

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES
MISSOURI CLEAN WATER COMMISSION



MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law (Chapter 644 RSMo, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92nd Congress) as amended,

Permit No.	MO-0022098
Owner:	City of Republic
Address:	4221 S. Wilson's Creek Boulevard, Republic, MO 65738
Continuing Authority:	Same as above
Address:	Same as above
Facility Name:	Republic Wastewater Treatment Facility
Facility Address:	915 North West Avenue, Republic, MO 65738
Legal Description:	See Page 2
UTM Coordinates:	See Page 2
Receiving Stream:	See Page 2
First Classified Stream and ID:	See Page 2
USGS Basin & Sub-watershed No.:	See Page 2

authorizes activities pursuant to the terms and conditions of this permit in accordance with the Missouri Clean Water Law and/or the National Pollutant Discharge Elimination System; it does not apply to other regulated activities.

FACILITY DESCRIPTION

See Page 2

August 1, 2024
Effective Date

July 31, 2029
Expiration Date



John Hoke, Director, Water Protection Program

FACILITY DESCRIPTION (continued):

Outfall(s) #002 – Discharges from these outfalls are no longer authorized and shall be subject to 40 CFR 122.41(m) and reported according to 40 CFR 122.41(m)(3)(i) & (ii).

Outfall #001 – POTW

The use or operation of this facility shall be by or under the supervision of a Certified “A” Operator.

Influent pump station / peak flow basin / grinder / mechanical screening / grit removal and grease separator / selector basins (3) / oxidation ditches (3) / final clarifiers (3) / tertiary filter / UV disinfection / aerobic digesters (3) / sludge decant equalization basin / sludge disposal by land application or hauled

Design population equivalent is 32,000.

Design flow is 3.2 million gallons per day.

Actual flow is 1.66 million gallons per day.

Design sludge production is 209 dry tons/year.

Legal Description:	Sec. 18, T28N, R23W, Greene County
UTM Coordinates:	X = 456631, Y = 4109492
Receiving Stream:	Tributary to Dry Branch
First Classified Stream and ID:	Presumed Use Stream (C) (losing) (5056)
USGS Basin & Sub-watershed No.:	(10290106-0201)

Permitted Feature INF – Influent Monitoring Location – Influent Headworks

Legal Description:	Sec. 18, T28N, R23W, Greene County
UTM Coordinates:	X= 456541, Y=419470

OUTFALL #001	TABLE A-1. FINAL EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					
The permittee is authorized to discharge from outfall number(s) as specified in the application for this permit. The final effluent limitations in Table A-1 shall become effective on August 1, 2024 and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	MONTHLY TOTAL	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
eDMR Limit Set: M						
Flow	MGD	*		*	once/weekday***	24 hr. total
Total Flow Ω	MG		*		once/month	Measured
EFFLUENT PARAMETER(S)	UNITS	DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Biochemical Oxygen Demand ₅	mg/L		15	10	once/week	composite**
Total Suspended Solids	mg/L		20	15	once/week	composite**
<i>E. coli</i> (Note 1, Page 4)	#/100mL	126		*	once/week	grab
Ammonia as N (January)	mg/L	12.1		3.1	once/month	composite**
Ammonia as N (February)	mg/L	10.1		2.7	once/month	composite**
Ammonia as N (March)	mg/L	12.1		3.1	once/month	composite**
Ammonia as N (April)	mg/L	12.1		2.7	once/month	composite**
Ammonia as N (May)	mg/L	12.1		2.2	once/month	composite**
Ammonia as N (June)	mg/L	12.1		1.7	once/month	composite**
Ammonia as N (July)	mg/L	12.1		1.5	once/month	composite**
Ammonia as N (August)	mg/L	12.1		1.5	once/month	composite**
Ammonia as N (September)	mg/L	12.1		1.8	once/month	composite**
Ammonia as N (October)	mg/L	12.1		2.6	once/month	composite**
Ammonia as N (November)	mg/L	12.1		3.1	once/month	composite**
Ammonia as N (December)	mg/L	12.1		3.1	once/month	composite**
Total Phosphorus	mg/L	*		*	once/month	composite**
Total Kjeldahl Nitrogen	mg/L	*		*	once/month	composite**
Nitrite + Nitrate	mg/L	*		*	once/month	composite**
Total Nitrogen (Note 2, Page 4)	mg/L	*		*	once/month	calculated
Copper, Total Recoverable	µg/L	23.1		9.2	once/month	composite**
EFFLUENT PARAMETER(S)	UNITS	MINIMUM		MAXIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
pH – Units****	SU	6.5		9.0	once/month	Grab
EFFLUENT PARAMETER(S)			UNITS	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Biochemical Oxygen Demand ₅ – Percent Removal (Note 3, Page 4)			%	85	once/month	calculated
Total Suspended Solids – Percent Removal (Note 3, Page 4)			%	85	once/month	calculated
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY ; THE FIRST REPORT IS DUE SEPTEMBER 28, 2024.						

* Monitoring requirement only.

** A 24-hour composite sample is composed of 48 aliquots (subsamples) collected at 30 minute intervals by an automatic sampling device.

*** Once each weekday means: Monday, Tuesday, Wednesday, Thursday, and Friday.

**** pH is measured in pH units and is not to be averaged.

Ω Total flow must be measured daily, including weekends and holidays.

Note 1 – Effluent limits of 126 #/100 mL daily maximum and monitoring only for monthly average for *E. coli* are applicable year round due to losing stream designation. No more than 10 percent of samples over the course of a calendar year shall exceed the 126 #/100 mL daily maximum.

Note 2 – Total Nitrogen is calculated as; TN = Total Kjeldahl Nitrogen + Nitrate+Nitrite.

Note 3 – Influent sampling for BOD₅ and TSS is not required during periods of land application when the facility does not discharge effluent / when holding for controlled discharge purposes and a discharge does not occur during the reporting period / when the facility does not discharge effluent during the reporting period. Samples are to be collected prior to any treatment process. Calculate Percent Removal by using the following formula: [(Average Influent –Average Effluent) / Average Influent] x 100% = Percent Removal. Influent and effluent samples are to be taken during the same month. The Average Influent and Average Effluent values are to be calculated by adding the respective values together and dividing by the number of samples taken during the month. Influent samples are to be collected as a 24-hour composite sample, composed of 48 aliquots (subsamples) collected at 30 minute intervals by an automatic sampling.

OUTFALL #001		TABLE A-2. FINAL EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS				
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations in Table A-2 shall become effective on August 1, 2024 and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
eDMR Limit Set: Q						
Oil & Grease	mg/L	*		*	once/quarter [£]	grab
Cyanide, Amenable to Chlorination (Note 4)	µg/L	9.3		3.9	once/quarter [£]	grab
Selenium, Total Recoverable (Note 5, Page 5)	µg/L	*		*	once/quarter [£]	composite**
Thallium, Total Recoverable	µg/L	*		*	once/quarter [£]	composite**
Zinc, Total Recoverable	µg/L	*		*	once/quarter [£]	composite**
MONITORING REPORTS SHALL BE SUBMITTED QUARTERLY ; THE FIRST REPORT IS DUE OCTOBER 28, 2024 .						

* Monitoring requirement only.

** A 24-hour composite sample is composed of 48 aliquots (subsamples) collected at 30-minute intervals by an automatic sampling device.

£ See table below for quarterly sampling requirements.

Quarterly Minimum Sampling Requirements			
Quarter	Months	Quarterly Effluent Parameters	Report is Due
First	January, February, March	Sample at least once during any month of the quarter	April 28 th
Second	April, May, June	Sample at least once during any month of the quarter	July 28 th
Third	July, August, September	Sample at least once during any month of the quarter	October 28 th
Fourth	October, November, December	Sample at least once during any month of the quarter	January 28 th

Note 4 – This effluent limit is below the accepted minimum quantification level (ML). The department has determined the current acceptable ML of Cyanide Amenable to Chlorination to be 10 µg/L when using SM 4500-CN-G. Cyanides Amenable to Chlorination after Distillation in *Standard Methods for the Examination of Water and Wastewater*, 22nd Edition. The permittee will conduct analyses in accordance with this method, or equivalent, and report actual analytical values. Measured values greater than or equal to the minimum quantification level of 10 µg/L will be considered violations of the permit and values less than the minimum quantification level of 10 µg/L will be considered to be in compliance with the permit limitation. The minimum quantification level does not authorize the discharge of Cyanide in excess of the effluent limits stated in the permit.

Note 5 – This permit establishes monitoring for total recoverable selenium. The most commonly used analytical methods detection limits may not be sensitive to detect Selenium at the Water Quality Standard of 5 µg/L. However, 40 CFR 136 indicates effluent characteristics can be effectively quantified using EPA approved method 200.9 or 3113B. These methods have detection limits of 0.6 µg/L and 2 µg/L respectively; either may be used to attain compliance with Standard Conditions Part I Section A 4.

OUTFALL #001	TABLE A-3. WHOLE EFFLUENT TOXICITY FINAL EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS			
The permittee is authorized to discharge from outfall number(s) as specified in the application for this permit. The final effluent limitations in Table A-3 shall become effective on <u>August 1, 2024</u> and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:				
EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS	MONITORING REQUIREMENTS	
		DAILY MAXIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
eDMR Limit Set: WA				
Acute Whole Effluent Toxicity - <i>Pimephales promelas</i> (Note 6)	TU _a	*	once/year	composite**
Acute Whole Effluent Toxicity - <i>Ceriodaphnia dubia</i> (Note 6)	TU _a	*	once/year	composite**
ACUTE WET TEST MONITORING REPORTS SHALL BE SUBMITTED <u>ANNUALLY</u> ; THE FIRST REPORT IS DUE <u>JANUARY 28, 2025</u> .				
eDMR Limit Set: WC				
Chronic Whole Effluent Toxicity - <i>Pimephales promelas</i> (Note 7)	TU _c	*	once/permit cycle	composite**
Chronic Whole Effluent Toxicity - <i>Ceriodaphnia dubia</i> (Note 7)	TU _c	*	once/permit cycle	composite**
CHRONIC WET TEST REPORTS SHALL BE SUBMITTED <u>ONCE PER PERMIT CYCLE</u> ; THE FIRST REPORT IS DUE <u>JANUARY 28, 2029</u> .				

* Monitoring requirement only.

** A 24-hour composite sample is composed of 48 aliquots (subsamples) collected at 30-minute intervals by an automatic sampling device.

Note 6 – The Acute WET test shall be conducted during the years 2024, 2025, 2026, and 2027. See Special Condition #14 for additional requirements.

Note 7 – The Chronic WET test shall be conducted once per permit cycle during the year 2028. An Acute WET test is not required during the year of the Chronic test. See Special Condition #15 for additional requirements.

PERMITTED FEATURE <u>INF</u>	TABLE B-1. INFLUENT MONITORING REQUIREMENTS					
The monitoring requirements in Table B-1 shall become effective on <u>August 1, 2024</u> and remain in effect until expiration of the permit. The influent wastewater shall be monitored by the permittee as specified below:						
PARAMETER(S)	UNITS	MONITORING REQUIREMENTS				
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
eDMR Limit Set: IM						
Biochemical Oxygen Demand ₅ (Note 3)	mg/L			*	once/month	composite**
Total Suspended Solids (Note 3)	mg/L			*	once/month	composite**
Ammonia as N	mg/L	*		*	once/month	composite**
Total Phosphorus	mg/L	*		*	once/month	composite**
Total Kjeldahl Nitrogen	mg/L	*		*	once/month	composite**
Nitrite + Nitrate	mg/L	*		*	once/month	composite**
MONITORING REPORTS SHALL BE SUBMITTED <u>MONTHLY</u> ; THE FIRST REPORT IS DUE <u>SEPTEMBER 28, 2024</u> .						

* Monitoring requirement only.

** A 24-hour composite sample is composed of 48 aliquots (subsamples) collected at 30-minute intervals by an automatic sampling device.

Note 3 – Influent sampling for BOD₅ and TSS is not required when the facility does not discharge effluent during the reporting period. Samples are to be collected prior to any treatment process. Calculate Percent Removal by using the following formula: $[(\text{Average Influent} - \text{Average Effluent}) / \text{Average Influent}] \times 100\% = \text{Percent Removal}$. Influent and effluent samples are to be taken during the same month. The Average Influent and Average Effluent values are to be calculated by adding the respective values together and dividing by the number of samples taken during the month. Influent samples are to be collected as a 24-hour composite sample, composed of 48 aliquots (subsamples) collected at 30-minute intervals by an automatic sampling device.

C. STANDARD CONDITIONS

In addition to specified conditions stated herein, this permit is subject to the attached Parts I, II, & III standard conditions dated August 1, 2014, May 1, 2013, and August 1, 2019, and hereby incorporated as though fully set forth herein. Annual reports required per Standard Conditions Part III Section K shall be submitted online to the department via the department's eDMR system as an attachment. This supersedes Standard Conditions Part III Section K #4. EPA reports shall continue to be submitted online via the Central Data Exchange system.

D. SPECIAL CONDITIONS

1. Electronic Discharge Monitoring Report (eDMR) Submission System. Per 40 CFR Part 127 National Pollutant Discharge Elimination System (NPDES) Electronic Reporting Rule, reporting of effluent monitoring data and any report required by the permit (unless specifically directed otherwise by the permit) shall be submitted by the permittee via an electronic system to ensure timely, complete, accurate, and nationally consistent set of data about the NPDES program. All reports uploaded into the system shall be reasonably named so they are easily identifiable, such as "WET Test Chronic Outfall 002 Jan 2023," or "Outfall 004 Daily Data Mar 2025."
 - a) eDMR Registration Requirements. The permittee must register with the department's eDMR system through the Missouri Gateway for Environmental Management (MoGEM) before the first report is due. Registration and other information regarding MoGEM can be found at <https://dnr.mo.gov/data-e-services/missouri-gateway-environmental-management-mogem>. Information about the eDMR system can be found at <https://dnr.mo.gov/water/business-industry-other-entities/reporting/electronic-discharge-monitoring-reporting-system-edmr>. The first user shall register as an Organization Official and the association to the facility must be approved by the department. Regarding Standard Conditions Part I, Section B, #7, the eDMR system is currently the only department approved reporting method for this permit unless a waiver is granted by the department. See paragraph (c) below.

D. SPECIAL CONDITIONS (continued)

- (b) Electronic Submissions. To access the eDMR system, use the following link in your web browser: <https://apps5.mo.gov/mogems/welcome.action>. If you experience difficulties with using the eDMR system you may contact edmr@dnr.mo.gov or call 855-789-3889 or 573-526-2082 for assistance.
 - (c) Waivers from Electronic Reporting. The permittee must electronically submit compliance monitoring data and reports unless a waiver is granted by the department in compliance with 40 CFR Part 127. The permittee may obtain an electronic reporting waiver by first submitting an eDMR Waiver Request Form: <https://dnr.mo.gov/document-search/electronic-discharge-monitoring-report-waiver-request-form-mo-780-2692>. The department will either approve or deny this electronic reporting waiver request within 120 calendar days.
2. The full implementation of this operating permit, which includes implementation of any applicable schedules of compliance, shall constitute compliance with all applicable federal and state statutes and regulations in accordance with §644.051.19 RSMo, and the Clean Water Act (CWA) Section 402(k); however, this permit may be reopened and modified, or alternatively revoked and reissued:
- (a) To comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a)(2) of the CWA, if the effluent standard or limitation so issued or approved:
 - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
 - (2) controls any pollutant not limited in the permit.
 - (b) To incorporate an approved pretreatment program or modification thereto pursuant to 40 CFR 403.8(c) or 40 CFR 403.18(e), respectively.
3. All outfalls must be clearly marked in the field.
4. Report as no-discharge when a discharge does not occur during the report period.
5. Reporting of Non-Detects:
- (a) An analysis conducted by the permittee or their contracted laboratory shall be conducted in such a way that the precision and accuracy of the analyzed result can be enumerated.
 - (b) See sufficiently sensitive test method requirements in Standard Conditions Part I, Section A, No. 4 regarding proper testing and method minimum levels used for sample analysis.
 - (c) The permittee shall not report a sample result as “Non-Detect” without also reporting the method minimum level of the test. Reporting as “Non Detect” without also including the method minimum level, will be considered failure to report, which is a violation of this permit.
 - (d) The permittee shall provide the “Non-Detect” sample result using the less than symbol and the method minimum level (e.g., <50 µg/L, if the method minimum level for the parameter is 50 µg/L).
 - (e) Where the permit contains a department determined Minimum Quantification Level (ML) and the permittee is granted authority in the permit to report zero in lieu of the < ML for a specified parameter (conventional, priority pollutants, metals, etc.), then zero (0) is to be reported for that parameter.
 - (f) For the daily maximum, the facility shall report the highest value. If the highest value was a non-detect, use the less than “<” symbol and the laboratory’s highest method minimum level.
 - (g) For reporting an average based on all non-detected values, remove the “<” sign from the values, average the values, and then add the “<” symbol back to the resulting average.
 - (h) For reporting an average based on a mix of detected and non-detected values (not including *E. coli*), assign a value of “0” for all non-detects for that reporting period and report the average of all the results.
 - (i) When *E. coli* is not detected above the method minimum level, the permittee must report the data qualifier signifying less than detection limit for that parameter (e.g., <1 #/100mL, if the method minimum level is 1 #/100mL). For reporting a geometric mean based on a mix of detected and non-detected values, use one-half of the detection limit (instead of zero) for non-detects when calculating geometric means.
 - (j) See the Fact Sheet Appendix - Non-Detect Example Calculations for further guidance.
6. The permittee shall comply with any applicable requirements listed in 10 CSR 20-9, unless the facility has received written notification that the department has approved a modification to the requirements. The monitoring frequencies contained in this permit shall not be construed by the permittee as a modification of the monitoring frequencies listed in 10 CSR 20-9. To request a modification of the operational control testing requirements listed in 10 CSR 20-9, the permittee shall submit a permit modification application and fee to the department requesting a deviation from the operational control monitoring requirements. Upon approval of the request, the department will modify the permit.

D. SPECIAL CONDITIONS (continued)

7. The permittee shall continue to implement and update if necessary, the program for maintenance and repair of its collection system. The permittee may compare collection system performance results and other data with the benchmarks used in the departments' Capacity, Management, Operation, And Maintenance (CMOM) Model, located at <https://dnr.mo.gov/document-search/capacity-management-operations-maintenance-plan-editable-template>. Additional information regarding the departments' CMOM Model is available at <https://dnr.mo.gov/print/document-search/pub2574>.

The permittee shall also submit a report to the Southwest Regional Office via the Electronic Discharge Monitoring Report (eDMR) Submission System annually, by January 28th, for the previous calendar year. The report shall contain the following information:

- (a) A summary of the efforts to locate and eliminate specific sources of excessive infiltration and inflow into the collection system serving the facility for the previous year.
 - (b) A summary of the general maintenance and repairs to the collection system serving the facility for the previous year.
 - (c) A summary of any planned maintenance and repairs to the collection system serving the facility for the upcoming calendar year. This list shall include locations (GPS, 911 address, manhole number, etc.) and actions to be taken.
8. Bypasses are not authorized at this facility unless they meet the criteria in 40 CFR 122.41(m). If a bypass occurs, the permittee shall report in accordance to 40 CFR 122.41(m)(3), and with Standard Condition Part I, Section B, subsection 2. Bypasses are to be reported to the Southwest Regional Office during normal business hours or by using the online Sanitary Sewer Overflow/Facility Bypass Application located at: <https://dnr.mo.gov/data-e-services/missouri-gateway-environmental-management-mogem> or the Environmental Emergency Response spill-line at 573-634-2436 outside of normal business hours. Once an electronic reporting system compliant with 40 CFR Part 127, the National Pollutant Discharge Elimination System (NPDES) Electronic Reporting Rule, is available all bypasses must be reported electronically via the new system. Blending, which is the practice of combining a partially-treated wastewater process stream with a fully-treated wastewater process stream prior to discharge, is not considered a form of bypass. If the permittee wishes to utilize blending, the permittee shall file an application to modify this permit to facilitate the inclusion of appropriate monitoring conditions.
9. The facility must be sufficiently secured to restrict entry by children, livestock, and unauthorized persons as well as to protect the facility from vandalism.
10. An Operation and Maintenance (O & M) manual shall be maintained by the permittee and made available to the operator. The O & M manual shall include key operating procedures and a brief summary of the operation of the facility.
11. An all-weather access road to the treatment facility shall be maintained.
12. The outfall sewer shall be protected and maintained against the effects of floodwater, ice, or other hazards as to reasonably ensure its structural stability, freedom from stoppage, and that a sample of the effluent can be obtained at a point after the final treatment process and before the discharge mixes with the receiving waters.
13. Acute Whole Effluent Toxicity (WET) tests shall be conducted as follows:
- (a) Freshwater Species and Test Methods: Species and short-term test methods for estimating the acute toxicity of NPDES effluents are found in the most recent edition of *Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms* (EPA/821/R-02/012; Table IA, 40 CFR Part 136). The permittee shall concurrently conduct 48-hour, static, non-renewal toxicity tests with the following species:
 - i. The fathead minnow, *Pimephales promelas* (Acute Toxicity EPA Test Method 2000.0).
 - ii. The daphnid, *Ceriodaphnia dubia* (Acute Toxicity EPA Test Method 2002.0).
 - (b) Chemical and physical analysis of the upstream control sample and effluent sample shall occur immediately upon being received by the laboratory, prior to any manipulation of the effluent sample beyond preservation methods consistent with federal guidelines for WET testing that are required to stabilize the sample during shipping. Where upstream receiving water is not available or known to be toxic, other approved control water may be used.
 - (c) Test conditions must meet all test acceptability criteria required by the EPA Method used in the analysis.
 - (d) The laboratory shall not chemically dechlorinate the sample.
 - (e) The Allowable Effluent Concentration (AEC) is 100 percent the dilution series is: 100 percent, 50 percent, 25 percent, 12.5 percent, and 6.25 percent.
 - (f) All chemical and physical analysis of the effluent sample performed in conjunction with the WET test shall be performed at the 100 percent effluent concentration.
 - (g) The facility must submit a full laboratory report for all toxicity testing. The report must include a quantification of acute toxic units ($TU_a = 100/LC_{50}$) reported according to the test methods manual chapter on report preparation and test review. The Lethal Concentration 50 Percent (LC_{50}) is the effluent concentration that would cause death in 50 percent of the test organisms at a specific time.

D. SPECIAL CONDITIONS (continued)

14. Chronic Whole Effluent Toxicity (WET) tests shall be conducted as follows:
- (a) Freshwater Species and Test Methods: Species and short-term test methods for estimating the chronic toxicity of NPDES effluents are found in the most recent edition of *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms* (EPA/821/R-02/013; Table IA, 40 CFR Part 136). The permittee shall concurrently conduct 7-day, static renewal toxicity tests with the following species:
 - i. The fathead minnow, *Pimephales promelas* (Survival and Growth Test Method 1000.0).
 - ii. The daphnid, *Ceriodaphnia dubia* (Survival and Reproduction Test Method 1002.0).
 - (b) Chemical and physical analysis of the upstream control sample and effluent sample shall occur immediately upon being received by the laboratory, prior to any manipulation of the effluent sample beyond preservation methods consistent with federal guidelines for WET testing that are required to stabilize the sample during shipping. Where upstream receiving water is not available or known to be toxic, other approved control water may be used.
 - (c) Test conditions must meet all test acceptability criteria required by the EPA Method used in the analysis.
 - (d) The laboratory shall not chemically dechlorinate the sample.
 - (e) The Allowable Effluent Concentration (AEC) is 100%, the dilution series is: 100 percent, 50 percent, 25 percent, 12.5 percent, and 6.25 percent.
 - (f) All chemical and physical analysis of the effluent sample performed in conjunction with the WET test shall be performed at the 100 percent effluent concentration.
 - (g) The facility must submit a full laboratory report for all toxicity testing. The report must include a quantification of chronic toxic units ($TU_c = 100/IC_{25}$) reported according to the *Methods for Measuring the Chronic Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms* chapter on report preparation and test review. The 25 percent Inhibition Effect Concentration (IC_{25}) is the toxic or effluent concentration that would cause 25 percent reduction in mean young per female or in growth for the test populations.
15. Stormwater Pollution Prevention Plan (SWPPP): A SWPPP must be implemented upon permit issuance. Through implementation of the SWPPP, the permittee shall minimize the release of pollutants in stormwater from the facility to the waters of the state. The SWPPP shall be developed in consultation with the concepts and methods described in the following document: Developing Your Stormwater Pollution Prevention Plan, A Guide for Industrial Operators, (Document number EPA 833-B-09-002) published by the United States Environmental Protection Agency (USEPA) in June 2015.
- (a) The SWPPP must identify any stormwater outfall from the facility and Best Management Practices (BMPs) used to prevent or reduce the discharge of contaminants in stormwater. The stormwater outfalls shall either be marked in the field or clearly marked on a map and maintained with the SWPPP.
 - (b) The SWPPP must include a schedule and procedures for a once per month routine site inspection.
 - i. The monthly routine inspection shall be documented in a brief written report, which shall include:
 - a. The person(s) conducting the inspection.
 - b. The inspection date and time.
 - c. Weather information for the day of the inspection.
 - d. Precipitation information for the entire period since the last inspection.
 - e. Description of the discharges observed, including visual quality of the discharges (sheen, turbid, etc.).
 - f. Condition of BMPs
 - g. If BMPs were replaced or repaired.
 - h. Observations and evaluations of BMP effectiveness.
 - ii. Any deficiency observed during the routine inspection must be corrected within seven days and the actions taken to correct the deficiencies shall be included with the written report.
 - iii. The routine inspection reports must be kept onsite with the SWPPP and maintained for a period of five years.
 - iv. The routine inspection reports shall be made available to department personnel upon request.
 - (c) The SWPPP must include a schedule and procedures for a once per year comprehensive site inspection.
 - (1) The annual comprehensive inspection shall be documented in a written report, which shall include:
 - i. The person(s) conducting the inspection.
 - ii. The inspection date and time.
 - iii. Findings from the areas of your facility that were examined;
 - iv. All observations relating to the implementation of your control measures including:
 - 1. Previously unidentified discharges from the site,
 - 2. Previously unidentified pollutants in existing discharges,
 - 3. Evidence of, or the potential for, pollutants entering the drainage system;
 - 4. Evidence of pollutants discharging to receiving waters at all facility outfall(s), and the condition of and around the outfall, and
 - 5. Additional control measures needed to address any conditions requiring corrective action identified during the inspection.
 - v. Any required revisions to the SWPPP resulting from the inspection;

D. SPECIAL CONDITIONS (continued)

- vi. Any incidence of noncompliance observed or a certification stating that the facility is in compliance with Special Condition D.16.
 - (2) Any deficiency observed during the comprehensive inspection must be corrected within 7 days and the actions taken to correct the deficiencies shall be included with the written report.
 - (3) The comprehensive inspection reports must be kept onsite with the SWPPP and maintained for a period of 5 years.
 - (4) The comprehensive inspection reports shall be made available to department personnel upon request.
 - (d) The SWPPP must be kept on-site and should not be sent to the department unless specifically requested.
 - (e) The SWPPP must be reviewed and updated at a minimum once per permit cycle, as site conditions or control measures change.
16. The permittee shall select, install, use, operate, and maintain the Best Management Practices prescribed in the SWPPP.
- (a) Permittee shall adhere to the following minimum Best Management Practices (BMPs):
 - (1) Minimize the exposure of industrial material storage areas, loading and unloading areas, dumpsters and other disposal areas, maintenance activities, and fueling operations to rain, snow, snowmelt, and runoff, by locating industrial materials and activities inside or protecting them with storm resistant coverings, if warranted and practicable.
 - (2) Provide good housekeeping practices on the site to prevent potential pollution sources from coming into contact with stormwater and provide collection facilities and arrange for proper disposal of waste products, including sludge.
 - (3) Implement a maintenance program to ensure that the structural control measures and industrial equipment is kept in good operating condition and to prevent or minimize leaks and other releases of pollutants.
 - (4) Prevent or minimize the spillage or leaks of fluids, oil, grease, fuel, etc. from equipment and vehicle maintenance, equipment and vehicle cleaning, or activities.
 - (5) Provide sediment and erosion control sufficient to prevent or control sediment loss from the property. This could include the use of straw bales, silt fences, or sediment basins, if needed.
 - (6) Provide stormwater runoff controls to divert, infiltrate, reuse, contain, or otherwise minimize pollutants in the stormwater discharge.
 - (7) Enclose or cover storage piles of salt or piles containing salt, used for deicing or other commercial or industrial purposes.
 - (8) Provide training to all employees who; work in areas where industrial materials or activities are exposed to stormwater, are responsible for stormwater inspections, are members of the Pollution Prevention Team. Training must cover the specific control measures and monitoring, inspection, planning, reporting and documentation requirements of this permit. Training is recommended annually for any applicable staff and whenever a new employee is hired who meets the description above.
 - (9) Eliminate and prevent unauthorized non-stormwater discharges at the facility.
 - (10) Minimize generation of dust and off-site tracking of raw, final, or waste materials by implementing appropriate control measures.
17. Renewal Application Requirements.
- (a) This facility shall submit an appropriate and complete application to the department no less than 180 days prior to the expiration date listed on Page 1 of the permit.
 - (b) Application materials shall include a completed Form B2.
 - (1) For Part B, Additional Application Information #14 Effluent Testing Data, the permittee shall submit at a minimum, effluent testing data based on at least three samples for each outfall through which effluent is discharged. The samples must be no more than four and one-half years apart.
 - i. Sufficiently sensitive analytical methods must be used. A method is "sufficiently sensitive" when; 1) the method minimum level is at or below the level of the applicable water quality criterion for the pollutant or, 2) the method minimum level is above the applicable water quality criterion, but the amount of pollutant in a facility's discharge is high enough that the method detects and quantifies the level of pollutant in the discharge, or 3) the method has the lowest minimum level of the analytical methods approved under 10 CSR 20-7.015. These methods are also required for parameters that are listed as monitoring only, as the data collected may be used to determine if limitations need to be established. A permittee is responsible for working with their contractors to ensure that the analysis performed is sufficiently sensitive. The facility shall ensure that the selected methods are able to quantify the presence of pollutants in a given discharge at concentrations that are low enough to determine compliance with Water Quality Standards in 10 CSR 20-7.031.
 - (2) For Part D, Expanded Effluent Testing Data #18, the permittee shall submit at a minimum, effluent testing data based on at least three pollutant scans for each outfall through which effluent is discharged. The pollutant scans must be performed no more than four and one-half years prior to the date of the permit application submittal.
 - i. Sufficiently sensitive analytical methods must be used. See Special Condition 17(b)(i)1 above for more information.
 - (3) For Part E, Toxicity Testing Data #19, the facility shall submit at a minimum, either 4 quarterly tests for a 12-month period within the past one year using multiple species (minimum of two species), or the results from 4 tests performed

D. SPECIAL CONDITIONS (continued)

at least annually in the 4 ½ years prior to the date of the permit application submittal, for each of the facility's discharge points.

- (4) For Part F, Industrial User Discharges and RCRA/CERCLA Wastes, if the treatment works accepts process wastewater from any significant industrial users, also known as SIUs, or receives a RCRA or CERCLA wastes, the permittee shall complete the applicable portions of #20, #21, #22, and/or #23 for each SIU and/or remedial waste accepted.

i. SIUs are defined as:

1. All Categorical Industrial Users, or CIUs, subject to Categorical Pretreatment Standards under 40 Code of Federal Regulations 403.6 and 40 Code of Federal Regulations 403.6 and 40 CFR Chapter 1, Subchapter N.
2. Any other industrial user that meets one or more of the following:
 - a. Discharges an average of 25,000 gallons per day or more of process wastewater to the treatment works (with certain exclusions).
 - b. Contributes a process waste stream that makes up 5 percent or more of the average dry weather hydraulic or organic capacity of the treatment plant.
 - c. Is designated as an SIU by the control authority.
 - d. Is otherwise required by the permitting authority to provide the information.

- (c) Complete the Financial Questionnaire (<https://dnr.mo.gov/document-search/financial-questionnaire-mo-780-2511>) and submit it with your application.

E. NOTICE OF RIGHT TO APPEAL

If you were adversely affected by this decision, you may be entitled to pursue an appeal before the administrative hearing commission (AHC) pursuant to §621.250 and §644.051.9 RSMo. To appeal, you must file a petition with the AHC within thirty days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If any such petition is sent by registered mail or certified mail, it will be deemed filed on the date it is mailed; if it is sent by any method other than registered mail or certified mail, it will be deemed filed on the date it is received by the AHC. Any appeal should be directed to:

Administrative Hearing Commission
U.S. Post Office Building, Third Floor
131 West High Street, P.O. Box 1557
Jefferson City, MO 65102-1557
Phone: 573-751-2422
Fax: 573-751-5018
Website: <https://ahc.mo.gov>

MISSOURI DEPARTMENT OF NATURAL RESOURCES
FACT SHEET
FOR THE PURPOSE OF RENEWAL
OF
MO-0022098
REPUBLIC WWTF

The Federal Water Pollution Control Act ("Clean Water Act" Section 402 Public Law 92-500 as amended) established the National Pollutant Discharge Elimination System (NPDES) permit program. This program regulates the discharge of pollutants from point sources into the waters of the United States, and the release of stormwater from certain point sources. All such discharges are unlawful without a permit (Section 301 of the "Clean Water Act"). After a permit is obtained, a discharge not in compliance with all permit terms and conditions is unlawful. Missouri State Operating Permits (MSOPs) are issued by the Director of the Missouri Department of Natural Resources (Department) under an approved program, operating in accordance with federal and state laws (Federal "Clean Water Act" and "Missouri Clean Water Law" §644, RSMo, as amended). MSOPs are issued for a period of five years unless otherwise specified.

As per [40 CFR Part 124.8(a)] and [10 CSR 20-6.020(1)(A)2.], a Factsheet shall be prepared to give pertinent information regarding the applicable regulations, rationale for the development of effluent limitations and conditions, and the public participation process for the Missouri State Operating Permit (operating permit) listed below.

A Factsheet is not an enforceable part of an operating permit.

Part I – Facility Information

Application Date: 07/28/2023

Expiration Date: 03/31/2024

Facility Type and Description: POTW -

Influent pump station / peak flow basin / grinder / mechanical screening / grit removal and grease separator / selector basins (3) / oxidation ditches (3) / final clarifiers (3) / tertiary filter / UV disinfection / aerobic digesters (3) / sludge decant equalization basin / biosolids/sludge disposal by land application or hauled

Design population equivalent is 32,000.

Design flow is 3.2 million gallons per day.

Actual flow is 1.66 million gallons per day.

Design sludge production is 209 dry tons/year with actual production of 120 dry tons/year. Approximately 237,000 cubic feet of sludge storage is provided, which is approximately 60 days of storage at 2 percent solids.

There is approximately 132 miles of collection system, with no satellite collection systems.

OUTFALL(S) TABLE:

OUTFALL	DESIGN FLOW (CFS)	TREATMENT LEVEL	EFFLUENT TYPE
#001	4.96	Secondary	Domestic

Comments:

Changes in this permit for Outfall #001 include the addition of total monthly flow and total zinc monitoring, the reduction of oil and grease monitoring frequency and limits. Cyanide monitoring was reduced from monthly to quarterly. The schedule of compliance for cyanide was removed as the facility has shown compliance with detection limit specified in the permit. Special conditions were updated to include the inflow and infiltration reporting requirements, reporting of non-detects, bypass reporting requirements, and the Electronic Discharge Monitoring Report (eDMR) Submission System. Facility description updated to include the ability to haul biosolids, which the City of Republic has an agreement to haul to the City of Springfield.

Part II – Effluent Limitations and Monitoring Requirements

OUTFALL #001 – MAIN FACILITY OUTFALL

Effluent limitations derived and established in the permit are based on current operations of the facility, outfall location, and receiving stream. Future permit action due to facility modification may contain new operating permit terms and conditions that supersede the terms and conditions, including effluent limitations, of this operating permit.

OUTFALL #001 - RECEIVING STREAM INFORMATION

RECEIVING STREAM(S) TABLE:

WATER-BODY NAME	CLASS	WBID	DESIGNATED USES**	12-DIGIT HUC	DISTANCE TO CLASSIFIED SEGMENT (MI)
Tributary to Dry Branch	--	--	General Criteria	10290106-0201	0.04
Dry Branch/Presumed Use Stream (losing)*	C	5056	AQL-WWH, HHP, IRR, LWP, SCR, WBC-B		1.0
Dry Branch (losing)	C	1406	AQL-WWH, HHP, IRR, LWP, SCR, WBC-B		1.04

* The previous permit identified 100K Extent-Remaining Stream. This change is due to a new numbering system and new naming convention of the streams, and the actual receiving stream has not changed.

**As per 10 CSR 20-7.031 Missouri Water Quality Standards, the department defines the Clean Water Commission's water quality objectives in terms of "water uses to be maintained and the criteria to protect those uses." The receiving stream and 1st classified receiving stream's beneficial water uses to be maintained are in the receiving stream table in accordance with [10 CSR 20-7.031(1)(F)].

Uses found in the receiving streams table, above:

10 CSR 20-7.031(1)(F)1.:

AHP = Aquatic Habitat Protection - To ensure the protection and propagation of fish, shellfish, and wildlife. AHP is further subcategorized as:

WWH = Warm Water Habitat;

CLH = Cool Water Habitat;

CDH = Cold Water Habitat;

EAH = Ephemeral Aquatic Habitat;

MAH = Modified Aquatic Habitat;

LAH = Limited Aquatic Habitat.

This permit uses Aquatic Life Protection effluent limitations in 10 CSR 20-7.031 Table A for all aquatic habitat designations unless otherwise specified.

10 CSR 20-7.031(1)(F)2.: Recreation in and on the water

WBC = Whole Body Contact recreation where the entire body is capable of being submerged. WBC is further subcategorized as:

WBC-A = Whole body contact recreation that supports swimming uses and has public access;

WBC-B = Whole body contact recreation that supports swimming;

SCR = Secondary Contact Recreation (like fishing, wading, and boating).

10 CSR 20-7.031(1)(F)3. to 7.:

HHP = Human Health Protection as it relates to the consumption of fish;

IRR = Irrigation - Application of water to cropland or directly to cultivated plants that may be used for human or livestock consumption;

LWP = Livestock and wildlife protection - Maintenance of conditions in waters to support health in livestock and wildlife;

DWS = Drinking water supply;

IND = Industrial water supply

10 CSR 20-7.031(1)(F)8-11.: Wetlands (10 CSR 20-7.031 Table A currently does not have corresponding habitat use criteria for these defined uses)

WSA = Storm- and flood-water storage and attenuation;

WHP = Habitat for resident and migratory wildlife species;

WRC = Recreational, cultural, educational, scientific, and natural aesthetic values and uses;

WHC = Hydrologic cycle maintenance.

10 CSR 20-7.031(6):

GRW = Groundwater

RECEIVING STREAM(S) LOW-FLOW VALUES:

RECEIVING STREAM	LOW-FLOW VALUES (CFS)		
	1Q10	7Q10	30Q10
Tributary to Dry Branch	0.0	0.0	0.0

MIXING CONSIDERATIONS

Mixing Zone: Not Allowed [10 CSR 20-7.031(5)(A)4.B.(I)(a)].

Zone of Initial Dilution: Not Allowed [10 CSR 20-7.031(5)(A)4.B.(I)(b)].

Receiving Water Body's Water Quality

- ✓ This facility does not discharge to a 303(d) listed stream or to a stream with an EPA approved TMDL.
- ✓ The department has not conducted a stream survey for this waterbody. When a stream survey is conducted, more information may be available about the receiving stream.

CHANGES TO EFFLUENT LIMITATIONS TABLE:

PARAMETER	Unit	Basis for Limits	Daily Maximum	Monthly Total	Monthly Average	Previous Permit Limit	Sampling Frequency	Reporting Frequency	Sample Type ****
Total Flow	MG	1		*		***	1/month	monthly	M
PARAMETER	Unit	Basis for Limits	Daily Maximum	Weekly Average	Monthly Average	Previous Permit Limit	Sampling Frequency	Reporting Frequency	Sample Type ****
Oil & Grease	mg/L	1, 3	*		*	15/10	1/quarter	quarterly	G
Cyanide, Amenable to Chlorination	µg/L	1,3	9.3 (<10)		3.9 (<10)	*/*	1/quarter	quarterly	G
Zinc, Total Recoverable	µg/L	1, 3	*		*	***	1/quarter	quarterly	C
Acute WET - <i>Pimephales promelas</i>	TUa	1, 9	*			*	1/year	annually	C
Acute WET - <i>Ceriodaphnia dubia</i>	TUa	1, 9	*			*	1/year	annually	C
Chronic WET - <i>Pimephales promelas</i>	TUc	1, 9	*			*	1/permit cycle	1/permit cycle	C
Chronic WET - <i>Ceriodaphnia dubia</i>	TUc	1, 9	*			*	1/permit cycle	1/permit cycle	C

* - Monitoring requirement only.

** - #/100mL; the Monthly Average for *E. coli* is a geometric mean.

*** - Parameter not previously established in previous state operating permit.

**** - C = 24-hour composite

G = Grab

T = 24-hr. total

E = 24-hr. estimate

M = Measured/calculated

Basis for Limitations Codes:

- | | | |
|--|-----------------------------------|---|
| 1. State or Federal Regulation/Law | 5. Antidegradation Policy | 9. WET Test Policy |
| 2. Water Quality Standard (includes RPA) | 6. Water Quality Model | 10. Multiple Discharger Variance |
| 3. Water Quality Based Effluent Limits | 7. Best Professional Judgment | 11. Nutrient Criteria Implementation Plan |
| 4. Antidegradation Review | 8. TMDL or Permit in lieu of TMDL | |

OUTFALL #001 – DERIVATION AND DISCUSSION OF LIMITS:

- **Flow.** In accordance with [40 CFR Part 122.44(i)(1)(ii)] the volume of effluent discharged from each outfall is needed to assure compliance with permitted effluent limitations. If the permittee is unable to obtain effluent flow, then it is the responsibility of the permittee to inform the department, which may require the submittal of an operating permit modification.
- **Total Flow.** Total flow is for purposes of calculating statewide mass-based loading of Total Phosphorus and is also used to ensure compliance with mass-based loading Total Phosphorus limits.
- **Biochemical Oxygen Demand (BOD₅).** Operating permit retains 15 mg/L as a Weekly Average and 10 mg/L as a Monthly Average from the previous permit. Effluent limits were established in accordance with 10 CSR 20-7.015(4) for discharges to Losing Streams.
- **Total Suspended Solids (TSS).** Operating permit retains 20 mg/L as a Weekly Average and 15 mg/L as a Monthly Average from the previous permit. Effluent limits were established in accordance with 10 CSR 20-7.015(4) for discharges to Losing Streams.

- **Total Ammonia Nitrogen.** Early Life Stages Present Total Ammonia Nitrogen criteria apply [10 CSR 20-7.031(5)(B)7.C. & Table B3]. Background total ammonia nitrogen = 0.01 mg/L. No mixing considerations allowed; therefore, WLA = appropriate criterion.

The Department previously followed the 2007 Ammonia Guidance method for derivation of ammonia limits. However, the EPA's Technical Support Document for Water Quality-based Toxic Controls (TSD) establishes other alternatives to limit derivation. The Department has determined that the approach established in Section 5.4.2 of the TSD, which allows for direct application of both the acute and chronic wasteload allocations (WLA) as permit limits for toxic pollutants, is more appropriate limit derivation approach. Using this method for a discharge to a waterbody where mixing is not allowed, the criterion continuous concentration (CCC) and the criterion maximum concentration (CMC) will equal the chronic and acute WLA respectively. The WLAs are then applied as effluent limits, per Section 5.4.2 of the TSD, where the CMC is the Daily Maximum and the CCC is the Monthly Average. The direct application of both acute and chronic criteria as WLA is also applicable for facilities that discharge into receiving waterbodies with mixing considerations. The CCC and CMC will need to be calculated into WLA with mixing considerations using the mass-balance equation:

$$C_e = \frac{(Q_e + Q_s)C - (Q_s \times C_s)}{(Q_e)}$$

Where C = downstream concentration C_e = effluent concentration
Cs = upstream concentration Q_e = effluent flow
Q_s = upstream flow

In the event that mixing considerations derive an AML less stringent than the MDL, the AML and MDL will be equal and based on the MDL.

Month	Temp (°C)*	pH (SU)*	Total Ammonia Nitrogen CCC (mg/L)	Total Ammonia Nitrogen CMC (mg/L)
January	8.3	7.8	3.1	12.1
February	9.2	7.9	2.7	10.1
March	12.9	7.8	3.1	12.1
April	16.6	7.8	2.7	12.1
May	20.0	7.8	2.2	12.1
June	23.8	7.8	1.7	12.1
July	26.2	7.8	1.5	12.1
August	26.0	7.8	1.5	12.1
September	23.0	7.8	1.8	12.1
October	17.2	7.8	2.6	12.1
November	14.0	7.8	3.1	12.1
December	10.4	7.8	3.1	12.1

* Ecoregional data (Ozark Highlands)

January

Chronic WLA:

$$C_e = ((4.96 + 0.0)3.1 - (0.0 * 0.01))/4.96 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **3.1 mg/L**

Acute WLA = MDL = **12.1 mg/L**

March

Chronic WLA:

$$C_e = ((4.96 + 0.0)3.1 - (0.0 * 0.01))/4.96 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **3.1 mg/L**

February

Chronic WLA:

$$C_e = ((4.96 + 0.0)2.7 - (0.0 * 0.01))/4.96 = 2.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)10.1 - (0.0 * 0.01))/4.96 = 10.1 \text{ mg/L}$$

Chronic WLA = AML = **2.7 mg/L**

Acute WLA = MDL = **10.1 mg/L**

April

Chronic WLA:

$$C_e = ((4.96 + 0.0)2.7 - (0.0 * 0.01))/4.96 = 2.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **2.7 mg/L**

Acute WLA = MDL = **12.1 mg/L**

May

Chronic WLA:

$$C_e = ((4.96 + 0.0)2.2 - (0.0 * 0.01))/4.96 = 2.2 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **2.2 mg/L**

Acute WLA = MDL = **12.1 mg/L**

July

Chronic WLA:

$$C_e = ((4.96 + 0.0)1.5 - (0.0 * 0.01))/4.96 = 1.5 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.5 mg/L**

Acute WLA = MDL = **12.1 mg/L**

September

Chronic WLA:

$$C_e = ((4.96 + 0.0)1.8 - (0.0 * 0.01))/4.96 = 1.8 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.8 mg/L**

Acute WLA = MDL = **12.1 mg/L**

November

Chronic WLA:

$$C_e = ((4.96 + 0.0)3.1 - (0.0 * 0.01))/4.96 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **3.1 mg/L**

Acute WLA = MDL = **12.1 mg/L**

Acute WLA = MDL = **12.1 mg/L**

June

Chronic WLA:

$$C_e = ((4.96 + 0.0)1.7 - (0.0 * 0.01))/4.96 = 1.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.7 mg/L**

Acute WLA = MDL = **12.1 mg/L**

August

Chronic WLA:

$$C_e = ((4.96 + 0.0)1.5 - (0.0 * 0.01))/4.96 = 1.5 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.5 mg/L**

Acute WLA = MDL = **12.1 mg/L**

October

Chronic WLA:

$$C_e = ((4.96 + 0.0)2.6 - (0.0 * 0.01))/4.96 = 2.6 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **2.6 mg/L**

Acute WLA = MDL = **12.1 mg/L**

December

Chronic WLA:

$$C_e = ((4.96 + 0.0)3.1 - (0.0 * 0.01))/4.96 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((4.96 + 0.0)12.1 - (0.0 * 0.01))/4.96 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **3.1 mg/L**

Acute WLA = MDL = **12.1 mg/L**

- **Oil & Grease.** During the drafting of this permit, the permit writer reviewed DMR data submitted by the permittee. Additionally, no evidence of an excursion of the water quality standard has been observed by the department in the past and the facility has not disclosed any other information related to the characteristics of the discharge on their permit application which has the potential to cause or contribute to an excursion of the water quality standard. As a result, monitoring requirements have been included in this permit to determine if the discharge has the reasonable potential to cause or contribute to an excursion of the water quality standard. Data will be reviewed at renewal to reassess this determination.
- **Total Phosphorus, Total Kjeldahl Nitrogen, Nitrate + Nitrite, & Total Nitrogen.** Effluent monitoring for Total Phosphorus, Ammonia, Total Kjeldahl Nitrogen, and Nitrate + Nitrite are required per 10 CSR 20-7.015(9)(D)8. Effluent monitoring for Total Nitrogen is required per 10 CSR 20-6.010(8)(B). Total Nitrogen is calculated as Total Kjeldahl Nitrogen + Nitrate+Nitrite.
- **pH.** 6.5-9.0 SU. pH limitations of 6.0-9.0 SU [10 CSR 20-7.015] are not protective of the in-stream Water Quality Standard, which states that water contaminants shall not cause pH to be outside the range of 6.5-9.0 SU. Due to the classification of the receiving stream, the department has determined that there is no assimilative capacity during critical low flow periods, therefore the water quality standard (6.5-9.0) must be met at the outfall.
- **Cyanide, Amenable to Chlorination.** Protection of Aquatic Life CCC = 5.2 µg/L, CMC = 22 µg/L, Background CN = 0 µg/L. The Department has determined the current acceptable ML of Cyanide Amenable to Chlorination to be 10 µg/L when using SM 4500-CN-G. The schedule of compliance was removed due to the facility's continued compliance with meeting the minimum detection level of 10 µg/L. Upon request, monitoring frequency was reduced to quarterly.

Chronic WLA: $C_e = ((4.951 + 0.0)5.2 - (0.0 * 0.0))/4.951$
 $C_e = 5.2 \text{ } \mu\text{g/L}$

Acute WLA: $C_e = ((4.951 + 0.0)22 - (0.0 * 0.0))/4.951$
 $C_e = 22 \text{ } \mu\text{g/L}$

$LTA_c = 5.2 (0.422) = 2.192 \text{ } \mu\text{g/L}$ [CV = 0.849, 99th Percentile]
 $LTA_a = 22 (0.236) = 5.202 \text{ } \mu\text{g/L}$ [CV = 0.849, 99th Percentile]

Use most protective number of LTA_c or LTA_a .

$MDL = 2.192 (4.229) = 9.3 \text{ } \mu\text{g/L}$ [CV = 0.849, 99th Percentile]
 $AML = 2.192 (1.798) = 3.9 \text{ } \mu\text{g/L}$ [CV = 0.849, 95th Percentile, n = 4]

- **Biochemical Oxygen Demand (BOD₅) Percent Removal.** In accordance with 40 CFR Part 133, removal efficiency is a method by which the Federal Regulations define Secondary Treatment and Equivalent to Secondary Treatment, which applies to BOD₅ and TSS for Publicly Owned Treatment Works (POTWs)/municipals. This facility is required to meet 85 percent removal efficiency for BOD₅.
- **Total Suspended Solids (TSS) Percent Removal.** In accordance with 40 CFR Part 133, removal efficiency is a method by which the Federal Regulations define Secondary Treatment and Equivalent to Secondary Treatment, which applies to BOD₅ and TSS for Publicly Owned Treatment Works (POTWs)/municipals. This facility is required to meet 85 percent removal efficiency for TSS.

Metals

Effluent limitations for total recoverable metals were developed using methods and procedures outlined in the “Technical Support Document for Water Quality-based Toxic Controls” (EPA/505/2-90-001) and “The Metals Translator: Guidance For Calculating a Total Recoverable Permit Limit from a Dissolved Criterion” (EPA 823-B-96-007). General warm-water fishery criteria apply. Ecoregion water hardness for Ozark Highlands of 170 mg/L is used in the calculation below. This value represents the 50th percentile (median) for all watersheds in-stream hardness values through the Ecoregion.

Due to the absence of contemporaneous effluent and instream data for total recoverable metals, dissolved metals, hardness, and total suspended solids with which to calculate metals translators, partitioning between the dissolved and absorbed phases was assumed to be minimal (Section 5.7.3, EPA/505/2-90-001). Freshwater criteria conversion factors for dissolved metals were used as the metals translator as recommended in guidance (Section 1.3, 1.5.3, and Table 1, EPA 823-B-96-007). If concurrent site-specific data for total recoverable metals, dissolved metals, hardness, and total suspended solids are provided to the Department, partitioning evaluations may be considered and site-specific translators developed.

METAL	CONVERSION FACTORS	
	ACUTE	CHRONIC
Copper	0.960	0.960

Conversion factors for Cu are hardness dependent. Values calculated using equation found in Section 1.3 of EPA 823-B-96-007 and hardness = 170 mg/L.

- **Copper, Total Recoverable.** Protection of Aquatic Life Acute Criteria = 22.1 $\mu\text{g/L}$, Chronic Criteria = 14.1 $\mu\text{g/L}$. The hardness value of **170 mg/L** represents the 50th percentile (median) for 100K Extent-Remaining Streams (C). Effluent limitations have been retained from previous operating permit as the previous permit cycle was less than 5 years due to permit synchronization

Acute AQL WQS: $e^{(0.9422 * \ln 170 - 1.700300)} * (0.960) = 22.15 \text{ } \mu\text{g/L}$ [at Hardness 170]
Chronic AQL WQS: $e^{(0.84545 * \ln 170 - 1.702)} * (0.960) = 14.094 \text{ } \mu\text{g/L}$ [at Hardness 170]

Acute WQS: $22.15 \div 0.960 = 23.073 \text{ } \mu\text{g/L}$ [Total Recoverable Conversion]
Chronic WQS: $14.094 \div 0.960 = 14.681 \text{ } \mu\text{g/L}$ [Total Recoverable Conversion]

Set WQS to WLA when no mixing considerations allowed.

LTA_a : $23.073 (0.207) = 4.779 \text{ } \mu\text{g/L}$ [CV = 0.918, 99th Percentile]
 LTA_c : $14.681 (0.378) = 5.545 \text{ } \mu\text{g/L}$ [CV = 0.918, 99th Percentile]

Use most protective number of LTA_a or LTA_c .

MDL: 4.779 (4.828) = **23.1** $\mu\text{g/L}$

[CV = 0.918, 99th Percentile]

AML: 4.779 (1.929) = **9.2** $\mu\text{g/L}$

[CV = 0.918, 95th Percentile, n = 4]

- **Selenium.** Monitoring only requirements have been included in this permit. An RPA was conducted based on the current WQS, but effluent monitoring have been retained from previous operating permit as the previous permit cycle was less than five years due to permit synchronization.
- **Thallium.** Monitoring only requirements have been included in this permit. An RPA was conducted based on the current WQS, but effluent monitoring have been retained from previous operating permit as the previous permit cycle was less than five years due to permit synchronization.
- **Zinc, Total Recoverable.** Monitoring only requirements have been included in this permit, as zinc was identified in the expanded effluent sampling conducted as part of the renewal application. This determination will be reassessed at the time of renewal.

Whole Effluent Toxicity

- **Acute Whole Effluent Toxicity - *Pimephales promelas* & *Ceriodaphnia dubia*.** Monitoring requirement only. Monitoring is required to determine if reasonable potential exists for this facility's discharge to exceed water quality standards. Where no mixing is allowed, the acute criterion must be met at the end of the pipe. However, when using an LC50 as the test endpoint, the acute toxicity test has an upper sensitivity level of 100 percent effluent, or 1.0 TUa. If less than 50 percent of the test organisms die at 100 percent effluent, the true LC50 value for the effluent cannot be measured, effectively acting as a detection limit. Therefore, when the allowable effluent concentration is 100 percent a limit of 1.0 TUa will apply. If more than 50 percent of the organisms survive at 100 percent effluent, the permittee should report TUa <1.
- ✓ Acute Allowable Effluent Concentrations (AECs) for facilities that discharge to Waters of the State lacking designated uses, are 100 percent, 50 percent, 25 percent, 12.5 percent, & 6.25 percent.
- **Chronic Whole Effluent Toxicity - *Pimephales promelas* & *Ceriodaphnia dubia*.** Monitoring requirement only. Monitoring is required to determine if reasonable potential exists for this facility's discharge to exceed water quality standards. The permit writer has determined that this facility has reasonable potential to cause toxicity in the receiving stream. The permit writer has determined that this facility has reasonable potential to cause toxicity in the receiving stream.
 - Chronic Allowable Effluent Concentrations (AECs) for facilities that discharge to Waters of the State lacking designated uses, are 100 percent, 50 percent, 25 percent, 12.5 percent, & 6.25 percent.

Sampling Frequency Justification: The department has determined that previously established sampling and reporting frequency is sufficient to characterize the facility's effluent and be protective of water quality, except for Cyanide, Amenable to chlorination and Oil and Grease, which were reduced to quarterly monitoring. Monthly sampling is required for Total Phosphorus, Ammonia, Total Kjeldahl Nitrogen, and Nitrate + Nitrite per 10 CSR 20-7.015(9)(D)8.B. Weekly sampling is required for *E. coli*, per 10 CSR 20-7.015(9)(D)7.A.

WET Test Sampling Frequency Justification. WET Testing schedules and intervals are established in accordance with the department's Permit Manual; Section 5.2 *Effluent Limits / WET Testing for Compliance Bio-monitoring*. It is recommended that WET testing be conducted during the period of lowest stream flow.

Acute Whole Effluent Toxicity

- ✓ No less than ONCE/YEAR:
 - **Facility is designated as a Major facility or has a design flow ≥ 1.0 MGD.**
 - Facility incorporates a pretreatment program.
 - Facility continuously or routinely exceeds their design flow.
 - Facility exceeds its design population equivalent (PE) for BOD₅ whether or not its design flow is being exceeded.
 - **Facility has Water Quality-based effluent limitations for toxic substances (other than NH₃).**

Chronic Whole Effluent Toxicity

- ✓ No less than ONCE/PERMIT CYCLE:
 - POTW facilities with a design flow of greater than 1.0 million gallons per day, but less than 10 million gallons per day, shall conduct and submit to the department a chronic WET test no less than once per five years.

Sampling Type Justification: As per 10 CSR 20-7.015, samples collected for mechanical plants shall be a 24-hour composite sample. Grab samples, however, must be collected for pH, *E. coli*, Oil & Grease, and Cyanide, in accordance with recommended analytical methods. For further information on sampling and testing methods please review 10 CSR 20-7.015(9)(D) 2.

PERMITTED FEATURE INF – INFLUENT MONITORING

The monitoring requirements established in the below Monitoring Requirements Table are based on current operations of the facility. Future permit action due to facility modification may contain new operating permit terms and conditions that supersede the terms and conditions, including the monitoring requirements listed in this table.

Influent Parameters

- **Biochemical Oxygen Demand (BOD₅) and Total Suspended Solids (TSS)**. An influent sample is required to determine the removal efficiency. In accordance with 40 CFR Part 133, removal efficiency is a method by which the Federal Regulations define Secondary Treatment and Equivalent to Secondary Treatment, which applies to BOD₅ and TSS for Publicly Owned Treatment Works (POTWs)/municipals.
- **Total Phosphorus, Total Kjeldahl Nitrogen, Nitrite + Nitrate, and Ammonia**. Influent monitoring for Total Phosphorus, Total Kjeldahl Nitrogen, Nitrite + Nitrate, and Ammonia required per 10 CSR 20-7.015(9)(D)8.

Sampling Frequency Justification: The sampling and reporting frequencies for Total Phosphorus and Total Kjeldahl Nitrogen, Nitrite + Nitrate, and Ammonia parameters were established to match the required sampling frequency of these parameters in the effluent, per 10 CSR 20-7.015(9)(D)8. The sampling and reporting frequencies for influent BOD₅ and TSS have been established to match the required sampling frequency of these parameters in the effluent.

Sampling Type Justification: Sample types for influent parameters were established to match the required sampling type of these parameters in the effluent. Samples should be analyzed as soon as possible after collection and/or properly preserved according to method requirements.

OUTFALL #001 – GENERAL CRITERIA CONSIDERATIONS:

In accordance with 40 CFR 122.44(d)(1), effluent limitations shall be placed into the permit for those pollutants which have been determined to cause, have the reasonable potential to cause, or contribute to an excursion above any State water quality standard, including State narrative criteria for water quality. The rule further states that pollutants which have been determined to cause, have the reasonable potential to cause, or contribute to an excursion above a narrative criterion within an applicable State water quality standard, the permit shall contain a numeric effluent limitation to protect that narrative criterion. In order to comply with this regulation, the permit writer will complete reasonable potential determinations on whether the discharge will violate any of the general criteria listed in 10 CSR 20-7.031(4). These specific requirements are listed below followed by derivation and discussion (the lettering matches that of the rule itself, under 10 CSR 20-7.031(4)). It should also be noted that §644.076.1 RSMo as well as Section D – Administrative Requirements of Standard Conditions Part I of this permit states that it shall be unlawful for any person to cause or permit any discharge of water contaminants from any water contaminant or point source located in Missouri that is in violation of §644.006 to §644.141 RSMo of the Missouri Clean Water Law or any standard, rule or regulation promulgated by the commission.

- (A) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses. The discharge from this facility is made up of treated domestic wastewater. Based upon review of the Report of Compliance Inspection for the inspection conducted on February 2, 2022, no evidence of an excursion of this criterion has been observed by the department in the past and the facility has not disclosed any other information related to the characteristics of the discharge on their permit application which has the potential to cause or contribute to an excursion of this narrative criterion. Additionally, this facility utilizes treatment technology and is currently in compliance with the effluent limits that are more stringent than the secondary treatment technology based effluent limits established in this permit and there has been no indication to the department that the stream has had issues maintaining beneficial uses as a result of this discharge. Based on the information reviewed during the drafting of this permit, these final effluent limitations appear to have protected against the excursion of this criterion in the past. Therefore, the discharge does not have the reasonable potential to cause or contribute to an excursion of this criterion.
- (B) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses. Please see (A) above as justification is the same.
- (C) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses. Please see (A) above as justification is the same.
- (D) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life. This permit contains final effluent limitations which are protective of both acute and chronic toxicity for various pollutants that are either expected to be discharged by domestic wastewater facilities or that were disclosed by this facility on the application for permit coverage. Based on the information reviewed during the drafting of this permit, it has been determined if the facility meets

final effluent limitations established in this permit, there is no reasonable potential for the discharge to cause an excursion of this criterion.

- (E) Waters shall provide for the attainment and maintenance of water quality standards downstream including waters of another state. Please see (D) above as justification is the same.
- (F) There shall be no significant human health hazard from incidental contact with the water. Please see (D) above as justification is the same.
- (G) There shall be no acute toxicity to livestock or wildlife watering. Please see (D) above as justification is the same.
- (H) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community. Please see (A) above as justification is the same.
- (I) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, §260.200 RSMo, except as the use of such materials is specifically permitted pursuant to §260.200 - 260.247 RSMo. The discharge from this facility is made up of treated domestic wastewater. No evidence of an excursion of this criterion has been observed by the department in the past and the facility has not disclosed any other information related to the characteristics of the discharge on their permit application which has the potential to cause or contribute to an excursion of this narrative criterion. Additionally, any solid wastes received or produced at this facility are wholly contained in appropriate storage facilities, are not discharged, and are disposed of offsite. This discharge is subject to Standard Conditions Part III, which contains requirements for the management and disposal of sludge to prevent its discharge. Therefore, this discharge does not have reasonable potential to cause or contribute to an excursion of this criterion.

Part III – Rationale and Derivation of Effluent Limitations & Permit Conditions

ALTERNATIVE EVALUATIONS FOR NEW FACILITIES:

As per [10 CSR 20-7.015(4)(A)], discharges to losing streams shall be permitted only after other alternatives including land application, discharges to a gaining stream, and connection to a regional wastewater treatment facility have been evaluated and determined to be unacceptable for environmental and/or economic reasons.

- The facility discharges to a Losing Stream as defined by [10 CSR 20-2.010(40)] & [10 CSR 20-7.031(1)(O)], and is an existing facility. The facility underwent an alternative evaluation during the approval of construction which determined alternative options to be unacceptable for environmental and/or economic reasons.

ANTI-BACKSLIDING:

A provision in the Federal Regulations [CWA §303(d)(4); CWA §402(o); 40 CFR Part 122.44(l)] that requires a reissued permit to be as stringent as the previous permit with some exceptions.

- ✓ Limitations in this operating permit for the reissuance of this permit conform to the anti-backsliding provisions of Section 402(o) of the Clean Water Act, and 40 CFR Part 122.44.
 - Information is available which was not available at the time of permit issuance (other than revised regulations, guidance, or test methods) and which would have justified the application of a less stringent effluent limitation at the time of permit issuance.
 - **Oil and Grease.** The permit writer conducted a reasonable potential determination using new DMR data. The previous permit had final effluent limits of 15 mg/L as a daily maximum and 10 mg/L as a monthly average. During the drafting of this permit, the permit writer reviewed DMR data submitted by the permittee. Additionally, no evidence of an excursion of the water quality standard has been observed by the Department in the past and the facility has not disclosed any other information related to the characteristics of the discharge on their permit application which has the potential to cause or contribute to an excursion of the water quality standard. Therefore, the permit writer has made a determination that the discharge does not have the reasonable potential to cause or contribute to an excursion of the standard and has removed the final effluent limits from this permit and added monitoring only requirements. This backsliding is justified as there is information available which was not available at the time of the previous permit issuance (new DMR data). This new information justifies the application of a less stringent effluent limitation at the time of permit issuance. Also, the removal of the effluent limit and addition of a monitoring only requirement also meets the requirements of the safety clause, as the revision will not result in a violation of a water quality standard.
 - **Cyanide, Amenable to Chlorination.** The previous permit contained monthly sampling and reporting frequencies. This permit contains quarterly sampling and reporting frequencies due to the consistency amongst effluent data, and compliance with compliance with the minimum detection limit. The permit is still protective of water quality.

- The department determines that technical mistakes or mistaken interpretations of law were made in issuing the permit under Section 402(a)(1)(b).
 - The previous permit indicated “There Shall Be No Discharge of Floating Solids or Visible Foam in Other Than Trace Amounts” under each table. The statement was not evaluated against actual site conditions therefore, this general criteria was re-assessed. It was determined that this facility does not discharge solids or foam in amounts which would indicate reasonable potential, therefore the statement was removed. Each general criteria was assessed for this facility.

ANTIDEGRADATION:

In accordance with Missouri’s Water Quality Standard [10 CSR 20-7.031(3)], for domestic wastewater discharge with new, altered, or expanding discharges, the department is to document by means of Antidegradation Review that the use of a water body’s available assimilative capacity is justified. In accordance with Missouri’s water quality regulations for antidegradation [10 CSR 20-7.031(3)], degradation may be justified by documenting the socio-economic importance of a discharge after determining the necessity of the discharge. Facilities must submit the antidegradation review request to the department prior to establishing, altering, or expanding discharges. See <https://dnr.mo.gov/document-search/antidegradation-implementation-procedure>.

- ✓ This permit contains new and/or expanded discharge; please see **APPENDIX FOR ANTIDEGRADATION ANALYSIS**.

For stormwater discharges, the stormwater BMP chosen for the facility, through the antidegradation analysis performed by the facility, must be implemented and maintained at the facility. Failure to implement and maintain the chosen BMP alternative is a permit violation; see SWPPP.

- ✓ The facility must review and maintain stormwater BMPs as appropriate.

AREA-WIDE WASTE TREATMENT MANAGEMENT & CONTINUING AUTHORITY:

As per [10 CSR 20-6.010(2)(C)], an applicant may utilize a lower preference continuing authority when a higher level authority is available by submitting information as part of the application to the department for review and approval, provided it does not conflict with any area-wide management plan approved under Section 208 of the Federal Clean Water Act or any other regional sewage service and treatment plan approved for higher preference authority by the department.

BIOSOLIDS & SEWAGE SLUDGE:

Biosolids are solid materials resulting from domestic wastewater treatment that meet federal and state criteria for beneficial uses (i.e. fertilizer). Sewage sludge is solids, semi-solids, or liquid residue generated during the treatment of domestic sewage in a treatment works; including but not limited to, domestic septage; scum or solids removed in primary, secondary, or advanced wastewater treatment process; and a material derived from sewage sludge. Sewage sludge does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator or grit and screening generated during preliminary treatment of domestic sewage in a treatment works.

- ✓ Permittee is authorized to land apply biosolids in accordance with Standard Conditions III. The facility has an agreement with the City of Springfield to allow for biosolids/sludge through the City of Springfield under Springfield hauled wastewater permit #111. If other methods to remove and dispose (landfill, etc.) of sludge/biosolids are needed and that method is not listed in the current permit, the permittee must modify the operating permit to add any biosolids/sludge disposal method to the facility description of the operating permit. For time sensitive situations, the permittee may contact the department to see about approval for a one-time removal and disposal of sludge/biosolids that are not identified in the facility description of the operating permit.

COMPLIANCE AND ENFORCEMENT:

Enforcement is the action taken by the Water Protection Program (WPP) to bring an entity into compliance with the Missouri Clean Water Law, its implementing regulations, and/or any terms and conditions of an operating permit. The primary purpose of the enforcement activity in the WPP is to resolve violations and return the entity to compliance.

Facility Performance History:

- ✓ The facility is currently under enforcement action. The facility has entered a voluntary enforcement agreement after the expiration of the Voluntary Compliance Agreement expired for eliminating discharges from Outfall #002. Current construction of the new wet weather train and disinfection system will help resolve this issue, along with the ongoing collection system work being done. Construction of the wet weather treatment train is covered under [CP0002370](https://dnr.mo.gov/document/city-republic-wastewater-treatment-plant-abatement-order-consent-2021-wpcb-1664). The Abatement Order on Consent (AOC) is available online, <https://dnr.mo.gov/document/city-republic-wastewater-treatment-plant-abatement-order-consent-2021-wpcb-1664>

CONTINUING AUTHORITY:

Each application for an operating permit shall identify the person, as that term is defined in §644.016(15) RSMo, that is the owner of, operator of, or area-wide management authority for a water contaminant source, point source, wastewater treatment facility, or sewer collection system. This person shall be designated as the continuing authority and shall sign the application. By doing so, the person designated as the continuing authority acknowledges responsibility for compliance with all permit conditions.

10 CSR 20-6.010(2) establishes preferential levels for continuing authorities: Levels 1 through 5 (with Level 1 as the highest level), and generally requires permits to be issued to a higher preference continuing authority if available. A Level 3, 4, or 5 applicant may constitute a continuing authority by showing that Level 1 and Level 2 authorities are not available; do not have jurisdiction; are forbidden by state statute or local ordinance from providing service to the person; or that the Level 3, 4, or 5 applicant has met one of the requirements listed in paragraphs (2)(C)1.–7. of 10 CSR 20-6.010(2). The seven options in paragraphs (2)(C)1.–7. for a lower-level authority to demonstrate that it is the valid continuing authority are:

1. A waiver from the existing higher authority declining the offer to accept management of the additional wastewater or stormwater;
2. A written statement or a demonstration of non-response from the higher authority;
3. A to-scale map showing all parts of the legal boundary of the facility's property are beyond 2,000 feet from the collection (sewer) system operated by the higher preference authority;
4. A proposed connection or adoption charge by the higher authority that would equal or exceed what is economically feasible for the applicant, which may be in the range of 120 percent of the applicant's cost for constructing or operating a wastewater treatment system;
5. A proposed service fee on the users of the system by the higher authority that is above what is affordable for existing homeowners in that area;
6. Terms for connection or adoption by the higher authority that would require more than 2 years to achieve full sewer service; or
7. A demonstration that the terms for connection or adoption by the higher authority are not viable or feasible to homeowners in the area.

Permit applicants that are Levels 3, 4, and 5 must, as part of their application, identify their method of compliance with this regulation. The following are the methods to comply.

- No higher level authorities are available to the facility;
- No higher level authorities have jurisdiction;
- Higher level authorities are forbidden by state statute or local ordinance from providing service to the person;
- The existing higher level authority is available to the facility, however the facility has proposed the use of a lower preference continuing authority and has submitted one of the following as part of their application provided it does not conflict with any area-wide management plan approved under Section 208 of the Clean Water Act or by the Missouri Clean Water Commission. (See Fact Sheet Appendix - Continuing Authority for more information on these options):
 - A waiver from the existing higher authority;
 - A written statement or a demonstration of non-response from the higher authority;
 - A to-scale map showing all parts of the legal boundary of the facility's property are beyond 2,000 feet from the collection (sewer) system operated by the higher preference authority;
 - Documentation that the proposed connection or adoption charge by the higher authority would equal or exceed what is economically feasible for the applicant, which may be in the range of 120 percent of the applicant's cost for constructing or operating a wastewater treatment system;
 - Documentation that the proposed service fee on the users of the system by the higher authority is above what is affordable for existing homeowners in that area;
 - Documentation that the terms for connection or adoption by the higher authority would require more than 2 years to achieve full sewer service;
 - A demonstration that the terms for connection or adoption by the higher authority are not viable or feasible to homeowners in the area;
- ✓ The continuing authority listed on the application is a municipality, and therefore a Level 3 Authority. There is no approved Clean Water Act Section 208 plan in Greene County. The applicant has shown that:
 - A higher level authority is not available to the facility;
 - At the time of this permit drafting, the facility is located approximately 6.5 miles from the nearest municipality with capacity to potentially treat Republic's flows.

ELECTRONIC DISCHARGE MONITORING REPORT (EDMR) SUBMISSION SYSTEM:

The U.S. Environmental Protection Agency (EPA) promulgated a final rule on October 22, 2015, to modernize Clean Water Act reporting for municipalities, industries, and other facilities by converting to an electronic data reporting system. This final rule requires regulated entities and state and federal regulators to use information technology to electronically report data required by the National Pollutant Discharge Elimination System (NPDES) permit program instead of filing paper reports. To comply with the federal rule, the department is requiring all permittees to begin submitting discharge monitoring data and reports online. In an effort to aid facilities in the reporting of applicable information electronically, the department has created several new forms including operational control monitoring forms and an I&I location and reduction form. These forms are optional and can be provided upon request to the department.

Per 40 CFR 127.15 and 127.24, permitted facilities may request a temporary waiver for up to five years or a permanent waiver from electronic reporting from the department. To obtain an electronic reporting waiver, a permittee must first submit an eDMR Waiver Request Form: <https://dnr.mo.gov/document-search/electronic-discharge-monitoring-report-waiver-request-form-mo-780-2692>. Each facility must make a request. If a single entity owns or operates more than one facility, then the entity must submit a separate request for each facility based on its specific circumstances. An approved waiver is non-transferable.

The department must review and notify the facility within 120 calendar days of receipt if the waiver request has been approved or rejected [40 CFR 124.27(a)]. During the department review period as well as after a waiver is granted, the facility must continue submitting a hard-copy of any reports required by their permit. The department will enter data submitted in hard-copy from those facilities allowed to do so and electronically submit the data to the EPA on behalf of the facility.

- ✓ The permittee/facility is currently using the eDMR data reporting system.

FEES:

It is a violation of the Missouri Clean Water Law to fail to pay fees associated with this permit (644.055 RSMo).

NUMERIC LAKE NUTRIENT CRITERIA:

- ✓ This facility discharges into a lake watershed (Stockton Lake) where numeric lake nutrient criteria are applicable, per 10 CSR 20-7.031(5)(N), and has a design flow greater than 0.1 MGD. Should the lake within this watershed be identified as impaired due to nutrient loading, the department will conduct watershed modeling to determine if this facility has reasonable potential to cause or contribute to the impairment. Consequently, effluent limitations may be established at a later date based on the modeling results. For more information, please see the department's Nutrient Criteria Implementation Plan at: <https://dnr.mo.gov/document-search/nutrient-criteria-implementation-plan-july-27-2018>. See **Part VI. Effluent Limits Determination**, below for more information.

OPERATOR CERTIFICATION REQUIREMENTS:

As per [10 CSR 20-6.010(8) Terms and Conditions of a Permit], the permittee shall operate and maintain facilities to comply with the Missouri Clean Water Law and applicable permit conditions and regulations. Operators at regulated wastewater treatment facilities shall be certified in accordance with [10 CSR 20-9.020(2)] and any other applicable state law or regulation. As per [10 CSR 20-9.020(2)(A)], requirements for operation by certified personnel shall apply to all wastewater treatment systems with population equivalents greater than 200 and are owned or operated by or for municipalities, public sewer districts, counties, public water supply districts, private sewer companies regulated by the Public Service Commission and state or federal agencies.

- ✓ This facility is required to have a certified operator as it has a population equivalent greater than 200 and is owned or operated by or for a municipality, public sewer district, county, public water supply district, private sewer company regulated by the PSC, state or federal agency.

This facility currently requires a chief operator with a(n) (A) Certification Level. Please see **Appendix - Classification Worksheet**. Modifications made to the wastewater treatment facility may cause the classification to be modified.

Operator's Name: Jason Davis
Certification Number: 4510
Certification Level: WW-A

The listing of the operator above only signifies that staff drafting this operating permit have reviewed appropriate department records and determined that the name listed on the operating permit application has the correct and applicable Certification Level.

OPERATIONAL CONTROL TESTING:

Missouri Clean Water Commission regulation 10 CSR 20-9.010 requires certain publicly owned treatment works and privately owned facilities regulated by the Public Service Commission to conduct internal operational control monitoring to further ensure proper operation of the facility and to be a safeguard or early warning for potential plant upsets that could affect effluent quality. This requirement is only applicable if the publicly owned treatment works and privately owned facilities regulated by the Public Service Commission has a calculated Population Equivalent greater than 200.

10 CSR 20-9.010(3) allows the department to modify the monitoring frequency required in the rule based upon the department's judgement of monitoring needs for process control at the specified facility.

- ✓ As per [10 CSR 20-9.010(4)], the facility is required to conduct operational monitoring. These operational monitoring reports are to be submitted to the department along with the MSOP discharge monitoring reports.
- The facility is a mechanical plant and is required to conduct operational control monitoring as follows:

Operational Monitoring Parameter	Frequency
Precipitation	Daily (M-F)
Flow – Influent or Effluent	Daily (M-F)
pH – Influent	Daily (M-F)
Temperature (Aeration basin)	Daily (M-F)
TSS – Influent	Weekly
TSS – Mixed Liquor	Weekly
Settleability – Mixed Liquor	Daily (M-F)
Dissolved Oxygen – Mixed Liquor	Daily (M-F)
Temperature – Mixed Liquor (sample contact and reaeration basins for contact stabilization)	Daily (M-F)
Dissolved Oxygen – Aerobic Digester	Daily (M-F)

PRETREATMENT PROGRAM:

The reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater prior to or in lieu of discharging or otherwise introducing such pollutants into a Publicly Owned Treatment Works [40 CFR Part 403.3(q)].

Pretreatment programs are required at any POTW (or combination of POTW operated by the same authority) and/or municipality with a total design flow greater than 5.0 MGD and receiving industrial wastes that interfere with or pass through the treatment works or are otherwise subject to the pretreatment standards. Pretreatment programs can also be required at POTWs/municipals with a design flow less than 5.0 MGD if needed to prevent interference with operations or pass through.

Several special conditions pertaining to the permittee's pretreatment program may be included in the permit, and are as follows:

- Implementation and enforcement of the program,
- Annual pretreatment report submittal,
- Submittal of list of industrial users,
- Technical evaluation of need to establish local limitations, and
- Submittal of the results of the evaluation

- ✓ The permittee, at this time, is not required to have a Pretreatment Program or does not have an approved pretreatment program.

REASONABLE POTENTIAL (RP):

Federal regulation [40 CFR Part 122.44(d)(1)(i)] and State Regulation [10 CSR 20-7.015(9)(A)2] requires effluent limitations for all pollutants that are or may be discharged at a level that will cause or have the reasonable potential to cause or contribute to an in-stream excursion above narrative or numeric water quality standard.

In accordance with [40 CFR Part 122.44(d)(1)(iii)] if the permit writer determines that any given pollutant has the reasonable potential to cause, or contribute to an in-stream excursion above the WQS, the permit must contain effluent limits for that pollutant.

A reasonable potential analysis (RPA) is a numeric RP decision calculated using effluent data provided by the facility for parameters that have a numeric Water Quality Standard (WQS).

Reasonable potential determinations (RPD) are based on physical conditions of the site as provided in Sections 3.1.2, 3.1.3, and 3.2 of the TSD using best professional judgement. An RPD consists of evaluating visual observations for compliance with narrative criteria, non-numeric information, or small amounts of numerical data (such as 3 data points supplied in the application). Narrative criteria with RP typically translate to a numeric WQS, so a parameter's establishment being based on narrative criteria does not necessarily make the decision an RPD vs RP—how the data is collected does, however. When insufficient data is received to make a determination on RP based on numeric effluent data, the RPD decisions are based on best professional judgment considering the sources of influent wastewater, type of treatment, and historical overall management of the site.

- ✓ An RPA was conducted on appropriate parameters. Please see **APPENDIX – RPA RESULTS**.
- ✓ A RPD was made for Oil & Grease, that a potential to violate water quality standards does not exist. Please see Derivation and Discussion of Limits.

REMOVAL EFFICIENCY:

Removal efficiency is a method by which the Federal Regulations define Secondary Treatment and Equivalent to Secondary Treatment, which applies to Biochemical Oxygen Demand 5-day (BOD₅) and Total Suspended Solids (TSS) for Publicly Owned Treatment Works (POTWs)/municipals.

- ✓ Secondary Treatment is 85% removal [40 CFR Part 133.102(a)(3) & (b)(3)].

SANITARY SEWER OVERFLOWS (SSO) AND INFLOW AND INFILTRATION (I&I):

Sanitary Sewer Overflows (SSOs) are defined as untreated sewage releases and are considered bypassing under state regulation [10 CSR 20-2.010(12)] and should not be confused with the federal definition of bypass. SSOs result from a variety of causes including blockages, line breaks, and sewer defects that can either allow wastewater to backup within the collection system during dry weather conditions or allow excess stormwater and groundwater to enter and overload the collection system during wet weather conditions. SSOs can also result from lapses in sewer system operation and maintenance, inadequate sewer design and construction, power failures, and vandalism. SSOs include overflows out of manholes, cleanouts, broken pipes, and other into waters of the state and onto city streets, sidewalks, and other terrestrial locations.

Inflow and Infiltration (I&I) is defined as unwanted intrusion of stormwater or groundwater into a collection system. This can occur from points of direct connection such as sump pumps, roof drain downspouts, foundation drains, and storm drain cross-connections or through cracks, holes, joint failures, faulty line connections, damaged manholes, and other openings in the collection system itself. I&I results from a variety of causes including line breaks, improperly sealed connections, cracks caused by soil erosion/settling, penetration of vegetative roots, and other sewer defects. In addition, excess stormwater and groundwater entering the collection system from line breaks and sewer defects have the potential to negatively impact the treatment facility.

§644.026.1.(13) RSMo, mandates that the department issue permits for discharges of water contaminants into the waters of this state, and also for the operation of sewer systems. Such permit conditions shall ensure compliance with all requirements as established by §644.006 to §644.141 RSMo. Standard Conditions Part I, referenced in the permit, contains provisions requiring proper operation and maintenance of all facilities and systems of treatment and control. §644.026.1.(15) RSMo, instructs the department to require proper maintenance and operation of treatment facilities and sewer systems and proper disposal of residual waste from all such facilities. To ensure that public health and the environment are protected, any noncompliance which may endanger public health or the environment must be reported to the department within 24 hours of the time the permittee becomes aware of the noncompliance. Standard Conditions Part I, referenced in the permit, contains the reporting requirements for the permittee when bypasses and upsets occur. The permit also contains requirements for permittees to develop and implement a program for maintenance and repair of the collection system. The permit requires that the permittee submit an annual report to the department for the previous calendar year that contains a summary of efforts taken by the permittee to locate and eliminate sources of excess I & I, a summary of general maintenance and repairs to the collection system, and a summary of any planned maintenance and repairs to the collection system for the upcoming calendar year.

- ✓ At this time, the department recommends the US EPA's Guide for Evaluating Capacity, Management, Operation and Maintenance (CMOM) Programs at Sanitary Sewer Collection Systems (Document # EPA 305-B-05-002) or the departments' CMOM Model located at <https://dnr.mo.gov/document-search/capacity-management-operations-maintenance-plan-editable-template>. For additional information regarding the departments' CMOM Model, see the CMOM Plan Model Guidance document at <https://dnr.mo.gov/print/document-search/pub2574>. The CMOM identifies some of the criteria used to evaluate a collection system's management, operation, and maintenance and was intended for use by the EPA, state, regulated community, and/or third party entities. The CMOM is applicable to small, medium, and large systems; both public and privately owned; and both regional and satellite collection systems. The CMOM does not substitute for the Clean Water Act, the Missouri Clean Water Law, and both federal and state regulations, as it is not a regulation.

SCHEDULE OF COMPLIANCE (SOC):

Per §644.051.7 RSMo, a permit may be issued with a Schedule of Compliance (SOC) to provide time for a facility to come into compliance with new state or federal effluent regulations, water quality standards, or other requirements. Such a schedule is not allowed if the facility is already in compliance with the new requirement, or if prohibited by other statute or regulation. A SOC includes an enforceable sequence of interim requirements (actions, operations, or milestone events) leading to compliance with the Missouri Clean Water Law, its implementing regulations, and/or the terms and conditions of an operating permit. *See also* Section 502(17) of the Clean Water Act, and 40 CFR §122.2. For new effluent limitations, the permit may include interim monitoring for the specific parameter to demonstrate the facility is not already in compliance with the new requirement. Per 40 CFR § 122.47(a)(1), 10 CSR 20-7.031(11), and 10 CSR 20-7.015(9), compliance must occur as soon as possible. If the permit provides a schedule for meeting new water quality based effluent limits, a SOC must include an enforceable, final effluent limitation in the permit even if the SOC extends beyond the life of the permit.

A SOC is not allowed:

- For effluent limitations based on technology-based standards established in accordance with federal requirements, if the deadline for compliance established in federal regulations has passed. 40 CFR § 125.3.
- For a newly constructed facility in most cases. Newly constructed facilities must meet applicable effluent limitations when discharge begins, because the facility has installed the appropriate control technology as specified in a permit or antidegradation review. A SOC is allowed for a new water quality based effluent limit that was not included in a previously public noticed permit or antidegradation review, which may occur if a regulation changes during construction.
- To develop a TMDL, UAA, or other study that may result in site-specific criteria or alternative effluent limits. A facility is not prohibited from conducting these activities, but a SOC may not be granted for conducting these activities.

In order to provide guidance to Permit Writers in developing SOC's, and attain a greater level of consistency, on April 9, 2015 the department issued an updated policy on development of SOC's. This policy provides guidance to Permit Writers on the standard time frames for schedules for common activities, and guidance on factors that may modify the length of the schedule such as a Cost Analysis for Compliance.

✓ This permit does not contain an SOC.

SEWER EXTENSION AUTHORITY SUPERVISED PROGRAM:

In accordance with [10 CSR 20-6.010(6)(A)], the department may grant approval of a permittee's Sewer Extension Authority Supervised Program. These approved permittees regulate and approve construction of sanitary sewers and pump stations, which are tributary to this wastewater treatment facility. The permittee shall act as the continuing authority for the operation, maintenance, and modernization of the constructed collection system. See <https://dnr.mo.gov/water/business-industry-other-entities/permits-certification-engineering-fees/wastewater/construction-engineering>.

✓ The permittee does not have a department approved Sewer Extension Authority Supervised Program.

STORMWATER POLLUTION PREVENTION PLAN (SWPPP):

In accordance with 40 CFR 122.44(k) *Best Management Practices (BMPs)* to control or abate the discharge of pollutants when: (1) Authorized under Section 304(e) of the Clean Water Act (CWA) for the control of toxic pollutants and hazardous substances from ancillary industrial activities; (2) Authorized under Section 402(p) of the CWA for the control of stormwater discharges; (3) Numeric effluent limitations are infeasible; or (4) the practices are reasonably necessary to achieve effluent limitations and standards or to carry out the purposes and intent of the CWA.

In accordance with the EPA's *Developing Your Stormwater Pollution Prevention Plan, A Guide for Industrial Operators*, (Document number EPA 833-B-09-002) [published by the United States Environmental Protection Agency (USEPA) in June 2015], BMPs are measures or practices used to reduce the amount of pollution entering (regarding this operating permit) waters of the state. BMPs may take the form of a process, activity, or physical structure.

Additionally in accordance with the Stormwater Management, a SWPPP is a series of steps and activities to (1) identify sources of pollution or contamination, and (2) select and carry out actions which prevent or control the pollution of stormwater discharges. The purpose of a SWPPP is to comply with all applicable stormwater regulations by creating an adaptive management plan to control and mitigate stream pollution from stormwater runoff. Developing a SWPPP provides opportunities to employ appropriate BMPs to minimize the risk of pollutants being discharged during storm events. The following paragraph outlines the general steps the permittee should take to determine which BMPs will work to achieve the benchmark values or limits in the permit. This section is not intended to be all encompassing or restrict the use of any physical BMP or operational and maintenance procedure assisting in pollution control. Additional steps or revisions to the SWPPP may be required to meet the requirements of the permit.

Areas which should be included in the SWPPP are identified in 40 CFR 122.26(b)(14). Once the potential sources of stormwater pollution have been identified, a plan should be formulated to best control the amount of pollutant being released and discharged by each activity or source. This should include, but is not limited to, minimizing exposure to stormwater, good housekeeping measures,

proper facility and equipment maintenance, spill prevention and response, vehicle traffic control, and proper materials handling. Once a plan has been developed the facility will employ the control measures determined to be adequate to achieve the benchmark values discussed above. The facility will conduct monitoring and inspections of the BMPs to ensure they are working properly and re-evaluate any BMP not achieving compliance with permitting requirements. For example, if sample results from an outfall show values of TSS above the benchmark value, the BMP being employed is deficient in controlling stormwater pollution. Corrective action should be taken to repair, improve, or replace the failing BMP. This internal evaluation is required at least once per month but should be continued more frequently if BMPs continue to fail. If failures do occur, continue this trial and error process until appropriate BMPs have been established.

For new, altered, or expanded stormwater discharges, the SWPPP shall identify reasonable and effective BMPs while accounting for environmental impacts of varying control methods. The antidegradation analysis must document why no discharge or no exposure options are not feasible. The selection and documentation of appropriate control measures shall serve as an alternative analysis of technology and fulfill the requirements of antidegradation [10 CSR 20-7.031(3)]. For further guidance, consult the antidegradation implementation procedure (<https://dnr.mo.gov/document-search/antidegradation-implementation-procedure>).

The AA evaluation should include practices that are designed to be: 1) non-degrading; 2) less degrading; or 3) degrading water quality. The glossary of AIP defines these three terms. The chosen BMP will be the most reasonable and effective management strategy while ensuring the highest statutory and regulatory requirements are achieved and the highest quality water attainable for the facility is discharged. The AA evaluation must demonstrate why “no discharge” or “no exposure” is not a feasible alternative at the facility. This structured analysis of BMPs serves as the antidegradation review, fulfilling the requirements of 10 CSR 20-7.031(3) Water Quality Standards and *Antidegradation Implementation Procedure* (AIP), Section II.B.

If parameter-specific numeric exceedances continue to occur and the permittee feels there are no practicable or cost-effective BMPs which will sufficiently reduce a pollutant concentration in the discharge to the benchmark values established in the permit, the permittee can submit a request to re-evaluate the benchmark values. This request needs to include 1) a detailed explanation of why the facility is unable to comply with the permit conditions and unable to establish BMPs to achieve the benchmark values; 2) financial data of the company and documentation of cost associated with BMPs for review and 3) the SWPPP, which should contain adequate documentation of BMPs employed, failed BMPs, corrective actions, and all other required information. This will allow the department to conduct a cost analysis on control measures and actions taken by the facility to determine cost-effectiveness of BMPs. The request shall be submitted in the form of an operating permit modification; the application is found at: <https://dnr.mo.gov/forms-applications>.

- ✓ 10 CSR 20-6.200 and 40 CFR 122.26(b)(14)(ix) includes treatment works treating domestic sewage or any other sewage sludge or wastewater treatment device or system, used in the storage treatment, recycling, and reclamation of municipal or domestic sewage, including land dedicated to the disposal of sewage sludge that is located within the confines of the facility, with a design flow of 1.0 MGD or more, or are required to have an approved pretreatment program under 40 CFR part 403, as an industrial activity in which permit coverage is required. In lieu of requiring sampling in the site-specific permit, the facility is required to develop and implement a Stormwater Pollution Prevention Plan (SWPPP).

A facility can apply for conditional exclusion for “no exposure” of industrial activities and materials to stormwater by submitting a permit modification via Form B2 (<https://dnr.mo.gov/document-search/form-b2-application-operating-permit-facilities-receive-primarily-domestic-waste-have-design-flow-more-100000-gallons-day-mo-780-1805>) appropriate application filing fees and a completed No Exposure Certification for Exclusion from NPDES Stormwater Permitting under Missouri Clean Water Law (<https://dnr.mo.gov/document-search/no-exposure-certification-exclusion-npdes-stormwater-permitting-under-missouri-clean-water-law-mo-780-2828>) to the department’s Water Protection Program, operating permits section. Upon receipt of the No Exposure Certification, the permit will be modified and the Special Condition to develop and implement a SWPPP will be removed.

- ✓ A SWPPP shall be developed and implemented for each site and shall incorporate required practices identified by the department with jurisdiction, incorporate erosion control practices specific to site conditions, and provide for maintenance and adherence to the plan.

TOTAL PHOSPHORUS TARGET REDUCTION LEVELS:

Per 10 CSR 20-7.015(9)(B)2., total phosphorus target reduction levels apply to all domestic facilities with design flow greater than or equal to 1,000,000 gallons per day (1 MGD) and all industrial facilities categorized as major that typically discharge phosphorus in their industrial wastewater, except for facilities which already have more stringent phosphorus requirements as required by 10 CSR 20-7.015(3)(E), (3)(F), (9)(A)4., and (9)(A)5., for discharges to Lake Taneycomo, Table Rock Lake, a TMDL watershed with phosphorus allocations, or as addressed by antidegradation review, respectively.

10 CSR 20-7.015(9)(B)2.A. establishes four options for compliance with total phosphorus target reduction levels. These four options are:

1. 1.0 mg/L annual average;
2. Annual mass loading equal to 1.0 mg/L based on the design flow.
3. An overall reduction of total phosphorus from influent to effluent by 75 percent.
4. An overall reduction of annual load of total phosphorus discharged by 75 percent.

The implementation date for facilities with design flow greater than or equal to 1 MGD but less than 15 MGD is January 1, 2033, and for facilities with design flows greater than 15 MGD, the implementation date is January 1, 2029; unless an alternative implementation date is requested and approved per 10 CSR 20-7.015(9)(2)D.(IV).

Permittees shall submit the following on the next renewal application:

- Chosen compliance method.
 - If implementing compliance option 2, and the facility is a combined sewer system, permittees can request alternative considerations or calculations.
 - If implementing compliance option 3, at least two years of influent and effluent monitoring data is required.
 - If implementing compliance option 4, sufficient and representative data is required.
- Alternative implementation date, if applicable.
- Application for nutrient trading, if utilizing.

✓ Applicable; this facility is a domestic major with a design flow greater than or equal to 1 MGD but less than 15 MGD.

VARIANCE:

As per §644.061.4 RSMo, variances shall be granted for such period of time and under such terms and conditions as shall be specified by the commission in its order. The variance may be extended by affirmative action of the commission. In no event shall the variance be granted for a period of time greater than is reasonably necessary for complying with the Missouri Clean Water Law §644.006 to §644.141 RSMo, or any standard, rule or regulation promulgated pursuant to §644.006 to §644.141 RSMo.

✓ This operating permit is not drafted under premises of a petition for variance.

WASTELOAD ALLOCATIONS (WLA) FOR LIMITS:

As per [10 CSR 20-2.010(86)], the amount of pollutant each discharger is allowed by the department to release into a given stream after the department has determined total amount of pollutant that may be discharged into that stream without endangering its water quality.

✓ Wasteload allocations were calculated where applicable using water quality criteria or water quality model results and the dilution equation below:

$$C_e = \frac{(Q_e + Q_s)C - (Q_s \times C_s)}{(Q_e)} \quad (\text{EPA/505/2-90-001, Section 4.5.5})$$

Where C = downstream concentration C_e = effluent concentration
 C_s = upstream concentration Q_e = effluent flow
 Q_s = upstream flow

Chronic wasteload allocations were determined using applicable chronic water quality criteria (CCC: criteria continuous concentration) and stream volume of flow at the edge of the mixing zone (MZ). Acute wasteload allocations were determined using applicable water quality criteria (CMC: criteria maximum concentration) and stream volume of flow at the edge of the zone of initial dilution (ZID).

Water quality based maximum daily and average monthly effluent limitations were calculated using methods and procedures outlined in USEPA's "Technical Support Document For Water Quality-based Toxics Control" (EPA/505/2-90-001).

Number of Samples "n":

Additionally, in accordance with the TSD for water quality-based permitting, effluent quality is determined by the underlying distribution of daily values, which is determined by the Long Term Average (LTA) associated with a particular Wasteload Allocation (WLA) and by the Coefficient of Variation (CV) of the effluent concentrations. Increasing or decreasing the monitoring frequency does not affect this underlying distribution or treatment performance, which should be, at a minimum, be targeted to comply with the values dictated by the WLA. Therefore, it is recommended that the actual planned frequency of monitoring normally be used to determine the value of "n" for calculating the AML. However, in situations where monitoring frequency is once per month or less, a higher value for "n" must be assumed for AML derivation purposes. Thus, the statistical procedure being employed using an assumed number of samples is "n = 4" at a minimum. For Total Ammonia as Nitrogen, "n = 30" is used.

WLA MODELING:

There are two general types of effluent limitations, technology-based effluent limits (TBELs) and water quality based effluent limits (WQBELs). If TBELs do not provide adequate protection for the receiving waters, then WQBEL must be used.

- ✓ A WLA study was either not submitted or determined not applicable by department staff.

WHOLE EFFLUENT TOXICITY (WET) TEST:

A WET test is a quantifiable method of determining if a discharge from a facility may be causing toxicity to aquatic life by itself, in combination with or through synergistic responses when mixed with receiving stream water.

Under the federal Clean Water Act (CWA) §101(a)(3), requiring WET testing is reasonably appropriate for site-specific Missouri State Operating Permits for discharges to waters of the state issued under the National Pollutant Discharge Elimination System (NPDES). WET testing is also required by 40 CFR 122.44(d)(1). WET testing ensures that the provisions in the 10 CSR 20-6.010(8)(A) and the Water Quality Standards 10 CSR 20-7.031(4)(D),(F),(G),(J)2.A & B are being met. Under [10 CSR 20-6.010(8)(B)], the department may require other terms and conditions that it deems necessary to assure compliance with the Clean Water Act and related regulations of the Missouri Clean Water Commission. In addition the following applies: §644.051.7 RSMo, requires the department to set permit conditions that comply with the MCWL and CWA and specifically references toxicity as an item we must consider in writing permits (along with water quality-based effluent limits, pretreatment, etc...); and §644.051.8 RSMo, is the basic authority to require testing conditions. WET test will be required by facilities meeting the following criteria:

- ☒ Facility is a designated Major.
- ☐ Facility continuously or routinely exceeds its design flow.
- ☐ Facility that exceeds its design population equivalent (PE) for BOD₅ whether or not its design flow is being exceeded.
- ☐ Facility (whether primarily domestic or industrial) that alters its production process throughout the year.
- ☐ Facility handles large quantities of toxic substances, or substances that are toxic in large amounts.
- ☐ Facility has Water Quality-based Effluent Limitations for toxic substances (other than NH₃)
- ☒ Facility is a municipality with a Design Flow ≥ 22,500 gpd.
- ☐ Other – please justify.

- ✓ The permittee is required to conduct WET test for this facility.

40 CFR 122.41(M) - BYPASSES:

The federal Clean Water Act (CWA), Section 402 prohibits wastewater dischargers from “bypassing” untreated or partially treated sewage (wastewater) beyond the headworks. A bypass is defined as an intentional diversion of waste streams from any portion of a treatment facility, [40 CFR 122.41(m)(1)(i)]. Additionally, Missouri regulation 10 CSR 20-7.015(9)(G) states a bypass means the intentional diversion of waste streams from any portion of a treatment facility, except in the case of blending, to waters of the state. Only under exceptional and specified limitations do the federal regulations allow for a facility to bypass some or all of the flow from its treatment process. Bypasses are prohibited by the CWA unless a permittee can meet all of the criteria listed in 40 CFR 122.41(m)(4)(i)(A), (B), & (C). Any bypasses from this facility are subject to the reporting required in 40 CFR 122.41(l)(6) and per Missouri’s Standard Conditions I, Section B, part 2.b. Additionally, Anticipated Bypasses include bypasses from peak flow basins or similar devices designed for peak wet weather flows.

- ✓ Bypasses occur or have occurred at this facility.
- ✓ Outfall #002 is no longer authorized to discharge as it is a Bypass. The facility has entered a voluntary enforcement agreement after the expiration of the Voluntary Compliance Agreement expired for eliminating discharges from Outfall #002. Current construction of the new wet weather train and disinfection system will help resolve this issue, along with the ongoing collection system work being done. Construction of the wet weather treatment train is covered under [CP0002370](#). The Abatement Order on Consent (AOC) is available online, <https://dnr.mo.gov/document/city-republic-wastewater-treatment-plant-abatement-order-consent-2021-wpcb-1664>.

Part IV – Cost Analysis for Compliance

Pursuant to §644.145 RSMo, when issuing permits under this chapter that incorporate a new requirement for discharges from publicly owned combined or separate sanitary or storm sewer systems or publicly owned treatment works, or when enforcing provisions of this chapter or the Federal Water Pollution Control Act, 33 U.S.C. 1251 et seq., pertaining to any portion of a publicly owned combined or separate sanitary or storm sewer system or [publicly owned] treatment works, the Department of Natural Resources shall make a “finding of affordability” on the costs to be incurred and the impact of any rate changes on ratepayers upon which to base such permits and decisions, to the extent allowable under this chapter and the Federal Water Pollution Control Act. This process is completed through a cost analysis for compliance. Permits that do not include new requirements may be deemed affordable.

- ✓ The department is required to determine “findings of affordability” because the permit applies to a combined or separate sanitary sewer system for a publicly-owned treatment works.

Cost Analysis for Compliance - The department has made a reasonable search for empirical data indicating the permit is affordable. The search consisted of a review of department records that might contain economic data on the community, a review of information provided by the applicant as part of the application, and public comments received in response to public notices of this draft permit. If the empirical cost data was used by the permit writer, this data may consist of median household income, any other ongoing projects that the department has knowledge, and other demographic financial information that the community provided as contemplated by §644.145.3 RSMo.

The following table summarizes the results of the cost analysis. See **Appendix – Cost Analysis for Compliance** for detailed information.

Summary Table. Cost Analysis for Compliance Summary for the City of Republic

New Permit Requirements			
Quarterly Total Zinc Sampling			
Estimated Annual Cost	Annual Median Household Income (MHI)	Estimated Monthly User Rate	User Rate as a Percent of MHI
\$140	\$67,500	\$77.01	1.4%

Part V – Administrative Requirements

On the basis of preliminary staff review and the application of applicable standards and regulations, the department, as administrative agent for the Missouri Clean Water Commission, proposes to issue a permit(s) subject to certain effluent limitations, schedules, and special conditions contained herein and within the operating permit. The proposed determinations are tentative pending public comment.

WATER QUALITY STANDARD REVISION:

In accordance with §644.058 RSMo, the department is required to utilize an evaluation of the environmental and economic impacts of modifications to water quality standards of 25 percent or more when making individual site-specific permit decisions.

- ✓ This operating permit does not contain requirements for a water quality standard that has changed 25 percent or more since the previous operating permit.

PUBLIC NOTICE:

The department shall give public notice that a draft permit has been prepared and its issuance is pending. Additionally, public notice will be issued if a public hearing is to be held because of a significant degree of interest in and water quality concerns related to a draft permit. No public notice is required when a request for a permit modification or termination is denied; however, the requester and permittee must be notified of the denial in writing. The department must issue public notice of a pending operating permit or of a new or reissued statewide general permit. The public comment period is the length of time not less than 30 days following the date of the public notice which interested persons may submit written comments about the proposed permit. For persons wanting to submit comments regarding this proposed operating permit, then please refer to the Public Notice page located at the front of this draft operating permit. The Public Notice page gives direction on how and where to submit appropriate comments.

- ✓ The Public Notice period for this operating permit was from May 10, 2024 to June 10, 2024. No comments received on the renewal. One comment was received on the draft modification related to construction and was addressed with the issuance of the construction permit, CP002436.

DATE OF FACT SHEET: MARCH 20, 2024; UPDATED JULY 1, 2024

COMPLETED BY:

LEASUE MEYERS, EI
MISSOURI DEPARTMENT OF NATURAL RESOURCES
WATER PROTECTION PROGRAM
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Appendices

APPENDIX – FACILITY MAP





APPENDIX - CLASSIFICATION WORKSHEET:

Item	Points Possible	Points Assigned
Maximum Population Equivalent (P.E.) served , peak day	1 pt./10,000 PE or major fraction thereof. (Max 10 pts.)	3
Design Flow (avg. day) or peak month's flow (avg. day) whichever is larger	1 pt. / MGD or major fraction thereof. (Max 10 pts.)	3
Effluent Discharge		
Missouri or Mississippi River	0	
All other stream discharges except to losing streams and stream reaches supporting whole body contact recreation	1	
Discharge to lake or reservoir outside of designated whole body contact recreational area	2	
Discharge to losing stream, lake or reservoir area supporting whole body contact recreation	3	3
Direct reuse or recycle of effluent	6	
Land Application/Irrigation		
Drip Irrigation	3	
Land application/irrigation	5	
Overland flow	4	
Variation in Raw Wastes (highest level only)		
Variations do not exceed those normally or typically expected	0	
Reoccurring deviations or excessive variations of 100 to 200 percent in strength and/or flow	2	
Reoccurring deviations or excessive variations of more than 200 percent in strength and/or flow	4	
Department-approved pretreatment program	6	
Preliminary Treatment		
STEP systems (operated by the permittee)	3	
Screening and/or comminution	3	3
Grit removal	3	3
Plant pumping of main flow	3	3
Flow equalization	5	5
Primary Treatment		
Primary clarifiers	5	
Chemical addition (except chlorine, enzymes)	4	
Secondary Treatment		
Trickling filter and other fixed film media with or without secondary clarifiers	10	
Activated sludge (including aeration, oxidation ditches, sequencing batch reactors, membrane bioreactors, and contact stabilization)	15	15
Stabilization ponds without aeration	5	
Aerated lagoon	8	
Advanced Lagoon Treatment – Aerobic cells, anaerobic cells, covers, or fixed film	10	
Biological, physical, or chemical	12	12
Carbon regeneration	4	
Total from page ONE (1)	----	50

APPENDIX - CLASSIFICATION WORKSHEET (CONTINUED):

ITEM	POINTS POSSIBLE	POINTS ASSIGNED
Solids Handling		
Sludge Holding	5	
Anaerobic digestion	10	
Aerobic digestion	6	6
Evaporative sludge drying	2	
Mechanical dewatering	8	
Solids reduction (incineration, wet oxidation)	12	
Land application	6	6
Disinfection		
Chlorination or comparable	5	
On-site generation of disinfectant (except UV light)	5	
Dechlorination	2	
UV light	4	4
Required Laboratory Control Performed by Plant Personnel (highest level only)		
Lab work done outside the plant	0	
Push – button or visual methods for simple test such as pH, settleable solids	3	
Additional procedures such as DO, COD, BOD, titrations, solids, volatile content	5	
More advanced determinations, such as BOD seeding procedures, fecal coliform, nutrients, total oils, phenols, etc.	7	7
Highly sophisticated instrumentation, such as atomic absorption and gas chromatograph	10	
Total from page TWO (2)	----	23
Total from page ONE (1)	---	50
Grand Total	---	73

- ☒ - A: 71 points and greater
☐ - B: 51 points – 70 points
☐ - C: 26 points – 50 points
☐ - D: 0 points – 25 points

APPENDIX – RPA RESULTS:

Parameter	CMC*	RWC Acute*	CCC*	RWC Chronic*	n**	Range max/min	CV***	MF	RP Yes/No
Ammonia as N – Summer (mg/L)	12.1	4.41	1.5	4.41	30.00	1.3/0.1	1.25	3.39	Yes
Ammonia as N – Winter (mg/L)	12.1	3.60	2.9	3.60	31.00	1.1/0.1	1.23	3.28	Yes
Cyanide, Amenable to Chlorination	22.00	13.59	5.20	13.59	59	10/5	0.36	1.36	Yes
Copper, Total Recoverable	23.07	267.02	14.68	267.02	59	76.7/0.01	2.49	3.48	Yes
Selenium, Total Recoverable	n/a	45.99	5.00	45.99	12	9.4/0.56	1.04	4.89	Yes
Thallium, Total Recoverable	n/a	37.16	6.30	37.16	12	8.6/0.7	0.93	4.32	Yes

N/A – Not Applicable

* - Units are (µg/L) unless otherwise noted.

** - If the number of samples is 10 or greater, then the CV value must be used in the WQBEL for the applicable constituent. If the number of samples is < 10, then the default CV value must be used in the WQBEL for the applicable constituent.

*** - Coefficient of Variation (CV) is calculated by dividing the Standard Deviation of the sample set by the Mean of the same sample set.

RWC – Receiving Water Concentration. It is the concentration of a toxicant or the parameter toxicity in the receiving water after mixing (if applicable).

n – Is the number of samples.

MF – Multiplying Factor. 99 percent Confidence Level and 99 percent Probability Basis.

RP – Reasonable Potential. It is where an effluent is projected or calculated to cause an excursion above a water quality standard based on a number of factors including, as a minimum, the four factors listed in 40 CFR 122.44(d)(1)(ii).

Reasonable Potential Analysis is conducted as per (TSD, EPA/505/2-90-001, Section 3.3.2). A more detailed version including calculations of this RPA is available upon request.

APPENDIX – Non-Detect Example Calculations:

Example: Permittee has four samples for Pollutant X which has a method minimum level of 5 mg/L and is to report a Daily Maximum and Monthly Average.

Week 1 = 11.4 mg/L

Week 2 = Non-Detect or <5.0 mg/L

Week 3 = 7.1 mg/L

Week 4 = Non-Detect or <5.0 mg/L

For this example, use subpart (h) - For reporting an average based on a mix of detected and non-detected values (not including *E. coli*), assign a value of “0” for all non-detects for that reporting period and report the average of all the results.

$$11.4 + 0 + 7.1 + 0 = 18.5 \div 4 \text{ (number of samples)} = 4.63 \text{ mg/L.}$$

The Permittee reports a Monthly Average of 4.63 mg/L and a Daily maximum of 11.4 mg/L (Note the < symbol was dropped in the answers).

Example: Permittee has five samples for Pollutant Y that has a method minimum level of 9 µg/L and is to report a Daily Maximum and Monthly Average.

Day 1 = Non-Detect or <9.0 µg/L

Day 2 = Non-Detect or <9.0 µg/L

Day 3 = Non-Detect or <9.0 µg/L

Day 4 = Non-Detect or <9.0 µg/L

Day 5 = Non-Detect or <9.0 µg/L

For this example, use subpart (g) - For reporting an average based on all non-detected values, remove the “<” sign from the values, average the values, and then add the “<” symbol back to the resulting average.

$$(9 + 9 + 9 + 9 + 9) \div 5 \text{ (number of samples)} = <9 \text{ µg/L.}$$

The Permittee reports a Monthly Average of <9.0 µg/L (retain the ‘less than’ symbol) and a Daily Maximum of <9.0 µg/L.

Example: Permittee has four samples for Pollutant Z where the first two tests were conducted using a method with a method minimum level of 4 µg/L and the remaining two tests were conducted using a different method that has a method minimum level of <6 µg/L and is to report a Monthly Average and a Weekly Average.

Week 1 = Non-Detect or <4.0 µg/L

Week 2 = Non-Detect or <4.0 µg/L

Week 3 = Non-Detect or <6.0 µg/L

Week 4 = Non-Detect or <6.0 µg/L

For this example, use subpart (g) - For reporting an average based on all non-detected values, remove the “<” sign from the values, average the values, and then add the “<” symbol back to the resulting average.

$$(4 + 4 + 6 + 6) \div 4 \text{ (number of samples)} = <5 \text{ µg/L. (Monthly)}$$

The facility reports a Monthly Average of <5.0 µg/L and a Weekly Average of <6.0 µg/L.

APPENDIX – Non-Detect Example Calculations (Continued):

Example: Permittee has five samples for Pollutant Z where the first two tests were conducted using a method with a method minimum level of 4 µg/L and the remaining three tests were conducted using a different method that has a method minimum level of <6 µg/L and is to report a Monthly Average and a Weekly Average.

Week 1 = Non-Detect or <4.0 µg/L

Week 2 = Non-Detect or <4.0 µg/L

Week 2 = Non-Detect or <6.0 µg/L

Week 3 = Non-Detect or <6.0 µg/L

Week 4 = Non-Detect or <6.0 µg/L

For this example, use subpart (g) - For reporting an average based on all non-detected values, remove the “<” sign from the values, average the values, and then add the “<” symbol back to the resulting average.

$(4 + 4 + 6 + 6 + 6) \div 5$ (number of samples) = <5.2 µg/L. (Monthly)

$(4 + 6) \div 2$ (number of samples) = <5 µg/L. (Week 2)

The facility reports a Monthly Average of <5.2 µg/L and a Weekly Average of <6.0 µg/L (report highest Weekly Average value)

Example: Permittee has four samples for Pollutant Z where the tests were conducted using a method with a method minimum level of 10 µg/L and is to report a Monthly Average and Daily Maximum. The permit lists that Pollutant Z has a department determined Minimum Quantification Level (ML) of 130 µg/L.

Week 1 = 12 µg/L

Week 2 = 52 µg/L

Week 3 = Non-Detect or <10 µg/L

Week 4 = 133 µg/L

For this example, use subpart (h) - For reporting an average based on a mix of detected and non-detected values (not including *E. coli*), assign a value of “0” for all non-detects for that reporting period and report the average of all the results.

For this example, $(12 + 52 + 0 + 133) \div 4$ (number of samples) = $197 \div 4 = 49.3$ µg/L.

The facility reports a Monthly Average of 49.3 µg/L and a Daily Maximum of 133 µg/L.

Example: Permittee has five samples for *E. coli* which has a method minimum level of 1 #/100mL and is to report a Weekly Average (seven (7) day geometric mean) and a Monthly Average (30 day geometric mean).

Week 1 = 102 #/100mL

Week 2 (Monday) = 400 #/100mL

Week 2 (Friday) = Non-Detect or <1 #/100mL

Week 3 = 15 #/100mL

Week 4 = Non-Detect or <1 #/100mL

For this example, use subpart (i) - When *E. coli* is not detected above the method minimum level, the permittee must report the data qualifier signifying less than detection limit for that parameter (e.g., <1 #/100mL, if the method minimum level is 1 #/100mL). For reporting a geometric mean based on a mix of detected and non-detected values, use one-half of the detection limit (instead of zero) for non-detects when calculating geometric means. The Geometric Mean is calculated by multiplying all of the data points and then taking the nth root of this product, where n = # of samples collected.

The Monthly Average (30 day Geometric Mean) = 5th root of $(102)(400)(0.5)(15)(0.5) = 5\text{th root of } 153,000 = 10.9$ #/100mL.

The 7 day Geometric Mean = 2nd root of $(400)(0.5) = 2\text{nd root of } 200 = 14.1$ #/100mL. (Week 2)

The Permittee reports a Monthly Average (30 day Geometric Mean) of 10.9 #/100mL and a Weekly Average (7 day geometric mean) of 102 #/100mL (report highest Weekly Average value)

APPENDIX – COST ANALYSIS FOR COMPLIANCE:

**Missouri Department of Natural Resources
Water Protection Program
Cost Analysis for Compliance
(In accordance with RSMo 644.145)**

**Republic WWTF, Permit Renewal
City of Republic
Missouri State Operating Permit #MO-0022098**

Section 644.145 RSMo requires the Department of Natural Resources (department) to make a “finding of affordability” when “issuing permits under” or “enforcing provisions of” state or federal clean water laws “pertaining to any portion of a combined or separate sanitary sewer system for publicly-owned treatment works.” This cost analysis does not dictate how the permittee will comply with new permit requirements.

New Permit Requirements

The permit requires compliance with new monitoring requirements for Total Recoverable Zinc.

Connections

The number of connections was reported by the permittee on the permit renewal application.

Connection Type	Number
Residential	6281
Commercial	505
Industrial	2
Total	6,788

Data Collection for this Analysis

This cost analysis is based on data available to the department as provided by the permittee and data obtained from readily available sources. For the most accurate analysis, it is essential that the permittee provides the department with current information about the City’s financial and socioeconomic situation. The financial questionnaire available to permittees on the department’s website (<https://dnr.mo.gov/document-search/financial-questionnaire-mo-780-2511>) is a required attachment to the permit renewal application. If the financial questionnaire is not submitted with the renewal application, the department sends a request to complete the form with the welcome correspondence. If certain data was not provided by the permittee to the department and the data is not obtainable through readily available sources, this analysis will state that the information is “unknown”.

Eight Criteria of 644.145 RSMo

The department must consider the eight (8) criteria presented in subsection 644.145 RSMo to evaluate the cost associated with new permit requirements.

(1) A community’s financial capability and ability to raise or secure necessary funding;

Criterion 1 Table. Current Financial Information for the City of Republic	
Current Monthly User Rates per 5,000 gallons*	\$77.00
Median Household Income (MHI) ¹	\$67,500
Current Annual Operating Costs (excludes depreciation)	\$ 1,783,014

*User Rates were reported through FAC

Affordability of pollution control options for the individuals or households at or below the median household income level of the community;

The following tables outline the estimated costs of the new permit requirements:

Criterion 2A Table. Estimated Cost Breakdown of New Permit Requirements			
New Requirement	Frequency	Estimated Cost	Estimated Annual Cost
Total Recoverable Zinc	Quarterly	\$22	\$88
Total metal concentration analysis	Quarterly	\$13	\$52
Total Estimated Annual Cost of New Permit Requirements			\$140

Criterion 2B Table. Estimated Costs for New Permit Requirements		
(1)	Estimated Annual Cost	\$140
(2)	Estimated Monthly User Cost for New Requirements ²	\$0.01
	Estimated Monthly User Cost for New Requirements as a Percent of MHI ³	0.0001%
(3)	Total Monthly User Cost*	\$77.01
	Total Monthly User Cost as a Percent of MHI ⁴	1.41%

* Current User Rate + Estimated Monthly Costs of New Sampling Requirements

Due to the minimal cost associated with new permit requirements, the Department anticipates an extremely low to no rate increase will be necessary for the additional monitoring requirements, which could impact individuals or households of this community. The community is in the process of multiple drinking water, wastewater, and stormwater upgrades that will impact user rates in the future.

(2) An evaluation of the overall costs and environmental benefits of the control technologies;

Metals dissolve in water and are easily absorbed by fish and other aquatic organisms. Small concentrations can be toxic because metals undergo bioconcentration, which means that their concentration in an organism is higher than in water. Metal toxicity produces adverse biological effects on an organism's survival, activity, growth, metabolism, or reproduction. Metals can be lethal or harm the organism without killing it directly. Adverse effects on an organism's activity, growth, metabolism, and reproduction are examples of sub-lethal effects.

In order for a metal to be toxic, it needs to enter the body of the exposed organism and interact with the surface or interior of cells. The pathways by which this happens includes diffusion into the bloodstream via the gills and skin, as fish become exposed by drinking water or eating sediments contaminated with the metal, or eating other animals or plants that became exposed to the metal. Humans become exposed to metals via analogous pathways: diffusion into the bloodstream via the lungs and skin, drinking contaminated water, and eating contaminated food.

The monitoring requirements for metals have been added to the permit to provide data regarding the health of the receiving stream's aquatic life. A healthy ecosystem is beneficial as it provides reduced impacts on human and aquatic health as well as recreational opportunities.

(4) Inclusion of ongoing costs of operating and maintaining the existing wastewater collection and treatment system, including payments on outstanding debts for wastewater collection and treatment systems when calculating projected rates:

The community reported that their outstanding debt for their current wastewater collection and treatment systems is \$43,912,332. The community reported that each user pays \$77.00 monthly, of which, \$11.86 is used toward payments on the current outstanding debt.

(5) An inclusion of ways to reduce economic impacts on distressed populations in the community, including but not limited to low and fixed income populations. This requirement includes but is not limited to:

- Allowing adequate time in implementation schedules to mitigate potential adverse impacts on distressed populations resulting from the costs of the improvements and taking into consideration local community economic considerations.
- Allowing for reasonable accommodations for regulated entities when inflexible standards and fines would impose a disproportionate financial hardship in light of the environmental benefits to be gained.

The following table characterizes the current overall socioeconomic condition of the community as compared to the overall socioeconomic condition of Missouri. The following information was compiled using the latest U.S. Census data.

Criterion 5 Table. Socioeconomic Data ^{1, 5-9} for the City of Republic

No.	Administrative Unit	Republic City	Missouri State	United States
1	Population (2022)	18,824	6,154,422	331,097,593
2	Percent Change in Population (2000-2022)	123.1%	10.0%	17.7%
3	2022 Median Household Income (in 2023 Dollars)	\$65,700	\$68,634	\$78,242
4	Percent Change in Median Household Income (2000-2022)	3.8%	-1.1%	1.9%
5	Median Age (2022)	34.0	38.8	38.8
6	Change in Median Age in Years (2000-2022)	0.7	2.7	3.5
7	Unemployment Rate (2022)	3.8%	4.3%	5.3%
8	Percent of Population Below Poverty Level (2022)	13.3%	12.8%	12.5%
9	Percent of Household Received Food Stamps (2022)	10.4%	10.0%	11.5%
10	(Primary) County Where the Community Is Located	Greene County		

(6) An assessment of other community investments and operating costs relating to environmental improvements and public health protection;

The City of Republic has applied for ARPA and FAC loans and grants to address the wastewater issues they are facing due to the growth the community is seeing. The City has stormwater and drinking water obligations. They are investing money in fixing collection system issues, plus planning to construct a new treatment plant to handle the future growth within the community. The City has raised rates approximately 45 percent over the last few years to be able to handle the wastewater projects at the treatment plant and within the collection system. Ongoing projects within the community include

- Approximately \$18 million for this blending project, which includes construction of new wet weather train including upgrades to the headworks and new disinfection system
- Plans to invest almost \$20 million in collection system upgrades to the approximately 120 miles of sanitary sewer and 2,500 manholes to remove inflow and infiltration.
- Construction of a new wastewater treatment plant to handle the additional growth.

(7) An assessment of factors set forth in the United States Environmental Protection Agency's guidance, including but not limited to the "Combined Sewer Overflow Guidance for Financial Capability Assessment and Schedule Development" that may ease the cost burdens of implementing wet weather control plans, including but not limited to small system considerations, the attainability of water quality standards, and the development of wet weather standards;

The new requirements of additional monitoring for total recoverable zinc will not impose a financial burden on the community, nor will they require the City of Republic to seek funding from an outside source.

(8) An assessment of any other relevant local community economic conditions.

The City has raised rates approximately 45 percent over the last few years to be able to handle the wastewater projects at the treatment plant and within the collection system.

Conclusion and Finding

As a result of new regulations, the department is proposing modifications to the current operating permit that may require the permittee to increase monitoring. The department has considered the eight criteria presented in subsection 644.145 RSMo to evaluate the cost associated with the new permit requirements.

This analysis examined whether the new sampling requirements affect the ability of an individual customer or household to pay a utility bill without undue hardship or unreasonable sacrifice in the essential lifestyle or spending patterns of the individual or household. After reviewing the above criteria, the department finds that the new sampling requirements may result in a low burden with regard to the community's overall financial capability and a low financial impact for most individual customers/households; therefore, the new permit requirements are affordable.

References

1. (A) 2022 MHI in 2022 Dollar: United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, Table B19013: Median Household Income in the Past 12 Months (in 2022 Inflation-Adjusted Dollars). <https://data.census.gov/cedsci/table?q=B19013&tid=ACSDT5Y2022.B19013>.
(B) 2000 MHI in 1999 Dollar: (1) For United States, United States Census Bureau (2003) 2000 Census of Population and Housing, Summary Social, Economic, and Housing Characteristics, PHC-2-1 Part 1. United States Summary, Table 5. Work Status and Income in 1999: 2000, Washington, DC. <https://www.census.gov/content/dam/Census/library/publications/2003/dec/phc-2-1-pt1.pdf>.
(2) For Missouri State, United States Census Bureau (2003) 2000 Census of Population and Housing, Summary Social, Economic, and Housing Characteristics, PHC-2-27, Missouri, Table 10. Work Status and Income in 1999: 2000, Washington, DC. <https://www.census.gov/content/dam/Census/library/publications/2003/dec/phc-2-1-pt1.pdf>.
(C) 2023 CPI and 1999 CPI: U.S. Department of Labor Bureau of Labor Statistics (2023) Consumer Price Index - All Urban Consumers, U.S. City Average. All Items. 1982-84=100 (unadjusted) - CUUR0000SAO. <https://data.bls.gov/cgi-bin/surveymost?bls>.
(D) 2022 MHI in 2023 Dollar = 2022 MHI in 2022 Dollar x 2023 CPI / 2023 CPI; 2000 MHI in 2023 Dollar = 2000 MHI in 1999 Dollar x 2023 CPI / 1999 CPI.
(E) Percent Change in Median Household Income (2000-2022) = (2022 MHI in 2023 Dollar - 2000 MHI in 2023 Dollar) / (2000 MHI in 2023 Dollar).
2. $(\$140/6788)/12 = \0.01 (Estimated Monthly User Cost for New Requirements)
3. $(\$0.01/(\$67500/12))100\% = 0.0001\%$ (New Sampling Only)
4. $(\$77.01/(\$67500/12))100\% = 1.4\%$ (Total User Cost)
5. (A) Total Population in 2022: United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, Table B01003: Total Population - Universe: Total Population. <https://data.census.gov/cedsci/table?q=B01003&tid=ACSDT5Y2022.B01003>.
(B) For United States, United States Census Bureau (2002) 2000 Census of Population and Housing, Summary Social, Economic, and Housing Characteristics, PHC-1-1 Part 1. United States Summary, Table 1. Age and Sex: 2000, Washington, DC. <https://www.census.gov/content/dam/Census/library/publications/2003/dec/phc-2-1-pt1.pdf>.
(2) For Missouri State, United States Census Bureau (2002) 2000 Census of Population and Housing, Summary Population and Housing Characteristics, PHC-1-27, Missouri, Table 2. Age and Sex: 2000, Washington, DC. <https://www2.census.gov/library/publications/2003/dec/phc-2-1-pt2.pdf>.
(C) Percent Change in Population (2000-2022) = (Total Population in 2022 - Total Population in 2000) / (Total Population in 2000).
6. Median Age in 2022: United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, Table B01002: Median Age by Sex - Universe: Total population. <https://data.census.gov/cedsci/table?q=B01002&tid=ACSDT5Y2022.B01002>.
(B) For United States, United States Census Bureau (2002) 2000 Census of Population and Housing, Summary Social, Economic, and Housing Characteristics, PHC-1-1 Part 1. United States Summary, Table 1. Age and Sex: 2000, Washington, DC., Page 2. <https://www.census.gov/content/dam/Census/library/publications/2003/dec/phc-2-1-pt1.pdf>.
(2) For Missouri State, United States Census Bureau (2002) 2000 Census of Population and Housing, Summary Population and Housing Characteristics, PHC-1-27, Missouri, Table 2. Age and Sex: 2000, Washington, DC., Pages 64-92. <https://www2.census.gov/library/publications/2003/dec/phc-2-1-pt2.pdf>.
(C) Change in Median Age in Years (2000-2022) = (Median Age in 2022 - Median Age in 2000).
7. United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, S2301: Employment Status for the Population 16 Years and Over - Universe: Population 16 years and Over. <https://data.census.gov/cedsci/table?q=unemployment&tid=ACSST5Y2022.S2301>.
8. United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, Table S1701: Poverty Status in the Past 12 Months. <https://data.census.gov/cedsci/table?q=S1701&tid=ACSST5Y2022.S1701>.
9. United States Census Bureau. 2018-2022 American Community Survey 5-Year Estimates, Table S2201: Food Stamps/Supplemental Nutrition Assistance Program (SNAP) - Universe: Households. <https://data.census.gov/cedsci/table?q=S2201&tid=ACSST5Y2022.S2201>.



STANDARD CONDITIONS FOR NPDES PERMITS
ISSUED BY
THE MISSOURI DEPARTMENT OF NATURAL RESOURCES
MISSOURI CLEAN WATER COMMISSION
REVISED
NOVEMBER 1, 2013

These Standard Conditions incorporate permit conditions as required by 40 CFR 122.41 or other applicable state statutes or regulations. These minimum conditions apply unless superseded by requirements specified in the permit.

Part I – General Conditions

Section A – Sampling, Monitoring, and Recording

1. **Sampling Requirements.**
 - a. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity.
 - b. All samples shall be taken at the outfall(s) or Missouri Department of Natural Resources (Department) approved sampling location(s), and unless specified, before the effluent joins or is diluted by any other body of water or substance.
2. **Monitoring Requirements.**
 - a. Records of monitoring information shall include:
 - i. The date, exact place, and time of sampling or measurements;
 - ii. The individual(s) who performed the sampling or measurements;
 - iii. The date(s) analyses were performed;
 - iv. The individual(s) who performed the analyses;
 - v. The analytical techniques or methods used; and
 - vi. The results of such analyses.
 - b. If the permittee monitors any pollutant more frequently than required by the permit at the location specified in the permit using test procedures approved under 40 CFR Part 136, or another method required for an industry-specific waste stream under 40 CFR subchapters N or O, the results of such monitoring shall be included in the calculation and reported to the Department with the discharge monitoring report data (DMR) submitted to the Department pursuant to Section B, paragraph 7.
3. **Sample and Monitoring Calculations.** Calculations for all sample and monitoring results which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified in the permit.
4. **Test Procedures.** The analytical and sampling methods used shall conform to the reference methods listed in 10 CSR 20-7.015 unless alternates are approved by the Department. The facility shall use sufficiently sensitive analytical methods for detecting, identifying, and measuring the concentrations of pollutants. The facility shall ensure that the selected methods are able to quantify the presence of pollutants in a given discharge at concentrations that are low enough to determine compliance with Water Quality Standards in 10 CSR 20-7.031 or effluent limitations unless provisions in the permit allow for other alternatives. A method is “sufficiently sensitive” when; 1) the method minimum level is at or below the level of the applicable water quality criterion for the pollutant or, 2) the method minimum level is above the applicable water quality criterion, but the amount of pollutant in a facility’s discharge is high enough that the method detects and quantifies the level of pollutant in the discharge, or 3) the method has the lowest minimum level of the analytical methods approved under 10 CSR 20-7.015. These methods are also required for parameters that are listed as monitoring only, as the data collected may be used to determine if limitations need to be established. A permittee is responsible for working with their contractors to ensure that the analysis performed is sufficiently sensitive.
5. **Record Retention.** Except for records of monitoring information required by the permit related to the permittee’s sewage sludge use and disposal activities, which shall be retained for a period of at least five (5) years (or longer as required by 40 CFR part 503), the permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by the permit, and records of all data used to complete the application for the permit, for a period of at least three (3) years from the date of the sample, measurement, report or application. This period may be extended by request of the Department at any time.

6. **Illegal Activities.**
 - a. The Federal Clean Water Act provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under the permit shall, upon conviction, be punished by a fine of not more than \$10,000, or by imprisonment for not more than two (2) years, or both. If a conviction of a person is for a violation committed after a first conviction of such person under this paragraph, punishment is a fine of not more than \$20,000 per day of violation, or by imprisonment of not more than four (4) years, or both.
 - b. The Missouri Clean Water Law provides that any person or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained pursuant to sections 644.006 to 644.141 shall, upon conviction, be punished by a fine of not more than \$10,000, or by imprisonment for not more than six (6) months, or by both. Second and successive convictions for violation under this paragraph by any person shall be punished by a fine of not more than \$50,000 per day of violation, or by imprisonment for not more than two (2) years, or both.

Section B – Reporting Requirements

1. **Planned Changes.**
 - a. The permittee shall give notice to the Department as soon as possible of any planned physical alterations or additions to the permitted facility when:
 - i. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in 40 CFR 122.29(b); or
 - ii. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject neither to effluent limitations in the permit, nor to notification requirements under 40 CFR 122.42(a)(1);
 - iii. The alteration or addition results in a significant change in the permittee’s sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan;
 - iv. Any facility expansions, production increases, or process modifications which will result in a new or substantially different discharge or sludge characteristics must be reported to the Department 60 days before the facility or process modification begins. Notification may be accomplished by application for a new permit. If the discharge does not violate effluent limitations specified in the permit, the facility is to submit a notice to the Department of the changed discharge at least 30 days before such changes. The Department may require a construction permit and/or permit modification as a result of the proposed changes at the facility.
2. **Twenty-Four Hour Reporting.**
 - a. The permittee shall report any noncompliance which may endanger health or the environment. Relevant information shall be provided orally or via the current electronic method approved by the Department, within 24 hours from the time the permittee becomes aware of the circumstances, and shall be reported to the appropriate Regional Office during normal business hours or the Environmental Emergency Response hotline at 573-634-2436 outside of normal business hours. A written submission shall also be provided within five (5) business days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance.



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- b. The following shall be included as information which must be reported within 24 hours under this paragraph.
 - i. Any unanticipated bypass which exceeds any effluent limitation in the permit.
 - ii. Any upset which exceeds any effluent limitation in the permit.
 - iii. Violation of a maximum daily discharge limitation for any of the pollutants listed by the Department in the permit required to be reported within 24 hours.
 - c. The Department may waive the written report on a case-by-case basis for reports under paragraph 2. b. of this section if the oral report has been received within 24 hours.
3. **Sanitary Sewer Overflow Reporting.** The following requirements solely reflect reporting obligations, and reporting does not necessarily reflect noncompliance, which may depend on the circumstances of the incident reported.
- a. **Twenty-Four Hour (24-Hour) Reporting.** The permittee or owner shall report any incident in which wastewater escapes the collection system such that it reaches waters of the state or it may pose an imminent or substantial endangerment to the health or welfare of persons. Relevant information shall be provided orally or via the current electronic method approved by the Department within 24 hours from the time the permittee becomes aware of the incident. A written submission shall also be provided within five (5) business days of the time the permittee or owner becomes aware of the incident. The Department may waive the written report on a case-by-case basis if the oral report has been received within 24 hours. The five (5) day reports may be provided via the current electronic method approved by the Department.
 - b. **Incidents Reported via Discharge Monitoring Reports (DMRs).** The permittee or owner shall report any event in which wastewater escapes the collection system, which does not enter waters of the state and is not expected to pose an imminent or substantial endangerment to the health or welfare of persons, which occur typically during wet weather events. Relevant information shall be provided with the permittee's or owner's DMRs.
4. **Anticipated Noncompliance.** The permittee shall give advance notice to the Department of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements. The notice shall be submitted to the Department 60 days prior to such changes or activity.
5. **Compliance Schedules.** Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of the permit shall be submitted no later than 14 days following each schedule date. The report shall provide an explanation for the instance of noncompliance and a proposed schedule or anticipated date, for achieving compliance with the compliance schedule requirement.
6. **Other Noncompliance.** The permittee shall report all instances of noncompliance not reported under paragraphs 2, 3, 4, and 7 of this section, at the time monitoring reports are submitted. The reports shall contain the information listed in paragraph 2. a. of this section.
7. **Other Information.** 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.
8. **Discharge Monitoring Reports.**
- a. Monitoring results shall be reported at the intervals specified in the permit.
 - b. Monitoring results must be reported to the Department via the current method approved by the Department, unless the permittee has been granted a waiver from using the method. If the permittee has been granted a waiver, the permittee must use forms provided by the Department.
 - c. Monitoring results shall be reported to the Department no later than the 28th day of the month following the end of the reporting period.

Section C – Bypass/Upset Requirements

1. Definitions.

- a. **Bypass:** the intentional diversion of waste streams from any portion of a treatment facility.
- b. **Severe Property Damage:** 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.
- c. **Upset:** 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. 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.

2. Bypass Requirements.

- a. 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 assure efficient operation. These bypasses are not subject to the provisions of paragraphs 2. b. and 2. c. of this section.
- b. Notice.
 - i. Anticipated bypass. If the permittee knows in advance of the need for a bypass, it shall submit prior notice, if possible at least 10 days before the date of the bypass.
 - ii. Unanticipated bypass. The permittee shall submit notice of an unanticipated bypass as required in Section B – Reporting Requirements, paragraph 5 (24-hour notice).
- c. Prohibition of bypass.
 - i. Bypass is prohibited, and the Department may take enforcement action against a permittee for bypass, 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 back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment downtime or preventive maintenance; and
 3. The permittee submitted notices as required under paragraph 2. b. of this section.
 - ii. The Department may approve an anticipated bypass, after considering its adverse effects, if the Department determines that it will meet the three (3) conditions listed above in paragraph 2. c. i. of this section.

3. Upset Requirements.

- a. Effect of an upset. An upset constitutes an affirmative defense to an action brought for noncompliance with such technology based permit effluent limitations if the requirements of paragraph 3. b. of this section are met. 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.
- b. Conditions necessary for a demonstration of upset. A permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:
 - i. An upset occurred and that the permittee can identify the cause(s) of the upset;
 - ii. The permitted facility was at the time being properly operated; and
 - iii. The permittee submitted notice of the upset as required in Section B – Reporting Requirements, paragraph 2. b. ii. (24-hour notice).
 - iv. The permittee complied with any remedial measures required under Section D – Administrative Requirements, paragraph 4.
- c. Burden of proof. In any enforcement proceeding, the permittee seeking to establish the occurrence of an upset has the burden of proof.



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Section D – Administrative Requirements

1. **Duty to Comply.** The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Missouri Clean Water Law and Federal Clean Water Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application.
 - a. The permittee shall comply with effluent standards or prohibitions established under section 307(a) of the Federal Clean Water Act for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the CWA within the time provided in the regulations that establish these standards or prohibitions or standards for sewage sludge use or disposal, even if the permit has not yet been modified to incorporate the requirement.
 - b. The Federal Clean Water Act provides that any person who violates section 301, 302, 306, 307, 308, 318 or 405 of the Act, or any permit condition or limitation implementing any such sections in a permit issued under section 402, or any requirement imposed in a pretreatment program approved under sections 402(a)(3) or 402(b)(8) of the Act, is subject to a civil penalty not to exceed \$25,000 per day for each violation. The Federal Clean Water Act provides that any person who negligently violates sections 301, 302, 306, 307, 308, 318, or 405 of the Act, or any condition or limitation implementing any of such sections in a permit issued under section 402 of the Act, or any requirement imposed in a pretreatment program approved under section 402(a)(3) or 402(b)(8) of the Act, is subject to criminal penalties of \$2,500 to \$25,000 per day of violation, or imprisonment of not more than one (1) year, or both. In the case of a second or subsequent conviction for a negligent violation, a person shall be subject to criminal penalties of not more than \$50,000 per day of violation, or by imprisonment of not more than two (2) years, or both. Any person who knowingly violates such sections, or such conditions or limitations is subject to criminal penalties of \$5,000 to \$50,000 per day of violation, or imprisonment for not more than three (3) years, or both. In the case of a second or subsequent conviction for a knowing violation, a person shall be subject to criminal penalties of not more than \$100,000 per day of violation, or imprisonment of not more than six (6) years, or both. Any person who knowingly violates section 301, 302, 303, 306, 307, 308, 318 or 405 of the Act, or any permit condition or limitation implementing any of such sections in a permit issued under section 402 of the Act, and who knows at that time that he thereby places another person in imminent danger of death or serious bodily injury, shall, upon conviction, be subject to a fine of not more than \$250,000 or imprisonment of not more than 15 years, or both. In the case of a second or subsequent conviction for a knowing endangerment violation, a person shall be subject to a fine of not more than \$500,000 or by imprisonment of not more than 30 years, or both. An organization, as defined in section 309(c)(3)(B)(iii) of the CWA, shall, upon conviction of violating the imminent danger provision, be subject to a fine of not more than \$1,000,000 and can be fined up to \$2,000,000 for second or subsequent convictions.
 - c. Any person may be assessed an administrative penalty by the EPA Director for violating section 301, 302, 306, 307, 308, 318 or 405 of this Act, or any permit condition or limitation implementing any of such sections in a permit issued under section 402 of this Act. Administrative penalties for Class I violations are not to exceed \$10,000 per violation, with the maximum amount of any Class I penalty assessed not to exceed \$25,000. Penalties for Class II violations are not to exceed \$10,000 per day for each day during which the violation continues, with the maximum amount of any Class II penalty not to exceed \$125,000.
 - d. It is unlawful for any person to cause or permit any discharge of water contaminants from any water contaminant or point source located in Missouri in violation of sections 644.006 to 644.141 of the Missouri Clean Water Law, or any standard, rule or regulation promulgated by the commission. In the event the commission or the director determines that any provision of sections 644.006 to 644.141 of the Missouri Clean Water Law or standard, rules, limitations or regulations promulgated pursuant thereto, or permits issued by, or any final abatement order, other order, or determination made by the commission or the director, or any filing requirement pursuant to sections 644.006 to 644.141 of the Missouri Clean Water Law or any other provision which this state is required to enforce pursuant to any federal water pollution control act, is being, was, or is in imminent danger of being violated, the commission or director may cause to have instituted a civil action in any court of competent jurisdiction for the injunctive relief to prevent any such violation or further violation or for the assessment of a penalty not to exceed \$10,000 per day for each day, or part thereof, the violation occurred and continues to occur, or both, as the court deems proper. Any person who willfully or negligently commits any violation in this paragraph shall, upon conviction, be punished by a fine of not less than \$2,500 nor more than \$25,000 per day of violation, or by imprisonment for not more than one year, or both. Second and successive convictions for violation of the same provision of this paragraph by any person shall be punished by a fine of not more than \$50,000 per day of violation, or by imprisonment for not more than two (2) years, or both.
2. **Duty to Reapply.**
 - a. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain a new permit.
 - b. A permittee with a currently effective site-specific permit shall submit an application for renewal at least 180 days before the expiration date of the existing permit, unless permission for a later date has been granted by the Department. (The Department shall not grant permission for applications to be submitted later than the expiration date of the existing permit.)
 - c. A permittees with currently effective general permit shall submit an application for renewal at least 30 days before the existing permit expires, unless the permittee has been notified by the Department that an earlier application must be made. The Department may grant permission for a later submission date. (The Department shall not grant permission for applications to be submitted later than the expiration date of the existing permit.)
3. **Need to Halt or Reduce Activity Not a Defense.** 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.
4. **Duty to Mitigate.** The permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.
5. **Proper Operation and Maintenance.** The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit.
6. **Permit Actions.**
 - a. Subject to compliance with statutory requirements of the Law and Regulations and applicable Court Order, this permit may be modified, suspended, or revoked in whole or in part during its term for cause including, but not limited to, the following:
 - i. Violations of any terms or conditions of this permit or the law;
 - ii. Having obtained this permit by misrepresentation or failure to disclose fully any relevant facts;
 - iii. A change in any circumstances or conditions that requires either a temporary or permanent reduction or elimination of the authorized discharge; or
 - iv. Any reason set forth in the Law or Regulations.
 - b. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any permit condition.



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7. **Permit Transfer.**
- a. Subject to 10 CSR 20-6.010, an operating permit may be transferred upon submission to the Department of an application to transfer signed by the existing owner and the new owner, unless prohibited by the terms of the permit. Until such time the permit is officially transferred, the original permittee remains responsible for complying with the terms and conditions of the existing permit.
 - b. The Department may require modification or revocation and reissuance of the permit to change the name of the permittee and incorporate such other requirements as may be necessary under the Missouri Clean Water Law or the Federal Clean Water Act.
 - c. The Department, within 30 days of receipt of the application, shall notify the new permittee of its intent to revoke or reissue or transfer the permit.
8. **Toxic Pollutants.** The permittee shall comply with effluent standards or prohibitions established under section 307(a) of the Federal Clean Water Act for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the Federal Clean Water Act within the time provided in the regulations that establish these standards or prohibitions or standards for sewage sludge use or disposal, even if the permit has not yet been modified to incorporate the requirement.
9. **Property Rights.** This permit does not convey any property rights of any sort, or any exclusive privilege.
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 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.
11. **Inspection and Entry.** The permittee shall allow the Department, or an authorized representative (including an authorized contractor acting as a representative of the Department), upon presentation of credentials and other documents as may be required by law, to:
- a. Enter upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of the permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
 - c. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit; and
 - d. Sample or monitor at reasonable times, for the purposes of assuring permit compliance or as otherwise authorized by the Federal Clean Water Act or Missouri Clean Water Law, any substances or parameters at any location.
12. **Closure of Treatment Facilities.**
- a. Persons who cease operation or plan to cease operation of waste, wastewater, and sludge handling and treatment facilities shall close the facilities in accordance with a closure plan approved by the Department.
 - b. Operating Permits under 10 CSR 20-6.010 or under 10 CSR 20-6.015 are required until all waste, wastewater, and sludges have been disposed of in accordance with the closure plan approved by the Department and any disturbed areas have been properly stabilized. Disturbed areas will be considered stabilized when perennial vegetation, pavement, or structures using permanent materials cover all areas that have been disturbed. Vegetative cover, if used, shall be at least 70% plant density over 100% of the disturbed area.
13. **Signatory Requirement.**
- a. All permit applications, reports required by the permit, or information requested by the Department shall be signed and certified. (See 40 CFR 122.22 and 10 CSR 20-6.010)
 - b. The Federal Clean Water 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 non-compliance shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than six (6) months per violation, or by both.
- c. The Missouri Clean Water Law provides that any person who knowingly makes any false statement, representation or certification in any application, record, report, plan, or other document filed or required to be maintained pursuant to sections 644.006 to 644.141 shall, upon conviction, be punished by a fine of not more than ten thousand dollars, or by imprisonment for not more than six months, or by both.
14. **Severability.** The provisions of the permit are severable, and if any provision of the permit, or the application of any provision of the permit to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of the permit, shall not be affected thereby.



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PART II - SPECIAL CONDITIONS – PUBLICLY OWNED
TREATMENT WORKS
SECTION A – INDUSTRIAL USERS

1. Definitions

Definitions as set forth in the Missouri Clean Water Laws and approved by the Missouri Clean Water Commission shall apply to terms used herein.

Significant Industrial User (SIU). Except as provided in the *General Pretreatment Regulation* 10 CSR 20-6.100, the term Significant Industrial User means:

1. All Industrial Users subject to Categorical Pretreatment Standards; and
2. Any other Industrial User that: discharges an average of 25,000 gallons per day or more of process wastewater to the Publicly-Owned Treatment Works (POTW) (excluding sanitary, noncontact cooling and boiler blowdown wastewater); contributes a process wastestream which makes up 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 Control Authority on the basis that the Industrial User has a reasonable potential for adversely affecting the POTW's or for violating any Pretreatment Standard or requirement.

Clean Water Act (CWA) is the the federal Clean Water Act of 1972, 33 U.S.C. § 1251 et seq. (2002).

2. Identification of Industrial Discharges

Pursuant to 40 CFR 122.44(j)(1), all POTWs shall identify, in terms of character and volume of pollutants, any Significant Industrial Users discharging to the POTW subject to Pretreatment Standards under section 307(b) of the CWA and 40 CFR 403.

3. Application Information

Applications for renewal or modification of this permit must contain the information about industrial discharges to the POTW pursuant to 40 CFR 122.21(j)(6)

4. Notice to the Department

Pursuant to 40 CFR 122.42(b), all POTWs must provide adequate notice of the following:

1. Any new introduction of pollutants into the POTW from an indirect discharger which would be subject to section 301 or 306 of CWA if it were directly discharging these pollutants; and
2. Any substantial change into the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of issuance of the permit.
3. For purposes of this paragraph, adequate notice shall include information on:
 - i. the quality and quantity of effluent introduced into the POTW, and
 - ii. any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW.

For POTWs without an approved pretreatment program, the notice of industrial discharges which was not included in the permit application shall be made as soon as practicable. For POTWs with an approved pretreatment program, notice is to be included in the annual pretreatment report required in the special conditions of this permit. Notice may be sent to:

Missouri Department of Natural Resources
Water Protection Program
Attn: Pretreatment Coordinator
P.O. Box 176
Jefferson City, MO 65102



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Missouri Department of Natural Resources
Water Protection Program
Attn: Pretreatment Coordinator
P.O. Box 176
Jefferson City, MO 65102