

Submittal Document II.H. MDEQ Permit Regulations



**PERMIT NO. MIS520000**

**STATE OF MICHIGAN**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**

The seal of the State of Michigan Department of Environmental Quality is centered between the state name and the department name. It features a central figure holding a scale and a sword, surrounded by a circular border with the text "STATE OF MICHIGAN" and "DEPARTMENT OF ENVIRONMENTAL QUALITY".

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
WASTEWATER DISCHARGE GENERAL PERMIT**

**STORM WATER DISCHARGES ASSOCIATED WITH SPECIAL-USE AREAS  
FOR CYCLE-YEAR 5 WATERSHEDS**

In compliance with the provisions of the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq., as amended; the "Federal Act"); Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA); Part 41, Sewerage Systems, of the NREPA; and Michigan Executive Order 2011-1, storm water associated with industrial activity as defined under Title 40 of the Code of Federal Regulations, Sections 122.26(b)(14)(i-ix) and (xi), or as deemed necessary under Section 402(p)(2)(E) of the Federal Act, and other storm water that is adequately regulated by this General Permit, is authorized to be discharged from facilities specified in individual "Certificates of Coverage" (COC) in accordance with effluent limitations, monitoring requirements, and other conditions set forth in this general National Pollutant Discharge Elimination System (NPDES) permit (the "permit").

The applicability of this permit shall be limited to facilities that discharge storm water to surface waters of the state located within a Cycle-Year 5 Watershed as determined by the Michigan Department of Environmental Quality (the "Department"). Applicable discharges include storm water from secondary containment structures required by state or federal law; from lands on Michigan's List of Sites of Environmental Contamination pursuant to Part 201, Environmental Remediation, of the NREPA; or from areas with other activities that may contribute pollutants to the storm water for which the Department determines monitoring is needed. This permit does not authorize discharges determined by the Department to need individual NPDES permits or different general permits, or that may cause or contribute to a violation of the Water Quality Standards.

In order to constitute a valid authorization to discharge, this permit must be complemented by a COC issued by the Department.

Unless specified otherwise, all contact with the Department required by this permit shall be to the position indicated in the COC.

This general permit shall take effect **April 1, 2015**. The provisions of this permit are severable. After notice and opportunity for a hearing, this permit may be modified, suspended, or revoked in whole or in part during its term in accordance with applicable laws and rules.

This general permit shall expire at midnight, **April 1, 2020**.

**Issued:** September 19, 2014

Original Permit Signed by Philip Argiroff  
Philip Argiroff, Chief  
Permits Section  
Water Resources Division

## PERMIT FEE REQUIREMENTS

In accordance with Section 324.3118 of the NREPA, the permittee shall make payment of an annual storm water fee to the Department for each January 1 the permit is in effect, regardless of occurrence of discharge. The permittee shall submit the fee in response to the Department's annual notice. The fee shall be postmarked by March 15 for notices mailed by February 1. The fee is due no later than 45 days after receiving the notice for notices mailed after February 1.

## CONTESTED CASE INFORMATION

The terms and conditions of this permit shall apply to an individual facility on the effective date of a COC for the facility. Any person who is aggrieved by this permit may file a sworn petition with the Michigan Administrative Hearing System within the Michigan Department of Licensing and Regulatory Affairs, c/o the Michigan Department of Environmental Quality, setting forth the conditions of the permit which are being challenged and specifying the grounds for the challenge. The Department of Licensing and Regulatory Affairs may reject any petition filed more than 60 days after issuance as being untimely.

**PART I****Section A. Final Effluent Limitations and Monitoring Requirements****1. Final Effluent Limitations and Monitoring Requirements**

During the period beginning on the effective date of this permit and the individual COC and lasting until the expiration of this permit or termination of the individual COC, the permittee is authorized to discharge storm water associated with industrial activity as defined under 40 CFR 122.26(b)(14)(i-ix) to the surface waters of the state from special-use areas, including secondary containment structures required by state or federal law; lands on Michigan's List of Sites of Environmental Contamination pursuant to Part 201, Environmental Remediation, of the NREPA; and areas with other activities that may contribute pollutants to the storm water for which the Department determines monitoring is needed. Such discharge shall be limited and monitored by the permittee as specified below.

- a. **Narrative Standard**  
The receiving water shall contain no turbidity, color, oil films, floating solids, foams, settleable solids, suspended solids, or deposits as a result of this discharge in unnatural quantities that are or may become injurious to any designated use.
- b. **Visual Assessment of Storm Water Discharges**  
To ensure that storm water discharges from the facility do not violate the narrative standard in the receiving waters, storm water discharges shall be visually assessed in accordance with Part I.C.3.c.7), below.
- c. **Implementation of Storm Water Pollution Prevention Plan**  
The permittee shall implement an acceptable Storm Water Pollution Prevention Plan (SWPPP) as required by this permit.
- d. **Implementation of Short-Term Storm Water Characterization Study**  
The permittee shall implement an approved Short-Term Storm Water Characterization Study (STSWCS) as required by this permit.
- e. **Certified Operator**  
The permittee shall have an Industrial Storm Water Certified Operator who has supervision over the facility's storm water treatment and control measures included in the SWPPP.
- f. **Prohibition of Storm Water Discharges**  
In addition to the requirements set forth in Part I.A.1.a. through Part I.A.1.e., above, storm water may not be discharged from special-use areas if:
  - 1) the storm water contains unnatural turbidity, color, oil film, floating solids, foams, settleable solids, or suspended solids
  - 2) the permittee knows, or has reason to believe, the storm water is contaminated by or has come into contact with materials present within the special-use area, unless the Department approves the discharge. An operator of a bulk fuel storage facility may discharge storm water that is known to have contacted petroleum products stored within primary containment structures if the contained storm water has been treated to ensure that the limitations set forth in Part I.A.1.f.1), above, are met, or
  - 3) the permittee knows, or has reason to believe, the storm water is contaminated by or has come into contact with materials that may cause a violation of water quality standards.

## PART I

### Section B. Short-Term Storm Water Characterization Study

#### 1. Short-Term Storm Water Characterization Study

The purpose of a STSWCS is to determine the quality of the storm water being discharged from special-use areas. The schedule for STSWCS plan submittal, implementation, and reporting are as follows:

- a. **Permittees Without an Approved Plan, or With an Approved Plan that Requires Revision to Address Changes at the Facility**  
Within six (6) months of the effective date of a COC issued under this permit, the permittee shall submit to the Department an approvable STSWCS plan developed in accordance with the requirements set forth in Part I.B.2.a. through Part I.B.2.e., below. For a facility with more than one category of special-use area, (e.g., a secondary containment structure and a Site of Environmental Contamination), the STSWCS plan shall address each area individually. Following review of the STSWCS plan, the Department may request changes to it. Upon approval of the STSWCS plan, the permittee shall begin monitoring the authorized discharge as specified in the plan. If the Department does not take action to approve or comment on the STSWCS plan within 90 days after its submittal, the permittee shall begin storm water monitoring in accordance with the STSWCS plan submitted.
- b. **Permittees With an Approved Plan that Does Not Require Revision**  
Within six (6) months of the effective date of a COC issued under this permit, the permittee shall submit to the Department the results of the completed STSWCS, in accordance with Part I.B.2.f., below.

#### 2. STSWCS Plan Requirements

An approvable STSWCS plan shall include the requirements set forth in Part I.B.2.a. through Part I. B.2.f., below. Additional guidance for developing an approvable STSWCS plan is available on the Internet at [www.michigan.gov/deqstormwater](http://www.michigan.gov/deqstormwater), then in the center of the page, under the 'Information' heading, click on the 'Industrial Program' link, and at the bottom of the page under the 'Storm Water Sampling Info' heading is the Short-Term Storm Water Characterization Study Document link. Nothing in this permit shall prevent additional sampling from being conducted beyond that specified in the STSWCS plan.

- a. **Description of Special-Use Area**  
The STSWCS plan shall include a description of the special-use area. This description shall identify:
  - 1) the type of special-use area (e.g., "a secondary containment area for fuel storage tanks") and its approximate size or volume (e.g., "approximately 100 cubic feet")
  - 2) the means by which discharges from the special-use area reach surface waters of the state, and the identity of the receiving water (e.g., "valves are periodically opened to release storm water, which runs across pavement into a municipal storm sewer that discharges to the Grand River"), and
  - 3) the potential contaminants of concern (e.g., diesel fuel).
- b. **Sample Collection and Handling**  
The STSWCS plan shall include procedures for sample collection and handling, as follows:
  - 1) the list of pollutants to be monitored. The list shall include all significant materials that the permittee knows, or has reason to believe, are present in the special-use area, as well as any additional parameters (e.g., hardness, pH, etc.) that may be needed to adequately evaluate certain contaminant concentrations in the discharge.
  - 2) the location(s) at which samples will be collected. The STSWCS plan may propose monitoring a combined discharge from multiple secondary containment structures at a single location if the permittee has demonstrated, in the STSWCS plan, that the proposed monitoring location is representative of the discharge from all secondary containment structures.

**PART I****Section B. Short-Term Storm Water Characterization Study**

- 3) the sampling procedures, including sampling tools, depth at which samples will be collected from within the water column, etc.
  - 4) the source(s) or reference(s) associated with any standard sampling method(s) to be used
  - 5) the sample type to be collected for each pollutant (e.g., grab sample, 24-hour composite sample, etc.) and whether the sample will be collected by a person or by an automated sampler, and
  - 6) the person(s) responsible for conducting the sampling.
- c. **Sampling Frequency**  
The STSWCS plan shall identify:
- 1) the number of samples that will be collected at each location during each qualifying storm event. A qualifying storm event is defined as a storm event causing greater than 0.1 inch of rainfall and occurring at least 72 hours after the previous measurable storm event that also caused greater than 0.1 inch of rainfall, unless an alternate definition is approved by the Department;
  - 2) the number of sampling events necessary to characterize the quality of the discharge. A minimum of three (3) qualifying storm events shall be sampled
  - 3) the frequency or spacing of the sampling events, as appropriate (e.g., "at least 72 hours since previous qualifying storm event")
  - 4) the timing of the sampling events (e.g., "within the first 30 minutes of discharge from each rainstorm greater than 0.1 inch;" or, "whenever discharge from the containment area becomes necessary"), and
  - 5) the approximate period(s) of the year during which samples will be collected.
- d. **Sample Analysis**  
The STSWCS plan shall identify:
- 1) the EPA-approved test procedure by which each pollutant will be analyzed. All pollutants shall be analyzed in accordance with Part II.B.2. (Test Procedures), below
  - 2) the quantification level for each analysis. Acceptable quantification levels for selected parameters are available in the NPDES Permit Application Appendix located at [www.michigan.gov/deq](http://www.michigan.gov/deq), then on the left-hand side click on 'Water,' then 'Surface Water,' and then 'NPDES Permits.' In the center of the page, under the 'Information' heading, click on 'How to Apply for an NPDES permit.' The Permit Application Appendix is under the 'Downloadable Forms' header
  - 3) the laboratory performing the analysis, and any certifications or other relevant qualifications the laboratory and/or lab technician has, and
  - 4) the approximate date by which the STSWCS will be completed and the approximate date by which the final report will be submitted to the Department.
- e. **Additional Requirements by Special-Use Area**
- 1) For secondary containment structures or detention basins with detention periods greater than 24 hours, samples shall be collected from the water within a structure/basin, or of the discharge prior to mixing with the receiving water or other waste streams; grab samples shall be collected unless the Department specifies other sampling methods.

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2) For sites of environmental contamination or areas with other activities (without secondary containment or 24-hour detention) that may contribute pollutants to the storm water for which the Department determines monitoring is needed, samples shall be collected from any discharge resulting from a qualifying storm event. At least one grab sample shall be collected during the first 30 minutes of the discharge for each qualifying storm event. Additionally, composite samples may be required during the first three (3) hours of a discharge event if deemed necessary by the Department to adequately characterize the pollutants discharged from the site.

f. Reporting

Within 60 days of the final sampling event conducted as part of the STSWCS, all permittees shall submit to the Department a final report summarizing the results of the STSWCS. If, upon review of the report, it is determined that any materials or constituents require limiting to protect the receiving waters in accordance with applicable water quality standards, the Department may determine that an individual permit is needed for the discharge, in accordance with Part I.D.10. below. The final report shall, at a minimum, provide:

- 1) the dates on which samples were collected and analyzed, and whether sample handling times were met or exceeded
- 2) all analytical results, including actual quantification levels and any notations provided by the laboratory, and all sheets provided by the laboratory, and
- 3) for each qualifying storm event that occurs during the period covered by the STSWCS, the report shall provide:
  - a) a written record of the qualifying storm event's date and duration,
  - b) a measurement or estimate of the rainfall,
  - c) the time (in days) elapsed between the qualifying storm event sampled and the end-date of the previous qualifying storm event,
  - d) the concentration and units of each pollutant sampled, and
  - e) the estimated total volume of the resulting discharge to the receiving water.



## PART I

### Section C. Storm Water Pollution Prevention Plan

#### 1. Storm Water Pollution Prevention Plan

The SWPPP is a written procedure to reduce the exposure of storm water to significant materials and the amount of significant materials in the storm water discharge. An acceptable SWPPP shall identify potential sources of contamination and describe the controls necessary to reduce their impacts, in accordance with Part I.C.2. through Part I.C.7., below.

#### 2. Source Identification

To identify potential sources of significant materials that can pollute storm water and subsequently be discharged from the facility, the SWPPP shall, at a minimum, include the following:

- a. A site map identifying:
  - 1) buildings and other permanent structures
  - 2) storage or disposal areas for significant materials
  - 3) secondary containment structures and descriptions of the significant materials contained within the primary containment structures
  - 4) storm water discharge points (which include outfalls and points of discharge), numbered or otherwise labeled for reference
  - 5) location of storm water and non-storm water inlets (numbered or otherwise labeled for reference) contributing to each discharge point
  - 6) location of NPDES-permitted discharges other than storm water
  - 7) outlines of the drainage areas contributing to each discharge point
  - 8) structural controls or storm water treatment facilities
  - 9) areas of vegetation (with brief descriptions such as lawn, old field, marsh, wooded, etc.)
  - 10) areas of exposed and/or erodible soils and gravel lots
  - 11) impervious surfaces (e.g., roofs, asphalt, concrete, etc.)
  - 12) name and location of receiving water(s), and
  - 13) areas of known or suspected impacts on surface waters as designated under Part 201 (Environmental Response) of the NREPA.
- b. A list of all significant materials that could pollute storm water. For each material listed, the SWPPP shall include each of the following descriptions:
  - 1) the ways in which each type of significant material has been, or has reasonable potential to become, exposed to storm water (e.g., spillage during handling; leaks from pipes, pumps, and vessels; contact with storage piles, contaminated materials, or soils; waste handling and disposal; deposits from dust or overspray; etc.)
  - 2) identification of the discharge point(s) and inlet(s) through which significant materials could discharge if released, and

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- 3) an evaluation of the reasonable potential for contribution of significant materials to storm water from at least the following areas or activities:
- a) loading, unloading, and other significant material-handling operations
  - b) outdoor storage, including secondary containment structures
  - c) outdoor manufacturing or processing activities
  - d) significant dust- or particulate-generating processes
  - e) discharge from vents, stacks, and air emission controls
  - f) on-site waste disposal practices
  - g) maintenance and cleaning of vehicles, machines, and equipment
  - h) areas of exposed and/or erodible soils
  - i) Sites of Environmental Contamination listed under Part 201 (Environmental Response) of the NREPA
  - j) areas of significant material residues
  - k) areas where animals (wild or domestic) congregate and deposit wastes, and
  - l) other areas where storm water may come into contact with significant materials.
- c. A listing of significant spills and significant leaks of polluting materials that occurred in areas exposed to precipitation or that discharge to a point source at the facility. The listing shall include spills that occurred over the three (3) years prior to the effective date of a COC authorizing discharge under this permit. The listing shall include the date, volume, and exact location of the release, and the action taken to clean up the material and/or prevent exposure to storm water or contamination of surface waters of the state. Any release that occurs after the SWPPP has been developed shall be controlled in accordance with the SWPPP and is cause for the SWPPP to be updated as appropriate within 14 calendar days of obtaining knowledge of the spill or loss.
- d. A determination as to whether the facility discharges storm water to a water body for which an EPA-approved Total Maximum Daily Load (TMDL) has been established. If so, the permittee shall assess whether the TMDL requirements for the facility's discharge are being met through the existing SWPPP controls or whether additional control measures are necessary. The permittee's assessment of whether the TMDL requirements are being met shall focus on the effectiveness, adequacy, and implementation of the permittee's SWPPP controls. The applicable TMDLs will be identified in the COC issued under this permit.
- e. A summary of existing storm water discharge sampling data (if available), describing pollutants in storm water discharges at the facility. This summary shall be accompanied by a description of the suspected source(s) of the pollutants detected.
- f. A description of actions taken to investigate potential illicit connections. All illicit connections to Municipal Separate Storm Sewer Systems (MS4s) or waters of the state should be permanently plugged or rerouted to the sanitary sewer system, in accordance with the authorization from the local Wastewater Treatment Plant. Any discharge from an illicit connection is a violation of the conditions of this permit.

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### Section C. Storm Water Pollution Prevention Plan

#### 3. Nonstructural Controls

To prevent significant materials from contacting storm water at the source, the SWPPP shall, at a minimum, include each of the following nonstructural controls:

- a. Written procedures and a schedule for routine preventive maintenance. Preventive maintenance procedures shall describe routine inspections and maintenance of storm water management and control devices (e.g., cleaning of oil/water separators and catch basins, routine housekeeping activities, etc.), as well as inspecting and testing plant equipment and systems to uncover conditions that could cause breakdowns or failures, resulting in discharges of pollutants to the storm sewer system or the surface waters of the state. The routine inspection shall include areas of the facility in which significant materials have the reasonable potential to contaminate storm water. A written report of the inspection and corrective actions shall be retained in accordance with Part I.D.1. (Record Keeping), below.
- b. Written procedures and a schedule for good housekeeping to maintain a clean, orderly facility. Good housekeeping procedures shall include routine inspections that focus on the areas of the facility that have a reasonable potential to contaminate storm water entering the property. The routine housekeeping inspections may be combined with the routine inspections for the preventive maintenance program. A written report of the inspection and corrective actions shall be retained in accordance with Part I.D.1. (Record Keeping), below.
- c. Written procedures and a schedule for **quarterly** comprehensive site inspections, to be conducted by an Industrial Storm Water Certified Operator. At a minimum, one inspection shall be performed within each of the following quarters: January-March, April-June, July-September, and October-December. The comprehensive site inspections shall include, but not be limited to, inspection of structural controls in use at the facility, and the areas and equipment identified in the routine preventive maintenance and good housekeeping procedures. These inspections shall also include a review of the routine preventive maintenance reports, good housekeeping inspection reports, and any other paperwork associated with the SWPPP.

The permittee may request Department approval of an alternate schedule for comprehensive site inspections. Such a request may be made if the permittee meets the following criteria: the permittee is in full compliance with this permit, the permittee has an acceptable SWPPP, the permittee has installed and/or implemented adequate structural controls at the facility, the permittee has all required inspection reports available at the facility, and the permittee has an Industrial Storm Water Certified Operator at the facility.

A written report of the inspection and corrective actions shall be retained in accordance with Part I.D.1. (Record Keeping), below, and the following shall be included on the comprehensive inspection form/report:

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- 1) Date of the inspection.
- 2) Name(s), title(s), and certification number(s) of the personnel conducting the inspection.
- 3) Precipitation information (i.e., a description of recent rainfall/snowmelt events).
- 4) All observations relating to the implementation of control measures. Items to include if applicable:
  - a) updates on corrective actions implemented due to previously-identified pollutant and/or discharge issues
  - b) any evidence of, or the potential for, pollutants to discharge to the drainage system or receiving waters and the condition of and around the discharge point, including flow dissipation measures needing maintenance or repairs
  - c) any control measures needing maintenance or repairs, and
  - d) any additional control measures needed to comply with permit requirements.
- 5) Any required revisions to the SWPPP resulting from the inspection.
- 6) A written certification stating the facility is in compliance with this permit and the SWPPP or, if there are instances of noncompliance, they are identified.
- 7) Written procedures and a schedule for **quarterly** visual assessments of storm water discharges. At a minimum, one visual assessment shall be conducted within each of the following quarters: January-March, April-June, July-September, and October-December. These assessments shall be conducted as part of the comprehensive site inspection within one month of control measure observations made in accordance with Part I.C.3.c.4), above. If the Department has approved an alternate schedule for the comprehensive site inspection, the visual assessment may likewise be conducted in accordance with the same approved alternate schedule.

The following are the requirements of the visual assessment. The permittee shall develop and clearly document, in writing, procedures for meeting these requirements:

- a) Within six (6) months of issuance/reissuance of the COC, the permittee shall develop written procedures for conducting the visual assessment and incorporate these procedures into the SWPPP. If Qualified Personnel rather than an Industrial Storm Water Certified Operator will collect storm water samples, these procedures shall include a written description of the training given to these personnel to qualify them to collect the samples, as well as documentation verifying that these personnel have received this training. The first visual assessment shall be conducted in conjunction with the next occurring comprehensive inspection. If changes resulting in altered drainage patterns occur at the facility, the permittee shall modify the procedures for conducting the visual assessment in accordance with the requirements of Part I.C.5. (Keeping SWPPPs Current), below, and these modifications shall be incorporated into the SWPPP prior to conducting the next visual assessment.

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- b) A visual assessment shall be conducted of a representative storm water **sample** collected **from each storm water discharge point**. Storm water samples shall be visually assessed for conditions that could cause a violation of water quality standards as defined in Part I.D.2. (Water Quality Standards), below. The visual assessment shall be made of the storm water sample in a clean, clear glass or plastic container. Only an Industrial Storm Water Certified Operator shall conduct this visual assessment. Visual assessment of the storm water sample shall be conducted within 48 hours of sample collection.

Representative storm water samples shall be collected:

- (1) from each storm water discharge point identified as set forth under Part I.C.2.a.4) (Source Identification), above. These samples may be collected by one or more of the following: an Industrial Storm Water Certified Operator; and/or an individual who meets qualifications acceptable to the Department and who is authorized by an Industrial Storm Water Certified Operator to collect the sample ("Qualified Personnel"); and/or an automated sampling device; and
- (2) within the first 30 minutes of the start of a discharge from a storm event and on discharges that occur at least 72 hours (3 days) from the previous discharge. If it is not possible to collect the sample within the first 30 minutes of discharge, the sample shall be collected as soon thereafter as practicable, but not exceeding 60 minutes. In the case of snowmelt, samples shall be collected during a period with measurable discharge from the site.

- c) A visual assessment shall be conducted of the storm water **discharge at each storm water discharge point**. (If an automated sampling device is used to collect the storm water sample, this requirement is waived). Either an Industrial Storm Water Certified Operator and/or Qualified Personnel may conduct this visual assessment. This visual assessment may be conducted directly – by someone physically present at the storm water discharge at each storm water discharge point; or it may be conducted indirectly – through the use of a visual recording taken of the storm water discharge at each storm water discharge point. Direct visual assessment shall be conducted at the same time that the storm water sample is collected. Indirect visual assessment shall be conducted using a visual recording taken of the storm water discharge at the same time that the storm water sample was collected.
- d) Visual assessments shall be documented. This documentation shall be retained in accordance with Part I.D.1. (Record Keeping), below, and shall include the following:
- (1) sampling location(s) at the storm water discharge point(s) identified on the site map (see Source Identification, above);
  - (2) storm event information (i.e., length of event expressed in hours, approximate size of event expressed in inches of precipitation, duration of time since previous event that caused a discharge, and date and time the discharge began);
  - (3) date and time of the visual assessment of each storm water **discharge** at each storm water discharge point;
  - (4) name(s) and title(s) of the Industrial Storm Water Certified Operator or Qualified Personnel who conducted the visual assessment of the storm water **discharge** at each storm water discharge point. If an automated sampling device was used to collect the storm water sample associated with this discharge point, this documentation requirement is waived;

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- (5) observations made during visual assessment of the storm water **discharge** at each storm water discharge point. If an automated sampling device was used to collect the storm water sample associated with this discharge point, this documentation requirement is waived;
  - (6) if applicable, any visual recordings used to conduct the visual assessment of the storm water **discharge** at each storm water discharge point;
  - (7) date and time of sample collection for each storm water **sample**;
  - (8) name(s) and title(s) of the Industrial Storm Water Certified Operator or Qualified Personnel who collected the storm water **sample**. If an automated sampling device was used to collect the storm water sample, the permittee shall document that, instead;
  - (9) date and time of the visual assessment of each storm water **sample**;
  - (10) name(s), title(s), and operator number(s) of the Industrial Storm Water Certified Operator(s) who conducted the visual assessment of each storm water **sample**;
  - (11) observations made during visual assessment of each storm water **sample**;
  - (12) full-color photographic evidence of the storm water **sample** against a white background;
  - (13) nature of the discharge (i.e., rainfall or snowmelt);
  - (14) probable sources of any observed storm water contamination; and
  - (15) if applicable, an explanation for why it was not possible to collect samples within the first 30 minutes of discharge.
- e) When adverse weather conditions prevent a visual assessment during the quarter, a substitute visual assessment shall be conducted during the next qualifying storm event. Documentation of the rationale for no visual assessment during a quarter shall be included with the SWPPP records as described in Part I.D.1. (Record Keeping), below. Adverse conditions are those that are dangerous or create inaccessibility for personnel, such as local flooding, high winds, electrical storms, or situations that otherwise make sampling impractical such as drought or extended frozen conditions.
- f) If the facility has two (2) or more discharge points that are believed to discharge substantially identical storm water effluents, the facility may conduct visual assessments of the discharge at just one (1) of the discharge points and report that the results also apply to the other substantially identical discharge point(s). The determination of substantially identical discharge points is to be based on the significant material evaluation conducted as set forth under Part I.C.2.b. (Source Identification), above, and shall be clearly documented in the SWPPP. Visual assessments shall be conducted on a rotating basis of each substantially identical discharge point throughout the period of coverage under this permit.

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### Section C. Storm Water Pollution Prevention Plan

- d. A description of material handling procedures and storage requirements for significant materials. Equipment and procedures for cleaning up spills shall be identified in the SWPPP and made available to the appropriate personnel. The procedures shall identify measures to prevent spilled materials or material residues from contaminating storm water entering the property. The SWPPP shall include language describing what a reportable spill or release is, and the appropriate reporting requirements in accordance with Part II.C.6. and Part II.C.7. below. The SWPPP may include, by reference, requirements of either a Pollution Incident Prevention Plan (PIPP) prepared in accordance with the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code); a Hazardous Waste Contingency Plan prepared in accordance with 40 CFR 264 and 265 Subpart D, as required by Part 111 of the NREPA; or a Spill Prevention Control and Countermeasure (SPCC) plan prepared in accordance with 40 CFR 112.
- e. Identification of areas that, due to topography, activities, or other factors, have a high potential for significant soil erosion. Gravel lots shall be included. The SWPPP shall also identify measures used to control soil erosion and sedimentation. If dust suppression is used, the SWPPP shall include a description of the dust suppression material used and the actions implemented to prevent an unauthorized discharge.
- f. A description of the employee training program that will be implemented on an annual basis to inform appropriate personnel at all levels of their responsibility as it relates to the components and goals of the SWPPP. The SWPPP shall identify periodic dates for the employee training program. Records of the employee training program shall be retained in accordance with Part I.D.1. (Record Keeping), below.
- g. Identification of actions to limit the discharge of significant materials in order to comply with TMDL requirements, if applicable.
- h. Identification of significant materials expected to be present in storm water discharges following implementation of nonstructural preventive measures and source controls.

### 4. Structural Controls

Where implementation of the measures required by Nonstructural Controls, above, does not control storm water discharges in accordance with Part I.D.2. (Water Quality Standards), below, the SWPPP shall provide a description of the location, function, design criteria, and installation/construction schedule of structural controls for prevention and treatment. Structural controls may be necessary:

- a. to prevent uncontaminated storm water from contacting, or being contacted by, significant materials, or
- b. if preventive measures are not feasible or are inadequate to keep significant materials at the site from contaminating storm water. Structural controls shall be used to treat, divert, isolate, recycle, reuse, or otherwise manage storm water in a manner that reduces the level of significant materials in the storm water and provides compliance with water quality standards as identified in Water Quality Standards, below.

## PART I

### Section C. Storm Water Pollution Prevention Plan

#### 5. Keeping SWPPPs Current

- a. The permittee and/or an Industrial Storm Water Certified Operator shall review the SWPPP annually after it is developed and maintain a written report of the review in accordance with Part I.D.1. (Record Keeping), below. Based on the review, the permittee or an Industrial Storm Water Certified Operator shall amend the SWPPP as needed to ensure continued compliance with the terms and conditions of this permit. The written report shall be submitted to the Department on or before January 10<sup>th</sup> of each year.
- b. The SWPPP developed under the conditions of a previous permit shall be amended as necessary to ensure compliance with this permit.
- c. The SWPPP shall be updated or amended whenever changes at the facility have the potential to increase the exposure of significant materials to storm water, significant spills occur at the facility, or when the SWPPP is determined by the permittee or the Department to be ineffective in achieving the general objectives of controlling pollutants in storm water discharges associated with industrial activity. SWPPP updates necessitated by increased activity or significant spills at the facility shall include a description of how the permittee intends to control any new sources of significant materials, or respond to and prevent spills in accordance with the requirements of this permit (see Part I.C.2. Source Identification; Part I.C.3. Nonstructural Controls; and Part I.C.4. Structural Controls, above).
- d. The Department may notify the permittee at any time that the SWPPP does not meet minimum requirements of this permit. Such notification shall identify why the SWPPP does not meet minimum requirements of this permit. The permittee shall make the required changes to the SWPPP within 30 days after such notification from the Department and shall submit to the Department a written certification that the requested changes have been made.
- e. Amendments to the SWPPP shall be signed and retained on-site with the SWPPP pursuant to Part I.C.7. (Signature and SWPPP Review), below.

#### 6. Industrial Storm Water Certified Operator Update

If an Industrial Storm Water Certified Operator is changed or an Industrial Storm Water Certified Operator is added, the permittee shall provide the name and certification number of the new Industrial Storm Water Certified Operator to the Department. If a facility has multiple Industrial Storm Water Certified Operators, the names and certification numbers of all shall be included in the SWPPP.

#### 7. Signature and SWPPP Review

- a. The SWPPP shall be reviewed and signed by an Industrial Storm Water Certified Operator(s) and by either the permittee or an authorized representative in accordance with 40 CFR 122.22. The SWPPP and associated records shall be retained on-site at the facility that generates the storm water discharge.
- b. The permittee shall make the SWPPP, reports, log books, storm water discharge sampling data (if collected), visual assessment documentation, and items required by Part I.D.1 (Record Keeping), available upon request to the Department. The Department makes the non-confidential business portions of the SWPPP available to the public.



**PART I****Section D. Special Conditions****1. Record Keeping**

The permittee shall maintain records of all SWPPP-related inspection and maintenance activities. Records shall also be kept describing incidents such as spills or other discharges that can affect the quality of storm water. All such records shall be retained for three (3) years. The following records are required by this permit (see Part I.C.3. Nonstructural Controls; and Part I.C.5. Keeping SWPPPs Current, above):

- a. routine preventive maintenance inspection reports
- b. routine good housekeeping inspection reports
- c. comprehensive site inspection reports
- d. documentation of visual assessments
- e. employee training records
- f. written summaries of the annual SWPPP review
- g. STSWCS data.

**2. Water Quality Standards**

At the time of discharge, there shall be no violation of water quality standards in the receiving waters as a result of the storm water discharge. This requirement includes, but is not limited to, the following conditions:

- a. In accordance with R 323.1050 of the Part 4 Rules promulgated pursuant to Part 31 of the NREPA, the receiving waters shall not have any of the following unnatural physical properties as a result of this discharge in quantities that are, or may become, injurious to any designated use: turbidity, color, oil films, floating solids, foams, settleable solids, suspended solids, or deposits.
- b. Any unusual characteristics of the discharge (i.e., unnatural turbidity, color, oil film, floating solids, foams, settleable solids, suspended solids, or deposits) shall be reported within 24 hours to the Department, followed by a written report within five (5) days detailing the findings of the investigation and the steps taken to correct the condition.
- c. Any pollutant for which a level of control is specified to meet a TMDL established by the Department shall be controlled at the facility so that its discharge is reduced by/to the amount specified in the TMDL.

**PART I****Section D. Special Conditions****3. Prohibition of Non-Storm Water Discharges**

Discharges of material other than storm water shall be in compliance with an NPDES permit issued for the discharge. Storm water shall be defined to include all of the following non-storm water discharges, provided pollution prevention controls for the non-storm water component are identified in the SWPPP:

- a. discharges from fire hydrant flushing
- b. potable water sources, including water line flushing
- c. water from fire system testing and fire-fighting training without burned materials or chemical fire suppressants
- d. irrigation drainage
- e. lawn watering
- f. routine building wash-down that does not use detergents or other compounds
- g. pavement wash waters where contamination by toxic or hazardous materials has not occurred (unless all contamination by toxic or hazardous materials has been removed) and where detergents are not used
- h. uncontaminated condensate from air conditioners, coolers, and other compressors, and from the outside storage of refrigerated gases or liquids
- i. springs
- j. uncontaminated groundwater
- k. foundation or footing drains where flows are not contaminated with process materials such as solvents, and
- l. discharges from fire-fighting activities. Discharges from fire-fighting activities are exempted from the requirement to be identified in the SWPPP.

**PART I****Section D. Special Conditions****4. Request for Discharge of Water Treatment Additives**

Prior to discharge of any water treatment additive, written approval shall be obtained by the permittee. Requests for such approval shall be sent to the Permits Section, Water Resources Division, Department of Environmental Quality, P.O. Box 30458, Lansing, Michigan 48909, with a copy to the Department. Instructions to submit a request electronically may be obtained via the Internet (<http://www.michigan.gov/deqnpdes>; then click on Applicable Rules and Regulations, which is under the Information banner, and then click on Water Treatment Additive Discharge Application Instructions). Additional monitoring and reporting may be required as a condition for the approval to discharge the additive.

A request to discharge water treatment additives shall include all of the following usage and discharge information for each water treatment additive proposed to be discharged:

- a. Safety Data Sheet (formerly known as the Material Safety Data Sheet)
- b. the proposed water treatment additive discharge concentration with supporting calculations
- c. the discharge frequency (i.e., number of hours per day and number of days per year)
- d. the monitoring point from which the product is to be discharged
- e. the type of removal treatment, if any, that the water treatment additive receives prior to discharge
- f. product function (i.e., microbiocide, flocculant, etc.)
- g. a 48-hour LC<sub>50</sub> or EC<sub>50</sub> for a North American freshwater planktonic crustacean (either *Ceriodaphnia sp.*, *Daphnia sp.*, or *Simocephalus sp.*), and
- h. the results of a toxicity test for one (1) other North American freshwater aquatic species (other than a planktonic crustacean) that meets a minimum requirement of R 323.1057(2) of the Water Quality Standards.

Prior to submitting the request, the permittee may contact the Permits Section by telephone at 517-284-5568 or via the Internet at the address given above to determine if the Permits Section has the product toxicity data required by items Part I.D.4.g. and Part I.D.4.h. above. If the Permits Section has the data, the permittee will not need to submit product toxicity data.

**5. Tracer Dye Discharges**

This permit does not authorize the discharge of tracer dyes without approval from the Department. Requests to discharge tracer dyes shall be submitted to the Department in accordance with Rule 1097 (R 323.1097 of the Michigan Administrative Code).

## PART I

### Section D. Special Conditions

#### 6. Facility Contact

The "Facility Contact" was specified in the application. The permittee may replace the facility contact at any time, and shall notify the Department in writing within 10 days after replacement (including the name, address, email address, if available, and telephone number of the new facility contact).

- a. The facility contact shall be (or a duly authorized representative of this person):
  - for a corporation, a principal executive officer of at least the level of vice president, or a designated representative, if the representative is responsible for the overall operation of the facility from which the discharge described in the permit application or other NPDES form originates,
  - for a partnership, a general partner,
  - for a sole proprietorship, the proprietor, or
  - for a municipal, state, or other public facility, either a principal executive officer, the mayor, village president, city or village manager, or other duly authorized employee.
- b. A person is a duly authorized representative only if:
  - the authorization is made in writing to the Department by a person described in paragraph a. of this section; and
  - the authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the facility (a duly authorized representative may thus be either a named individual or any individual occupying a named position).

Nothing in this section obviates the permittee from properly submitting reports and forms as required by law.

#### 7. Portable Industrial Facilities

- a. Storm water discharges from satellite locations of a portable industrial facility may be authorized by obtaining a COC issued under this permit. To obtain a COC, an NOI or other Department-approved application shall be submitted to the Department for a primary mailing address of the owner or operator of the portable facility. Following receipt of a COC, if the portable facility is to be moved to a satellite location, the permittee shall notify the Department of the relocation, in writing, at least ten (10) days prior to start-up at the satellite location. Written notification shall include the location (township, range, section, and quarter-quarter section) of the current and proposed sites for the portable facility, the receiving water for the discharge, and the anticipated date of the move. Failure to notify the Department concerning the satellite location is a permit violation.
- b. The permittee shall submit an NOI or other Department-approved application for each portable facility that could be moved to a satellite location. A SWPPP shall be in place for each facility at the time of start-up and shall be modified for each new location as necessary.

**PART I****Section D. Special Conditions****8. Expiration and Reissuance**

On or before October 1, 2019, a permittee seeking continued authorization to discharge under this permit beyond the permit's expiration date shall submit to the Department a written request containing such information, forms, and fees as required by the Department. Without an adequate request, a permittee's authorization to discharge will expire on **April 1, 2020**. With an adequate request, a permittee shall continue to be subject to the terms and conditions of the expired permit until the Department takes action on the request, unless this permit is terminated or revoked.

If this permit is terminated or revoked, all authorizations to discharge under the permit shall expire on the date of termination or revocation.

If this permit is substantively modified, the Department will notify the permittee of any required action. If a specific response is required by the Department and the permittee fails to submit an adequate response, the permittee's authorization to discharge will terminate on the effective date of the modified permit. If a specific response is required by the Department and the permittee submits an adequate response, the permittee shall be subject to the terms and conditions of the modified permit beginning on the effective date of the modified permit unless the Department notifies the permittee otherwise.

**9. Termination of General Permit Coverage**

A permittee may submit a request to the Department to terminate the COC for a facility when:

- a. all storm water discharges authorized by Part I.A.1. (Final Effluent Limitations and Monitoring Requirements), above, are eliminated, or
- b. industrial activity has ceased, and no significant materials remain or are exposed to storm water.

**10. Requirement to Obtain Individual Permit**

The Department may require any person who is authorized to discharge by a COC and this permit to apply for and obtain an Individual NPDES permit if any of the following circumstances apply:

- a. the discharge is a significant contributor to pollution as determined by the Department on a case-by-case basis
- b. the discharger is not complying, or has not complied, with the conditions of this permit
- c. a change has occurred in the availability of demonstrated technology or practices for the control or abatement of waste applicable to the point source discharge
- d. effluent standards and limitations are promulgated for point source discharges subject to this permit, or
- e. the Department determines that the criteria under which the permit was issued no longer apply.

Any person may request the Department to take action pursuant to the provisions of Rule 2191 (R 323.2191 of the Michigan Administrative Code).

## PART II

Part II may include terms and /or conditions not applicable to discharges covered under this permit.

### Section A. Definitions

**Acute toxic unit (TU<sub>A</sub>)** means 100/LC<sub>50</sub> where the LC<sub>50</sub> is determined from a whole effluent toxicity (WET) test which produces a result that is statistically or graphically estimated to be lethal to 50% of the test organisms.

**Annual monitoring frequency** refers to a calendar year beginning on January 1 and ending on December 31. When required by this permit, an analytical result, reading, value or observation shall be reported for that period if a discharge occurs during that period.

**Bioaccumulative chemical of concern (BCC)** means a chemical which, upon entering the surface waters, by itself or as its toxic transformation product, accumulates in aquatic organisms by a human health bioaccumulation factor of more than 1000 after considering metabolism and other physiochemical properties that might enhance or inhibit bioaccumulation. The human health bioaccumulation factor shall be derived according to R 323.1057(5). Chemicals with half-lives of less than 8 weeks in the water column, sediment, and biota are not BCCs. The minimum bioaccumulation concentration factor (BAF) information needed to define an organic chemical as a BCC is either a field-measured BAF or a BAF derived using the biota-sediment accumulation factor (BSAF) methodology. The minimum BAF information needed to define an inorganic chemical as a BCC, including an organometal, is either a field-measured BAF or a laboratory-measured bioconcentration factor (BCF). The BCCs to which these rules apply are identified in Table 5 of R 323.1057 of the Water Quality Standards.

**Biosolids** are the solid, semisolid, or liquid residues generated during the treatment of sanitary sewage or domestic sewage in a treatment works. This includes, but is not limited to, scum or solids removed in primary, secondary, or advanced wastewater treatment processes and a derivative of the removed scum or solids.

**Bulk biosolids** means biosolids that are not sold or given away in a bag or other container for application to a lawn or home garden.

**Certificate of Coverage (COC)** is a document, issued by the Department, which authorizes a discharge under a general permit.

**Chronic toxic unit (TU<sub>C</sub>)** means 100/MATC or 100/IC<sub>25</sub>, where the maximum acceptable toxicant concentration (MATC) and IC<sub>25</sub> are expressed as a percent effluent in the test medium.

**Class B biosolids** refers to material that has met the Class B pathogen reduction requirements or equivalent treatment by a Process to Significantly Reduce Pathogens (PSRP) in accordance with the Part 24 Rules. Processes include aerobic digestion, composting, anaerobic digestion, lime stabilization and air drying.

**Combined sewer system** is a sewer system in which storm water runoff is combined with sanitary wastes.

**Daily concentration** is the sum of the concentrations of the individual samples of a parameter divided by the number of samples taken during any calendar day. If the parameter concentration in any sample is less than the quantification limit, regard that value as zero when calculating the daily concentration. The daily concentration will be used to determine compliance with any maximum and minimum daily concentration limitations (except for pH and dissolved oxygen). When required by the permit, report the maximum calculated daily concentration for the month in the "MAXIMUM" column under "QUALITY OR CONCENTRATION" on the Discharge Monitoring Reports (DMRs).

For pH, report the maximum value of any *individual* sample taken during the month in the "MAXIMUM" column under "QUALITY OR CONCENTRATION" on the DMRs and the minimum value of any *individual* sample taken during the month in the "MINIMUM" column under "QUALITY OR CONCENTRATION" on the DMRs. For dissolved oxygen, report the minimum concentration of any *individual* sample in the "MINIMUM" column under "QUALITY OR CONCENTRATION" on the DMRs.

## PART II

### Section A. Definitions

**Daily loading** is the total discharge by weight of a parameter discharged during any calendar day. This value is calculated by multiplying the daily concentration by the total daily flow and by the appropriate conversion factor. The daily loading will be used to determine compliance with any maximum daily loading limitations. When required by the permit, report the maximum calculated daily loading for the month in the "MAXIMUM" column under "QUANTITY OR LOADING" on the DMRs.

**Daily monitoring frequency** refers to a 24-hour day. When required by this permit, an analytical result, reading, value or observation shall be reported for that period if a discharge occurs during that period.

**Department** means the Michigan Department of Environmental Quality.

**Detection level** means the lowest concentration or amount of the target analyte that can be determined to be different from zero by a single measurement at a stated level of probability.

**Discharge** means the addition of any waste, waste effluent, wastewater, pollutant, or any combination thereof to any surface water of the state.

**Discharge event** is a discrete occurrence during which effluent is discharged to the surface water up to 10 days of a consecutive 14 day period.

**Discharge point** is the location where the point source discharge is directed to surface waters of the state or to a separate storm sewer. It includes the location of all point source discharges where storm water exits the facility, including *outfalls* which discharge directly to surface waters of the state, and *points of discharge* which discharge directly into separate storm sewer systems.

**EC<sub>50</sub>** means a statistically or graphically estimated concentration that is expected to cause 1 or more specified effects in 50% of a group of organisms under specified conditions.

#### **Fecal coliform bacteria monthly**

FOR WWSLs THAT COLLECT AND STORE WASTEWATER AND ARE AUTHORIZED TO DISCHARGE ONLY IN THE SPRING AND/OR FALL ON AN INTERMITTENT BASIS – Fecal coliform bacteria monthly is the geometric mean of all daily concentrations determined during a discharge event. Days on which no daily concentration is determined shall not be used to determine the calculated monthly value. The calculated monthly value will be used to determine compliance with the maximum monthly fecal coliform bacteria limitations. When required by the permit, report the calculated monthly value in the "AVERAGE" column under "QUALITY OR CONCENTRATION" on the DMR. If the period in which the discharge event occurred was partially in each of two months, the calculated monthly value shall be reported on the DMR of the month in which the last day of discharge occurred.

FOR ALL OTHER DISCHARGES – Fecal coliform bacteria monthly is the geometric mean of all daily concentrations determined during a reporting month. Days on which no daily concentration is determined shall not be used to determine the calculated monthly value. The calculated monthly value will be used to determine compliance with the maximum monthly fecal coliform bacteria limitations. When required by the permit, report the calculated monthly value in the "AVERAGE" column under "QUALITY OR CONCENTRATION" on the DMR.

## PART II

### Section A. Definitions

#### **Fecal coliform bacteria 7-day**

FOR WWSLs THAT COLLECT AND STORE WASTEWATER AND ARE AUTHORIZED TO DISCHARGE ONLY IN THE SPRING AND/OR FALL ON AN INTERMITTENT BASIS – Fecal coliform bacteria 7-day is the geometric mean of the daily concentrations determined during any 7 consecutive days of discharge during a discharge event. If the number of daily concentrations determined during the discharge event is less than 7 days, the number of actual daily concentrations determined shall be used for the calculation. Days on which no daily concentration is determined shall not be used to determine the value. The calculated 7-day value will be used to determine compliance with the maximum 7-day fecal coliform bacteria limitations. When required by the permit, report the maximum calculated 7-day geometric mean value for the month in the “MAXIMUM” column under “QUALITY OR CONCENTRATION” on the DMRs. If the 7-day period was partially in each of two months, the value shall be reported on the DMR of the month in which the last day of discharge occurred.

FOR ALL OTHER DISCHARGES – Fecal coliform bacteria 7-day is the geometric mean of the daily concentrations determined during any 7 consecutive days of discharge in a reporting month. If the number of daily concentrations determined during the discharge is less than 7 days, the actual number of daily concentrations determined shall be used for the calculation. Days on which no daily concentration is determined shall not be used to determine the value. The calculated 7-day value will be used to determine compliance with the maximum 7-day fecal coliform bacteria limitations. When required by the permit, report the maximum calculated 7-day geometric mean for the month in the “MAXIMUM” column under “QUALITY OR CONCENTRATION” on the DMRs. The first calculation shall be made on day 7 of the reporting month, and the last calculation shall be made on the last day of the reporting month.

**Flow-proportioned sample** is a composite sample with the sample volume proportional to the effluent flow.

**General permit** means a National Pollutant Discharge Elimination System permit issued authorizing a category of similar discharges.

**Geometric mean** is the average of the logarithmic values of a base 10 data set, converted back to a base 10 number.

**Grab sample** is a single sample taken at neither a set time nor flow.

**IC<sub>25</sub>** means the toxicant concentration that would cause a 25% reduction in a nonquantal biological measurement for the test population.

**Individual permit** means a site-specific NPDES permit.

**Inlet** means a catch basin, roof drain, conduit, drain tile, retention pond riser pipe, sump pump, or other point where storm water or wastewater enters into a closed conveyance system prior to discharge off site or into waters of the state.

**Interference** is a discharge which, alone or in conjunction with a discharge or discharges from other sources, both: 1) inhibits or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal; and 2) therefore, is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation) or, of the prevention of sewage sludge use or disposal in compliance with the following statutory provisions and regulations or permits issued thereunder (or more stringent state or local regulations): Section 405 of the Clean Water Act, the Solid Waste Disposal Act (SWDA) (including Title II, more commonly referred to as the Resource Conservation and Recovery Act (RCRA), and including state regulations contained in any state sludge management plan prepared pursuant to Subtitle D of the SWDA), the Clean Air Act, the Toxic Substances Control Act, and the Marine Protection, Research and Sanctuaries Act. [This definition does not apply to sample matrix interference].

**Land application** means spraying or spreading biosolids or a biosolids derivative onto the land surface, injecting below the land surface, or incorporating into the soil so that the biosolids or biosolids derivative can either condition the soil or fertilize crops or vegetation grown in the soil.



## PART II

### Section A. Definitions

**LC<sub>50</sub>** means a statistically or graphically estimated concentration that is expected to be lethal to 50% of a group of organisms under specified conditions.

**Maximum acceptable toxicant concentration (MATC)** means the concentration obtained by calculating the geometric mean of the lower and upper chronic limits from a chronic test. A lower chronic limit is the highest tested concentration that did not cause the occurrence of a specific adverse effect. An upper chronic limit is the lowest tested concentration which did cause the occurrence of a specific adverse effect and above which all tested concentrations caused such an occurrence.

**MGD** means million gallons per day.

**Monthly concentration** is the sum of the daily concentrations determined during a discharge event divided by the number of daily concentrations determined. The calculated monthly concentration will be used to determine compliance with any maximum monthly concentration limitations. Days with no discharge shall not be used to determine the value. When required by the permit, report the calculated monthly concentration in the "AVERAGE" column under "QUALITY OR CONCENTRATION" on the DMR. If the seven day period was partially in each of two months, the monthly average shall be reported on the DMR of the month in which the last day of discharge occurred.

For minimum percent removal requirements, the monthly influent concentration and the monthly effluent concentration shall be determined. The calculated monthly percent removal, which is equal to 100 times the quantity [1 minus the quantity (monthly effluent concentration divided by the monthly influent concentration)], shall be reported in the "MINIMUM" column under "QUALITY OR CONCENTRATION" on the DMRs.

**Monthly loading** is the sum of the daily loadings of a parameter divided by the number of daily loadings determined during a discharge event. The calculated monthly loading will be used to determine compliance with any maximum monthly loading limitations. Days with no discharge shall not be used to determine the value. When required by the permit, report the calculated monthly loading in the "AVERAGE" column under "QUANTITY OR LOADING" on the DMR. If the seven day period was partially in each of two months, the monthly average shall be reported on the DMR of the month in which the last day of discharge occurred..

**Monthly monitoring frequency** refers to a calendar month. When required by this permit, an analytical result, reading, value or observation shall be reported for that period if a discharge occurs during that period.

**National Pretreatment Standards** are the regulations promulgated by or to be promulgated by the Federal Environmental Protection Agency pursuant to Section 307(b) and (c) of the Federal Act. The standards establish nationwide limits for specific industrial categories for discharge to a POTW.

**No observed adverse effect level (NOAEL)** means the highest tested dose or concentration of a substance which results in no observed adverse effect in exposed test organisms where higher doses or concentrations result in an adverse effect.

**Noncontact cooling water** is water used for cooling which does not come into direct contact with any raw material, intermediate product, by-product, waste product or finished product.

**Nondomestic user** is any discharger to a POTW that discharges wastes other than or in addition to water-carried wastes from toilet, kitchen, laundry, bathing or other facilities used for household purposes.

**Outfall** is the location at which a point source discharge enters the surface waters of the state.

**Partially treated sewage** is any sewage, sewage and storm water, or sewage and wastewater, from domestic or industrial sources that is treated to a level less than that required by the permittee's National Pollutant Discharge Elimination System permit, or that is not treated to national secondary treatment standards for wastewater, including discharges to surface waters from retention treatment facilities.

**Point of discharge** is the location of a point source discharge where storm water is discharged directly into a separate storm sewer system.

## PART II

### Section A. Definitions

**Point source discharge** means a discharge from any discernible, confined, discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, or rolling stock. Changing the surface of land or establishing grading patterns on land will result in a point source discharge where the runoff from the site is ultimately discharged to waters of the state.

**Polluting material** means any material, in solid or liquid form, identified as a polluting material under the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code).

**POTW** is a publicly owned treatment works.

**Pretreatment** is reducing the amount of pollutants, eliminating pollutants, or altering the nature of pollutant properties to a less harmful state prior to discharge into a public sewer. The reduction or alteration can be by physical, chemical, or biological processes, process changes, or by other means. Dilution is not considered pretreatment unless expressly authorized by an applicable National Pretreatment Standard for a particular industrial category.

**Qualifying storm event** means a storm event causing greater than 0.1 inch of rainfall and occurring at least 72 hours after the previous measurable storm event that also caused greater than 0.1 inch of rainfall.

**Quantification level** means the measurement of the concentration of a contaminant obtained by using a specified laboratory procedure calculated at a specified concentration above the detection level. It is considered the lowest concentration at which a particular contaminant can be quantitatively measured using a specified laboratory procedure for monitoring of the contaminant.

**Quarterly monitoring frequency** refers to a three month period, defined as January through March, April through June, July through September, and October through December. When required by this permit, an analytical result, reading, value or observation shall be reported for that period if a discharge occurs during that period.

**Regional Administrator** is the Region 5 Administrator, U.S. EPA, located at R-19J, 77 W. Jackson Blvd., Chicago, Illinois 60604.

**Secondary containment structure** means a unit, other than the primary container, in which significant materials are packaged or held, which is required by State or Federal law to prevent the escape of significant materials by gravity into sewers, drains, or otherwise directly or indirectly into any sewer system or to the surface or ground waters of this state.

**Separate storm sewer system** means a system of drainage, including, but not limited to, roads, catch basins, curbs, gutters, parking lots, ditches, conduits, pumping devices, or man-made channels, which is not a combined sewer where storm water mixes with sanitary wastes, and is not part of a POTW.

**Significant industrial user** is a nondomestic user that: 1) is subject to Categorical Pretreatment Standards under 40 CFR 403.6 and 40 CFR Chapter I, Subchapter N; or 2) discharges an average of 25,000 gallons per day or more of process wastewater to a POTW (excluding sanitary, noncontact cooling and boiler blowdown wastewater); contributes a process waste stream which makes up five (5) percent or more of the average dry weather hydraulic or organic capacity of the POTW treatment plant; or is designated as such by the permittee as defined in 40 CFR 403.12(a) on the basis that the industrial user has a reasonable potential for adversely affecting the POTW's treatment plant operation or violating any pretreatment standard or requirement (in accordance with 40 CFR 403.8(f)(6)).

## PART II

### Section A. Definitions

**Significant materials** Significant Materials means any material which could degrade or impair water quality, including but not limited to: raw materials; fuels; solvents, detergents, and plastic pellets; finished materials such as metallic products; hazardous substances designated under Section 101(14) of Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) (see 40 CFR 372.65); any chemical the facility is required to report pursuant to Section 313 of Emergency Planning and Community Right-to-Know Act (EPCRA); polluting materials as identified under the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code); Hazardous Wastes as defined in Part 111 of the NREPA; fertilizers; pesticides; and waste products such as ashes, slag, and sludge that have the potential to be released with storm water discharges.

**Significant spills and significant leaks** means any release of a polluting material reportable under the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code).

**Special-use area** means secondary containment structures required by state or federal law; lands on Michigan's List of Sites of Environmental Contamination pursuant to Part 201, Environmental Remediation, of the NREPA; and areas with other activities that may contribute pollutants to the storm water for which the Department determines monitoring is needed.

**Stoichiometric** means the quantity of a reagent calculated to be necessary and sufficient for a given chemical reaction.

**Storm water** means storm water runoff, snow melt runoff, surface runoff and drainage, and non-storm water included under the conditions of this permit.

**SWPPP** means the Storm Water Pollution Prevention Plan prepared in accordance with this permit.

**Tier I value** means a value for aquatic life, human health or wildlife calculated under R 323.1057 of the Water Quality Standards using a tier I toxicity database.

**Tier II value** means a value for aquatic life, human health or wildlife calculated under R 323.1057 of the Water Quality Standards using a tier II toxicity database.

**Total maximum daily loads (TMDLs)** are required by the Federal Act for waterbodies that do not meet Water Quality Standards. TMDLs represent the maximum daily load of a pollutant that a waterbody can assimilate and meet Water Quality Standards, and an allocation of that load among point sources, nonpoint sources, and a margin of safety.

**Toxicity reduction evaluation (TRE)** means a site-specific study conducted in a stepwise process designed to identify the causative agents of effluent toxicity, isolate the sources of toxicity, evaluate the effectiveness of toxicity control options, and then confirm the reduction in effluent toxicity.

**Water Quality Standards** means the Part 4 Water Quality Standards promulgated pursuant to Part 31 of the NREPA, being R 323.1041 through R 323.1117 of the Michigan Administrative Code.

**Weekly monitoring frequency** refers to a calendar week which begins on Sunday and ends on Saturday. When required by this permit, an analytical result, reading, value or observation shall be reported for that period if a discharge occurs during that period.

**WWSL** is a wastewater stabilization lagoon.

**3-portion composite sample** is a sample consisting of three equal-volume grab samples collected at equal intervals over an 8-hour period.

## PART II

### Section A. Definitions

#### **7-day concentration**

FOR WWSLs THAT COLLECT AND STORE WASTEWATER AND ARE AUTHORIZED TO DISCHARGE ONLY IN THE SPRING AND/OR FALL ON AN INTERMITTENT BASIS – The 7-day concentration is the sum of the daily concentrations determined during any 7 consecutive days of discharge during a discharge event divided by the number of daily concentrations determined. If the number of daily concentrations determined during the discharge event is less than 7 days, the number of actual daily concentrations determined shall be used for the calculation. The calculated 7-day concentration will be used to determine compliance with any maximum 7-day concentration limitations. When required by the permit, report the maximum calculated 7-day concentration for the discharge event in the “MAXIMUM” column under “QUALITY OR CONCENTRATION” on the DMR. If the discharge event was partially in each of two months, the value shall be reported on the DMR of the month in which the last day of discharge occurred.

FOR ALL OTHER DISCHARGES – The 7-day concentration is the sum of the daily concentrations determined during any 7 consecutive days of discharge in a reporting month divided by the number of daily concentrations determined. If the number of daily concentrations determined during the discharge is less than 7 days, the actual number of daily concentrations determined shall be used for the calculation. The calculated 7-day concentration will be used to determine compliance with any maximum 7-day concentration limitations in the reporting month. When required by the permit, report the maximum calculated 7-day concentration for the month in the “MAXIMUM” column under “QUALITY OR CONCENTRATION” on the DMR. The first 7-day calculation shall be made on day 7 of the reporting month, and the last calculation shall be made on the last day of the reporting month.

#### **7-day loading**

FOR WWSLs THAT COLLECT AND STORE WASTEWATER AND ARE AUTHORIZED TO DISCHARGE ONLY IN THE SPRING AND/OR FALL ON AN INTERMITTENT BASIS – The 7-day loading is the sum of the daily loadings determined during any 7 consecutive days of discharge during a discharge event divided by the number of daily loadings determined. If the number of daily loadings determined during the discharge event is less than 7 days, the number of actual daily loadings determined shall be used for the calculation. The calculated 7-day loading will be used to determine compliance with any maximum 7-day loading limitations. When required by the permit, report the maximum calculated 7-day loading for the discharge event in the “MAXIMUM” column under “QUANTITY OR LOADING” on the DMR. If the discharge event was partially in each of two months, the value shall be reported on the DMR of the month in which the last day of discharge occurred

FOR ALL OTHER DISCHARGES – The 7-day loading is the sum of the daily loadings determined during any 7 consecutive days of discharge in a reporting month divided by the number of daily loadings determined. If the number of daily loadings determined during the discharge is less than 7 days, the actual number of daily concentrations determined shall be used for the calculation. The calculated 7-day loading will be used to determine compliance with any maximum 7-day loading limitations in the reporting month. When required by the permit, report the maximum calculated 7-day loading for the month in the “MAXIMUM” column under “QUANTITY OR LOADING” on the DMR. The first 7-day calculation shall be made on day 7 of the reporting month, and the last calculation shall be made on the last day of the reporting month.

**24-hour composite sample** is a flow-proportioned composite sample consisting of hourly or more frequent portions that are taken over a 24-hour period. A time-proportioned composite sample may be used upon approval of the Department if the permittee demonstrates it is representative of the discharge.

## PART II

### Section B. Monitoring Procedures

#### 1. Representative Samples

Samples and measurements taken as required herein shall be representative of the volume and nature of the monitored discharge.

#### 2. Test Procedures

Test procedures for the analysis of pollutants shall conform to regulations promulgated pursuant to Section 304(h) of the Federal Act (40 CFR Part 136 – Guidelines Establishing Test Procedures for the Analysis of Pollutants), unless specified otherwise in this permit. **Test procedures used shall be sufficiently sensitive to determine compliance with applicable effluent limitations.** Requests to use test procedures not promulgated under 40 CFR Part 136 for pollutant monitoring required by this permit shall be made in accordance with the Alternate Test Procedures regulations specified in 40 CFR 136.4. These requests shall be submitted to the Chief of the Permits Section, Water Resources Division, Michigan Department of Environmental Quality, P.O. Box 30273, Lansing, Michigan, 48909-7773. The permittee may use such procedures upon approval.

The permittee shall periodically calibrate and perform maintenance procedures on all analytical instrumentation at intervals to ensure accuracy of measurements. The calibration and maintenance shall be performed as part of the permittee's laboratory Quality Control/Quality Assurance program.

#### 3. Instrumentation

The permittee shall periodically calibrate and perform maintenance procedures on all monitoring instrumentation at intervals to ensure accuracy of measurements.

#### 4. Recording Results

For each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record the following information: 1) the exact place, date, and time of measurement or sampling; 2) the person(s) who performed the measurement or sample collection; 3) the dates the analyses were performed; 4) the person(s) who performed the analyses; 5) the analytical techniques or methods used; 6) the date of and person responsible for equipment calibration; and 7) the results of all required analyses.

#### 5. Records Retention

All records and information resulting from the monitoring activities required by this permit including all records of analyses performed and calibration and maintenance of instrumentation and recordings from continuous monitoring instrumentation shall be retained for a minimum of three (3) years, or longer if requested by the Regional Administrator or the Department.

## PART II

### Section C. Reporting Requirements

#### 1. Start-up Notification

If the permittee will not discharge during the first 60 days following the effective date of this permit, the permittee shall notify the Department within 14 days following the effective date of this permit, and then 60 days prior to the commencement of the discharge.

#### 2. Submittal Requirements for Self-Monitoring Data

Part 31 of the NREPA, specifically Section 324.3110(3) and R 323.2155(2) of Part 21, allows the Department to specify the forms to be utilized for reporting the required self-monitoring data. Unless instructed on the effluent limitations page to conduct "Retained Self-Monitoring" the permittee shall submit self-monitoring data via the Department's Electronic Environmental Discharge Monitoring Reporting (e2-DMR) system.

The permittee shall utilize the information provided on the e2-Reporting website at <https://secure1.state.mi.us/e2rs/> to access and submit the electronic forms. Both monthly summary and daily data shall be submitted to the Department no later than the 20<sup>th</sup> day of the month following each month of the authorized discharge period(s). The permittee may be allowed to submit the electronic forms after this date if the Department has granted an extension to the submittal date.

#### 3. Retained Self-Monitoring Requirements

If instructed on the effluent limits page (or otherwise authorized by the Department in accordance with the provisions of this permit, to conduct retained self-monitoring, the permittee shall maintain a year-to-date log of retained self-monitoring results and, upon request, provide such log for inspection to the staff of the Department. Retained self-monitoring results are public information and shall be promptly provided to the public upon request.

The permittee shall certify, in writing, to the Department, on or before January 10th (April 1st for animal feeding operation facilities) of each year, that: 1) all retained self-monitoring requirements have been complied with and a year-to-date log has been maintained; and 2) the application on which this permit is based still accurately describes the discharge. With this annual certification, the permittee shall submit a summary of the previous year's monitoring data. The summary shall include maximum values for samples to be reported as daily maximums and/or monthly maximums and minimum values for any daily minimum samples.

Retained self-monitoring may be denied to a permittee by notification in writing from the Department. In such cases, the permittee shall submit self-monitoring data in accordance with Part II.C.2., above. Such a denial may be rescinded by the Department upon written notification to the permittee. Reissuance or modification of this permit or reissuance or modification of an individual permittee's authorization to discharge shall not affect previous approval or denial for retained self-monitoring unless the Department provides notification in writing to the permittee.

#### 4. Additional Monitoring by Permittee

If the permittee monitors any pollutant at the location(s) designated herein more frequently than required by this permit, using approved analytical methods as specified above, the results of such monitoring shall be included in the calculation and reporting of the values required in the Discharge Monitoring Report. Such increased frequency shall also be indicated.

Monitoring required pursuant to Part 41 of the NREPA or Rule 35 of the Mobile Home Park Commission Act (Act 96 of the Public Acts of 1987) for assurance of proper facility operation shall be submitted as required by the Department.

## PART II

### Section C. Reporting Requirements

#### 5. Compliance Dates Notification

Within 14 days of every compliance date specified in this permit, the permittee shall submit a *written* notification to the Department indicating whether or not the particular requirement was accomplished. If the requirement was not accomplished, the notification shall include an explanation of the failure to accomplish the requirement, actions taken or planned by the permittee to correct the situation, and an estimate of when the requirement will be accomplished. If a written report is required to be submitted by a specified date and the permittee accomplishes this, a separate written notification is not required.

#### 6. Noncompliance Notification

Compliance with all applicable requirements set forth in the Federal Act, Parts 31 and 41 of the NREPA, and related regulations and rules is required. All instances of noncompliance shall be reported as follows:

- a. 24-Hour Reporting  
Any noncompliance which may endanger health or the environment (including maximum and/or minimum daily concentration discharge limitation exceedances) shall be reported, verbally, within 24 hours from the time the permittee becomes aware of the noncompliance. A written submission shall also be provided within five (5) days.
- b. Other Reporting  
The permittee shall report, in writing, all other instances of noncompliance not described in a. above at the time monitoring reports are submitted; or, in the case of retained self-monitoring, within five (5) days from the time the permittee becomes aware of the noncompliance.

Written reporting shall include: 1) a description of the discharge and cause of noncompliance; and 2) the period of noncompliance, including exact dates and times, or, if not yet corrected, the anticipated time the noncompliance is expected to continue, and the steps taken to reduce, eliminate and prevent recurrence of the noncomplying discharge.

#### 7. Spill Notification

The permittee shall immediately report any release of any polluting material which occurs to the surface waters or groundwaters of the state, unless the permittee has determined that the release is not in excess of the threshold reporting quantities specified in the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code), by calling the Department at the number indicated on the second page of this permit, or if the notice is provided after regular working hours call the Department's 24-hour Pollution Emergency Alerting System telephone number, 1-800-292-4706 (calls from **out-of-state** dial 1-517-373-7660).

Within ten (10) days of the release, the permittee shall submit to the Department a full written explanation as to the cause of the release, the discovery of the release, response (clean-up and/or recovery) measures taken, and preventative measures taken or a schedule for completion of measures to be taken to prevent reoccurrence of similar releases.

**PART II****Section C. Reporting Requirements****8. Upset Noncompliance Notification**

If a process "upset" (defined as an exceptional incident in which there is unintentional and temporary noncompliance with technology based permit effluent limitations because of factors beyond the reasonable control of the permittee) has occurred, the permittee who wishes to establish the affirmative defense of upset, shall notify the Department by telephone within 24 hours of becoming aware of such conditions; and within five (5) days, provide in writing, the following information:

- a. that an upset occurred and that the permittee can identify the specific cause(s) of the upset;
- b. that the permitted wastewater treatment facility was, at the time, being properly operated and maintained (note that an upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation); and
- c. that the permittee has specified and taken action on all responsible steps to minimize or correct any adverse impact in the environment resulting from noncompliance with this permit.

No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review.

In any enforcement proceedings, the permittee, seeking to establish the occurrence of an upset, has the burden of proof.

**9. Bypass Prohibition and Notification**

- a. Bypass Prohibition  
Bypass is prohibited, and the Department may take an enforcement action, unless:
  - 1) bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;
  - 2) there were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate backup equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass; and
  - 3) the permittee submitted notices as required under 9.b. or 9.c. below.
- b. Notice of Anticipated Bypass  
If the permittee knows in advance of the need for a bypass, it shall submit prior notice to the Department, if possible at least ten (10) days before the date of the bypass, and provide information about the anticipated bypass as required by the Department. The Department may approve an anticipated bypass, after considering its adverse effects, if it will meet the three (3) conditions listed in 9.a. above.
- c. Notice of Unanticipated Bypass  
The permittee shall submit notice to the Department of an unanticipated bypass by calling the Department at the number indicated on the second page of this permit (if the notice is provided after regular working hours, use the following number: 1-800-292-4706) as soon as possible, but no later than 24 hours from the time the permittee becomes aware of the circumstances.



## PART II

### Section C. Reporting Requirements

- d. **Written Report of Bypass**  
A written submission shall be provided within five (5) working days of commencing any bypass to the Department, and at additional times as directed by the Department. The written submission shall contain a description of the bypass and its cause; the period of bypass, including exact dates and times, and if the bypass has not been corrected, the anticipated time it is expected to continue; steps taken or planned to reduce, eliminate, and prevent reoccurrence of the bypass; and other information as required by the Department.
- e. **Bypass Not Exceeding Limitations**  
The permittee may allow any bypass to occur which does not cause effluent limitations to be exceeded, but only if it also is for essential maintenance to ensure efficient operation. These bypasses are not subject to the provisions of 9.a., 9.b., 9.c., and 9.d., above. This provision does not relieve the permittee of any notification responsibilities under Part II.C.11. of this permit.
- f. **Definitions**
- 1) Bypass means the intentional diversion of waste streams from any portion of a treatment facility.
  - 2) Severe property damage means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.

### 10. Bioaccumulative Chemicals of Concern (BCC)

Consistent with the requirements of R 323.1098 and R 323.1215 of the Michigan Administrative Code, the permittee is prohibited from undertaking any action that would result in a lowering of water quality from an increased loading of a BCC unless an increased use request and antidegradation demonstration have been submitted and approved by the Department.

### 11. Notification of Changes in Discharge

The permittee shall notify the Department, in writing, as soon as possible but no later than 10 days of knowing, or having reason to believe, that any activity or change has occurred or will occur which would result in the discharge of: 1) detectable levels of chemicals on the current Michigan Critical Materials Register, priority pollutants or hazardous substances set forth in 40 CFR 122.21, Appendix D, or the Pollutants of Initial Focus in the Great Lakes Water Quality Initiative specified in 40 CFR 132.6, Table 6, which were not acknowledged in the application or listed in the application at less than detectable levels; 2) detectable levels of any other chemical not listed in the application or listed at less than detection, for which the application specifically requested information; or 3) any chemical at levels greater than five times the average level reported in the complete application (see the first page of this permit, for the date(s) the complete application was submitted). Any other monitoring results obtained as a requirement of this permit shall be reported in accordance with the compliance schedules.

## PART II

### Section C. Reporting Requirements

#### 12. Changes in Facility Operations

Any anticipated action or activity, including but not limited to facility expansion, production increases, or process modification, which will result in new or increased loadings of pollutants to the receiving waters must be reported to the Department by a) submission of an increased use request (application) and all information required under R 323.1098 (Antidegradation) of the Water Quality Standards or b) by notice if the following conditions are met: 1) the action or activity will not result in a change in the types of wastewater discharged or result in a greater quantity of wastewater than currently authorized by this permit; 2) the action or activity will not result in violations of the effluent limitations specified in this permit; 3) the action or activity is not prohibited by the requirements of Part II.C.10.; and 4) the action or activity will not require notification pursuant to Part II.C.11. Following such notice, the permit or, if applicable, the facility's COC may be modified according to applicable laws and rules to specify and limit any pollutant not previously limited.

#### 13. Transfer of Ownership or Control

In the event of any change in control or ownership of facilities from which the authorized discharge emanates, the permittee shall submit to the Department 30 days prior to the actual transfer of ownership or control a written agreement between the current permittee and the new permittee containing: 1) the legal name and address of the new owner; 2) a specific date for the effective transfer of permit responsibility, coverage and liability; and 3) a certification of the continuity of or any changes in operations, wastewater discharge, or wastewater treatment.

If the new permittee is proposing changes in operations, wastewater discharge, or wastewater treatment, the Department may propose modification of this permit in accordance with applicable laws and rules.

#### 14. Operations and Maintenance Manual

For wastewater treatment facilities that serve the public (and are thus subject to Part 41 of the NREPA), Section 4104 of Part 41 and associated Rule 2957 of the Michigan Administrative Code allow the Department to require an Operations and Maintenance (O&M) Manual from the facility. An up-to-date copy of the O&M Manual shall be kept at the facility and shall be provided to the Department upon request. The Department may review the O&M Manual in whole or in part at its discretion and require modifications to it if portions are determined to be inadequate.

At a minimum, the O&M Manual shall include the following information: permit standards; descriptions and operation information for all equipment; staffing information; laboratory requirements; record keeping requirements; a maintenance plan for equipment; an emergency operating plan; safety program information; and copies of all pertinent forms, as-built plans, and manufacturer's manuals.

Certification of the existence and accuracy of the O&M Manual shall be submitted to the Department at least sixty days prior to start-up of a new wastewater treatment facility. Recertification shall be submitted sixty days prior to start-up of any substantial improvements or modifications made to an existing wastewater treatment facility.

## PART II

### Section C. Reporting Requirements

#### 15. Signatory Requirements

All applications, reports, or information submitted to the Department in accordance with the conditions of this permit, that require a signature shall be signed and certified as described in the Federal Act and the NREPA.

The Federal Act provides that any person who knowingly makes any false statement, representation, or certification in any record or other document submitted or required to be maintained under this permit, including monitoring reports or reports of compliance or noncompliance, shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than 6 months per violation, or by both.

The NREPA (Section 3115(2)) provides that a person who at the time of the violation knew or should have known that he or she discharged a substance contrary to this part, or contrary to a permit, COC, or order issued or rule promulgated under this part, or who intentionally makes a false statement, representation, or certification in an application for or form pertaining to a permit or COC or in a notice or report required by the terms and conditions of an issued permit or COC, or who intentionally renders inaccurate a monitoring device or record required to be maintained by the Department, is guilty of a felony and shall be fined not less than \$2,500.00 or more than \$25,000.00 for each violation. The court may impose an additional fine of not more than \$25,000.00 for each day during which the unlawful discharge occurred. If the conviction is for a violation committed after a first conviction of the person under this subsection, the court shall impose a fine of not less than \$25,000.00 per day and not more than \$50,000.00 per day of violation. Upon conviction, in addition to a fine, the court in its discretion may sentence the defendant to imprisonment for not more than 2 years or impose probation upon a person for a violation of this part. With the exception of the issuance of criminal complaints, issuance of warrants, and the holding of an arraignment, the circuit court for the county in which the violation occurred has exclusive jurisdiction. However, the person shall not be subject to the penalties of this subsection if the discharge of the effluent is in conformance with and obedient to a rule, order, permit, or COC of the Department. In addition to a fine, the attorney general may file a civil suit in a court of competent jurisdiction to recover the full value of the injuries done to the natural resources of the state and the costs of surveillance and enforcement by the state resulting from the violation.

#### 16. Electronic Reporting

Upon notice by the Department that electronic reporting tools are available for specific reports or notifications, the permittee shall submit electronically all such reports or notifications as required by this permit.

## PART II

### Section D. Management Responsibilities

#### 1. Duty to Comply

All discharges authorized herein shall be consistent with the terms and conditions of this permit. The discharge of any pollutant identified in this permit, more frequently than, or at a level in excess of, that authorized, shall constitute a violation of the permit.

It is the duty of the permittee to comply with all the terms and conditions of this permit. Any noncompliance with the Effluent Limitations, Special Conditions, or terms of this permit constitutes a violation of the NREPA and/or the Federal Act and constitutes grounds for enforcement action; for permit or Certificate of Coverage (COC) termination, revocation and reissuance, or modification; or denial of an application for permit or COC renewal.

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

#### 2. Operator Certification

The permittee shall have the waste treatment facilities under direct supervision of an operator certified at the appropriate level for the facility certification by the Department, as required by Sections 3110 and 4104 of the NREPA. Permittees authorized to discharge storm water shall have the storm water treatment and/or control measures under direct supervision of a storm water operator certified by the Department, as required by Section 3110 of the NREPA.

#### 3. Facilities Operation

The permittee shall, at all times, properly operate and maintain all treatment or control facilities or systems installed or used by the permittee to achieve compliance with the terms and conditions of this permit. Proper operation and maintenance includes adequate laboratory controls and appropriate quality assurance procedures.

#### 4. Power Failures

In order to maintain compliance with the effluent limitations of this permit and prevent unauthorized discharges, the permittee shall either:

- a. provide an alternative power source sufficient to operate facilities utilized by the permittee to maintain compliance with the effluent limitations and conditions of this permit; or
- b. upon the reduction, loss, or failure of one or more of the primary sources of power to facilities utilized by the permittee to maintain compliance with the effluent limitations and conditions of this permit, the permittee shall halt, reduce or otherwise control production and/or all discharge in order to maintain compliance with the effluent limitations and conditions of this permit.

#### 5. Adverse Impact

The permittee shall take all reasonable steps to minimize or prevent any adverse impact to the surface waters or groundwaters of the state resulting from noncompliance with any effluent limitation specified in this permit including, but not limited to, such accelerated or additional monitoring as necessary to determine the nature and impact of the discharge in noncompliance.

## PART II

### Section D. Management Responsibilities

#### 6. Containment Facilities

The permittee shall provide facilities for containment of any accidental losses of polluting materials in accordance with the requirements of the Part 5 Rules (R 324.2001 through R 324.2009 of the Michigan Administrative Code). For a Publicly Owned Treatment Work (POTW), these facilities shall be approved under Part 41 of the NREPA.

#### 7. Waste Treatment Residues

Residuals (i.e. solids, sludges, biosolids, filter backwash, scrubber water, ash, grit, or other pollutants or wastes) removed from or resulting from treatment or control of wastewaters, including those that are generated during treatment or left over after treatment or control has ceased, shall be disposed of in an environmentally compatible manner and according to applicable laws and rules. These laws may include, but are not limited to, the NREPA, Part 31 for protection of water resources, Part 55 for air pollution control, Part 111 for hazardous waste management, Part 115 for solid waste management, Part 121 for liquid industrial wastes, Part 301 for protection of inland lakes and streams, and Part 303 for wetlands protection. Such disposal shall not result in any unlawful pollution of the air, surface waters or groundwaters of the state.

#### 8. Right of Entry

The permittee shall allow the Department, any agent appointed by the Department, or the Regional Administrator, upon the presentation of credentials and, for animal feeding operation facilities, following appropriate biosecurity protocols:

- a. to enter upon the permittee's premises where an effluent source is located or any place in which records are required to be kept under the terms and conditions of this permit; and
- b. at reasonable times to have access to and copy any records required to be kept under the terms and conditions of this permit; to inspect process facilities, treatment works, monitoring methods and equipment regulated or required under this permit; and to sample any discharge of pollutants.

#### 9. Availability of Reports

Except for data determined to be confidential under Section 308 of the Federal Act and Rule 2128 (R 323.2128 of the Michigan Administrative Code), all reports prepared in accordance with the terms of this permit, shall be available for public inspection at the offices of the Department and the Regional Administrator. As required by the Federal Act, 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 Federal Act and Sections 3112, 3115, 4106 and 4110 of the NREPA.

#### 10. Duty to Provide Information

The permittee shall furnish to the Department, within a reasonable time, any information which the Department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or the facility's COC, or to determine compliance with this permit. The permittee shall also furnish to the Department, upon request, copies of records required to be kept by this permit.

Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Department, it shall promptly submit such facts or information.

## PART II

### Section E. Activities Not Authorized by This Permit

#### 1. Discharge to the Groundwaters

This permit does not authorize any discharge to the groundwaters. Such discharge may be authorized by a groundwater discharge permit issued pursuant to the NREPA.

#### 2. POTW Construction

This permit does not authorize or approve the construction or modification of any physical structures or facilities at a POTW. Approval for the construction or modification of any physical structures or facilities at a POTW shall be by permit issued under Part 41 of the NREPA.

#### 3. Civil and Criminal Liability

Except as provided in permit conditions on "Bypass" (Part II.C.9. pursuant to 40 CFR 122.41(m)), nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance, whether or not such noncompliance is due to factors beyond the permittee's control, such as accidents, equipment breakdowns, or labor disputes.

#### 4. 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 may be subject under Section 311 of the Federal Act except as are exempted by federal regulations.

#### 5. 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 or regulation under authority preserved by Section 510 of the Federal Act.

#### 6. Property Rights

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize violation of any federal, state or local laws or regulations, nor does it obviate the necessity of obtaining such permits, including any other Department of Environmental Quality permits, or approvals from other units of government as may be required by law.



**MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**  
DAN WYANT, Director

**AIR QUALITY DIVISION**

CONSTITUTION HALL, PO BOX 30260, LANSING MI 48909-7760  
INTERNET: <http://www.michigan.gov/air>

**GENERAL PERMIT TO INSTALL FOR  
NONMETALLIC MINERAL CRUSHING FACILITIES**

July 9, 1999  
Revised August 14, 2003

**SUMMARY**

On July 7, 1999, the Michigan Department of Environmental Quality (Department), Air Quality Division (AQD) issued the attached general permit to install for nonmetallic mineral crushing facilities. This general permit was issued pursuant to R 336.1201a of the Administrative Rules for Air Pollution Control (Rule 201a) and provides a streamlined permitting alternative for affected facilities which meet the specified applicability criteria. Prior to finalizing, the Department held a 30-day public comment period and public hearing on a proposed general permit. The final permit incorporated changes to the proposed permit, in response to the comments that were received. On March 20, 2000, the general permit was revised to address the issue of applicability for a source, process or process equipment that may be identified in a consent order or consent judgment. The general permit was revised in September 2000 to include a new version of the General Information form EQP5727, revise the language in General Condition 18 and make changes to the submittal requirements for relocations. On April 1, 2002, the permit was revised to update the Department address, the Internet Home Page, and the fugitive dust plan to be consistent with fugitive dust plans for other types of sources. The permit is being revised at this time to revise the general conditions, reformat the special conditions, clarify the process form and instructions to due to errors encountered with previous applications, and update the district map addresses and telephone numbers.

**BACKGROUND**

Rule 201a allows the Department to issue a general permit to install covering numerous similar stationary sources, processes or process equipment, after public notice and opportunity for public participation. The use of general permits provides a streamlined permitting alternative for processes that meet the following general criteria:

- a) The processes must produce the same or reasonably similar products.
- b) The processes must emit the same or similar air contaminants.
- c) The method for capturing and controlling the air contaminants must be the same or limited to a small number of specific alternatives.
- d) The processes must be subject to the same emission limitations, monitoring requirements, federal standards, or state rules.

A person who owns or operates a stationary source, process or process equipment that qualifies for a general permit to install approved by the Department, may apply for coverage under the terms and conditions of the general permit. Owners/operators who apply to the Department for coverage under the general permit to install must certify that the equipment they will be installing meets the necessary criteria for applicability and that they will comply with the special conditions of the permit. These conditions may include site restrictions, emission or material usage limits, process/operational limits, equipment requirements, monitoring requirements or recordkeeping requirements which are

necessary to ensure that the equipment will operate in compliance with all applicable air pollution control rules. A person always has the option of applying for a case-by-case permit to install pursuant to Rule 201 if they are unable to comply with the conditions of the general permit to install.

This general permit is applicable to facilities which crush and process rock, stone, concrete, recycled asphalt, sand, gravel or soil for the construction and transportation industry. The State of Michigan currently has over one hundred sixty nonmetallic mineral processing facilities in operation. On April 2, 1999, the Department proposed a general permit to streamline the review of permit applications from these facilities, and to allow the facilities more operational flexibility. The Department held a comment period from April 2, 1999 to May 3, 1999 and a public hearing on May 6, 1999, to receive comments on the proposed general permit. The Department received numerous written comments during the comment period as well as during the public hearing. These comments were reviewed by AQD staff and considered for the final version of this general permit. The general permit for nonmetallic mineral crushing facilities requires water spray or baghouse dust collectors as control, to be operated when necessary to meet applicable emission limits.

### **APPLICABLE REQUIREMENTS**

The following state and federal requirements are considered applicable to all sources, processes, or process equipment and are addressed in the General Conditions of the permit.

<u>Citation</u>	<u>Description</u>
R 336.1201a	State rule that gives the Department authority to issue a general permit to install.
R 336.1201(4)	State rule that gives the Department authority to void a permit.
R 336.1207(1)	State rule that gives the Department authority to deny a permit.
R 336.1219	State rule that requires written notification of change of ownership.
R 336.1301	State rule that sets the standards for density of particulate emissions.
R 336.1370	State rule that requires the proper disposal of collected air contaminants.
R 336.1901	State rule that prohibits the emission of air contaminants, which interfere with the enjoyment of life and property and/or has injurious effects to health or safety.
R 336.1910	State rule that requires a pollution control device be operated properly.
R 336.1912	State rule that requires notice of abnormal conditions or malfunctions, which result in emissions in excess of the standards.
R 336.2001, 2003, 2004	State rules that allow the Department to request performance testing, and specify how the test should be conducted.

The following state and federal requirements are considered applicable to nonmetallic mineral crushing facilities and were considered in the development of the general permit to install. These requirements are addressed in the Special Conditions of the permit.

<u>Citation</u>	<u>Description</u>
R 336.1205	State rule that requires a permit to limit the amount of potential emissions.
R 336.1303	State rule that requires grading of visible emissions by a qualified observer.
R 336.1331	State rule that limits emissions of particulate matter.
R 336.1371	State rule that requires the submittal of a fugitive dust program if requested.
40 CFR Part 52.21 (c)&(d)	Federal regulation, Prevention of Significant Deterioration (PSD) of Air Quality and the National Ambient Air Quality Standards (NAAQS).
40 CFR Part 60 Subpart OOO	Federal New Source Performance Standards (NSPS) for Nonmetallic Mineral Processing Plants.
40 CFR Part 61 Subpart M	Federal emission standard for asbestos.



## **APPLICABILITY CRITERIA**

To qualify for the general permit to install, based on the applicable requirements a nonmetallic mineral crushing facility must meet the following criteria:

- The general permit to install shall apply to nonmetallic mineral crushing facilities used to crush and process nonmetallic minerals including rock and stone, concrete, recycled asphalt, sand, gravel or soil. The facility may not crush or process slag, asbestos tailings or asbestos containing waste materials.
- The facility shall have no outstanding unresolved violations of any of the Michigan Department of Environmental Quality Air Pollution Control rules, orders, or permits; or Federal air quality regulations.
- The crusher(s) shall be located a minimum of 500 feet from any residential or commercial establishment or place of public assembly.
- At any given site, all nonmetallic mineral crushing facilities combined shall process no more than 2,000,000 tons per year unless a site specific permit covers the location.
- All equipment associated with the nonmetallic mineral crushing facility shall be labeled with company identification numbers as specified in the general permit application.
- A copy of this general permit and conditions shall be clearly posted in the operator's office or workstation.
- The nonmetallic mineral crushing facility shall meet all requirements of the fugitive dust plan specified in the Appendix of the special conditions of the general permit.
- The nonmetallic mineral crushing facility shall meet all applicable requirements of the Federal New Source Performance Standards, Subpart OOO, for nonmetallic mineral crushing facilities.
- Each crusher and screen shall be equipped with a water spray. A baghouse dust collector may alternatively be installed in lieu of water spray for any particular piece of equipment. Operation of the control equipment is required only when necessary to meet applicable emission limits.
- The general permit shall not apply to a source, process, or process equipment that is included in an existing permit to install pursuant to Rule 201 and is further referenced in an outstanding consent order or consent judgment.

## **PERMIT CONDITIONS**

The general permit to install must be consistent with the permit content requirements of Rule 205(1)(a). This rule requires that if a permit to install includes limitations, which restrict the potential to emit of a stationary source, process, or process equipment to a quantity below that which would constitute a major source, the permit shall contain emission limits which are enforceable as a practical matter.

Attachment A lists the terms and special conditions for the general permit to install. These terms and conditions prescribe the applicable site restrictions, emission limits, material usage limits, process/operational limits, equipment requirements, testing requirements, monitoring requirements and recordkeeping requirements which are necessary to ensure that a nonmetallic mineral crushing facility will comply with all state and federal applicable requirements.

## **EMISSIONS**

A majority of the particulate emissions from these types of processes are fugitive in nature. Particulate mass emission limits from nonmetallic mineral crushing facilities are not required in the general permit because these limits would not be enforceable as a practical matter. Limits on production and opacity limits are used in place of mass emission limits, and a concentration limit of 0.04 pound of particulate per 1,000 pounds of exhaust gas is included in the special conditions if a baghouse is utilized for control. The table below shows the potential emissions from one of these facilities. The potential emissions have been calculated based on a production rate of 2,000,000 tons

per year. An emission factor of 0.15 pound of particulate per ton of product, taken from the Michigan Air Emissions Reporting System (MAERS) procedures for mineral product processes, is for particulate matter 10 microns and less (PM-10). In addition, an 80% control efficiency has been applied for a well maintained fugitive dust plan which is part of the general permit, emissions controlled by water sprays and/or compliance with all opacity limits.

$$(2,000,000 \text{ tons/year}) \times (0.15 \text{ lb PM-10/ton of product}) \times (1 \text{ ton}/2000 \text{ lb}) \times (1 - 0.80) = 30 \text{ TPY}$$

Emissions from the burning of fuel in process equipment were not included because the fuel burning process itself is exempt from the permitting process under R 336.1285(g).

<b>Pollutant</b>	<b>Annual Emissions - tons per year</b>
Carbon Monoxide	NA
Sulfur Dioxide	NA
Volatile Organic Compounds	NA
Oxides of Nitrogen	NA
Particulate Matter less than 10 microns	30.0
Lead	NA

NA = Not Applicable

### **AMBIENT AIR IMPACTS**

The general permit provides for opacity limits, a fugitive dust control program and the operation of control equipment when necessary to meet applicable emission limits. Based upon engineering judgment and past experience, operation of the nonmetallic mineral crushing facilities in compliance with the general permit to install terms and conditions will minimize impact upon the ambient air.

### **APPLICATION FOR A GENERAL PERMIT**

If the owner/operator of a nonmetallic mineral crushing facility decides to install and operate the process under the terms of this general permit to install, then it is the responsibility of the owner/operator to apply to the Department for coverage under the general permit. Installation of equipment prior to granting of a permit to install, including a general permit to install, is a violation of Rule 201.

Application forms, which include all information necessary to determine qualification for and to ensure compliance with the general permit to install, are attached. The forms are also available on the Internet or may be obtained by contacting the Permit Section at 517-335-4607. The Air Quality Permit Web Page is located at <http://www.deq.state.mi.us/aps>.

The owner/operator shall submit the completed application forms to the AQD Permit Section. Upon receipt, Permit staff will review the application for completeness. The general permit to install for nonmetallic mineral crushing facilities will be granted by the Department to qualifying sources, processes or process equipment, within 30 days of receipt of a complete application. The AQD will mail to the facility, a copy of the general permit to install and a letter acknowledging that the facility owner/operator intends to install and operate a nonmetallic mineral crushing facility in accordance with the terms and conditions of the general permit. The Department will maintain and make available to the public, upon request, a list of the persons that have been authorized to install and operate a stationary source, process or process equipment pursuant to each general permit to install issued by the Department.

**ATTACHMENT A  
GENERAL CONDITIONS**

1. The process or process equipment covered by this general permit to install shall not be reconstructed, relocated, or modified unless a Permit to Install pursuant to Rule 201 authorizing such action is issued by the Department, or an application for coverage under a General Permit to Install pursuant to Rule 201a, is submitted to and approved by the Department. For the purpose of a general permit to install, the permittee is defined as any person who owns or operates a process or process equipment at the source for which coverage under the general permit has been granted.
2. Operation of any process or process equipment shall not result in the emission of an air contaminant which causes injurious effects to human health or safety, animal life, plant life of significant economic value, or property, or which causes unreasonable interference with the comfortable enjoyment of life and property. **[R336.1901]**
3. Operation of this equipment shall not interfere with the attainment or maintenance of the air quality standard for any air contaminant. **[R336.1207(1)(b)]**
4. The permittee shall provide notice of an abnormal condition, start-up, shutdown, or malfunction that results in emissions of a hazardous or toxic air pollutant which continue for more than one hour in excess of any applicable standard or limitation, or emissions of any air contaminant continuing for more than two hours in excess of an applicable standard or limitation, as required in Rule 912, to the Department. The notice shall be provided not later than two business days after start-up, shutdown, or discovery of the abnormal condition or malfunction. Written reports, if required, must be filed with the Department within 10 days after the start-up or shutdown occurred, within 10 days after the abnormal conditions or malfunction has been corrected, or within 30 days of discovery of the abnormal conditions or malfunction, whichever is first. The written reports shall include all of the information required in Rule 912(5).
5. Coverage under this general permit to install does not exempt the permittee from complying with any future regulation, which may be promulgated under Part 55 of 1994 PA 451.
6. Coverage under this general permit to install does not obviate the necessity of obtaining such permits or approvals from other units of government as required by law.
7. The permittee shall notify any public utility of any excavation, tunneling and discharging of explosives or demolition of buildings which may affect said utility's facilities in accordance with Act 53 of the Public Acts of 1974, being sections 460.701 to 460.718 of the Michigan Compiled laws and comply with each of the requirements of that Act.
8. The restrictions and conditions of this general permit to install shall apply to any person or legal entity which now or shall hereafter own or operate the equipment for which coverage under this general permit to install is issued. A written request to the Department for a change in ownership or operational control of the process or process equipment shall be made pursuant to Rule 219.
9. If the installation of the equipment for which coverage under this general permit to install has been issued, has not commenced within, or has been interrupted for, 18 months, then the general permit to install shall become void unless otherwise authorized by the Department as a condition of the permit. Furthermore, the permittee shall notify the Department via the Supervisor, Permit Section, Air Quality Division, Michigan Department of Environmental Quality, P.O. Box 30260, Lansing, Michigan 48909, if it is decided not to pursue the installation or construction of the equipment allowed by this general permit to install. **[R336.1201(4)]**

10. Except as provided in subrules (2) and (3) or unless the special conditions of the general permit to install include an alternate opacity limit established pursuant to subrule (4) of R336.1301, the permittee shall not cause or permit to be discharged into the outer air from a process or process equipment a visible emission of a density greater than the most stringent of the following. The grading of visible emissions shall be determined in accordance with R336.1303. **[R336.1301(1)]**
  - a) A six-minute average of 20 percent opacity, except for one six-minute average per hour of not more than 27 percent opacity.
  - b) A visible emission limit specified by an applicable federal new source performance standard.
  - c) A visible emission limit specified as a condition of this general permit to install.
11. Collected air contaminants shall be removed as necessary to maintain the equipment at the required operating efficiency. The collection and disposal of air contaminants shall be performed in a manner so as to minimize the introduction of contaminants to the outer air. Transport of collected air contaminants in Priority I and II areas requires the use of material handling methods specified in R336.1370(2). **[R336.1370]**
12. The Department may require the permittee to conduct acceptable performance tests, at the permittee's expense, in accordance with R336.2001 and R336.2003, under any of the conditions listed in R336.2001. **[R336.2001]**
13. Any required testing protocol shall conform to a format acceptable to the AQD. **[R336.2003(1)]**
14. Any required test results, which must be submitted to the AQD, shall conform to a format acceptable to the AQD. **[R336.2001(4)]**
15. Any air cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the Michigan Air Pollution Control rules and existing law. **[R336.1910]**
16. For a stationary source that becomes a major source, as defined by R336.1211(1)(a), upon receipt of approval for coverage under this general permit to install, an administratively complete application for a renewable operating permit shall be submitted not more than 12 months after the stationary source commences operation as a major source. Commencing operation as a major source occurs upon commencement of trial operation of the new or modified process or process equipment that increased the potential to emit of the stationary source to more than or equal to the applicable major source definition specified in R336.1211(1)(a).
17. For a stationary source that is already a major source with an existing renewable operating permit, the source shall notify the Department of the installation of the process or process equipment covered by this general permit, pursuant to R336.1215(3) or apply for a modification pursuant to R336.1216(2) prior to commencing operation. The notification or application to modify the renewable operating permit shall be made using a form approved by the Department.

**ATTACHMENT A  
SPECIAL CONDITIONS**

**Flexible Group Identification**

<b>Flexible Group ID</b>	<b>Flexible Group Description</b>
FGCRUSHING	A nonmetallic mineral crushing facility consisting of crusher(s) and associated process equipment including grinding mills, drills, screening operations, bucket elevators, belt conveyors, loading and bagging operations, storage bins, enclosed truck or railcar loading stations and any other material handling equipment operated at the site. Each crusher and screen shall be equipped with a water spray. A baghouse dust collector may alternatively be installed in lieu of water spray for any particular piece of equipment. Operation of the control equipment is required only when necessary to meet applicable emission limits. <b>[R 336.1201a(1), R336.1205, R336.1301, R336.1303, R336.1331, R336.1901, and R336.1910]</b>
Changes to the equipment described in this table are subject to the requirements of R336.1201, except as allowed by R336.1278 to R336.1290.	

**The following conditions apply to: FGCRUSHING**

**Emission Limits**

1.1 The particulate matter (PM) emissions from each baghouse dust collector portion of FGCRUSHING shall not exceed 0.04 pound per 1,000 pounds of exhaust gases, calculated on a dry gas basis. **[R336.1331]**

**Visible Emission Limits**

1.2 Visible emissions from FGCRUSHING shall not exceed the limits in the following table: **[R336.1205, R336.1301, R336.1901, 40 CFR 60.670]**

	<b>Equipment</b>	<b>Opacity Limit (%)</b>
1.2a	Any equipment enclosed within a building	No visible emissions
1.2b	All crushers	15
1.2c	Screens	10
1.2d	Rock drills	5
1.2e	Conveyors/Transfer points	10
1.2f	Wash screens and all subsequent equipment downstream up to the next crusher or storage bin	No visible emissions
1.2g	All equipment controlled by a baghouse dust collector	7
1.2h	Wheel loaders and truck traffic	5
1.2i	Material storage piles	5
1.2j	Any other process equipment which is part of the nonmetallic mineral crushing facility or related processes	10

**Material Usage Limits**

1.3 The permittee shall not process more than 2,000,000 tons of any non-metallic mineral through FGCRUSHING per year per site. **[R336.1205]**

- 1.4 The annual production limit of 2,000,000 tons per year per site shall not apply if FGCRUSHING is operated at a location that is covered by a site specific air use permit. At such a location, the annual material processed shall be in conjunction with the production limit contained in the permit for that location. All other conditions and restrictions of this permit shall apply when operating at such location. **[R336.1201, R 336.1205, R 336.1901]**
- 1.5 The permittee shall not crush any asbestos tailings or asbestos containing waste materials, as defined by the National Emission Standard for Hazardous Air Pollutants regulations, in FGCRUSHING. **[40 CFR 61.141]**

### **Process/Operational Limits**

- 1.6 The permittee shall not operate FGCRUSHING unless the program for continuous fugitive emissions control for all facility roadways, the facility yard, all storage piles, and all material handling operations specified in Appendix A has been implemented and is maintained. **[R336.1205, R336.1371, R336.1901]**

### **Equipment**

- 1.7 Each crusher and screen shall be equipped with a water spray. A baghouse dust collector may be installed in lieu of water spray for any particular piece of equipment. The control equipment shall be properly operated as necessary to comply with all emission limits. **[R336.1205, R3361.301, R336.1303, R 336.1331, and R336.1910]**

### **Testing**

- 1.8 Within 60 days after achieving maximum production rate, but not later than 180 days after initial startup of FGCRUSHING, verification of visible emission rates and particulate emission rates from all NSPS subject crushers, screens, all transfer points on conveyors, and all other miscellaneous equipment associated with FGCRUSHING and covered by the NSPS Subpart OOO, by testing at owner's expense, in accordance with 40 CFR Part 60 Subparts A and OOO, will be required. No less than 14 days prior to the anticipated test date, visible emission observation procedures must be approved by the District Supervisor. Also, no less than 7 days prior to the anticipated test date, the permittee shall notify the District Supervisor of the test date. If after the anticipated test date has been submitted to the District Supervisor, there is a delay in conducting the test, the permittee shall submit to the District Supervisor notice of the new test date. This notification shall be done a minimum of 3 days prior to the rescheduled test taking place. Verification of visible emissions includes the submittal of a complete report of opacity observations to the AQD within 30 days following the last date of the test. **[R336.1301, R336.2001, 40 CFR Part 60 Subparts A & OOO]**

### **Monitoring**

- 1.9 The permittee shall keep, in a satisfactory manner, daily and annual records of the amount of material processed for each site at which the facility operates. All records shall be kept on file for a period of at least five years and made available to the Department upon request. **[R336.1201a(1), R336.1205]**

### **Recordkeeping/Reporting/Notification**

- 1.10 The permittee shall notify the AQD, within 15 days after initial startup of FGCRUSHING, of the actual date of initial startup. **[R336.1201, 40 CFR Part 60 Subpart A]**

### **Permit Dates**

1.11 The permittee shall label all equipment associated FGCRUSHING within 45 days of initial start up according to the company IDs specified in the application (Form EQP5756). Labels shall be in a conspicuous location on the equipment. **[R336.1201, 40 CFR 60.670]**

### **Miscellaneous/Allowed Modification**

1.12 The permittee shall not replace or modify FGCRUSHING, or any portion of FGCRUSHING, including control equipment, unless all of the following conditions are met: **[R336.1201a(1), 40 CFR Part 60 Subparts A and OOO, R336.2001]**

- a) The permittee shall update the general permit by submitting a new Process Information Form (EQP5756) to the Permit Section and District Supervisor, identifying all existing and new or additional equipment added to the process a minimum of 10 days before the equipment is replaced or modified.
- b) The permittee shall continue to meet all general permit to install applicability criteria after the replacement or modification is complete.
- c) The permittee shall keep records of the date and description of the replacement or modification.
- d) The permittee shall notify the Air Quality Division, within 15 days after startup of any new or additional equipment, of the actual date of initial startup.
- e) All new or additional equipment that is subject to the federal NSPS Subpart OOO, which has not been previously tested, shall comply with the testing requirements of the NSPS.

1.13 The permittee shall not relocate FGCRUSHING to any new geographical site in Michigan unless all the following criteria are met: **[Act 451 324.5505(5), R336.1201, R336.1205, R336.1901]**

- a) The facility shall have no outstanding unresolved violations of any of the Michigan Department of Environmental Quality Air Pollution Control rules, orders, or permits; or Federal air quality regulations.
- b) A notice of intent to relocate (Relocation Notice Form EQP5757); a copy of the original general permit forms (EQP5727, EQP5729 and EQP5756); any Process Information forms for previous modifications; and a proposed site plan identifying the proposed new geographical site and the probable duration at the new site shall be provided to the appropriate district office and the Permit Section not less than 10 days prior to the scheduled relocation. All residential or commercial establishments and places of public assembly within 1,000 feet of the proposed facility site shall be clearly identified on the proposed site plan.
- c) The crusher(s) shall be located a minimum of 500 feet from any residential or commercial establishment or place of public assembly.
- d) A copy of this general permit and conditions shall be clearly posted in the operator's office or workstation.

## **APPENDIX A Fugitive Dust Control Plan**

### **I. Plant**

The drop distance at each transfer point throughout the plant shall be reduced to the minimum the equipment can achieve.

### **II. Truck Traffic**

On-site vehicles shall be loaded to prevent their contents from dropping, leaking, blowing or otherwise escaping. This shall be accomplished by loading so that no part of the load shall come in contact within six inches of the top of any sideboard, side panel or tailgate, otherwise, the truck shall be tarped.

### **III. Site Roadways and the Plant Yard**

- (a) The dust on the site roadways and the plant yard shall be controlled by applications of water, calcium chloride or other acceptable and approved fugitive dust control compounds. Applications of dust suppressants shall be done as often as necessary to meet an opacity limit of five percent.
- (b) All paved roadways and the plant yards shall be swept as needed between applications of dust suppressants.
- (c) Any material spillage on roads shall be cleaned up immediately.
- (d) A record of all applications of dust suppressants and roadway and the plant yard sweepings shall be kept on file for the most recent five-year period and be made available to the AQD upon request.

### **IV. Storage Piles**

- (a) Stockpiling of all nonmetallic minerals shall be performed to minimize drop distance and control potential dust problems.
- (b) Stockpiles shall be watered on an as needed basis in order to meet an opacity limit of five percent. Equipment to apply water or dust suppressant shall be available at the site, or on call for use at the site, within a given operating day.
- (c) A record of all watering shall be kept on file for the most recent five-year period and be made available to the AQD upon request.

### **V. AQD/MDEQ Inspection**

The provisions and procedures of this plan are subject to adjustment by written notification from the AQD, if following an inspection, the AQD finds the fugitive dust requirements and/or the permitted opacity limits are not being met.





Michigan Department Of Environmental Quality - Air Quality Division

**GENERAL PERMIT TO INSTALL APPLICATION  
GENERAL INFORMATION**

FOR DEQ USE ONLY
PERMIT NUMBER

Authorized under 1994 PA 451, as amended. Completion of form is required. Applicant may be subject to civil and/or criminal penalties for providing false information.

**Instructions:** Use this form to request authority to install and operate a source, process or process equipment under the terms and conditions of a general permit to install pursuant to Rule 201a. Prepare this form together with one or more of the forms identified in Item 19, according to type of source, process or process equipment, which will be installed and operated. Please submit all information, including forms, in duplicate. **NOTE:** This general permit does not apply to a source, process, or process equipment that is included in a Permit to Install pursuant to Rule 201 and is further referenced in an outstanding consent order or consent judgment.

1. FACILITY CODES		
STATE REGISTRATION NUMBER (SRN)	<input type="text"/>	STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODE <input type="text"/>
2. APPLICANT NAME <i>(Business license name of the corporation, partnership, individual or government agency that owns the facility)</i>		
3. APPLICANT MAILING ADDRESS <i>(Street Address or P.O. Box Number)</i>		
4. CITY	5. STATE	6. ZIP CODE
7. NAME OF AUTHORIZED COMPANY MEMBER		
8. TITLE <i>(person identified in Item 7)</i>		9. TELEPHONE NO. <i>(person identified in Item 7)</i> ( ) -
10. CONTACT PERSON <i>(technical point of contact, if different than name in Item 7)</i>		11. TELEPHONE NO. <i>(contact person)</i> ( ) -
12. EQUIPMENT OR PROCESS LOCATION <i>(complete Items 12 - 15 if different than mailing address)</i>		
13. CITY	14. ZIP CODE	15. COUNTY
16. EQUIPMENT IS <i>(check one)</i> <input type="checkbox"/> New <input type="checkbox"/> Existing		17. PRIOR AIR PERMIT NO. <i>(existing equipment only)</i>
18. EQUIPMENT OR PROCESS INSTALLATION TIMETABLE <i>(enter dates in Items 18a - 18d for those which apply)</i>		
FOR NEW EQUIPMENT (PROCESS INSTALLATION OR CONSTRUCTION)	18a. START DATE	18b. COMPLETION DATE
FOR EXISTING EQUIPMENT (PROCESS MODIFICATION OR RELOCATION)	18c. START DATE	18d. COMPLETION DATE
19. THE FOLLOWING COMPLETED FORMS ARE ATTACHED TO AND MADE A PART OF THIS PERMIT APPLICATION <i>(check all that apply)</i>		
TYPE OF FORM		NUMBER ATTACHED
<input type="checkbox"/> EQP <input type="text"/> _____ PROCESS INFORMATION <i>(complete one form for each process - insert form number and type of process in spaces provided)</i>		
<input type="checkbox"/> EQP5729 - ADDITIONAL INFORMATION		
<b>Applicant Certification:</b> I certify, under penalty of law, that this permit application and the attachments identified in Item 19 were prepared by me, or under my direction or supervision in accordance with a system to ensure 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 information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. In addition, the equipment described in this application meets the necessary criteria for applicability for a General Permit to Install. Furthermore, I certify that I can and will comply with all conditions outlined in the General Permit to Install. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.		
20. SIGNATURE <i>(person identified in Item 7)</i>		21. DATE

**Submit this completed application and the attachments identified in Item 19 to:**  
**PERMIT SECTION, AIR QUALITY DIVISION**  
**MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**P.O. BOX 30260, LANSING, MI 48909-7760**

<b>DEQ USE ONLY - DO NOT WRITE BELOW</b>	
DATE APPLICATION COMPLETE	DATE OF DETERMINATION OF NON-APPLICABILITY
DATE GENERAL PERMIT TO INSTALL GRANTED	SIGNATURE
DATE GENERAL PERMIT TO INSTALL REVOKED	SIGNATURE



**GENERAL PERMIT TO INSTALL APPLICATION  
ADDITIONAL INFORMATION**

FOR DEQ USE ONLY

PERMIT NUMBER

Authorized under 1994 PA 451, as amended. Completion of form is required if additional information is needed to make an application complete. Applicant may be subject to civil and/or criminal penalties for providing false information.

**Instructions:** Use this form to include additional information or attachments. Prepare and submit this form with General Information form (EQP5727).

1. FACILITY CODE

STATE REGISTRATION NUMBER (SRN)

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2. ID (Provide the identification number of the device, emission unit or stack/vent for which additional information is being submitted.)

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3. WHAT TYPE OF ADDITIONAL INFORMATION ARE YOU SUBMITTING WITH THIS APPLICATION? (check all that apply)

ATTACHMENT (if checked, describe and list what is attached. May include drawings, charts, calculations, assumptions, etc.)

TECHNICAL (Specialized information regarding the installation, construction, or use of a process or stack/vent)

GENERAL (Any supplemental information that is not technical information)

4. ADDITIONAL INFORMATION NARRATIVE (A brief description of the information or attachment. May include calculations, design parameters, small diagrams, etc.)



**GENERAL PERMIT TO INSTALL APPLICATION**  
**PROCESS INFORMATION - NONMETALLIC MINERAL CRUSHING (PAGE 1 OF 2)**

FOR DEQ USE ONLY

PERMIT NUMBER

Authorized under 1994 PA 451, as amended. Completion of form is required. Applicant may be subject to civil and /or criminal penalties for providing false information.

**Instructions:** Use this form to request authority to install and operate a nonmetallic mineral crushing facility, under the terms and conditions of a general permit to install pursuant to Rule 201a. If two or more primary crushers operate in parallel, each constitutes a separate facility. Complete a separate copy of this form for each facility. Prepare and submit this form with the General Information form (EQP5727). **For a Modification:** Complete Items 1 - 9. Identify all existing and new or additional process equipment. Certify and submit pages 1 and 2 of this form to the Permit Section and the appropriate district office. See map for district office locations.

1. FACILITY CODE STATE REGISTRATION NUMBER (SRN) <input type="text"/>		2. MINE/QUARRY NAME	
SECTION	TOWNSHIP	RANGE	3. AMOUNT PROCESSED AT THIS SITE (tons per year)
4. DESCRIPTION (Brief description of this facility or proposed modification. Attach a detailed site map showing all site characteristics including the location of any residential and/or commercial establishments and places of public assembly located within 1,000 feet of the proposed site)			
5. DOES THIS FACILITY HAVE ANY OUTSTANDING UNRESOLVED AIR VIOLATIONS?			<input type="checkbox"/> YES <input type="checkbox"/> NO
6. ARE THE CRUSHER(S) LOCATED A MINIMUM OF 500 FEET FROM ALL RESIDENTIAL OR COMMERCIAL ESTABLISHMENTS OR PLACES OF PUBLIC ASSEMBLY?			<input type="checkbox"/> YES <input type="checkbox"/> NO
7. WAS THIS FACILITY PREVIOUSLY PERMITTED PURSUANT TO RULE 201? IF YES, PERMIT NO. _____			<input type="checkbox"/> YES <input type="checkbox"/> NO
8. APPLICATION IS FOR <input type="checkbox"/> NEW GENERAL PERMIT <input type="checkbox"/> MODIFICATION TO EXISTING GENERAL PERMIT - PERMIT NO. _____			
9. <b>FOR A MODIFICATION:</b> IS THE FACILITY CURRENTLY IN COMPLIANCE WITH ALL CONDITIONS OF THE EXISTING GENERAL PERMIT, INCLUDING BUT NOT LIMITED TO THE TESTING OF ALL NSPS SUBJECT EQUIPMENT?			<input type="checkbox"/> YES <input type="checkbox"/> NO

**Instructions for completing the following items:** Each piece of equipment must have a unique Identification number (ID). The ID may be any combination of up to 10 letters, numbers or keyboard characters with no spaces between characters. Provide an ID and complete all items for each piece of process equipment at the facility. A manufactured date is required. If a device is shop built, the manufactured date may be estimated. If a device is not subject to NSPS Subpart OOO, an explanation is required. Use Additional Information form EQP5729 if more space is needed. Use as many copies of page 2 as needed to list all process equipment.

DEVICE DESCRIPTION (crusher-type, screen, conveyor, drill, etc.)		DEVICE ID (Assign an identification number for this device)	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY (tons per hour)	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

DEVICE DESCRIPTION (crusher-type, screen, conveyor, drill, etc.)		DEVICE ID (Assign an identification number for this device)	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY (tons per hour)	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

**This page must be certified by an authorized employee**

**Applicant Certification:** I certify, under penalty of law, that this permit application and any attachments were prepared by me, or under my direction or supervision in accordance with a system to ensure 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 information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. In addition, the equipment described in this application meets the necessary criteria for applicability for a General Permit to Install. Furthermore, I certify that I can and will comply with all conditions outlined in the General Permit to Install. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

SIGNATURE OF AUTHORIZED EMPLOYEE	DATE
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**GENERAL PERMIT TO INSTALL APPLICATION**  
**NONMETALLIC MINERAL CRUSHING- (PAGE 2 OF 2)**

FOR DEQ USE ONLY

PERMIT NUMBER

Authorized under 1994 PA 451, as amended. Completion of form is required. Applicant may be subject to civil and /or criminal penalties for providing false information.

**Instructions:** Page 1 of this form must be completed and certified by an authorized employee. Provide an ID and complete all items for each piece of process equipment at the facility. A manufactured date is required. If a device is shop built, the manufactured date may be estimated. If a device is not subject to NSPS subpart OOO, an explanation is required. Use Additional Information form EQP5729 if more space is needed. Use as many copies of this page as needed to list all process equipment.

**For a Modification:** Provide the information for all existing and new or additional process equipment. Submit pages 1 and 2 to the Permit Section and the appropriate district office. See map for district office locations.

DEVICE DESCRIPTION ( <i>crusher-type, screen, conveyor, drill, etc.</i> )		DEVICE ID ( <i>Assign an identification number for this device</i> )	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY ( <i>tons per hour</i> )	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

DEVICE DESCRIPTION ( <i>crusher-type, screen, conveyor, drill, etc.</i> )		DEVICE ID ( <i>Assign an identification number for this device</i> )	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY ( <i>tons per hour</i> )	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

DEVICE DESCRIPTION ( <i>crusher-type, screen, conveyor, drill, etc.</i> )		DEVICE ID ( <i>Assign an identification number for this device</i> )	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY ( <i>tons per hour</i> )	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

DEVICE DESCRIPTION ( <i>crusher-type, screen, conveyor, drill, etc.</i> )		DEVICE ID ( <i>Assign an identification number for this device</i> )	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY ( <i>tons per hour</i> )	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			

DEVICE DESCRIPTION ( <i>crusher-type, screen, conveyor, drill, etc.</i> )		DEVICE ID ( <i>Assign an identification number for this device</i> )	
MAKE AND MODEL		SERIAL NUMBER	MANUFACTURED DATE (MM/DD/YY)
MAXIMUM RATED CAPACITY ( <i>tons per hour</i> )	CONTROL? <input type="checkbox"/> YES <input type="checkbox"/> NO CONTROL TYPE		
IS DEVICE SUBJECT TO NSPS? <input type="checkbox"/> YES, HAS DEVICE BEEN TESTED? <input type="checkbox"/> YES, DATE TEST PASSED <input type="checkbox"/> NO, DATE TEST SCHEDULED <input type="checkbox"/> NO, REASON NOT SUBJECT			



## Michigan Department Of Environmental Quality - Air Quality Division

**GENERAL PERMIT TO INSTALL APPLICATION  
RELOCATION NOTICE**FOR DEQ USE ONLY  
PERMIT NUMBER

Authorized under 1994 PA 451, as amended. Completion of form is required. Applicant may be subject to civil and /or criminal penalties for providing false information.

**Instructions:** Use this form to request authority to relocate a nonmetallic mineral processing facility under the terms and conditions of a general permit to install pursuant to Rule 201a. A copy of the original general permit forms (EQP5727, EQP5729, and EQP5756) and any additional Process Information forms for modifications to this plant must be submitted with this form. Attach a detailed site map for the new location which shows all site characteristics including the location of any residential and/or commercial establishments and places of public assembly which are located within 1,000 feet of the proposed site. Certify and submit this form and any attachments to the Permit Section and the appropriate district office for the new location. See map for district office locations.

1. FACILITY CODES		
STATE REGISTRATION NUMBER (SRN)	<input type="text"/>	STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODE <input type="text"/>
2. APPLICANT NAME <i>(Business license name of the corporation, partnership, individual or government agency that owns the facility)</i>		
3. APPLICANT MAILING ADDRESS <i>(Street Address or P.O. Box Number)</i>		
4. CITY	5. STATE	6. ZIP CODE
7. NAME OF AUTHORIZED EMPLOYEE		
8. TITLE <i>(person identified in item 7)</i>		9. TELEPHONE NO. <i>(person identified in Item 7)</i> ( ) -
10. CONTACT PERSON <i>(technical point of contact, if different than name in Item 7)</i>		11. TELEPHONE NO. <i>(contact person)</i> ( ) -

<b>CURRENT PLANT LOCATION</b>		
12. MINE/QUARRY NAME		13. GENERAL PERMIT NUMBER
14. STREET ADDRESS		
15. CITY	16. ZIP CODE	17. COUNTY
18. SECTION	19. TOWNSHIP	20. RANGE

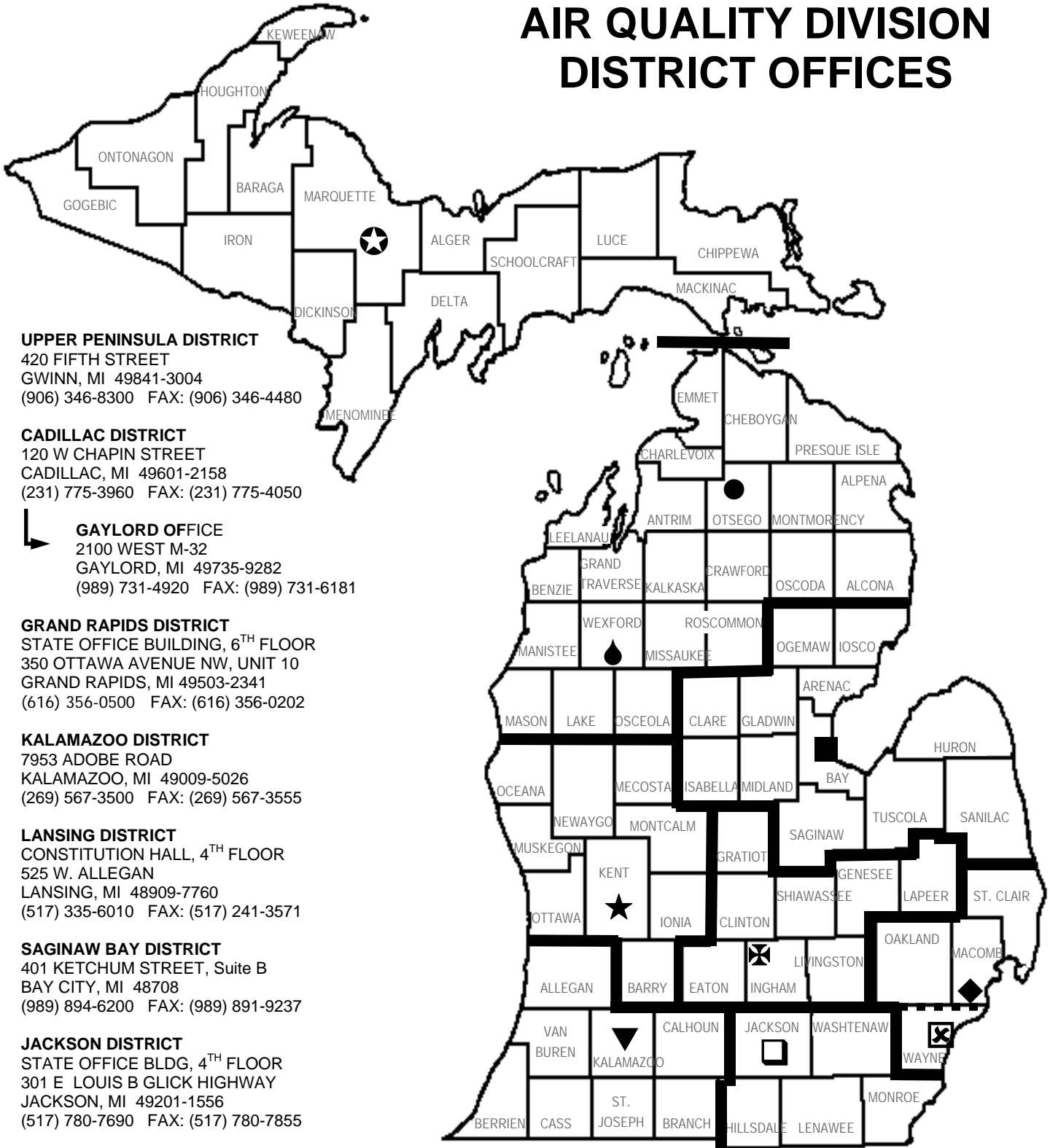
<b>NEW PLANT LOCATION</b>		
21. MINE/QUARRY NAME		
22. STREET ADDRESS		
23. CITY	24. ZIP CODE	25. COUNTY
26. SECTION	27. TOWNSHIP	28. RANGE
29. DATES PLANT IS TO BE LOCATED AT THIS SITE TO		30. AMOUNT TO BE PROCESSED AT THIS SITE <i>(tons per year)</i>
31. DIRECTIONS FROM NEAREST TOWN		

**Applicant Certification:** I certify, under penalty of law, that this permit application and any attachments were prepared by me, or under my direction or supervision in accordance with a system to ensure 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 information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. In addition, the equipment described in this application meets the necessary criteria for applicability for a General Permit to Install. Furthermore, I certify that I can and will comply with all conditions outlined in the General Permit to Install. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

SIGNATURE OF AUTHORIZED EMPLOYEE	DATE
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# AIR QUALITY DIVISION DISTRICT OFFICES



★ **UPPER PENINSULA DISTRICT**  
420 FIFTH STREET  
GWINN, MI 49841-3004  
(906) 346-8300 FAX: (906) 346-4480

● **CADILLAC DISTRICT**  
120 W CHAPIN STREET  
CADILLAC, MI 49601-2158  
(231) 775-3960 FAX: (231) 775-4050

● **GAYLORD OFFICE**  
2100 WEST M-32  
GAYLORD, MI 49735-9282  
(989) 731-4920 FAX: (989) 731-6181

★ **GRAND RAPIDS DISTRICT**  
STATE OFFICE BUILDING, 6<sup>TH</sup> FLOOR  
350 OTTAWA AVENUE NW, UNIT 10  
GRAND RAPIDS, MI 49503-2341  
(616) 356-0500 FAX: (616) 356-0202

▼ **KALAMAZOO DISTRICT**  
7953 ADOBE ROAD  
KALAMAZOO, MI 49009-5026  
(269) 567-3500 FAX: (269) 567-3555

✠ **LANSING DISTRICT**  
CONSTITUTION HALL, 4<sup>TH</sup> FLOOR  
525 W. ALLEGAN  
LANSING, MI 48909-7760  
(517) 335-6010 FAX: (517) 241-3571

■ **SAGINAW BAY DISTRICT**  
401 KETCHUM STREET, Suite B  
BAY CITY, MI 48708  
(989) 894-6200 FAX: (989) 891-9237

□ **JACKSON DISTRICT**  
STATE OFFICE BLDG, 4<sup>TH</sup> FLOOR  
301 E LOUIS B GLICK HIGHWAY  
JACKSON, MI 49201-1556  
(517) 780-7690 FAX: (517) 780-7855

◆ **SOUTHEAST MICHIGAN DISTRICT**  
27700 DONALD COURT  
WARREN, MI 48092-2793  
(586) 753-3700 FAX: (586) 753-3731

✠ **DETROIT OFFICE**  
CADILLAC PLACE, SUITE 2-300  
3058 WEST GRAND BLVD  
DETROIT, MI 48202-6058  
(313) 456-4700 FAX: (313) 456-4692  
[Wayne County sources]

**AIR QUALITY INTERNET ADDRESS:**

**[www.michigan.gov/air](http://www.michigan.gov/air)**