

Representatives of the POTW upon showing proper identification, shall have the right to enter and inspect the premises of any User who may be subject to the requirements of this chapter. Industrial Users shall allow authorized representatives of the POTW access to all premises for the purpose of inspecting, sampling, measuring flows, examining records or copying records in the performance of their duties. Authorized representatives of the POTW shall have the right to place on the User's property such devices as are necessary to conduct sampling and monitoring. Where a User has security or safety measures in force which would require clearance, training, or wearing of special protective gear, the User shall make necessary arrangements at its own expense to enable authorized representatives of the POTW to enter and inspect the premises as guaranteed by this paragraph.

Sec. 34.5-125. Falsifying Information.

No person shall knowingly make any false statement(s), representation or certification in any application, record, report, plan or other document filed or required to be maintained pursuant to this article, or wastewater discharge permit, or falsify, tamper with, or knowingly render inaccurate any monitoring device or method required under this article.

Sec. 34.5-126-130. Reserved.

DIVISION 2. ADMINISTRATION

Sec. 34.5-131. Wastewater Discharge Permits.

(a) General Permits.

It shall be unlawful for any significant Industrial User (SIU) to contribute wastewater to the POTW without a wastewater discharge permit. All existing SIU's and all new SIU's proposing to contribute wastewater to the POTW shall obtain a wastewater discharge permit.

(b) Permit Application.

Users required to obtain a Wastewater Discharge Permit shall complete and file with the city an application in the form prescribed by the city, and accompanied by a permit fee as specified in Section 34.5-142 of this article. Existing SIU's without a discharge permit shall submit a permit application within 90 days after the effective date of this article, and proposed new SIU's shall submit a permit application at least 90 days prior to contributing to the POTW. Existing Users who will be required to be permitted after changing their wastewater volume and/or characteristics shall submit a permit application at least 90 days before the proposed wastewater is discharged to the sewerage system.

In support of the application, the User shall submit, in units and terms appropriate for evaluation, the following information:

- (1) Name, address, and location of the facility including name of owners and operator;
- (2) SIC number according to the Standard Industrial Classification Manual, Bureau of the Budget, 1972, as amended;
- (3) Wastewater constituents and characteristics including but not limited to those mentioned in Section 34.5-112 of this article as determined by a reliable analytical laboratory; sampling and analysis shall be performed in accordance with procedures established by the EPA and contained in 40 CFR, Part 136, as amended. New Industrial Users should estimate their wastewater constituents and characteristics;
- (4) Time and duration of contribution;
- (5) Average daily and maximum daily wastewater flow rates, including daily, monthly, and seasonal variations, if any;
- (6) Site plans, floor plans, mechanical and plumbing plans and details to show all sewers, sewer connections, sampling locations and appurtenances by the size, location and elevation and a current water use schematic;
- (7) Description of activities, facilities and plant processes on the premises including all materials which are or could be discharged;
- (8) The nature and concentration of any pollutants in the discharge which are limited by any City, State, or Federal Pretreatment Standards, and a statement signed by an authorized representative of the User and certified by a qualified professional regarding whether or not the Pretreatment Standards are being met on a consistent basis and if not, whether additional operation and maintenance (O&M) and/or additional pretreatment is required for the User to meet applicable Pretreatment Standards;
- (9) If additional pretreatment and/or O&M will be required to meet the Pretreatment Standards, the User shall submit the shortest schedule by which the User will provide such additional pretreatment. The completion date in this schedule shall not be later than the compliance date established for the applicable Pretreatment Standard.

The following conditions shall apply to this schedule:

- (i) The schedule shall contain increments of progress in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the User to meet the applicable Pretreatment Standards (e.g., hiring an engineer, completing preliminary plans, completing final plans, executing contract for major components, commencing construction, completing construction, etc.).
 - (ii) No increment referred to in paragraph (i) shall exceed 9 months.
 - (iii) Not later than 14 days following each date in the schedule and the final date for compliance, the User shall submit a progress report to the Control Authority including, at a minimum, whether or not it complied with the increment of progress to be met on such date and, if not, the date on which it expects to comply with this increment of progress, the reason for delay, and the steps being taken by the User to return the construction to the schedule established. In no event shall more than 9 months elapse between such progress reports to the Control Authority.
- (10) Each product and/or by-product produced by type, amount, process or processes and rate of production;
 - (11) Type and amount of raw materials processed (average and maximum per day);
 - (12) Number and type of employees, and hours of operation of plant and proposed or actual hours of operation of pretreatment system;
 - (13) List of any environmental control permits held by or for the facility;
 - (14) Any other information as may be deemed by the POTW to be necessary to evaluate the permit application.

The POTW will evaluate the data furnished by the User and may require additional information. After evaluation and acceptance of the data furnished, the POTW may issue a Wastewater Discharge Permit subject to terms and conditions provided herein.

(c) Permit Contents.

Permits may contain, as appropriate, the following:

- (1) Statement of duration including issuance and expiration dates;
- (2) Effluent limitations based on the more stringent of categorical Pretreatment Standards, local limits as established by this article, and State and local law;
- (3) General and specific discharge prohibitions as established by Section 34.5-111-112;
- (4) Requirements to pay fees for the wastewater to be discharged to the POTW;
- (5) Limitations on the average and maximum rate and time of discharge or requirements for flow regulation and equalization;
- (6) Requirements for installation and maintenance of inspection and sampling facilities;
- (7) Requirements and specifications for monitoring programs including sampling locations, frequency of sampling, number, types and standards for tests and reporting schedule;
- (8) Compliance schedules;
- (9) Requirements for submission of technical reports, discharge reports or certification statements. These include any reporting requirements contained in a National Categorical Standard or Pretreatment Requirement.
- (10) Requirements for collecting/retaining and providing access to plant records relating to the User's discharge and for providing entry for sampling and inspection;
- (11) Requirements for notification of any new introduction of wastewater constituents or any substantial change in the volume or character of the wastewater treatment system;
- (12) Requirements for notification of spills, potential problems to

the POTW including slug loadings, upsets or violations;

- (13) Requirements for installation, operation and maintenance of pollution control equipment;
- (14) Requirements to develop and implement spill and slug control plans;
- (15) Statement of applicable civil and criminal penalties for violation of Pretreatment Standards and Requirements;
- (16) Statement of non-transferability;
- (17) Conditions for modification, suspension or revocation of permit;
- (18) Any other conditions as deemed appropriate by the POTW to ensure compliance with this chapter, state and federal Pretreatment Standards and Requirements.

Sec. 34.5-132. Permit Duration.

Permits shall be issued for a specified time period, not to exceed five years. If a User wishes to continue to discharge regulated wastewater after the expiration of the User's permit, the User shall apply for permit reissuance and submit a permit application at least 90 days prior to the expiration date of the User's existing permit.

Sec. 34.5-133. Permit Extension.

An expired permit shall continue to be effective and enforceable until the permit is reissued, provided the User has submitted a complete permit application at least 90 days prior to the expiration date of the User's existing permit.

Sec. 34.5-134. Permit Modifications.

The terms and conditions of a permit may be subject to modification by the POTW at any time as limitations or requirements are identified in Federal, State or local law or for other just causes. A permit may also be modified to incorporate conditions resulting from the issuance of an administrative order.

Sec. 34.5-135. Permit Transfer.

Wastewater discharge permits are issued to a specific User for a specific operation and location and are not transferable without prior approval by the POTW. The User must request the permit transfer at least 90 days before moving or changing ownership.

Sec. 34.5-136-140. Reserved.