (D)) or any facility discharging stormwater associated with industrial activity not described by any of Sectors A-AC. NOTE: Facilities may not elect to be covered under Sector AD. Only the Director may assign a facility to Sector AD.	

\*\*END OF DOCUMENT\*\*

**DRAFT FACT SHEET**  
**RHODE ISLAND POLLUTANT DISCHARGE ELIMINATION SYSTEM**  
**STORMWATER DISCHARGE ASSOCIATED WITH INDUSTRIAL ACTIVITY**  
**MULTI-SECTOR GENERAL PERMIT**  
**(Revised May 21, 2024)**

## **1. BACKGROUND**

In 1987, amendments to the Clean Water Act (CWA) added Section 402(p), which set up the framework to regulate industrial stormwater under the NPDES program. On November 16, 1990, EPA issued final regulations that established application requirements for stormwater permits. These regulations required owners or operators of specific categories of industrial facilities, which discharge stormwater directly to the waters of the United States or indirectly through a separate storm sewer system via a point source conveyance, to obtain a NPDES stormwater permit. Eleven major categories of industrial activities were designated as requiring permit coverage. Owners and operators had three options to obtain permit coverage: 1) Individual Permit 2) General Permit or 3) Group Application. In 1992 EPA notified Group Applicants that were accepted into the EPA Group Application and issued a baseline general permit to cover industrial facilities, which did not get accepted into the group application option or apply for an individual permit.

On September 29, 1995, EPA issued the first NPDES Stormwater Multi-Sector General Permit (MSGP) to authorize the discharge of stormwater from industrial facilities represented by the group application process. However, coverage under the 1995 MSGP was not restricted to participants of the group application process. Existing industrial facilities that were not part of the group application that were authorized to discharge under the baseline general permit or new facilities with stormwater discharges associated with Industrial Activity were also allowed to seek permit coverage under the 1995 MSGP. Unlike the baseline general permits, the 1995 MSGP allowed four types of stormwater that were subject to effluent limitation guidelines to seek permit coverage for their stormwater discharges. The Stormwater Pollution Prevention Plan (SWPPP) requirements for the 1995 MSGP were based on generic requirements of the baseline general permit as well as information provided in the group permit applications, such as the specific types of operations which are present at the different types of industrial facilities, potential sources of the pollutants at the facilities, industry specific BMPs which are available, and monitoring data from the different types of facilities. The 1995 MSGP SWPPP requirements were divided into generic BMP requirements which applied to all facilities covered by the permit and additional monitoring of stormwater discharges for certain categories of facilities. On September 30, 1998, EPA terminated the baseline general permit and required facilities that were previously covered by the baseline permit to seek coverage under the MSGP (or submit an individual permit application). Since 1995 EPA's MSGP has been re-issued in 2000, 2008, 2015, and 2021.

Rhode Island has been delegated by EPA and is authorized to issue individual or general permits under the Rhode Island Pollutant Discharge Elimination System (RIPDES) Program to cover discharges of industrial stormwater. In 1993, RIDEM's Office of Water Resources (OWR) developed a statewide baseline general permit to cover all stormwater discharges associated with industrial activity, excluding discharges from construction sites. A separate general permit was issued to cover stormwater discharges associated with construction activity. The Department re-issued the industrial stormwater baseline general permit in 1998 and 2003. In 2006 RIDEM issued its first Multi-Sector General Permit (MSGP) to cover stormwater discharges associated with industrial activity; this permit was re-issued in August 2013 (2013 MSGP) and in May 2019 (2019 MSGP). The Department intends to re-issue the MSGP in 2024 following a series of stakeholder workshops (held on April 25 and 30, 2024) and a formal public comment period (beginning May 24, 2024). The 2024 MSGP, when finalized, will replace the 2019 MSGP, which expired on May 2, 2024.

## **2. SUMMARY OF CHANGES**

The RIPDES 2024 MSGP (2024 MSGP) includes several new or modified requirements, and thus differs from the RIPDES 2019 MSGP in various ways. The 2024 MSGP was developed based on lessons learned during the RIPDES 2019 MSGP term and incorporates certain elements from EPA's 2021 MSGP. To see the final EPA 2021 MSGP Fact Sheet, including detailed summaries of all provisions, the changes made between EPA's 2015 MSGP and the final EPA 2021 MSGP, a detailed section-by-section discussion of the basis of EPA's 2021 MSGP permit conditions including references to all applicable statutory and regulatory provisions and appropriate supporting references, you can visit EPA's website at:

[https://www.epa.gov/sites/default/files/2021-01/documents/2021\\_msdp\\_fact\\_sheet.pdf](https://www.epa.gov/sites/default/files/2021-01/documents/2021_msdp_fact_sheet.pdf)

The 2024 MSGP also includes minor language changes throughout the permit to clarify what is required from the permittee to comply with certain portions of the permit. The following list summarizes all significant changes included in the 2024 MSGP:

### **2.1 Addition of Sector-Specific Benchmark Monitoring Requirements for Metals for Transfer Stations under Sector P**

Under the 2019 MSGP, facilities regulated under Sector P – Land Transportation and Warehousing, including transfer stations, did not have additional sector-specific benchmark monitoring requirements in addition to the universal benchmark monitoring requirements (i.e., Total Suspended Solids and Oil and Grease). Following review of stormwater sampling data from transfer stations under the 2019 MSGP, RIDEM determined that facilities engaged in the temporary storage and/or transfer of solid waste are likely to have industrial activities with potential exposure of materials to precipitation that could result in the discharge of Total Aluminum, Total Lead, and Total Zinc in stormwater. Based on this review, the 2024 MSGP includes additional sector-specific benchmark monitoring requirements

for the above-cited parameters for facilities where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater. These sector-specific benchmark monitoring requirements are provided in Part VIII.P.6. of the 2024 MSGP.

## **2.2 Addition of Sector-Specific Benchmark Monitoring Requirements for Polychlorinated Biphenyls (PCBs) for Scrap Recycling and Waste Recycling Facilities Engaged in the Processing of Construction and Demolition (C&D) Debris under Sector N**

Under the 2019 MSGP, facilities regulated under Sector N – Scrap Recycling and Waste Recycling Facilities engaged in the processing of construction and demolition (C&D) debris were not required to monitor for polychlorinated biphenyls (PCBs) as part of their additional sector-specific benchmark monitoring requirements. As outlined in a May 2021 EPA document entitled “PCBs in Building Materials – Determining the Presence of Manufactured PCB Products in Buildings or Other Structures,” EPA believes there was a widespread use of PCB-containing building materials in schools and other buildings constructed or renovated between about 1950 and 1979. Following review of this document, RIDEM determined that facilities engaged in the processing of C&D debris are likely to have industrial activities with potential exposure of C&D debris that could result in the discharge of PCBs in stormwater. Based on this determination, the 2024 MSGP includes additional sector-specific benchmark monitoring requirements for PCB-1016, PCB-1221, PCB-1232, PCB-1242, PCB-1248, PCB-1254, and PCB-1260 for facilities engaged in the processing of C&D debris. These sector-specific benchmark monitoring requirements are provided in Part VIII.N.6. of the 2024 MSGP.

## **2.3 Addition of Sector-Specific Benchmark Monitoring Requirements for Oil & Grease for Sectors I, M, N, P, Q, and R**

Under the 2019 MSGP, benchmark monitoring for Total Suspended Solids (TSS) and Oil & Grease (O&G) were universal requirements for all regulated sectors. Following review of stormwater sampling data under the 2019 MSGP, RIDEM determined that certain industrial sectors are significantly more likely than others to generate stormwater runoff that contains detrimental levels of oils and greases. Consistent with the findings of the 2019 study entitled, “Improving the EPA Multi-Sector General Permit for Industrial Stormwater Discharges” published by the National Academies of Science, Engineering, and Medicine <http://nap.edu/25355> (2019 NRC Study), RIDEM determined that facilities regulated under sectors I, M, N, P, Q, and R are likely to have industrial activities with potential exposure of materials and/or vehicle and equipment maintenance activities that could result in the discharge of O&G in stormwater. Therefore, the 2024 MSGP includes O&G as a sector-specific benchmark monitoring requirement for sectors I, M, N, P, Q, and R with a benchmark value of 15.0 mg/L. Note: both TSS and O&G remain as universal benchmarks for all sectors in the 2024 MSGP.

## **2.4 Reduction in the Antimony Benchmark**

Under the 2019 MSGP, facilities regulated under Sub-sector G2 were required to meet an Antimony benchmark of 0.64 mg/L. This benchmark value has been reduced to 0.45 mg/L in Table VIII.G-2 of the 2024 MSGP to comply with the most recent Freshwater Acute Water Quality Criteria for Antimony contained in the RI Water Quality Regulations (250-RICR-150-05-1).

## **2.5 Increase in the Cyanide Saltwater Benchmark**

Under the 2019 MSGP, facilities regulated under Sector K were required to meet a Cyanide benchmark of 0.001 mg/L if stormwater discharged to saltwater bodies. This benchmark value has been increased to 0.005 mg/L in Table VIII.K-1 of the 2024 MSGP. This change is proposed because the minimum detection limit for Cyanide is 0.005 mg/l, which is greater than the EPA benchmark value of 0.001 mg/L. Therefore, sampling results at which an exceedance determination will be based is the Minimum Detection Limit of 0.005 mg/L. This value may be reduced by permit modification as more sensitive test methods are approved by EPA and the State.

## **2.6 Removal of the Magnesium Benchmark Monitoring Requirement**

Under the 2019 MSGP, facilities regulated under Sector K – Hazardous Waste Treatment, Storage, or Disposal Facilities were required to conduct benchmark monitoring for magnesium with a benchmark value of 0.064 mg/L. The EPA 2021 MSGP suspended the benchmark monitoring threshold for magnesium, citing a lack of documented acute toxicity. Neither EPA nor the RI Water Quality Regulations (250-RICR-150-05-1) provide an acute aquatic life criterion for magnesium. In addition, the 2019 NRC Study recommended the removal of the magnesium benchmark since it is a “natural component of surface and groundwater and does not appear to be toxic to a majority of aquatic organisms at concentrations likely to be encountered in most waters” (2019 NRC Study, p. 41). RIDEM agrees with EPA’s finding that magnesium concentrations present in stormwater are not anticipated to be toxic to most aquatic organisms. Therefore, consistent with the EPA 2021 MSGP, RIDEM is suspending the magnesium benchmark monitoring requirement under the 2024 MSGP. If an aquatic life criterion for magnesium is developed in the future, RIDEM may consider including it in a future proposed permit.

## **2.7 Removal of the Iron Benchmark Monitoring Requirement**

Under the 2019 MSGP, facilities regulated under sectors C1, C2, E2, F2, G2, H1, L2, M1, N1, O1, Q1, R1, and AA1 were required to conduct benchmark monitoring for iron with a benchmark value of 1.0 mg/L. The EPA 2021 MSGP suspended the benchmark monitoring threshold for iron, citing a lack of documented acute toxicity. EPA has not developed national recommended acute aquatic life criteria for iron since the EPA MSGP was originally issued. In addition, the 2019 NRC Study found few studies on the acute effects of iron on aquatic organisms, and the studies that were referenced suggest lethal effects occur well

above the 1.0 mg/L benchmark over longer time periods. Another study cited by the 2019 NRC Study also suggested that iron has relatively low toxicity and bioaccumulation of iron does not pose a substantial hazard to higher trophic levels, therefore it is unlikely that a criterion based on intermittent exposure would be necessary. The 2019 NRC Study recommended that EPA no longer require an iron benchmark. RIDEM agrees with the above-cited findings. Therefore, consistent with the EPA 2021 MSGP, RIDEM is suspending the iron benchmark monitoring requirement under the 2024 MSGP. If an acute aquatic life criterion for iron is developed in the future, RIDEM may consider including it in a future proposed permit.

## **2.8 Enhancements to Benchmark Monitoring Requirements**

Clarifying language has been added to Section VI.B.1.c. of the 2024 MGSP, which addresses “Data not exceeding benchmarks.” In this section, clarifying language has been added indicating that if sampling was not conducted for one or more of the four (4) benchmark monitoring values for any parameter in the year, the permittee has not fulfilled the monitoring requirements for that benchmark quarter and the permittee must continue semiannual benchmark monitoring.

Clarifying language has also been added to Section VI.B.1.d. of the 2024 MSGP, which addresses “Data exceeding benchmarks.” Clarifying language has been added indicating that if sampling was not conducted for one or more of the four (4) monitoring values of any benchmark parameter in the year, and the average of the remaining monitoring values for that parameter exceeds the benchmark value, the permittee is considered to have triggered the need to implement corrective actions per VI.B.1.d. of the permit must continue semiannual benchmark monitoring.

## **2.9 Addition of Indicator Monitoring Requirements**

Under the 2019 MSGP, facilities regulated under Sectors M, Q, R, and AA were not required to monitor for Copper as part of their additional sector-specific benchmark monitoring requirements. Table 2-3 of the 2019 NRC Study showed that based on 2015 EPA MSGP data from NetDMR (Network Discharge Monitoring Report), facilities regulated under the above-sited sectors had more than 50% of samples that were above the applicable benchmark for Copper. Following review, RIDEM determined that facilities regulated under sectors M, Q, R, and AA are likely to have industrial activities with potential exposure of materials and activities that could result in the discharge of Copper in stormwater. Based on this determination, the 2024 MSGP includes additional sector-specific indicator monitoring requirements for Copper for facilities regulated under the above-cited sectors. These sector-specific indicator monitoring requirements are provided in Parts VIII.M.6, VIII.Q.7, VIII.R.7, and VIII.AA.6 of the 2024 MSGP.

Under the 2019 MSGP, facilities regulated under Sector P – Land Transportation and Warehousing, including transfer stations, did not have additional sector-specific monitoring requirements in addition to the previous

universal benchmark monitoring requirements (i.e., Total Suspended Solids and Oil and Grease). Following review of stormwater sampling data from transfer stations under the 2019 MSGP, RIDEM determined that facilities in Sector P that are engaged in the temporary storage and/or transfer of solid waste are likely to have industrial activities with potential exposure of materials to precipitation that could result in the discharge of Enterococcus and Copper. Based on this review, the 2024 MSGP includes additional indicator monitoring requirements for Enterococcus and Copper for those Sector P facilities where the temporary storage and/or transfer of solid waste (not including recyclables) is exposed to stormwater. These sector-specific indicator monitoring requirements are provided in Part VIII.P.7. of the 2024 MSGP.

Part III.B.1.e. and Part VI.B.4. of the 2024 MSGP requires permittees to evaluate and compare indicator monitoring data over time to identify any fluctuating values and why they may be occurring, and to further inform any Corrective Actions and revisions to the Stormwater Management Plan (SWMP), if necessary.

## **2.10 Changes to Level 3 Corrective Action Requirements**

To simplify reporting and to improve RIDEM's compliance tracking abilities, the 2024 MSGP requires that Level Three Corrective Action Reports be submitted as an attachment to the next Annual Report due after Level Three Corrective Actions have been triggered. In addition, the 2024 MSGP requires that the Level Three Corrective Action Report describe *implemented* corrective actions if the Level Three Corrective Actions were triggered at the close of the monitoring period ending June 30<sup>th</sup>, and *planned* corrective actions if the Level Three Corrective Actions were triggered at the close of the monitoring period ending December 31<sup>st</sup>. Additionally, a requirement has been added to the permit in Section III.E. entitled, "Compliance with Other Ordinances, Laws, and Permits," which specifies that the permit requirement to implement Corrective Actions does not remove the permittee's obligation to obtain any local, state, or federal approvals or permits required by ordinance or law, and does not relieve the permittee from any duties owed to adjacent landowners with specific reference to any changes in drainage.

## **2.11 Changes to the Allowable Conditions for Building Washdown and Pavement Washing**

Consistent with the EPA 2021 MSGP, the 2024 MSGP requires that operators who discharge routine external building washdown and/or power wash water as an allowable non-stormwater discharge implement appropriate control measures to minimize discharges of mobilized solids and other pollutants (e.g., filtration, detention, settlement) and to document such measures in their SWMP. In addition, consistent with the EPA 2021 MSGP, the 2024 MSGP specifies pavement wash water as an allowable non-stormwater discharge, provided that detergents or hazardous cleaning products are not used (e.g., bleach, hydrofluoric acid, muriatic acid, sodium hydroxide, nonylphenols, etc.), and the wash water does not come into contact with oil and grease deposits, sources of pollutants associated with industrial activities, or any other toxic or hazardous materials, unless residues are first cleaned up using

dry clean-up methods (e.g., applying absorbent materials and sweeping, using hydrophobic mops/rags), and for which appropriate control measures are in place to minimize discharges of mobilized solids and other pollutants (e.g., filtration, detention, settlement).

## **2.12 Consideration of Stormwater Control Measure Enhancements for Major Storm Events**

The 2024 MSGP requires that operators document in their SWMP the implementation of enhanced stormwater control measures for facilities that could be impacted by major storm events, such as hurricanes, storm surge, and flood events. These requirements are outlined in Part II.A.4. of the 2024 MSGP. Guidance for the consideration of flood zones relative to facility location is provided in Appendix E of the 2024 MSGP.

## **2.13 Installation and Maintenance of BMPs**

Section II.A.5. has been added to the permit to require permittees to complete the installation and implementation of any operational, structural, or treatment BMPs that were proposed as Corrective Actions under the 2019 MSGP. This section of the permit also requires the permittee to continue to maintain any operational, structural, or treatment BMPs that were installed or implemented as part of Corrective Actions performed under the 2019 MSGP.

## **2.14 Clarification of Monitoring Requirements**

Section VI.A.3. of the 2024 MSGP has been modified to include a statement indicating that requirements for monitoring apply regardless of whether the qualifying rain event or snowmelt monitoring event occurs during business hours.

## **2.15 Elimination of Permit Transfer Option**

Under the 2019 MSGP, facilities were allowed to automatically transfer a permit to a new owner as long as the transfer of ownership and/or operation met the requirements of Title 250 RICR-150-10-1 § 1.23. Since the 2019 MSGP was issued, RIDEM has determined that permit transfers in NeTMSGP did not allow permitting and compliance history to be carried forward following a permit transfer. The EPA 2021 MSGP does not allow automatic permit transfers. Consistent with the EPA 2021 MSGP, the 2024 MSGP will require a permit transfer to be completed via two separate actions. First the existing owner or operator must submit a Notice of Termination (NOT) following the transfer of ownership or operation and second the new owner and/or operator will be required to submit a new Notice of Intent (NOI) to obtain coverage under the 2024 MSGP.

## **2.16 Modification of Reporting and Recordkeeping Requirements**

Under the 2019 MSGP, facilities were required to retain copies of records for

a period of at least three (3) years. Such records are defined in Section VII.G. of the 2024 MSGP. The requirement to retain records for at least three (3) years has been increased to five (5) years to be consistent with the current RIPDES Regulations.

The 2019 MSGP required permittees to submit all NOIs, SWMPs, NOTs, No Exposure Certifications (NECs), No Discharge Certifications (NDCs), and Annual Reports by hardcopy, unless an electronic reporting tool became available. Since an electronic reporting tool is now available, the 2024 MSGP requires all submissions to be made through NeTMSGP via EPA's Central Data Exchange (CDX). All Discharge Monitoring Reports (DMRs) will continue to be reported electronically using NetDMR.

### **3. PERMIT COVERAGE**

This permit covers stormwater discharges associated with industrial activity, as defined in Title 250 RICR-150-10-1 § 1.4(A)(111), to waters of the State, including discharges through municipal separate storm sewer systems. This permit is intended to cover stormwater discharges associated with industrial activity from the categories of facilities listed in Table 1.

### **4. ELIGIBILITY**

As with the previous permit, to be eligible for coverage under the 2024 MSGP, operators of industrial facilities must meet the eligibility provisions described in Part I of the permit. If they do not meet all the eligibility requirements, operators must not submit a NOI to be covered by the MSGP, and, unless they obtained coverage for those discharges under another permit, those discharges of stormwater associated with industrial activity needing permit coverage will be in violation of State Regulations. Part I.B. of the permit specifies which stormwater discharges are eligible for permit coverage, provides a list of non-stormwater discharges which are allowed under the permit, and specifies stormwater discharges which are not authorized by this permit.

### **5. AUTHORIZATION**

#### **5.1 How to Obtain Authorization**

This provision specifies conditions that must be met to obtain authorization under the 2024 MSGP. As with the previous permit, to obtain authorization under the 2024 MSGP, the permittee must be an operator of an industrial facility in a sector covered by the permit; meet the Part I.B. eligibility requirements; select, design, install, and implement control measures in accordance with Parts II.A. and II.B. to meet numeric and non-numeric effluent limits; develop a SWMP according to the requirements of Parts V. and VIII. of the permit or update the existing SWMP consistent with Parts V. and VIII. prior to submitting the NOI for permit coverage; and submit a complete and accurate NOI. The operator must submit electronically to the DEM via NeT a complete and accurate NOI by the following deadlines:

- a. Facilities discharging stormwater associated with industrial activity which were authorized under the previous general permit issued on May 3, 2019, that intend to obtain coverage under this general permit; shall submit an NOI within ninety (90) days of the effective date of this permit.
- b. Facilities with discharges of stormwater associated with industrial activity which commence after the effective date of this permit, the NOI must be submitted sixty (60) days prior to the commencement of such discharge.
- c. Facilities with discharges of stormwater associated with industrial activity which commenced after May 2, 2024 and before the effective date of this permit, the NOI must be submitted within sixty (60) days of the effective date of this permit.
- d. Facilities with discharges of stormwater associated with industrial activity which commenced before May 2, 2024 and were not authorized under the previous MSGP, the NOI must be submitted immediately.

## **5.2 How to submit your NOI**

The requirements in Part I.C. clarify that operators must submit their NOIs electronically. Previous acceptance of paper NOIs has been changed to mandatory use of NeT (NPDES eReporting Tool). Reporting electronically is compatible with the e-Reporting rule.

## **5.3 Continuation of Coverage for Existing Permittees After the Permit Expires (Part I.C.4.)**

This Part states that if the permit is not reissued or replaced prior to the expiration date, it will be administratively continued in accordance with Title 250 RICR-150-10-1 § 1.13 and remain in force and effect for discharges that were covered prior to its expiration. All permittees authorized to discharge prior to the expiration date of the 2024 MSGP will automatically remain covered under the 2024 MSGP until the earliest of:

1. Authorization under a new version of the MSGP following the timely submittal of a complete and accurate NOI. Note that if a timely NOI for coverage under the reissued or replacement permit is not submitted, coverage will terminate on the date that the NOI was due; or
2. The date of the submittal of a Notice of Termination; or
3. Issuance of an individual permit for the facility's discharges; or
4. A formal permit decision by the Department not to reissue this general permit, at which time the Department will identify a reasonable time period

for covered dischargers to seek coverage under an alternative general permit or an individual permit. Coverage under the issued MSGP will cease at the end of this time period.

#### **5.4 Permit Termination (Part I.D.)**

Termination of MSGP coverage indicates that permittees no longer have an obligation to manage industrial stormwater per the MSGP's provisions, based on at least one of the reasons described in Part I.D.2. To terminate MSGP coverage, permittees must submit a complete and accurate Notice of Termination, and their authorization to discharge terminates at midnight of the day that their complete NOT is processed. If DEM determines that the NOT is incomplete or that permittees have not satisfied one of the termination conditions in Part I.D.2., then the notice is not valid, and permittees must continue to comply with the conditions of the permit.

Part I.D.3. specifies the method by which operators are to submit their NOTs to terminate permit coverage. Previous acceptance of paper NOTs has been changed to mandatory use of NeT unless the DEM grants a waiver. Electronic submittal requirements are detailed in Part VII.

### **6. CONTROL MEASURES AND EFFLUENT LIMITS**

The 2024 MSGP contains effluent limits that correspond to required levels of technology-based control (BPT, BCT, BAT) for various discharges under the CWA. Where an ELG or NSPS applies to discharges authorized by this permit, the requirement must be incorporated into the permit as an effluent limitation. These limits are included, as applicable, in the sector-specific requirements of Part VIII. For the 2024 MSGP, most of the technology-based effluent limits are based on best professional judgment (BPJ, sometimes also referred to as "best engineering judgment") decision-making because no ELG applies.

Stormwater discharges can be highly intermittent, are usually characterized by very high flows occurring over relatively short time intervals, and carry a variety of pollutants whose source, nature and extent varies. EPA includes non-numeric effluent limits in NPDES permits such as the MSGP, such as requirements mandating facilities to "minimize" various types of pollutant discharges, or to implement control measures unless "infeasible." The term "minimize" is defined as: "for the purposes of this permit minimize means to reduce and/or eliminate to the extent achievable using control measures that are technologically available and economically practicable and achievable in light of best industry practices." Similarly, "feasible" means "technologically possible and economically practicable and achievable in light of best industry practices." EPA has determined that the technology-based numeric and non-numeric effluent limits in the 2021 MSGP, taken as a whole, constitute BPT for all pollutants, BCT for conventional pollutants, and BAT for toxic and nonconventional pollutants that may be discharged in industrial stormwater. Consistent with the EPA 2021 MSGP, pollution prevention continues to be the cornerstone of the RIPDES industrial stormwater program.

## **6.1 Control Measure Selection and Design Considerations (Part II.A.1.)**

In Part II.A.1. permittees are required to consider certain factors when selecting and designing control measures, including:

- Preventing stormwater from coming into contact with polluting materials is generally more effective and less costly than trying to remove pollutants from stormwater;
- Using combinations of control measures is more effective than using control measures in isolation for minimizing pollutants;
- Assessing the type and quantity of pollutants, including their potential to impact receiving water quality, is critical to determining which control measures will achieve the limits in the permit;
- Minimizing impervious areas at the facility and infiltrating runoff onsite (via bioretention cells, green roofs, pervious pavement, etc.) can reduce runoff, and improve ground water recharge and stream base flows in local streams (although care must be taken to avoid ground water contamination);
- Attenuating flow using open vegetated swales and natural depressions can reduce in-stream impacts of erosive flows;
- Conserving and/or restoring riparian buffers will help protect streams from stormwater runoff and improve water quality; and
- Using treatment interceptors (e.g., swirl separators, oil-water separators, sand filters) may be appropriate in some instances to minimize the discharge of pollutants.

## **6.2 Non-Numeric Technology-Based Effluent Limits (BPT/BAT/BCT) (Part II.A.2.)**

Consistent with EPA's 2021 MSGP and the 2019 MSGP, the 2024 MSGP requires permittees to comply with non-numeric technology-based effluent limits (TBELs), expressed narratively, by implementing stormwater control measures. The achievement of these non-numeric limits will result in the reduction or elimination of pollutants from stormwater discharges. Such limits were developed using EPA's best professional judgment (BPJ). The requirements in Part II. are the effluent limits applicable to all discharges associated with industrial activity for all sectors, while additional sector-specific effluent limits are found in Part VIII.

BMPs are defined as the "scheduling of activities, prohibitions of practices, maintenance procedures, and other management practices to reduce or prevent the discharge of pollutants including: treatment requirements, operating procedures, and practices to control site runoff, spillage or leaks, sludge or waste disposal, or

drainage from raw material storage." Part II. of the 2024 MSGP requires all permittees to implement operational BMPs, as well as any source control BMPs and treatment BMPs that are necessary to adequately reduce or prevent pollutants in discharges consistent with the TBELs. The primary TBEL in the 2024 MSGP requires permittees to "implement BMPs that comply with the BAT/BCT requirements of this Permit to reduce or prevent discharges of pollutants in their stormwater discharge in a manner that reflects best industry practice considering technological availability and economic practicability and achievability." This TBEL is a restatement of the BAT/BCT standard, as articulated by U.S. EPA in the 2021 MSGP and accompanying Fact Sheet. The minimum BMPs specified in the 2024 MSGP represent common practices that can be implemented by most facilities. The 2024 MSGP generally does not mandate the specific mode of design, installation, or implementation for the minimum BMPs at a facility. It is up to the permittee, in the first instance, to determine what must be done to meet the applicable effluent limits.

### **6.3 Numeric Effluent Limitations Based on Effluent Limitations Guidelines (Part II.A.3.)**

This requirement provides the applicable federal effluent limitations guidelines that permittees are responsible for complying with. The following table describes where these limits can be found in the permit.

<b>Applicable Effluent Limitations Guidelines</b>		
<b>Regulated Activity</b>	<b>40 CFR Part/Subpart</b>	<b>Effluent Limit</b>
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas	Part 429, Subpart I	See Part VIII.A.7.
Runoff from phosphate fertilizer manufacturing facilities that comes into contact with any raw materials, finished product, by-products or waste products (SIC 2874)	Part 418, Subpart A	See Part VIII.C.4.
Runoff from asphalt emulsion facilities	Part 443, Subpart A	See Part VIII.D.4.
Runoff from material storage piles at cement manufacturing facilities	Part 411, Subpart C	See Part VIII.E.5.
Mine dewatering discharges at crushed stone, construction sand and gravel, or industrial sand mining facilities	Part 436, Subparts B, C, or D	See Part VIII.J.9.
Runoff from hazardous waste landfills	Part 445, Subpart A	See Part VIII.K.6.
Runoff from non-hazardous waste landfills	Part 445, Subpart B	See Part VIII.L.10.
Runoff from coal storage piles at steam electric generating facilities	Part 423	See Part VIII.O.7.
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures	Part 449	See Part VIII.S.8.

## 6.4 Water Quality Based Effluent Limitations (Part II.B.)

The 2024 MSGP includes water quality-based effluent limits (WQBELs) to ensure that MSGP authorized discharges will be controlled as necessary to meet applicable water quality standards. The WQBELs included in the 2024 MSGP continue to be non-numeric. RIDEM relies on a narrative limit to ensure discharges are controlled as necessary to meet applicable water quality standards, and to ensure that additional measures are employed where necessary to meet the narrative WQBELs, or to be consistent with the assumptions and requirements of an applicable TMDL. The following is a list of the WQBELs, required by the 2024 MSGP, if the facility discharges to a waterbody which is water quality limited due to bacteria/pathogens (Enterococcus or Fecal Coliform), Aluminum, Lead, Cadmium, Zinc, Copper, Iron, Turbidity, Total Suspended Solids, Chloride, Dissolved Oxygen, Total Nitrogen, Total Phosphorous, and/or Total Organic Carbon:

- Sweep impervious surfaces (i.e., roads, parking lots) at a minimum frequency of once per quarter, unless safety concerns due to extended periods of snow/ice cover make sweeping impracticable, in which case sweeping shall be completed as soon as conditions allow it. If the permittee is unable to sweep quarterly, the permittee must document and include in the SWMP records the reasons why quarterly sweeping was not completed. The permittee must increase the sweeping frequency and use more efficient sweeping technologies when necessary;
- Keep all exposed areas free of solid waste and floatable debris. Solid waste, and floatable debris must be stored and disposed of in such way that prevents exposure;
- Implement other pollution prevention and stormwater control BMPs as appropriate; and

In addition to the above control measures, if the facility discharges to a waterbody which is water quality limited due to bacteria/pathogens (Enterococcus or Fecal Coliform), the permittee must also implement the following additional source controls:

- Use all reasonable methods to deter rodents, birds, and other animals from feeding/nesting/roosting at the facility;
- Install structural source control BMPs to address on-site activities and sources that could cause bacterial/pathogen contamination (e.g., dumpsters, compost piles, food waste and animal products); and
- Inspect catch basins and other stormwater BMPs once per quarter and perform at least one dry weather inspection of the stormwater system to identify and eliminate sewer cross-connections.

## **7. CORRECTIVE ACTIONS**

Consistent with EPA's 2021 MSGP and the 2019 MSGP the 2024 MSGP differentiates conditions that trigger a corrective action based on whether the condition needs to be eliminated (e.g., if water quality standards are not met), or if a SWMP review is required to determine if a SWMP modification is needed. In addition, consistent with EPA's 2021 MSGP, the 2024 MSGP includes a framework for corrective actions for repeated exceedances of benchmarks. For a detailed description of the corrective actions framework requirements based on repeated benchmark(s) exceedances see Part III.A. of the 2024 MSGP.

## **8. INSPECTIONS**

Consistent with the requirements of the 2019 MSGP, the 2024 MSGP requires the permittee to complete two types of inspections: routine facility inspections in accordance with Part IV.A. and Quarterly Visual Assessment of Stormwater Discharges in accordance with Part IV.B.

## **9. STORMWATER MANAGEMENT PLAN**

Part V. of the MSGP requires the development and implementation of a Stormwater Management Plan (SWMP). The goal of the SWMP is to help identify the sources of pollutants in industrial stormwater discharge and to document the specific control measures that will be used to meet the limits contained in Part II. and Part VIII., as well as to document compliance with other permit requirements (e.g., monitoring, inspections, recordkeeping, reporting). This plan emphasizes the use of Best Management Practices (BMPs) to provide the necessary flexibility to address different sources of pollutants at different facilities.

To be covered under the MSGP, a SWMP must be completed prior to submitting an NOI for permit coverage (ongoing permittees must update their existing SWMP). Doing so helps to ensure that permittees have (1) taken steps to identify all sources of pollutant discharges in stormwater; and (2) implemented appropriate measures to control these discharges in advance of authorization to discharge under the new permit. Per Part V.G., this documentation must be kept up to date (e.g., with inspection findings, after stormwater controls are modified). Failure to develop and maintain a current SWMP is a recordkeeping violation of the permit and is separate and distinct from a violation of any of the other substantive requirements in the permit, such as effluent limits, corrective actions, inspections, monitoring, reporting, and sector-specific requirements.

Parts V.E. and V.F. of the permit contains most of the required elements to be documented in the SWMP; however, sector specific SWMP documentation requirements are also included in Part VIII. of the permit. Those permit elements that all permittees must document include: 1) the establishment of a stormwater pollution prevention team; 2) a description of the site; 3) a summary of potential

pollutant sources; 4) a description of control measures; 5) schedules and procedures including monitoring and inspection schedules and procedures; 6) compliance assurance with the terms and conditions of the MSGP; and 7) signature requirements.

### **9.1 Contents of the SWMP**

Consistent with the requirements of EPA's 2021 MSGP and the 2019 MSGP, the 2024 MSGP requires the following information to be included in the SWMP:

- a. Pollution Prevention Team (Part V.F.1.) A qualified individual or team responsible for developing and revising the facility's SWMP must be identified. These persons are responsible for implementing and maintaining the control measures to meet effluent limits and taking corrective action where necessary. Personnel should be chosen for their expertise in the relevant departments at the facility to ensure that all aspects of facility operations are considered in developing the plan. The SWMP must clearly describe the responsibilities of each team member to ensure that each aspect of the plan is covered.
- b. Site Description (Part V.F.2.) The SWMP must describe the industrial activities, materials employed, and physical features of the facility that may contribute significant amounts of pollutants in stormwater runoff. The SWMP must also contain both a general location map of the site that shows where the facility is in relationship to receiving waters and other geographical features, plus a more detailed site map that contains information on facility/site characteristics that affect stormwater runoff quality and quantity. See the permit for a complete list of items required for the site map.
- c. Summary of Potential Pollutant Sources (Part V.F.4.) The 2024 MSGP requires permittees to identify the potential sources of pollutants from industrial activities that could result in contaminated stormwater discharges, unauthorized non-stormwater discharges, and potential sources of allowable non-stormwater discharges. "Stormwater discharges associated with industrial activities" is defined to include, but not be limited to: stormwater discharges from industrial plant yards; immediate access roads and rail lines used or traveled by carriers of raw materials, manufactured products, waste material, or byproducts used or created by the facility; material handling sites; refuse sites; sites used for the application or disposal of process waste waters; 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 final products; and areas where industrial activity has taken place in the past and significant materials remain and are exposed to stormwater. The term "material handling activities" is defined in the permit to include storage, loading and unloading, transportation or conveyance of any raw material, intermediate product, final

product, by-product or waste product. "Stormwater discharges associated with industrial activities" does not include areas located at a facility separate from the facility's industrial activities, such as office buildings and accompanying parking lots as long as the drainage from the excluded areas is not mixed with stormwater drained from the above-described areas. Part V.F.4. is only applicable to those portions of a facility covered under the permit, but the areas of the facility not covered under the MSGP should be identified and an explanation provided as to why such areas need not be covered.

- d. Description of Control Measures to Meet Technology-Based and Water Quality-Based Effluent Limits (Part V.F.5.) Operators must describe in their SWMP the control measures implemented at their site to achieve each of the effluent limits in Part II. of the MSGP (as applicable), and to address any stormwater run-on that commingles with discharges covered under the permit. The description of the control measures must include the location and type of control implemented, including how the Part II.A.1. selection and design considerations were followed, and how they address the pollutant sources in Part V.F.4.
- e. Schedules and Procedures (Part V.F.6.) Consistent with EPA's 2021 MSGP and the 2019 MSGP the 2024 MSGP requires that the permittee document in the SWMP schedules and operating procedures for: control measures used to comply with the effluent limits in Part II.A.2., inspections requirements of Part IV. and monitoring requirements of Part VI.
- f. Permit Eligibility Related to Endangered Species (Part V.F.7.) The 2024 MSGP requires the permittee to identify in the SWMP if the facility is located within or has a discharge that potentially affect, a listed or proposed to be listed endangered or threatened species or its critical habitat.
- g. Signature Requirements (Part V.F.10.) The 2024 MSGP requires the permittee to sign and date the SWMP consistent with Part X.G.

## **9.2 Maintaining an Updated SWMP**

The 2024 MSGP requires the permittee to modify the SWMP whenever necessary to address any of the triggering conditions for corrective action in Part III.A. and to ensure that they do not reoccur, or to reflect changes implemented when a review following the triggering conditions in Part III.B. indicates that changes to the control measures are necessary to meet the effluent limits in this permit.

## **9.3 SWMP Availability (Part V.H.)**

The 2024 MSGP requires the permittee to retain a complete copy of the current SWMP at the facility in any accessible format. A complete SWMP includes any documents incorporated by reference and all documentation supporting permit

eligibility pursuant to Part I.B. of this permit, as well as the signed and dated certification page. Regardless of the format, the SWMP must be immediately available to facility employees, EPA, RIDEM, and the operator of an MS4 into which you discharge at the time of an onsite inspection. The current SWMP must also be made available to the public (except any confidential business information (CBI), personally identifiable information (PII) or restricted information). The permittee must clearly identify those portions of the SWMP that are being withheld from public access. The 2024 MSGP provides only one option for the permittee to make the SWMP available to the public by electronically submitting a copy of the current SWMP during the submission of the NOI or a Change NOI via NeTMSGP. The option to provide a URL in the NOI where the SWMP can be found, which was allowed under the 2019 MSGP, has been eliminated from the 2024 MSGP. This change has been made to improve compliance oversight by RIDEM and to provide a consistent method for SWMP submissions.

## **10. MONITORING REQUIREMENTS**

The majority of the 2024 MSGP monitoring procedures are consistent with EPA's 2021 MSGP and the 2019 MSGP. The 2024 MSGP includes four types of monitoring: analytical/chemical monitoring of benchmarks, compliance monitoring for effluent guidelines compliance, indicator monitoring, and analytical/chemical monitoring of impaired waters for the pollutant(s) causing impairment(s).

- a. Benchmark Monitoring: Benchmarks are target concentrations that are intended to assist facilities in determining whether their pollution control measures are adequate to protect water quality. A benchmark exceedance does not necessarily indicate that a discharge is causing or contributing to a violation of instream water quality standard, but it does require an evaluation of control measures and follow-up corrective actions. Since Oil & Grease and TSS are indicators of overall site cleanliness, increases in Oil & Grease and TSS could indicate problems with the effectiveness of stormwater control measures. For this reason, the 2024 MSGP requires benchmark monitoring of TSS and Oil & Grease for all industries authorized under the permit, in addition to sector or subsector-specific benchmark monitoring requirements.

All facilities must at a minimum monitor their stormwater discharges twice per six-month monitoring period (January 1-June 30 and July 1-December 31) starting January 1, 2025 or the first six-month monitoring interval following the date of authorization, whichever date comes later. At the end of each monitoring year, a facility is required to calculate the average concentration for each parameter for which the facility is required to monitor. If the average concentration for a pollutant parameter is less than or equal to the benchmark value, then the permittee has satisfied the permit's benchmark monitoring requirements for that pollutant. If, however, the average concentration for a pollutant is greater than the benchmark value and the pollutant presence is not solely attributable to natural background,

then the permittee is required to conduct corrective actions.

- b. Effluent Limitation Guidelines (ELGs) Monitoring: Consistent with EPA's 2021 MSGP and the 2019 MSGP, the 2024 MSGP includes monitoring requirements for certain discharges that are subject to effluent limitations. These discharges must be sampled and tested for the parameters which are limited by this permit. Monitoring for these discharges is required to determine compliance with numeric effluent limitations listed in Table 2 of the Appendix. Consistent with the 2019 MSGP, the discharges subject to ELG compliance monitoring under the 2024 MSGP are: coal pile runoff, contaminated runoff from phosphate fertilizer manufacturing facilities, runoff from asphalt paving and roofing emulsion production areas, material storage pile runoff from cement manufacturing facilities, mine dewatering discharges from crushed stone, construction sand and gravel, certain stormwater discharges from new and existing hazardous and non-hazardous landfills, and discharges from jet and airport deicing operations. Discharges subject to ELGs must generally be sampled annually (in some cases quarterly) and tested for the parameters which are limited by the permit. All samples are to be grabs taken within the first 30 minutes of discharge where practicable, but in no case later than the first hour of discharge. Where practicable, the samples shall be taken from the discharges subject to the numeric effluent limitations prior to mixing with other discharges.
- c. Impaired Waters Monitoring: Consistent with the 2019 MSGP, the 2024 MSGP contains monitoring requirements for discharges to water quality impaired receiving waters. Operators must indicate in their NOI whether they discharge to an impaired water, and, if so, the pollutants causing the impairment, or any pollutants for which there is a TMDL.

All facilities must at a minimum monitor, for the pollutant(s) causing impairment(s), their stormwater discharges twice per six-month monitoring period (twice January 1-June 30 and twice July 1-December 31) starting January 1, 2025 or the first six-month monitoring interval following the date of authorization, whichever date comes later. After 2 consecutive monitoring periods (i.e., 12 consecutive months), if the pollutant for which the water is impaired is not present and not expected to be present in the discharge, or it is present but the permittee has determined that its presence is caused solely by natural background sources, the permittee must include a notification to this effect in the monitoring report following the second monitoring period (i.e., cover letter to the monitoring report). After notifying the Department, the permittee may discontinue monitoring unless a TMDL or other water quality determination has specific instructions to the contrary, in which case the permittee must follow those instructions. If after one year of monitoring, the pollutant for which the water is impaired is detected and its presence is not caused solely by natural background sources, the permittee must continue monitoring for the pollutant detected for the remainder of the permit term or until the pollutant for which the water is impaired is not

detected for 2 consecutive monitoring periods (i.e., 12 consecutive months).

d. Indicator Monitoring: Consistent with the EPA 2021 MSGP, the 2024 MSGP contains indicator monitoring requirements for discharges from certain sectors or subsectors of regulated industrial activity.

All applicable facilities must, at a minimum, monitor their stormwater discharges for the indicator monitoring pollutant parameters twice per six-month monitoring period (twice January 1-June 30 and twice July 1-December 31) starting January 1, 2025 or the first six-month monitoring interval following the date of authorization, whichever date comes later. Indicator monitoring will provide a baseline and comparable understanding of industrial stormwater discharge quality, potential water quality problems, and stormwater control measure effectiveness for operators of these industries. Indicator monitoring also does not have a threshold or baseline value for comparison, therefore no follow-up action is triggered or required based on the sampling results in this part. The requirement in Part II.B.2. of the 2024 MSGP to meet applicable water quality standards still applies. The permittee may find it useful to evaluate and compare indicator monitoring data over time to identify fluctuating values and why they may be occurring, and to further inform any Corrective Actions and revisions to the SWMP if necessary. RIDEM emphasizes that indicator monitoring parameters are neither benchmark monitoring nor numeric effluent limitations. However, failure to conduct and report indicator monitoring is a permit violation. This requirement does not replace or modify any requirement for operators that must monitor for parameters under any other type of required monitoring, including as a sector-specific benchmark, impaired waters monitoring, and effluent limitations guidelines monitoring.

After 2 consecutive monitoring periods (i.e., 12 consecutive months), if the pollutant is not present and not expected to be present in the discharge, or it is present but the permittee has determined that its presence is caused solely by natural background sources, the permittee must include a notification to this effect in the monitoring report following the second monitoring period (i.e., cover letter to the monitoring report). After notifying the Department, the permittee may discontinue monitoring. If after one year of monitoring, the pollutant is detected and its presence is not caused solely by natural background sources, the permittee must continue monitoring for the pollutant detected for the remainder of the permit term or until the pollutant is not detected for 2 consecutive monitoring periods (i.e., 12 consecutive months).

## **11. REPORTING AND RECORD-KEEPING**

The 2024 MSGP includes reporting and record-keeping requirements which are consistent with EPA's 2021 MSGP reporting and record-keeping requirements except for the number of years records must be kept. As stated previously, the

requirement to retain records for at least three (3) years has been increased to five (5) years to be consistent with the current RIPDES Regulations.

## **12. NOTICE OF INTENT (NOI) REQUIREMENTS**

The 2024 MSGP requires the submission of the following information as part of the NOI:

- owner's and operator's name (first name, last name), mailing address, e-mail address, and telephone number;
- facility's name and location, the latitude and longitude of the approximate center of the facility to the nearest 15 seconds;
- brief description of the site including: the estimated area of industrial activity exposed to stormwater (rounded to the nearest quarter acre), and a description of existing stormwater management controls;
- for each outfall: outfall ID and description of location; latitude and longitude; Standard Industrial Code(s) associated with the outfall; name of the receiving water(s) and if the discharge is through a municipal separate storm sewer, the name of the operator of the storm sewer system; the name of the receiving water(s); water body ID#; receiving water body impairment; identify if receiving waters are subject to an EPA approved TMDL; and pollutants causing the impairment;
- four (4) digit SIC code that best represents the principal products or activities provided by the facility and any additional applicable SIC associated with regulated industrial activities and materials at the facility;
- six (6) digit North American Industrial Classification System (NAICS) code that best represents the principal products or activities provided by the facility and any additional applicable NAICS code associated with regulated industrial activities and materials at the facility. For informational purposes only, Appendix F of the MSGP contains all the 1987 Standard Industrial Classification (SIC) codes that are regulated under stormwater regulations and matches them up with corresponding North American Industrial Classification System (NAICS) codes. NAICS codes have been in use since they replaced the SIC codes in 1997. There is not a one-to-one correspondence between the two systems, so a comprehensive list of regulated codes for both systems was generated. Such a list of codes and how these codes fit into the MSGP's sectors may be of interest to stakeholders.
- a list of any pollutants limited in effluent guidelines to which a facility is subject under 40 CFR Subchapter N, any pollutants listed on a RIPDES

permit to discharge process wastewater, and any information required under 40 CFR 122.21(g)(iii)-(v);

- the Stormwater Management Plan (SWMP) must be made available by submitting an electronic copy of the SWMP in NeTMSGP via EPA's Central Data Exchange (CDX).

## **DEM CONTACTS**

Additional information concerning the general permit may be obtained by calling the RIPDES Municipal and Industrial Stormwater Program staff at (401)-222-4700, between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, excluding holidays; via e-mail at [DEM.RIPDESMSP@dem.ri.gov](mailto:DEM.RIPDESMSP@dem.ri.gov); or by writing to the Office at:

RIPDES Municipal and Industrial Stormwater Program  
Office of Water Resources  
Rhode Island Department of Environmental Management  
235 Promenade Street  
Providence, RI 02908

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Date	Brian D. Lafaille, P.E. Environmental Engineer IV RIPDES Municipal and Industrial Stormwater Program
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**TABLE 1 - SECTORS OF INDUSTRIAL ACTIVITY COVERED BY THIS PERMIT**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code <sup>[1]</sup> or Activity Code	Activity Represented
<b>SECTOR A: TIMBER PRODUCTS</b>		
A1	2421	General Sawmills and Planing Mills
A2	2491	Wood Preserving
A3	2411	Log Storage and Handling
A4	2426	Hardwood Dimension and Flooring Mills
	2429	Special Product Sawmills, Not Elsewhere Classified
	2431-2439 (except 2434)	Millwork, Veneer, Plywood, and Structural Wood (see Sector W)
	2448	Wood Pallets and Skids
	2449	Wood Containers, Not Elsewhere Classified
	2451, 2452	Wood Buildings and Mobile Homes
	2493	Reconstituted Wood Products
	2499	Wood Products, Not Elsewhere Classified
	A5	Nailed and Lock Corner Wood Boxes and Shook
	2441	
<b>SECTOR B: PAPER AND ALLIED PRODUCTS</b>		
B1	2631	Paperboard Mills
B2	2611	Pulp Mills
	2621	Paper Mills
	2652-2657	Paperboard Containers and Boxes
	2671-2679	Converted Paper and Paperboard Products, Except Containers and Boxes
<b>SECTOR C: CHEMICALS AND ALLIED PRODUCTS</b>		
C1	2873-2879	Agricultural Chemicals
C2	2812-2819	Industrial Inorganic Chemicals
C3	2841-2844	Soaps, Detergents, and Cleaning Preparations; Perfumes, Cosmetics, and Other Toilet Preparations
C4	2821-2824	Plastics Materials and Synthetic Resins, Synthetic Rubber, Cellulosic and Other Manmade Fibers Except Glass
C5	2833-2836	Medicinal Chemicals and Botanical Products; Pharmaceutical Preparations; in vitro and in vivo Diagnostic Substances; and Biological Products, Except Diagnostic Substances
	2851	Paints, Varnishes, Lacquers, Enamels, and Allied Products
	2861-2869	Industrial Organic Chemicals
	2891-2899	Miscellaneous Chemical Products
	3952 (limited to list of inks and paints)	Inks and Paints, Including China Painting Enamels, India Ink, Drawing Ink, Platinum Paints for Burnt Wood or Leather Work, Paints for China Painting, Artist's Paints and Artist's Watercolors
	2911	Petroleum Refining
<b>SECTOR D: ASPHALT PAVING AND ROOFING MATERIALS AND LUBRICANTS</b>		
D1	2951, 2952	Asphalt Paving and Roofing Materials
D2	2992, 2999	Miscellaneous Products of Petroleum and Coal

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Subsector (May be subject to more than one sector/subsector)	Permit SIC Code <sup>[1]</sup> or Activity Code	Activity Represented
<b>SECTOR E: GLASS, CLAY, CEMENT, CONCRETE, AND GYPSUM PRODUCTS</b>		
E1	3251-3259	Structural Clay Products
	3261-3269	Pottery and Related Products
E2	3271-3275	Concrete, Gypsum, and Plaster Products
E3	3211	Flat Glass
	3221, 3229	Glass and Glassware, Pressed or Blown
	3231	Glass Products Made of Purchased Glass
	3241	Hydraulic Cement
	3281	Cut Stone and Stone Products
	3291-3299	Abrasive, Asbestos, and Miscellaneous Nonmetallic Mineral Products
<b>SECTOR F: PRIMARY METALS</b>		
F1	3312-3317	Steel Works, Blast Furnaces, and Rolling and Finishing Mills
F2	3321-3325	Iron and Steel Foundries
F3	3351-3357	Rolling, Drawing, and Extruding of Nonferrous Metals
F4	3363-3369	Nonferrous Foundries (Castings)
F5	3331-3339	Primary Smelting and Refining of Nonferrous Metals
	3341	Secondary Smelting and Refining of Nonferrous Metals
	3398, 3399	Miscellaneous Primary Metal Products
<b>SECTOR G: METAL MINING (ORE MINING AND DRESSING)</b>		
G1	1021	Copper Ore and Mining Dressing Facilities
G2	1011	Iron Ores
	1021	Copper Ores
	1031	Lead and Zinc Ores
	1041, 1044	Gold and Silver Ores
	1061	Ferroalloy Ores, Except Vanadium
	1081	Metal Mining Services
	1094, 1099	Miscellaneous Metal Ores
<b>SECTOR H: COAL MINES AND COAL MINING-RELATED FACILITIES</b>		
H1	1221-1241	Coal Mines and Coal Mining-Related Facilities
<b>SECTOR I: OIL AND GAS EXTRACTION AND REFINING</b>		
I1	1311	Crude Petroleum and Natural Gas
	1321	Natural Gas Liquids
	1381-1389	Oil and Gas Field Services
<b>SECTOR J: MINERAL MINING AND DRESSING</b>		
J1	1442	Construction Sand and Gravel
	1446	Industrial Sand
J2	1411	Dimension Stone
	1422-1429	Crushed and Broken Stone, Including Rip Rap
	1481	Nonmetallic Minerals Services, Except Fuels
	1499	Miscellaneous Nonmetallic Minerals, Except Fuels
J3	1455, 1459	Clay, Ceramic, and Refractory Materials
	1474-1479	Chemical and Fertilizer Mineral Mining

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Subsector (May be subject to more than one sector/subsector)	Permit SIC Code <sup>[1]</sup> or Activity Code	Activity Represented
<b>SECTOR K: HAZARDOUS WASTE TREATMENT, STORAGE, OR DISPOSAL FACILITIES</b>		
K1	HZ	Hazardous Waste Treatment, Storage, or Disposal Facilities, including those that are operating under interim status or a permit under subtitle C of RCRA
<b>SECTOR L: LANDFILLS, LAND APPLICATION SITES, AND OPEN DUMPS</b>		
L1	LF	All Landfill, Land Application Sites and Open Dumps
L2	LF	All Landfill, Land Application Sites and Open Dumps, except Municipal Solid Waste Landfill (MSWLF) Areas Closed in Accordance with 40 CFR 258.60
<b>SECTOR M: AUTOMOBILE SALVAGE YARDS</b>		
M1	5015	Automobile Salvage Yards
<b>SECTOR N: SCRAP RECYCLING FACILITIES</b>		
N1	5093	Scrap Recycling and Waste Recycling Facilities
<b>SECTOR O: STEAM ELECTRIC GENERATING FACILITIES</b>		
O1	SE	Steam Electric Generating Facilities, including coal handling sites
<b>SECTOR P: LAND TRANSPORTATION AND WAREHOUSING</b>		
P1	4011, 4013	Railroad Transportation
	4111-4173	Local and Highway Passenger Transportation
	4212-4231	Motor Freight Transportation and Warehousing
	4311	United States Postal Service
	5171	Petroleum Bulk Stations and Terminals
<b>SECTOR Q: WATER TRANSPORTATION</b>		
Q1	4412-4498	Water Transportation Facilities
	4499 *	Water Transportation Facilities Not Elsewhere Classified *except facilities engaged in marine wrecking ships for scrap, marine salvaging and ship dismantling.
<b>SECTOR R: SHIP AND BOAT BUILDING AND REPAIRING YARDS</b>		
R1	3731, 3732	Ship and Boat Building or Repairing Yards
<b>SECTOR S: AIR TRANSPORTATION FACILITIES</b>		
S1	4512-4581	Air Transportation Facilities
<b>SECTOR T: TREATMENT WORKS</b>		
T1	TW	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 farmlands, domestic gardens or lands used for sludge management where sludge is beneficially reused and which are not physically located in the confines of the facility, or areas that are in compliance with section 405 of the CWA

**TABLE 1 - SECTORS OF INDUSTRIAL ACTIVITY COVERED BY THIS PERMIT**

Subsector (May be subject to more than one sector/subsector)	Permit SIC Code <sup>[1]</sup> or Activity Code	Activity Represented
<b>SECTOR U: FOOD AND KINDRED PRODUCTS</b>		
U1	2041-2048	Grain Mill Products
U2	2074-2079	Fats and Oils Products
U3	2011-2015	Meat Products
	2021-2026	Dairy Products
	2032-2038	Canned, Frozen, and Preserved Fruits, Vegetables, and Food Specialties
	2051-2053	Bakery Products
	2061-2068	Sugar and Confectionery Products
	2082-2087	Beverages
	2091-2099	Miscellaneous Food Preparations and Kindred Products
	2111-2141	Tobacco Product
<b>SECTOR V: TEXTILE MILLS, APPAREL, AND OTHER FABRIC PRODUCT MANUFACTURING; LEATHER AND LEATHER PRODUCTS</b>		
V1	2211-2299	Textile Mill Products
	2311-2399	Apparel and Other Finished Products Made from Fabrics and Similar Materials
	3131-3199	Leather and Leather Products (note: see Sector Z1 for Leather Tanning and Finishing)
<b>SECTOR W: FURNITURE AND FIXTURES</b>		
W1	2434	Wood Kitchen Cabinets
	2511-2599	Furniture and Fixtures
<b>SECTOR X: PRINTING AND PUBLISHING</b>		
X1	2711-2796	Printing, Publishing, and Allied Industries
<b>SECTOR Y: RUBBER, MISCELLANEOUS PLASTIC PRODUCTS, AND MISCELLANEOUS MANUFACTURING INDUSTRIES</b>		
Y1	3011	Tires and Inner Tubes
	3021	Rubber and Plastics Footwear
	3052, 3053	Gaskets, Packing and Sealing Devices, and Rubber and Plastic Hoses and Belting
	3061, 3069	Fabricated Rubber Products, Not Elsewhere Classified
Y2	3081-3089	Miscellaneous Plastics Products
	3931	Musical Instruments
	3942-3949	Dolls, Toys, Games, and Sporting and Athletic Goods
	3951-3955 (except 3952 – see Sector C)	Pens, Pencils, and Other Artists' Materials
	3961, 3965	Costume Jewelry, Costume Novelties, Buttons, and Miscellaneous Notions, Except Precious Metal
	3991-3999	Miscellaneous Manufacturing Industries
	<b>SECTOR Z: LEATHER TANNING AND FINISHING</b>	
Z1	3111	Leather Tanning and Finishing
<b>SECTOR AA: FABRICATED METAL PRODUCTS</b>		
AA1	3411-3499 (except 3479)	Fabricated Metal Products, Except Machinery and Transportation Equipment, and Coating, Engraving, and Allied Services.

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Subsector (May be subject to more than one sector/subsector)	Permit SIC Code <sup>[1]</sup> or Activity Code	Activity Represented
	3911-3915	Jewelry, Silverware, and Plated Ware
AA2	3479	Fabricated Metal Coating and Engraving
<b>SECTOR AB: TRANSPORTATION EQUIPMENT, INDUSTRIAL OR COMMERCIAL MACHINERY</b>		
AB1	3511-3599 (except 3571- 3579)	Industrial and Commercial Machinery, Except Computer and Office Equipment (see Sector AC)
	3711-3799 (except 3731, 3732)	Transportation Equipment Except Ship and Boat Building and Repairing (see Sector R)
<b>SECTOR AC: ELECTRONIC, ELECTRICAL, PHOTOGRAPHIC, AND OPTICAL GOODS</b>		
AC1	3571-3579	Computer and Office Equipment
	3812-3873	Measuring, Analyzing, and Controlling Instruments; Photographic and Optical Goods, Watches, and Clocks
	3612-3699	Electronic and Electrical Equipment and Components, Except Computer Equipment
<b>SECTOR AD: NON-CLASSIFIED FACILITIES</b>		
AD1		Other stormwater discharges designated by the Director as needing a permit (see 40 CFR 122.26(a)(9)(i)(C) & (D)) or any facility discharging stormwater associated with industrial activity not described by any of Sectors A-AC. NOTE: Facilities may not elect to be covered under Sector AD. Only the Director may assign a facility to Sector AD.

<sup>[1]</sup> A complete list of SIC codes (and conversions from the North American Industry Classification System (NAICS)) can be obtained from the Internet at <https://www.census.gov/naics/>. In addition, Appendix F of the 2024 MSGP contains a List of SIC and NAICS Codes pertinent to this permit.

**TABLE 2 – EFFLUENT GUIDELINES APPLICABLE TO DISCHARGES  
THAT MAY BE ELIGIBLE FOR PERMIT COVERAGE**

Effluent Guideline	New source performance standards included in effluent guidelines?	Sectors with Affected Facilities	Parameter	Numeric Limitation
Discharges resulting from spray down or intentional wetting of logs at wet deck storage areas [40 CFR Part 429, Subpart I (established January 26, 1981)].	Yes	A	pH Debris (woody material such as bark, twigs, branches, heartwood, or sapwood)	6.0-9.0 s.u. No discharge of debris that will not pass through a 2.5 cm (1") diameter round opening
Contaminated runoff from phosphate fertilizer manufacturing facilities [40 CFR Part 418 Subpart A (established April 8, 1974)].	Yes	C	Total Phosphorus (as P) Fluoride	105.0 mg/L, daily max. 35 mg/L, 30-day avg  75.0 mg/L, daily max. 25.0 mg/L, 30-day avg
Runoff from asphalt emulsion facilities [40 CFR Part 443, Subpart A (established July 24, 1975)].	Yes	D	TSS Oil and Grease pH	23.0 mg/L, daily max. 15.0 mg/L, 30-day avg  15.0 mg/L, daily max. 10 mg/L, 30-day avg  6.0-9.0 s.u.
Runoff from material storage piles at cement manufacturing facilities [40 CFR Part 411 Subpart C (established February 23, 1977)].	Yes	E	TSS pH	50 mg/L daily max. 6.0-9.0 s.u.
Mine dewatering discharges at crushed stone mines [40 CFR Part 436, Subpart B].	No	J	pH	6.0-9.0 s.u.
Mine dewatering discharges at construction sand and gravel mines [40 CFR Part 436, Subpart C].	No	J	pH	6.0-9.0 s.u.
Mine dewatering discharges at industrial sand mines [40 CFR Part 436, Subpart D].	No	J	TSS pH	45 mg/L, daily max. 25 mg/L, monthly avg max.  6.0-9.0 s.u.
Runoff from hazardous waste landfills, [40 CFR Part 445, Subpart A (established February 2, 2000)].	Yes	K	BOD <sub>5</sub> TSS Ammonia Alpha Terpineol Aniline Benzoic Acid Naphthalene p-Cresol	220 mg/L, daily max. 56 mg/L, monthly avg max.  88 mg/L, daily max. 27 mg/L, monthly avg max.  10 mg/L, daily max. 4.9 mg/L, monthly avg max.  0.042 mg/L, daily max. 0.019 mg/L, monthly avg max.  0.024 mg/L, daily max. 0.015 mg/L, monthly avg max.  0.119 mg/L, daily max. 0.073 mg/L, monthly avg max.  0.059 mg/L, daily max. 0.022 mg/L, monthly avg max.  0.024 mg/L, daily max.

**TABLE 2 – EFFLUENT GUIDELINES APPLICABLE TO DISCHARGES  
THAT MAY BE ELIGIBLE FOR PERMIT COVERAGE**

Effluent Guideline	New source performance standards included in effluent guidelines?	Sectors with Affected Facilities	Parameter	Numeric Limitation
			Phenol Pyridine Arsenic (Total) Chromium (Total) Zinc (Total) pH	0.015 mg/L, monthly avg max. 0.048 mg/L, daily max. 0.029 mg/L, monthly avg max. 0.072 mg/L, daily max. 0.025 mg/L, monthly avg max. 1.1 mg/L, daily max. 0.54 mg/L, monthly avg max. 1.1 mg/L daily max. 0.46 mg/L, monthly avg max. 0.535 mg/L, daily max. 0.296 mg/L, monthly avg max. 6.0-9.0 s.u.
Runoff from non-hazardous waste landfills, [40 CFR Part 445, Subpart B (established February 2, 2000)]. As set forth in 40 CFR Part 445, Subpart B, these numeric limitations apply to contaminated stormwater discharges from MSWLFs which have not been closed in accordance with 40 CFR 258.60, and contaminated stormwater discharges from those landfills which are subject to the provisions of 40 CFR Part 257 except for certain discharges.	Yes	L	BOD <sub>5</sub> TSS Ammonia Alpha Terpineol Benzoic Acid p-Cresol Phenol Zinc (Total) pH	140 mg/L, daily max. 37 mg/L, monthly avg max. 88 mg/L, daily max. 27 mg/L, monthly avg max. 10 mg/L, daily max. 4.9 mg/L, monthly avg max. 0.033 mg/L, daily max. 0.016 mg/L, monthly avg max. 0.12 mg/L, daily max. 0.071 mg/L, monthly avg max. 0.025 mg/L, daily max. 0.014 mg/L, monthly avg max. 0.026 mg/L, daily max. 0.015 mg/L, monthly avg max. 0.20 mg/L, daily max. 0.11 mg/L, monthly avg max. 6.0-9.0 s.u.
Coal pile runoff at steam electric generating facilities [40 CFR Part 423 (established November 19, 1982)].	Yes	O	TSS pH	50 mg/L daily max. 6.0-9.0 s.u.
Runoff containing urea from airfield pavement deicing at existing and new primary airports with 1,000 or more annual non-propeller aircraft departures [40 CFR Part 449 (established May 16, 2012)].	Yes	S	Ammonia as Nitrogen	14.7 mg/L, daily max.