

## CHAPTER 25 – WATER, SEWERS AND SEWAGE DISPOSAL

Sec. 25-147. Wastewater Pretreatment; Wastewater Contribution Permits; permit issuance.

(a) Individual Wastewater Discharge Permit Decisions. The Director will evaluate the data furnished by the User and may require additional information. Within sixty (60) days of receipt of a complete individual wastewater discharge permit application, the Director will determine whether or not to issue an individual wastewater discharge permit. The Director may deny any application for any individual wastewater discharge permit.

(b) Permit Appeals. A User may petition the Director to reconsider the terms of an individual wastewater discharge permit within thirty (30) days of notice of its issuance.

(1) Failure to submit a timely petition for review shall be deemed to be a waiver of the administrative appeal.

(2) In its petition, the User must indicate the individual wastewater discharge permit provisions objected to, the reasons for this objection, and the alternative condition, if any, it seeks to place in the individual wastewater discharge permit.

(3) The effectiveness of the individual wastewater discharge permit shall not be stayed pending the appeal.

(4) If the Director fails to act within sixty (60) days, a request for reconsideration shall be deemed to be denied. Decisions not to reconsider an individual wastewater discharge permit, not to issue an individual wastewater discharge permit, or not to modify an individual wastewater discharge permit shall be considered final administrative actions for purposes of judicial review.

(5) Aggrieved parties seeking judicial review of the final administrative individual wastewater discharge permit decision must do so by filing a complaint with the appropriate court within the time period established by law.

(c) Duration. Permits shall be issued for a specific time period, not to exceed five (5) years from the effective date of the permit. Each individual wastewater discharge permit will indicate a specific date upon which it will expire. An individual wastewater discharge permit may be issued for a period less than five (5) years, at the discretion of the Director. A User shall apply for a permit reissuance a minimum of 180 days prior to the expiration of the User's existing permit. The terms and conditions of the permit may be subject to modification by the City during the term of the permit as limitations or requirements as identified in this Code are modified or other just cause exists. The User shall be informed of any proposed changes in the permit at least 30 days prior to the effective date of change. Any changes or new conditions in the permit shall include a reasonable time schedule for compliance.

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### (d) Individual Wastewater Discharge Permit Contents.

(1) An individual wastewater discharge permit shall include such conditions as are deemed reasonably necessary by the Director to prevent Pass Through or Interference, protect the quality of the water body receiving the treatment plant's effluent, protect worker health and safety, facilitate sludge management and disposal, and protect against damage to the POTW.

(2) Individual Wastewater discharge permits must contain all of the following information:

(i) A statement that indicates wastewater discharge permit issuance date, expiration date, and effective date which in no event shall exceed five (5) years;

(ii) A statement that the wastewater discharge permit is nontransferable without prior notification to the City of Peoria in accordance with this Section, and provisions for furnishing the new owner or operator with a copy of the existing wastewater discharge permit;

(iii) Effluent limits, including Best Management Practices, based on applicable Pretreatment Standards;

(iv) Self-monitoring, sampling, reporting, notification, and record-keeping requirements. These requirements shall include an identification of pollutants (or Best Management Practice) to be monitored, sampling location, sampling frequency, and sample type based on Federal, State, and local law;

(v) The process for seeking a waiver from monitoring for a pollutant neither present nor expected to be present in the Discharge;

(vi) A statement of applicable civil and criminal penalties for violation of Pretreatment Standards and requirements, and any applicable compliance schedule. Such schedule may not extend the time for compliance beyond that required by applicable Federal, State, or local law;

(vii) Requirements to control Slug Discharge, if determined by the Director to be necessary; and

(viii) Any grant of the monitoring waiver by the Director must be included as a condition in the User's permit.

(3) Individual Wastewater discharge permits may contain, but need not be limited to, the following conditions:

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- (i) Limits on the average and/or maximum rate of discharge, time of discharge, and/or requirements for flow regulation and equalization;
- (ii) Requirements for the installation of pretreatment technology, pollution control, or construction of appropriate containment devices, designed to reduce, eliminate, or prevent the introduction of pollutants into the treatment works;
- (iii) Requirements for the development and implementation of spill control plans or other special conditions including management practices necessary to adequately prevent accidental, unanticipated, or non-routine discharges;
- (iv) Development and implementation of waste minimization plans to reduce the amount of pollutants discharged to the POTW;
- (v) The unit charge or schedule of user charges and fees for the management of the wastewater discharged to the POTW;
- (vi) Requirements for installation and maintenance of inspection and sampling facilities and equipment;
- (vii) A statement that compliance with the individual wastewater discharge permit does not relieve the permittee of responsibility for compliance with all applicable Federal and State Pretreatment Standards, including those which become effective during the term of the wastewater discharge permit; and
- (viii) Other conditions as deemed appropriate by the Director to ensure compliance with the pretreatment provisions of this Chapter, and State and Federal laws, rules, and regulations.

(Code 1977, § 12-2-4.7)

(Ord. No. 90-11, 4/10/90)

(Ord. No. 91-41, 11/12/91)

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