

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-0097608

Owner: City of Wheeling
Address: PO Box 76, Wheeling, MO 64688

Continuing Authority: Same as above
Address: Same as above

Facility Name: Wheeling Wastewater Treatment Facility
Facility Address: State St. and N 2nd St. intersection, Wheeling, MO 64688

Legal Description: Sec. 04, T57N, R22W, Livingston County
UTM Coordinates: X= 467571, Y= 4404082

Receiving Stream: Tributary to Little Parson Creek (C)
First Classified Stream and ID: Presumed Use Streams (C) (5048)
USGS Basin & Sub-watershed No.: (10280103-0502)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

FACILITY DESCRIPTION

Outfall #001 – POTW

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

Three-cell lagoon / sludge retained in lagoon.

Design population equivalent is 500.

Design flow is 50,000 gallons per day.

Actual flow is 27,842 gallons per day.

Design sludge production is 7.5 dry tons/year.

Permitted Feature INF – Influent Monitoring Location – concrete structure

Legal Description: Sec. 04, T57N, R22W, Livingston County

UTM Coordinates: X= 467269, Y= 4404121

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas.

October 1, 2023

Effective Date

September 30, 2028

Expiration Date

John Hoke, Director, Water Protection Program

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 October 1, 2023 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) (Note 1)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
eDMR Limit Set: M						
Flow	MGD	*		*	once/month	24 hr. estimate
Biochemical Oxygen Demand ₅	mg/L		65	45	once/month	grab
Total Suspended Solids	mg/L		120	80	once/month	grab
<i>E. coli</i> (Note 2, Page 3)	#/100 mL		1,030	206	once/month	grab
Ammonia as N						
January	mg/L	12.1		6.0	Φ	grab
February	mg/L	10.1		5.6	Φ	grab
March	mg/L	10.1		5.2	Φ	grab
April	mg/L	10.1		4.4	Φ	grab
May	mg/L	12.1		3.6	Φ	grab
June	mg/L	12.1		2.8	Φ	grab
July	mg/L	10.1		2.0	Φ	grab
August	mg/L	12.1		2.4	Φ	grab
September	mg/L	12.1		3.2	Φ	grab
October	mg/L	12.1		5.0	Φ	grab
November	mg/L	12.1		6.0	Φ	grab
December	mg/L	10.1		5.2	Φ	grab
Oil & Grease	mg/L	15		10	once/month	grab
EFFLUENT PARAMETER(S)	UNITS	MINIMUM		MAXIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
pH – Units**	SU	6.5		9.0	once/month	grab
EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM		MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Number of Days Discharged †						
January, March-December	Days			15	Daily	measured
February (Note 5, Page 3)	Days			13	Daily	measured
EFFLUENT PARAMETER(S)			UNITS	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Biochemical Oxygen Demand ₅ – Percent Removal (Note 3, Page 3)			%	65	once/month	calculated
Total Suspended Solids – Percent Removal (Note 3, Page 3)			%	65	once/month	calculated
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY ; THE FIRST REPORT IS DUE NOVEMBER 28, 2023 .						

* Monitoring requirement only.

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

Φ Sample at the beginning, end, and every five (5) days of one discharge event during a calendar month when a discharge occurs.

† Note 4, Page 3 apply.

Note 1 – Non-Continuous Discharge Practice from Outfall #001 shall be conducted according to the requirements of Special Condition #16.

Note 2 – Effluent limitations and monitoring requirements for E. coli are applicable only during the recreational season from April 1 through October 31. The Monthly Average Limit for E. coli is expressed as a geometric mean. The Weekly Average for E. coli will be expressed as a geometric mean if more than one (1) sample is collected during a calendar week (Sunday through Saturday).

Note 3 – Influent sampling for BOD₅ and TSS is not required when holding for controlled discharge purposes and a discharge does not occur 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 grab sample.

Note 4 – The permittee shall report the number of days the facility discharged. One day of discharge is allocated if discharge occurs for any amount of time during one calendar day. The facility shall also report the calendar days that the discharges occurred, as an attachment to the monthly eDMR report (e.g. June 2 – June 16)

Note 5 – Monthly maximum of (13) days in February. Number of days discharged shall not exceed (13) days in February due to the 15 day holding capacity of the facility.

PERMITTED FEATURE <u>INF</u>	TABLE B-1. INFLUENT MONITORING REQUIREMENTS					
The monitoring requirements in Table B-1 shall become effective on <u>October 1, 2023</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, Page 3)	mg/L			*	once/month	grab
Total Suspended Solids (Note 3, Page 3)	mg/L			*	once/month	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>MONTHLY</u> ; THE FIRST REPORT IS DUE <u>NOVEMBER 28, 2023</u> .						

* Monitoring requirement only

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.

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

7. The permittee shall comply with any applicable requirements listed in 10 CSR 20-9. The permittee has been granted approval for an alternative operational monitoring schedule in accordance with 10 CSR 20-9.010(3). This approval is limited to operational monitoring and does not apply to the certified operator requirements of 10 CSR 20-9.020. The applicable operational monitoring parameters and frequencies for this facility are:

Operational Monitoring Parameter	Frequency
Precipitation	Twice/Month
Flow – Influent or Effluent	Twice/Month
pH – Primary Cell	Twice/Month
Dissolved Oxygen – Primary Cell	Twice/Month

8. The permittee shall develop and implement a 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 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 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.
 - A summary of the general maintenance and repairs to the collection system serving the facility for the previous year.
 - 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.
9. 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 Northeast 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.
10. The facility must be sufficiently secured to restrict entry by children, livestock and unauthorized persons as well as to protect the facility from vandalism.
11. 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.
12. An all-weather access road to the treatment facility shall be maintained.
13. 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.
14. The lagoon shall be operated and maintained to ensure their structural integrity, which includes maintaining adequate freeboard and keeping the berms free of deep-rooted vegetation, animal dens, or other potential sources of damage.
15. The facility shall ensure that adequate provisions are provided to prevent or minimize surface water intrusion into the lagoon and to divert stormwater runoff around the lagoon and protect embankments from erosion.
16. Non-Continuous Discharge Practice.
- The permittee has provided the Department with applicable information to receive approval to implement Non-Continuous Discharge Practice. The permitted Average Monthly Limits have been adjusted based on the permittee's ability to control discharge events from their permitted outfall. Non-Continuous Discharge Practice used herein shall mean a discharge event to allow water to flow from the facility through the permitted outfall(s) established in this permit into the receiving stream that is initiated by the operator by means of opening a single or multiple valves, gates, or other operational control and then stopped by the operator by closing the same valves, gates, or other operational control. The monthly discharge shall only occur on consecutive days and shall not be separated (e.g. 15 day holding capacity, facility

is allowed to discharge for 15 consecutive days in each month of January, March-December, and 13 consecutive days in February). Once a discharge ends the facility must hold flows for a minimum of 15 days before the next discharge event begins.

- (b) To avoid adversely affecting the hydrology of the receiving stream, a means to dissipate the energy of the non-continuous discharge flow shall be provided. Energy dissipation may be provided by rip-rap, diffuser, or other Department approved method.
- (c) Permittee staff or responsible party shall conduct visual inspections daily during each day that a discharge occurs. The visual inspections shall be of the:
 - a. Receiving waterbody (to determine if the rate of discharge is negatively impacting the receiving stream).
 - b. Lagoon berm/bank condition for any apparent movement, erosion, or leakage.
- (d) Effluent limitations and Water Quality Standards shall not be violated at any time during a non-continuous discharge.
- (e) Discharges that exceed the limits for number of days are considered unauthorized discharges. If the facility's discharge is more than 15 days in January or March-December, or more than 13 days in February, or if the facility does not hold flows for a minimum of 15 days before the next discharge occurs then the facility shall report in accordance with Standard Conditions Part 1 Section B.2. The Department reserves the right to reopen the permit and reassess the holding capacity.

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 Sections 621.250 and 644.051.6 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-0097608
WHEELING WASTEWATER TREATMENT FACILITY

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" Section 644 as amended). MSOPs are issued for a period of five (5) 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: 04/02/2022
Expiration Date: 09/30/2022

Facility Type and Description: POTW - Three-cell lagoon / sludge retained in lagoon

OUTFALL(S) TABLE:

OUTFALL	DESIGN FLOW (CFS)	TREATMENT LEVEL	EFFLUENT TYPE
#001	0.078	Equivalent to Secondary	Domestic

Comments:

Changes in this permit for Outfall #001 include the revision of ammonia final effluent limits in accordance to the Non-Continuous Discharge Practice requirements and the addition of a maximum limit for pH. Sampling frequency for influent BOD and TSS percent removal were changed from quarterly to monthly to match the required sampling frequency of these parameters in the effluent. Sampling for ammonia is required when the discharge begins, ends, and every five (5) days when the facility is discharging. The number of days the facility will hold and number of days the facility will discharge was provided to the department by the permittee and the number of days provided took into account wet weather (such as the 1-in-10 year rainfall minus evaporation). This permit also includes requirements to report monthly the number of days discharge occurs and to visually inspect the flow daily.

This operating permit is hereby modified to reflect the revision to the final effluent limits for ammonia using the Non-Continuous Discharge Practice. The Maximum Daily Limit (MDL) and the Average Monthly Limits (AML) in this permit have been revised based on the permittee's ability to control discharge events from their permitted outfall. The new effluent limits for ammonia as a permitted facility utilizing non-continuous discharge practices are still protective of water quality. Notes 1, 4, and 5 and Special Condition 16 have been added to the permit to provide guidance for the new sampling requirements.

Special conditions were updated to include the revision of the Electronic Discharge Monitoring Report (eDMR) Submission System, the revision of reporting Non-Detects, the removal of the requirement to cease discharge and connect to a facility with an area-wide management plan due to the facility not currently being within the jurisdiction of a higher continuing authority, the removal of special conditions about pollutants, the removal of special conditions requiring gates and warning signs, but the facility must remain sufficiently secured to restrict access per special condition 10, and the addition of special condition 16 for controlled discharge requirements, as this facility now conducts non-continuous discharges. Special Condition 7 was updated to include language for alternative operational monitoring frequency and the operational monitoring requirements table.

Part II – Effluent Limitations and Monitoring Requirements

OUTFALL #001 – MAIN FACILITY OUTFALL

Effluent limitations derived and established in the below Effluent Limitations 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 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)
Presumed Use Streams	C	5048	WWH, IRR, LWP, SCR, WBC-B, HHP	10280103-0502	Direct Discharge

*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)(C)].

Uses found in the receiving streams table, above:

10 CSR 20-7.031(1)(C)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)(C)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)(C)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)(C)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
100K Extent-Remaining Streams	0	0	0

Receiving Water Body's Water Quality

Section 303(d) of the federal Clean Water Act requires that each state identify waters that are not meeting water quality standards and for which adequate water pollution controls have not been required. Water quality standards protect such beneficial uses of water as whole body contact (such as swimming), maintaining fish and other aquatic life, and providing drinking water for people, livestock and wildlife. The 303(d) list helps state and federal agencies keep track of waters that are impaired but not addressed by normal water pollution control programs.

A TMDL is a calculation of the maximum amount of a given pollutant that a body of water can absorb before its water quality is affected. If a water body is determined to be impaired as listed on the 303(d) list, then a watershed management plan will be developed that shall include the TMDL calculation

- ✓ 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	Weekly Average	Monthly Average	Previous Permit Limit	Sampling Frequency	Reporting Frequency	Sample Type ****
Ammonia as N (January)	mg/L	2, 3, 12	12.1		6.0	12.1/5.5	Φ	monthly	G
Ammonia as N (February)	mg/L	2, 3, 12	10.1		5.6	12.1/5.5	Φ	monthly	G
Ammonia as N (March)	mg/L	2, 3, 12	10.1		5.2	12.1/5.5	Φ	monthly	G
Ammonia as N (April)	mg/L	2, 3, 12	10.1		4.4	12.1/5.1	Φ	monthly	G
Ammonia as N (May)	mg/L	2, 3, 12	12.1		3.6	12.1/5.1	Φ	monthly	G
Ammonia as N (June)	mg/L	2, 3, 12	12.1		2.8	12.1/5.1	Φ	monthly	G
Ammonia as N (July)	mg/L	2, 3, 12	10.1		2.0	12.1/5.1	Φ	monthly	G
Ammonia as N (August)	mg/L	2, 3, 12	12.1		2.4	12.1/5.1	Φ	monthly	G
Ammonia as N (September)	mg/L	2, 3, 12	12.1		3.2	12.1/5.1	Φ	monthly	G
Ammonia as N (October)	mg/L	2, 3, 12	12.1		5.0	12.1/5.5	Φ	monthly	G
Ammonia as N (November)	mg/L	2, 3, 12	12.1		6.0	12.1/5.5	Φ	monthly	G
Ammonia as N (December)	mg/L	2, 3, 12	10.1		5.2	12.1/5.5	Φ	monthly	G
PARAMETER	Unit	Basis for Limits	Minimum		Maximum	Previous Permit Limit	Sampling Frequency	Reporting Frequency	Sample Type
pH	SU	1	6.5		9.0	≥ 6.5	1/month	monthly	G
PARAMETER	Unit	Basis for Limits			Monthly Maximum	Previous Permit Limit	Sampling Frequency	Reporting Frequency	Sample Type
Number of Days Discharged									
January, March-December	days	12			15	***	1/day	monthly	M
February	days	12			13	***	1/day	monthly	M

* - Monitoring requirement only.

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

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

Φ Sample at the beginning, end, and every five (5) days of one discharge event during a calendar month when a discharge occurs.

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 | 12. Non-continuous Discharge Practice |

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.
- **Biochemical Oxygen Demand (BOD₅)**. Operating permit retains 65 mg/L as a Weekly Average and 45 mg/L as a Monthly Average from the previous permit. Effluent limits were established in accordance with 10 CSR 20-7.015(8) for discharges to All Other Waters.
- **Total Suspended Solids (TSS)**. Operating permit retains 120 mg/L as a Weekly Average and 80 mg/L as a Monthly Average from the previous permit. Effluent limits were established in accordance with 10 CSR 20-7.015(8) for discharges to All Other Waters.

Please note that the final effluent limits for BOD and TSS contained in the permit are Equivalent to Secondary limits as per 10 CSR 20-7.015. Any changes made to the lagoon system that modifies it such that it no longer functions as a typical lagoon will result in the facility no longer qualifying for Equivalent to Secondary limitations. The facility may be required to also follow the Missouri Antidegradation Rule and Implementation Procedure if the discharge is expanded.

- **Escherichia coli (E. coli)**. Monthly average of 206 per 100 mL as a geometric mean and Weekly Average of 1,030 per 100 mL as a geometric mean during the recreational season (April 1 – October 31), for discharges within two miles upstream of segments or lakes with Whole Body Contact Recreation (B) designated use of the receiving stream, as per 10 CSR 20-7.015(9)(B). An effluent limit for both monthly average and weekly average required by 40 CFR 122.45(d). 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. For example: Five *E. coli* samples were collected with results of 1, 4, 6, 10, and 5 (#/100mL). Geometric Mean = 5th root of (1)(4)(6)(10)(5) = 5th root of 1,200 = 4.1 #/100mL.
- **Total Ammonia Nitrogen**. Effluent limits for ammonia as a direct application for permitted facilities utilizing non-continuous discharge practices is appropriate. Federal regulation 40CFR 122.45 defines non-continuous discharges and establishes factors to take into consideration when determining applicability. The permittee has provided the Department with applicable information to receive approval to implement the Non-Continuous Discharge Practice. The permitted Average Monthly Limits (AML) have been adjusted based on the permittee's ability to control discharge events from their permitted outfall. The AML limits are based on an average of the maximum ammonia value the permittee can discharge and the days the permittee does not discharge, utilizing a default background ammonia value of 0.01 mg/L.

Daily Maximum values were calculated as established in the 2020 Total Ammonia Nitrogen Criteria Implementation Guidance Document, as a direct application of ammonia's acute criteria. The chronic values derived from this method are designated the Monthly Protective Values (MPV) used to establish the AML limits of the Non-Continuous Discharge Practice:

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. As this facility utilizes the Non-Continuous Discharge Practice, the CCC will be the Monthly Protective Value (MPV) and the chronic WLA is not applied directly as the effluent limit. The MPV is used to ensure the AML value determined by the facility's holding capacity does not violate the chronic criteria. 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 CCC less stringent than the CMC, the CCC and CMC will be equal and based on the CMC. If a facility that uses Non-Continuous Discharge Practices has a receiving stream with an assimilative capacity, mixing considerations will be applied in the MDL and MPV calculations.

Month	Temp (°C)*	pH (SU)*	Total Ammonia Nitrogen CCC (mg/L)	Total Ammonia Nitrogen CMC (mg/L)
January	2.8	7.8	3.1	12.1
February	4.0	7.9	2.7	10.1
March	10.6	7.9	2.7	10.1
April	17.0	7.9	2.3	10.1
May	22.0	7.8	1.9	12.1
June	26.0	7.8	1.5	12.1
July	28.9	7.9	1.1	10.1
August	28.0	7.8	1.3	12.1
September	24.1	7.8	1.7	12.1
October	17.5	7.8	2.6	12.1
November	11.6	7.8	3.1	12.1
December	4.9	7.9	2.7	10.1

* Ecoregion data (Central Irregular Plains)

January

Chronic WLA:

$$C_e = ((0.078 + 0.0)3.1 - (0.0 * 0.01)) / 0.078 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

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

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

March

Chronic WLA:

$$C_e = ((0.078 + 0.0)2.7 - (0.0 * 0.01)) / 0.078 = 2.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)10.1 - (0.0 * 0.01)) / 0.078 = 10.1 \text{ mg/L}$$

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

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

May

Chronic WLA:

$$C_e = ((0.078 + 0.0)1.9 - (0.0 * 0.01)) / 0.078 = 1.9 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.9** mg/L

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

July

Chronic WLA:

$$C_e = ((0.078 + 0.0)1.1 - (0.0 * 0.01)) / 0.078 = 1.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)10.1 - (0.0 * 0.01)) / 0.078 = 10.1 \text{ mg/L}$$

Chronic WLA = AML = **1.1** mg/L

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

February

Chronic WLA:

$$C_e = ((0.078 + 0.0)2.7 - (0.0 * 0.01)) / 0.078 = 2.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)10.1 - (0.0 * 0.01)) / 0.078 = 10.1 \text{ mg/L}$$

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

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

April

Chronic WLA:

$$C_e = ((0.078 + 0.0)2.3 - (0.0 * 0.01)) / 0.078 = 2.3 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)10.1 - (0.0 * 0.01)) / 0.078 = 10.1 \text{ mg/L}$$

Chronic WLA = AML = **2.3** mg/L

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

June

Chronic WLA:

$$C_e = ((0.078 + 0.0)1.5 - (0.0 * 0.01)) / 0.078 = 1.5 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

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

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

August

Chronic WLA:

$$C_e = ((0.078 + 0.0)1.3 - (0.0 * 0.01)) / 0.078 = 1.3 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

Chronic WLA = AML = **1.3** mg/L

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

September

Chronic WLA:

$$C_e = ((0.078 + 0.0)1.7 - (0.0 * 0.01)) / 0.078 = 1.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

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

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

November

Chronic WLA:

$$C_e = ((0.078 + 0.0)3.1 - (0.0 * 0.01)) / 0.078 = 3.1 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

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

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

October

Chronic WLA:

$$C_e = ((0.078 + 0.0)2.6 - (0.0 * 0.01)) / 0.078 = 2.6 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)12.1 - (0.0 * 0.01)) / 0.078 = 12.1 \text{ mg/L}$$

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

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

December

Chronic WLA:

$$C_e = ((0.078 + 0.0)2.7 - (0.0 * 0.01)) / 0.078 = 2.7 \text{ mg/L}$$

Acute WLA:

$$C_e = ((0.078 + 0.0)10.1 - (0.0 * 0.01)) / 0.078 = 10.1 \text{ mg/L}$$

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

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

Monthly Maximum Allowable Values compared to MPV:

[illegible]

A default background concentration of 0.01 mg/L for ammonia is utilized. If a facility can provide adequate proof of a different background concentration, that concentration may be used to calculate the AML. The average of the effluent and the background ammonia must be below the MPV, including rounding up (e.g. for a MPV of 2.5, the average must be 2.44 or less).

Comparison of calculated AMLs to Final AMLs:

Month	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
HC*	15	15	15	15	15	15	15	15	15	15	15	15
Actual Avg.*	3.01	2.61	2.61	2.21	1.81	1.41	1.01	1.21	1.61	2.51	3.01	2.61
MPV*	3.1	2.7	2.7	2.3	1.9	1.5	1.1	1.3	1.7	2.6	3.1	2.7
Max Avg.*	3.04	2.64	2.64	2.24	1.84	1.44	1.04	1.24	1.64	2.54	3.04	2.64
Calc. AML*	6.0	5.6	5.2	4.4	3.6	2.8	2.0	2.4	3.2	5.0	6.0	5.2
Final AML*	6.0	5.6	5.2	4.4	3.6	2.8	2.0	2.4	3.2	5.0	6.0	5.2

* HC = Holding capacity of facility. This facility reported a holding capacity of 26 days per month based on wet weather flows.

Actual Avg. = Average of the background ammonia and maximum allowable effluent ammonia during discharging days.

Average shall be less than the MPV, including rounding up. Actual average shall not exceed Max Average.

MPV = Monthly Protective Value.

Max Avg. = MPV – 0.06 then rounded down. Maximum allowable average.

Calc. AML = The calculated AML based on the HC and Actual Avg.

Final AML = Final average monthly limits for ammonia. In the event that the Non-Continuous Discharge Practice considerations derive an AML less stringent than the MDL, the AML and MDL will be equal and based on the MDL.

- **Number of Days Discharged.** The permittee shall report the number of days the facility discharge occurred, as this is a requirement for the permittee to conduct operations per the Non-Continuous Discharge Practice. One day of discharge is allocated if discharge occurs for any amount of time during one calendar day. The monthly discharge shall only occur on consecutive days and shall not be separated (e.g. 15 day holding capacity, facility is allowed to discharge for 15 consecutive days in each month of January, March-December, and 13 consecutive days in February). Once a discharge ends the facility must hold flows for a minimum of 15 days before the next discharge event begins. The facility shall also report the calendar days that the discharges occurred, as an attachment to the monthly eDMR report (e.g. June 2 – June 16). Monthly maximum of (13) days in February. Number of days discharged shall not exceed (13) days in February due to the 15 day holding capacity of the facility.
- **Oil & Grease.** Conventional pollutant, effluent limitation for protection of aquatic life; 10 mg/L monthly average, 15 mg/L daily maximum.
- **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. 10 CSR 20-7.015 allows pH for lagoons to be maintained above 6.0 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 must be met at the outfall.
- **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 65% 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 65% removal efficiency for TSS.

Sampling Frequency Justification: Sampling frequency for influent BOD and TSS percent removal were changed from quarterly to monthly to match the required sampling frequency of these parameters in the effluent. Sampling for *E. coli* is set at monthly per 10 CSR 20-7.015(9)(D)7.C. Ammonia sampling and reporting frequency has increased from monthly to the beginning, end, and every five (5) days of a discharge in accordance with the Non-Continuous Discharge Practice requirements. The requirement to report the Number of Days of Discharge shall be monitored daily and reported monthly.

Sampling Type Justification: As per 10 CSR 20-7.015, BOD₅, and TSS collected for lagoons may be grab samples. Grab samples must be collected for pH, *E. coli*, and Oil & Grease 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.

Sampling Frequency Justification: 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 Section 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 sections 644.006 to 644.141 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 May 06, 2020, 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 equivalent to secondary treatment technology and is currently in compliance with equivalent to secondary treatment technology based effluent limits established in 40 CFR 133 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, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247. 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 does not discharge to a Losing Stream as defined by [10 CSR 20-2.010(40)] & [10 CSR 20-7.031(1)(O)].

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)
- ✓ **Ammonia as N.** Effluent limitations were re-calculated for Ammonia. 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. This facility utilizes the Non-Continuous Discharge Practice, so the CMC is applied as the Daily Maximum and the CCC is the Monthly Protective Value (MPV) used to calculate 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.

Monthly Average effluent limitations calculated for Ammonia using the Non-Continuous Discharge Practice. Effluent limits for ammonia as a direct application for permitted facilities utilizing non-continuous discharge practices is appropriate. Federal regulation 40CFR 122.45 defines non-continuous discharges and establishes factors to take into consideration when determining applicability. The permittee has provided the Department with applicable information to receive approval to implement the Non-Continuous Discharge Practice. The permitted Average Monthly Limits (AML) have been adjusted based on the permittee's ability to control discharge events from their permitted outfall. The AML limits are based on an average of the maximum ammonia value the permittee can discharge along with the days the permittee does not discharge, utilizing a default background ammonia value of 0.01 mg/L. The average of the effluent and the background ammonia must be below the MPV, including rounding up (e.g. for a MPV of 2.5, the average must be 2.44 or less). The newly established limitations are still protective of water quality.

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>.

- ✓ No degradation was proposed in this permit action and no further review necessary. Facility did not apply for authorization to increase pollutant loading or to add additional pollutants to their discharge.

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 does not have stormwater discharges or the stormwater outfalls onsite have no industrial exposure.

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 not authorized to land apply biosolids. Sludge/biosolids are stored in the lagoon. The permittee must receive approval for any treatment, removal, and disposal of sludge or biosolids that 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 not currently under Water Protection Program enforcement action. This facility was last inspected on May 06, 2020. The inspection showed the following unsatisfactory features:
 - 1) Failure to submit Discharge Monitoring Reports through the Electronic Discharge Monitoring Report (eDMR) Submission System, in accordance with Special Condition #1 of Missouri State Operating Permit #MO-0097608.
 - 2) Failure to report progress made in attaining compliance with the final effluent limits for Ammonia as N and E.coli, as required in part "B", Schedule of Compliance, and part "C", Standard Conditions, of Missouri State Operating Permit #MO-0097608.

CONTINUING AUTHORITY:

Each application for an operating permit shall identify the person, as that term is defined in section 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 2000 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 one hundred twenty percent (120%) 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 two (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 2000 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 one hundred twenty percent (120%) 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 two (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. The applicant has shown that:
 - ✓ A higher level authority is not available to the facility as there are no level 1 or 2 authorities nearby.

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 5 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.

NUMERIC LAKE NUTRIENT CRITERIA:

- ✓ This facility does not discharge into a lake watershed where numeric lake nutrient criteria are applicable.

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 (D) Certification Level. Please see **Appendix - Classification Worksheet**. Modifications made to the wastewater treatment facility may cause the classification to be modified.

Operator's Name: Kent Spainhour
Certification Number: 2192
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 two hundred (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 lagoon that is designed to discharge and is required to conduct operational control monitoring as follows:

Operational Monitoring Parameter	Frequency
Precipitation	twice/month
Flow – Influent or Effluent	twice/month
pH – Primary Cell	twice/month
Dissolved Oxygen – Primary Cell	twice/month

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**.

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.

✓ Equivalent to Secondary Treatment is 65% removal [40 CFR Part 133.105(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.

Missouri RSMo §644.026.1.(13) 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 sections 644.006 to 644.141. Standard Conditions Part I, referenced in the permit, contains provisions requiring proper operation and maintenance of all facilities and systems of treatment and control. Missouri RSMo §644.026.1.(15) 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 644.051.4 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.

- ✓ The time given for effluent limitations of this permit listed under Interim Effluent Limitation and Final Effluent Limitations were established in accordance with [10 CSR 20-7.031(11)]. The facility was given a schedule of compliance to meet final effluent limits for Ammonia and *E. coli*. The permit issued for this facility on June 1, 2013 provide the facility a 5 year schedule. The permit issued June 1, 2018 extended the existing schedule by five years after a new cost analysis found increased burden on the facility due to economic changes in the community. This permit completes the remaining portion of the extended schedule of compliance. The ten year schedule of compliance allowed for this facility should provide adequate time to evaluate operations, obtain an engineering report, hold a bond election, obtain a construction permit and implement upgrades required to meet effluent limits. Due to the high economic burden on this community of the cost of compliance and associated difficulty in raising the necessary funding, the schedule was established at 10 years in accordance with the Department's "Schedule of Compliance, Policy for Staff Drafting Operating Permits". Please see the Cost Analysis for Compliance attached as an appendix to the permit for further detail on how the socio-economic status of the community has impacted this 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.

VARIANCE:

As per the Missouri Clean Water Law § 644.061.4, 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 or any standard, rule or regulation promulgated pursuant to Missouri Clean Water Law §§644.006 to 644.141.

- ✓ 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 MCWL apply: §§§644.051.3 requires the Department to set permit conditions that comply with the MCWL and CWA; 644.051.4 specifically references toxicity as an item we must consider in writing permits (along with water quality-based effluent limits, pretreatment, etc...); and 644.051.5 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 \geq 22,500 gpd.
- ☐ Other – please justify.

✓ At this time, the permittee is not required to conduct WET test for this facility because it has passed previous tests.

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.

✓ This facility does not anticipate bypassing.

Part IV – Cost Analysis for Compliance

Pursuant to Section 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 make a “finding of affordability” on the new environmental requirement(s) within the permit; however, due to no costs associated with the new requirement(s) the Department has determined the permit to be affordable based on the eight requirements listed in Section 644.145.4, RSMo. The previous permit for this facility included a finding of affordability which resulted in a schedule of compliance. The previous Cost Analysis for Compliance was retained in this permit.

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 section 644.058, RSMo, the Department is required to utilize an evaluation of the environmental and economic impacts of modifications to water quality standards of twenty-five 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 twenty-five 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.

- ✓ This Public Notice period for operating permit started July 21, 2023, and ended August 21, 2023. No comments were received.

DATE OF FACT SHEET: SEPTEMBER 23, 2022

COMPLETED BY:

DALAL ABDULJALEEL, ENVIRONMENTAL PROGRAM ASSISTANT
MISSOURI DEPARTMENT OF NATURAL RESOURCES
WATER PROTECTION PROGRAM
OPERATING PERMITS SECTION - DOMESTIC WASTEWATER UNIT
(573) 526-0827
Dalal.abduljaleel@dnr.mo.gov

Appendices

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.)	
Design Flow (avg. day) or peak month's flow (avg. day) whichever is larger	1 pt. / MGD or major fraction thereof. (Max 10 pts.)	
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	
Grit removal	3	
Plant pumping of main flow	3	
Flow equalization	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	
Stabilization ponds without aeration	5	5
Aerated lagoon	8	
Advanced Lagoon Treatment – Aerobic cells, anaerobic cells, covers, or fixed film	10	
Biological, physical, or chemical	12	
Carbon regeneration	4	
Total from page ONE (1)	----	8

APPENDIX - CLASSIFICATION WORKSHEET (CONTINUED):

ITEM	POINTS POSSIBLE	POINTS ASSIGNED
Solids Handling		
Sludge Holding	5	
Anaerobic digestion	10	
Aerobic digestion	6	
Evaporative sludge drying	2	
Mechanical dewatering	8	
Solids reduction (incineration, wet oxidation)	12	
Land application	6	
Disinfection		
Chlorination or comparable	5	
On-site generation of disinfectant (except UV light)	5	
Dechlorination	2	
UV light	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	5
More advanced determinations, such as BOD seeding procedures, fecal coliform, nutrients, total oils, phenols, etc.	7	
Highly sophisticated instrumentation, such as atomic absorption and gas chromatograph	10	
Total from page TWO (2)	----	5
Total from page ONE (1)	---	8
Grand Total	---	13

- ☐ - 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	9.95	1.3	9.95	17	4.1/0.7	0.59	2.43	Yes
Ammonia as N – Winter (mg/L)	10.1	18.58	2.7	18.58	21	9.6/2.3	0.47	1.94	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% Confidence Level and 99% 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 (thirty (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 – ALTERNATIVE: Site Map from 5/6/2020 inspection report:



APPENDIX – COST ANALYSIS FOR COMPLIANCE: From permit issued June 1, 2018 that extended the existing schedule for ammonia and E. coli, completed with this permit.

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

**Wheeling Wastewater Treatment Facility, Permit Renewal
City of Wheeling
Missouri State Operating Permit #MO-0097608**

Section 644.145 RSMo requires the Department of Natural Resources (“Department” or “DNR”) 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 that a permittee will upgrade their facility, or how the permittee will comply with the new permit requirements.

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 DNR website (<http://dnr.mo.gov/forms/780-2511-f.pdf>) should have been submitted with the permit renewal application. If it was not submitted with the renewal application, the Department sent a request to complete the form with the welcome letter. The Department currently estimates the cost for reconstruction of a treatment plant using a software program from Hydromantis¹ titled CAPDETWORKS (CapDet). CapDet is a preliminary design and costing software program for wastewater treatment plants utilizing national indices, such as the Marshall and Swift Index and Engineering News Records Cost Index to price the development of capital, operating, maintenance, material, and energy costs for each treatment technology. The program works from national indices therefore; the estimated costs are expected to be higher than actual costs as each community is unique in its budget commitments and treatment design. CapDet is used in the following cost analysis to estimate the cost for a mechanical treatment plant. The cost estimates located within this document are for the construction of a brand new treatment facility or system that is the most practical to facilitate compliance with new requirements.

The Department is required to issue a permit with final effluent limits in accordance with 644.051.1.(1) RSMo, 644.051.1.(2) RSMo, and the Clean Water Act. The table below summarizes the results of this cost analysis. The practical result of this analysis is to incorporate an adequate compliance schedule into the permit that will mitigate the financial burden of the new permit requirements.

Cost Analysis for Compliance Summary Table

Estimated present worth to upgrade to land application	Median Household Income (MHI) for the City of Wheeling	Estimated monthly cost per user as a percent of MHI	Financial Burden	Schedule of Compliance to meet Ammonia and <i>E. coli</i>
\$1,240,061-\$1,796,457	\$33,092	2.26%-3.27%	High	10 years

Flow evaluated: 50,000 gallons per day

Residential Connections:	108
Commercial Connections:	0
Industrial Connections:	0
Total Connections for this facility:	108

New Permit Requirements:

The permit requires compliance with new effluent limitations for ammonia and *E. coli*, which may require the design, construction and operation of different treatment technology. The cost assumptions in this cost analysis anticipate complete replacement of the existing treatment facility. To calculate the estimated user cost per 5,000 gallons, the Department used the equations currently being used in the Financial Assistance Center's rate calculator. The equations account for replacement of equipment during the life of the treatment facility, debt retirement, capital costs, and an inflation factor. The calculator evaluates multiple technologies through CapDet at a range of flows, then, using a linear interpolation, develops a spreadsheet outlining high and low costs for treatment plants. For this analysis the Department has selected the mechanical treatment technology that could be the most practical solution to meet the new requirements for the community as well as cost estimation to install a land application system. Because the methods used to derive the analysis estimate costs that are greater than actual costs associated with an upgrade, it reflects a conservative estimate anticipated for a community. An overestimation of costs is due to the fact that it is not possible for the permit writer to determine what existing equipment and structures will be reused in the upgraded facility before an engineer completes a facility design.

The size of the facility evaluated for upgrades was chosen based on the permitted design flow. If significant population growth is expected in the community, or if a significant portion of the flow is due to I&I, the flows used in the Facility Plan prepared by a consulting engineer may be different than this flow and the estimated costs within this analysis.

Anticipated Costs Associated with Complying with the New Requirements:

Costs associated with land application:

The total present worth estimated to purchase land and install a land application system is between \$1,240,061 and \$1,796,457 (*CAPDEWORKS cost estimator was used*). The user costs over a thirty year period are estimated to be between \$62.24 and \$90.17 per household per month. The low cost estimate for land application assumes that the community will not have to construct or purchase additional land for a new storage basin. The high cost estimate assumes the purchase of additional land and the construction of a new storage basin. The estimation includes the purchase of a minimum of 35.01 acres and a maximum of 39.16 acres. Four regions divided by highways have been established to estimate the minimum storage time required and the amount of land necessary for land application within the State. The cost of land has been estimated based on county averages. The regions are north of Highway 36, between Highways 36 and 50, between Highways 50 and 60, and south of Highway 60. For communities that are divided by highways, the region selected is where the majority of the county resides. The acreage estimated through CapDet does not reflect site-specific conditions and more or less land may be required based on site-specific considerations, such as streams, sinkholes, severe slopes, or roads. A no discharge facility, of which land application is the most common form, is required to be demonstrated as infeasible before a discharging system may be constructed per [10 CSR 20-6.010(4)(D).] When land is available, it is the Department's stance that land application is an important treatment option to be considered because of the expected lower cost associated with construction and operation and maintenance over a longer term. Also, the no discharge system is of value to the permittee when considering additional costs associated with possible future changes to Water Quality Standards.

Cost associated with mechanical treatment:

The total present worth to add UV disinfection treatment is estimated at \$106,432. This estimate is based on known costs of recent and similarly-sized projects that were financed through the Department's Financial Assistance Center. This cost, if financed through user fees, is estimated to cost each household an additional \$6.59 per month for a total user rate of \$31.59 per month.

The costs estimated in CAPDEWORKS are associated with a complete reconstruction of a new treatment plant. The total present worth for complete replacement of the existing treatment facility in order to meet new ammonia effluent limits is estimated at \$1,330,651 (*CAPDEWORKS cost estimator was used*). This cost, if financed through user fees, might cost each household approximately \$82.39 per month. The Department has estimated the construction and treatment costs for a package plant. The treatment type has been set to meet effluent ammonia limits of 0.6 mg/L and losing stream criteria for BOD₅ and TSS. Disinfection is not represented in the present worth listed in this paragraph, as it was discussed in the previous paragraph. It is the Department's opinion that a package plant is the most practical mechanical treatment technology for your community based on the current design flow. A more detailed engineering and design report conducted for your specific facility will be completed by your hired engineer. This may reflect a different type of treatment option than what is described within this analysis and may include additional sludge removal and handling costs, collection system work, or additional upgrades at the treatment plant.

The total present worth over a 20 year period of adding both ammonia and disinfection treatment has been estimated to cost approximately \$1,437,083. The total capital cost to construct both treatment upgrades may cost approximately \$669,000. These costs if financed through user fees might cost each household in the community approximately \$88.98 per month. These costs will be used to complete this analysis.

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

Though the Department has made attempts to gather financial information from the City of Wheeling; no information has been provided. The Department has relied heavily on readily available data to complete this analysis.

Current Monthly User Rates per 5,000 gallons:	<u>\$25.00</u>
Municipal Bond Rating (if applicable):	<u>Not provided by applicant</u>
Bonding Capacity: (General Obligation Bond capacity allowed by constitution: cities=up to 20% of taxable tangible property sewer districts or villages=up to 5% of taxable tangible property)	<u>Not provided by applicant</u>
Median household income (MHI): ²	<u>\$33,092</u>
Current outstanding debt for the WWTP:	<u>Not provided by applicant</u>
Amount within the current user rate used toward payments on outstanding debt related to the current wastewater infrastructure:	<u>Not provided by applicant</u>

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

A Current Costs

Current annual operating costs (exclude depreciation):	<u>Not provided by applicant</u>
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B-1 Estimated Costs for Mechanical Plant Pollution Control Option

Estimated total present worth of pollution control:*	<u>\$1,437,083</u>
Estimated capital cost of pollution control:**	<u>\$669,000</u>
Annual cost of operation and maintenance:***	<u>\$61,633</u>
Estimated resulting user cost per household per month:****	<u>\$88.98</u>
Estimated resulting user cost per household per month plus the amount within the current user rate used toward payments on outstanding debt:	<u>Not provided by applicant</u>
Cost per household as a percent of median household income: ³	<u>3.23%</u>
Estimated cost per household per month plus the amount within the current user rate used toward payments on outstanding debt as a percent of median household income: ⁴	<u>Not provided by applicant</u>

These costs assume a 5% interest rate over 20 years for mechanical treatment. All treatment technologies were set to meet effluent ammonia limits of less than 0.6 mg/L and losing stream criteria for BOD₅ and TSS.

B-2 Estimated Costs for Land Application Pollution Control Options

Estimated total present worth of pollution control:*	\$1,240,061-\$1,796,457
Estimated capital cost of pollution control:**	\$806,069-\$1,120,824
Land required:	35.01 acres – 39.16 acres
Annual cost of operation and maintenance:***	\$28,232 - \$43,951
Estimated resulting user cost per household per month:****	\$62.24 - \$90.17
Estimated resulting user cost per household per month plus the amount within the current user rate used toward payments on outstanding debt:	Not provided by applicant
Cost per household as a percent of median household income: ⁵	2.26% - 3.27%
Estimated cost per household per month plus the amount within the current user rate used toward payments on outstanding debt as a percent of median household income: ⁶	Not provided by applicant

All estimated costs for land application assume a 5% interest rate over 30 years. The estimated capital cost assumes the City must purchase the land. If the City already owns the land, the resulting costs will be less than what is described in Table B-2.

- * Total Present Worth includes a five percent interest rate to construct and perform annual operation and maintenance of the new treatment plant over the term of the loan.
- ** Capital Cost includes project costs from CapDet with design, inspection and contingency costs.
- *** O&M cost shown in Tables B-1 and B-2 includes operations, maintenance, materials, chemical and electrical costs for the facility on an annual basis. It includes items that are expected to replace during operations, such as pumps. O&M is estimated between 15% and 45% of the user cost.
- **** The Estimated User Cost shown in Tables B-1 and B-2 is composed of two factors, Operation & Maintenance (O&M), and Debt Retirement Costs.

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

The investment in wastewater treatment will provide several social, environmental and economic benefits. Improved wastewater provides benefits such as avoided health costs due to water-related illness, enhanced environmental ecosystem quality, and improved natural resources. The preservation of natural resources has been proven to increase the economic value and sustainability of the surrounding communities. Maintaining Missouri's water quality standards fulfill the goals of **restoring** and **maintaining** the chemical, physical and biological integrity of **the receiving stream**; and, where attainable, to achieve a level of water quality that provides for the protection and propagation of fish, shellfish, wildlife and recreation in and on the water.

Total Ammonia Nitrogen Treatment

Ammonia can be toxic to aquatic life. Fish may suffer a loss of equilibrium, hyperexcitability, increased respiratory activity and oxygen uptake, and increased heart rate. At extreme ammonia levels, fish may experience convulsions, coma, and death. Therefore, final water quality based effluent limits for total ammonia nitrogen are requirement of this Missouri State Operating Permits. A schedule of compliance is given with the final limits so that the permittee has time to secure funding and update their treatment plant, if necessary. Please see the Water Protection Program fact sheet titled "Changes to the Water Quality Standard for Ammonia" at <http://dnr.mo.gov/pubs/pub2481.htm>.

Native fish and other native aquatic life are extremely important to Missouri's ecosystem. They contribute essential nutrients to the streams, rivers, lakes, pond other waters in which they inhabit. Freshwater ecosystems are important for human survival, in that it provides a majority of people's drinking water. Also, a pristine freshwater ecosystem with an abundance of aquatic life can increase the community's overall income of revenue. Revenue to businesses and sales tax revenue is increased as the natural amenity will attract fisherman and tourism to the area. Fish and other aquatic life also provide a source of low cost sustenance for the people within the surrounding communities.

The construction and installation of land application is another option that has been evaluated within this document. The Missouri State Operating Permit for a land application system does not contain discharge effluent limits as there is no potential to cause an excursion of water quality standards. Therefore, a land application system is of value to the permittee when considering costs associated with operation and maintenance, and future regulatory changes.

Disinfection

E. coli is a species of bacteria that normally live in the intestines of humans and warm-blooded animals. While some strains of *E. coli* are harmless, there are several strains that can cause severe diarrhea, abdominal cramps, and severe kidney failure. The people most susceptible to these consequences are young children, the elderly and those with weakened immune systems. The receiving stream that your facility discharges to contains the WBC-B designated use to protect human health in accordance with Water Quality Standards (10 CSR 20-7.031) and the Clean Water Act. The disinfection of wastewater effluent benefits human health by reducing exposure to disease-causing bacteria, such as *E. coli*, and viruses and reducing health care costs to those infected by contaminated water. The construction and installation of a disinfection system at the treatment facility will protect human health as well as meet water quality standards.

(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 did not provide the Department with information, nor could it be found through readily available data.

(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:

(a) 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.

A schedule of compliance will be provided based on the results of this cost analysis. The schedule of compliance is provided to ensure that the entity has time to reasonably plan for compliance with the new permit requirements. The time provided ensures the entity has time to hire an engineer, develop facility plans, hold community meetings, seek an appropriate funding source, and construct the facility. This analysis has determined the community may endure a high financial burden. Therefore, a longer schedule of compliance has been provided to allow for the permit holder to adequately plan toward compliance. For compliance assistance, please visit the Department's Community Assistance webpage at <https://dnr.mo.gov/assistance/>. If it is determined by the permittee that a longer schedule of compliance is necessary due to financial reasons, please contact the permit writer and request modification of the permit schedule.

An integrated plan may be an appropriate option if they community needs to meet other environmental obligations as well as the new requirements within this permit. The integrated plan needs to be well thought out with specific timeframes built into the management plan in which the municipality can reasonably commit. The plan should be designed to allow your municipality to meet their Clean Water Act obligations by maximizing their infrastructure improvement dollars through the appropriate sequencing of work. For further information on how to develop an integrated plan, please see the Department publication, "Missouri Integrated Planning Framework," at <http://dnr.mo.gov/pubs/pub2684.htm>.

If the permittee can demonstrate that the proposed pollution controls result in substantial and widespread economic and social impact, the permittee may use Factor 6 of the Use Attainability Analysis (UAA) 40 CFR 131.10(g)(6) in the form of a variance. This process is completed by determining the treatment type with the highest attainable effluent quality that would not result in a socio-economic hardship. For more information on variance requests, please contact the Water Protection Program's Special Projects Coordinator at 573-751-9391.

(b) 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.

- If available, connection to a larger centralized sewer system in the area may be more cost effective for the community. This can be incorporated into an integrated plan.
- An opportunity may exist for the relocation of the point of discharge to a receiving stream capable of a greater mixing zone.
- The permittee may apply for State Revolving Fund (SRF) financial support in order to help fund a Capital Improvements Plan. Other loans and grants also exist for which the facility may be eligible. Contact information for the Department's Financial Assistance Center (FAC) and more information can be found on the Department's website at <http://dnr.mo.gov/env/wpp/srf/wastewater-assistance.htm>.

Socioeconomic Data⁷⁻¹⁵: The following table characterizes the current overall socioeconomic condition of the community as compared to the overall socioeconomic condition of the State of Missouri. The following information was compiled using the latest U.S. Census data.

Indicator No.	Select a Community from the Dropdown List →	Wheeling City	Missouri State
1	Population (2015)	280	6,045,448
2	Percent Change in Population (2000-2015)	4.5%	8.0%
3	2015 Median Household Income (in 2016 Dollar)	\$33,092	\$48,582
4	Percent Change in Median Household Income (2000-2015)	-9.0%	-7.8%
5	Median Age (2015)	49.9	38.2
6	Change in Median Age in Years (2000-2015)	13.9	2.1
7	Unemployment Rate (2015)	5.3%	7.5%
8	Percent of Population Below Poverty Level (2015)	26.9%	15.6%
9	Percent of Household Received Food Stamps (2015)	19.6%	13.5%
10	(Primary) County Where the Community Is Located	Livingston County	

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

The community did not report any other investments relating to environmental improvements.

(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;

Secondary indicators for consideration: The following table below characterizes the community's overall financial capability to raise the necessary funds to meet the new permit requirements.

Indicators	Strong (3 points)	Mid-Range (2 points)	Weak (1 point)	Score
Bond Rating Indicator	Above BBB or Baa	BBB or Baa	Below BBB or Baa	-
Overall Net Debt as a % of Full Market Property Value	Below 2%	2% - 5%	Above 5%	-
Unemployment Rate (2015)	Beyond 1% below Missouri average of 7.5%	± 1% of Missouri average of 7.5%	Beyond 1% above Missouri average of 7.5%	3
2015 Median Household Income (in 2016 Dollar)	Beyond 25% above Missouri MHI (\$48,582)	± 25% of Missouri MHI (\$48,582)	Beyond 25% below Missouri MHI (\$48,582)	1
Percent of Population Below Poverty Level (2015)	Beyond 10% below Missouri average of 15.6%	± 10% of Missouri average of 15.6%	Beyond 10% above Missouri average of 15.6%	1
Percent of Household Received Food Stamps (2015)	Beyond 5% below Missouri average of 13.5%	± 5% of Missouri average of 13.5%	Beyond 5% above Missouri average of 13.5%	1
Property Tax Revenues as a % of Full Market Property Value	Below 2%	2% - 4%	Above 4%	-
Property Tax Collection Rate	Above 98%	94% - 98%	Below 94%	-
Total Average Score	--	--	--	1.5

Financial Capability Matrix: The results of the Financial Capability Indicator score and the residential indicator calculated above are considered jointly in the Financial Capability Matrix to determine the financial burden that could occur as a result from compliance with the new requirements of the permit.

In the following matrix, the results are a low, medium, or high financial burden. The matrix is used to determine the burden for both of the land application options and the mechanical plant option.

Financial Capability (FCI) Indicators Average Score:	1.5
Mechanical Plant Residential Indicator (RI, from Criteria #2 above):	3.23%
Land Application Residential Indicator (RI, from Criteria #2 above):	2.26%-3.27%

Financial Capability Indicators Score from above ↓	Residential Indicator (User cost as a % of MHI)		
	Low (Below 1%)	Mid-Range (Between 1.0% and 2.0%)	High (Above 2.0%)
Weak (below 1.5)	Medium Burden	High Burden	High Burden
Mid-Range (1.5 – 2.5)	Low Burden	Medium Burden	High Burden
Strong (above 2.5)	Low Burden	Medium Burden	High Burden

- Estimated Financial Burden for Mechanical Plant: High Burden
- Estimated Financial Burden for Land Application: High Burden

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

The community did not report any other relevant local economic conditions.

The Department contracted with Wichita State University to complete an assessment tool that would allow for predictions on rural Missouri community populations and future sustainability. The purpose of the study is to use a statistical modeling analysis in order to determine factors associated with each rural Missouri community that would predict the future population changes that could occur in each community. A stepwise regression model was applied to 19 factors which were determined as predictors of rural population

change in Missouri. The model established a hierarchy of the predicting factors which allowed the model to place a weighted value on each of the factors. A total of 745 rural towns and villages in Missouri received a weighted value for each of the predicting factors. The weighted values for each town / village were then added together to determine an overall decision score. The overall decision scores were then divided into five categories and each town was assigned to a different categorical group based on the overall decision score.

The categorical groups were developed from the range of overall scores across all rural towns and villages within Missouri. The range covers 1,191 score points (-245 to 946).

Based on the assessment tool, the City of Wheeling has been determined as a category 5 community. This means that the City of Wheeling is predicted to be stable over time.

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 upgrade the facility and construct new control technologies. Currently, the City of Wheeling actively controls its discharge to maximize the system's treatment capabilities. The department does not know at this time if there is sufficient holding capacity in the City's lagoon to allow it to hold wastewater during the recreational months of April-October. If this is a possibility, the City may not have to install disinfection treatment technology in order to meet the new final effluent limits for *E. coli* as these limitations are only applicable from April 1st –through October 31st each year.

The results of this cost analysis prove that the proposed upgrades to the Wheeling Wastewater Treatment Facility may cause a high financial burden on the City of Wheeling. The City of Wheeling reported that it is a bedroom community with a large quantity of retired individuals with low to moderate incomes. Therefore, a longer schedule of compliance has been provided to help mitigate potential costs and to allow the city to adequately plan toward compliance. The City of Wheeling can submit an application for modification to the schedule of compliance if it is determined the actual costs necessary to comply with the new permit requirements will result in a user cost the residents of the City are unable to maintain. The application for modification must include an engineering report that states the selected treatment type, costs associated with the upgrade, projected rate structure for the City of Wheeling, and an estimated timeline to complete construction. The Department will then make a determination based on the report on whether more time is necessary in the schedule of compliance.

In accordance with 40 CFR § 122.47(a)(1) and 10 CSR 20-7.031(11), compliance must occur as soon as possible. Therefore, based on this analysis including the Rural Population Sustainability Assessment Tool the permit holder has received a ten (10) year schedule of compliance for the design and construction of a land application system with the assumption that land is attainable for the purpose of land application of effluent. The following suggested milestones are an example of a timeline that will keep the permit holder on track to maintain compliance with this permit. It should be noted that once the permit holder's engineer has completed facility design with actual costs associated with compliance of this permit, it may be necessary for the permit holder to request additional time within the schedule of compliance. The Department is committed to review all requests for additional time in the schedule of compliance where adequate justification is provided.

Suggested milestones to meet within each year listed below:

- Year 1. Hire an engineer and evaluate inflow and infiltration
- Year 2. Evaluation of rate structure and treatment plant
- Year 3. Hold a bond election
- Year 4. Apply for State Revolving Fund loans and/or grants
- Year 5. Submit facility plan
- Year 6. Apply for Construction Permit and close on loan
- Year 7. Construction
- Year 8. Construction and submit an application for renewal of the existing operating permit with new financial and socio-economic data
- Year 9. Construction
- Year 10. Complete construction

The schedule of compliance allows the community the first six years to evaluate the inflow and infiltration to the collection system, hire an engineer, evaluate operations and rate structure, obtain an engineering report, hold a bond election, and close on a loan. The remaining four (4) years of the schedule give the community ample time to construct the facility and complete the project. If the community wishes to seek funding from the Department, please contact the Financial Assistance Center for more information.

<http://www.dnr.mo.gov/env/Wpp/srf/index.html>

The Department is committed to reassessing the cost analysis for compliance at renewal to determine if the initial schedule of compliance will accommodate the socioeconomic data and financial capability of the community at that time. In this longer time frame, the Department will work with you to explore the wastewater treatment options that make the most sense for your community. By working more closely with your community, the Department and permittees will be able to identify opportunities to extend the

schedule of compliance, if appropriate. Because each community is unique, we want to make sure that you have the opportunity to consider all your options and tailor solutions to best meet your community's needs. The Department understands the economic challenges associated with achieving compliance, and is committed to using all available tools to make an accurate and practical finding of affordability for the communities in the State.

This determination is based on readily available data and may overestimate the financial impact on the community. The community's facility plan that is submitted as a part of the construction permit process includes a discussion of community details, what the community can afford, existing obligations, future growth potential, an evaluation of options available to the community with cost information, and a discussion on no-discharge alternatives. The cost information provided through the facility plan process, which is developed by the community and their engineer, is more comprehensive of the community's individual factors in relation to selected treatment technology and costing information.

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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;
 - 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. **Non-compliance 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. **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.
 4. **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.
 5. **Other Noncompliance.** The permittee shall report all instances of noncompliance not reported under paragraphs 2, 3, and 6 of this section, at the time monitoring reports are submitted. The reports shall contain the information listed in paragraph 2. a. of this section.
 6. **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.
 7. **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.
- 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.

Section C – Bypass/Upset Requirements

1. **Definitions.**
 - a. *Bypass*: the intentional diversion of waste streams from any portion of a treatment facility, except in the case of blending.
 - 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.

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



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- 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 permittee 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.
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.



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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

STANDARD CONDITIONS FOR NPDES PERMITS
ISSUED BY
THE MISSOURI DEPARTMENT OF NATURAL RESOURCES
MISSOURI CLEAN WATER COMMISSION
August 1, 2019

PART III – BIOSOLIDS AND SLUDGE FROM DOMESTIC TREATMENT FACILITIES

SECTION A – GENERAL REQUIREMENTS

1. PART III Standard Conditions pertain to biosolids and sludge requirements under the Missouri Clean Water Law and regulations for domestic and municipal wastewater and also incorporates federal sludge disposal requirements under 40 CFR Part 503 for domestic wastewater. The Environmental Protection Agency (EPA) has principal authority for permitting and enforcement of the federal sludge regulations under 40 CFR Part 503 for domestic biosolids and sludge.
2. PART III Standard Conditions apply only to biosolids and sludge generated at domestic wastewater treatment facilities, including public owned treatment works (POTW) and privately owned facilities.
3. Biosolids and Sludge Use and Disposal Practices:
 - a. The permittee is authorized to operate the biosolids and sludge generating, treatment, storage, use, and disposal facilities listed in the facility description of this permit.
 - b. The permittee shall not exceed the design sludge/biosolids volume listed in the facility description and shall not use biosolids or sludge disposal methods that are not listed in the facility description, without prior approval of the permitting authority.
 - c. For facilities operating under general operating permits that incorporate Standard Conditions PART III, the facility is authorized to operate the biosolids and sludge generating, treatment, storage, use and disposal facilities identified in the original operating permit application, subsequent renewal applications or subsequent written approval by the department.
4. Biosolids or Sludge Received from other Facilities:
 - a. Permittees may accept domestic wastewater biosolids or sludge from other facilities as long as the permittee's design sludge capacity is not exceeded and the treatment facility performance is not impaired.
 - b. The permittee shall obtain a signed statement from the biosolids or sludge generator or hauler that certifies the type and source of the sludge
5. Nothing in this permit precludes the initiation of legal action under local laws, except to the extent local laws are preempted by state law.
6. This permit does not preclude the enforcement of other applicable environmental regulations such as odor emissions under the Missouri Air Pollution Control Law and regulations.
7. This permit may (after due process) be modified, or alternatively revoked and reissued, to comply with any applicable biosolids or sludge disposal standard or limitation issued or approved under Section 405(d) of the Clean Water Act or under Chapter 644 RSMo.
8. In addition to Standard Conditions PART III, the Department may include biosolids and sludge limitations in the special conditions portion or other sections of a site specific permit.
9. Exceptions to Standard Conditions PART III may be authorized on a case-by-case basis by the Department, as follows:
 - a. The Department may modify a site-specific permit following permit notice provisions as applicable under 10 CSR 20-6.020, 40 CFR § 124.10, and 40 CFR § 501.15(a)(2)(ix)(E).
 - b. Exceptions cannot be granted where prohibited by the federal sludge regulations under 40 CFR Part 503.

SECTION B – DEFINITIONS

1. Best Management Practices are practices to prevent or reduce the pollution of waters of the state and include agronomic loading rates (nitrogen based), soil conservation practices, spill prevention and maintenance procedures and other site restrictions.
2. Biosolids means organic fertilizer or soil amendment produced by the treatment of domestic wastewater sludge.
3. Biosolids land application facility is a facility where biosolids are spread onto the land at agronomic rates for production of food, feed or fiber. The facility includes any structures necessary to store the biosolids until soil, weather, and crop conditions are favorable for land application.
4. Class A biosolids means a material that has met the Class A pathogen reduction requirements or equivalent treatment by a Process to Further Reduce Pathogens (PFRP) in accordance with 40 CFR Part 503.
5. Class B biosolids means a material that has met the Class B pathogen reduction requirements or equivalent treatment by a Process to Significantly Reduce Pathogens (PSRP) in accordance with 40 CFR Part 503.
6. Domestic wastewater means wastewater originating from the sanitary conveniences of residences, commercial buildings, factories and institutions; or co-mingled sanitary and industrial wastewater processed by a (POTW) or a privately owned facility.
7. Feed crops are crops produced primarily for consumption by animals.
8. Fiber crops are crops such as flax and cotton.
9. Food crops are crops consumed by humans which include, but is not limited to, fruits, vegetables and tobacco.
10. Industrial wastewater means any wastewater, also known as process wastewater, not defined as domestic wastewater. Per 40 CFR Part 122.2, process wastewater means any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Land application of industrial wastewater, residuals or sludge is not authorized by Standard Conditions PART III.
11. Mechanical treatment plants are wastewater treatment facilities that use mechanical devices to treat wastewater, including, sand filters, extended aeration, activated sludge, contact stabilization, trickling filters, rotating biological contact systems, and other similar facilities. It does not include wastewater treatment lagoons or constructed wetlands for wastewater treatment.
12. Plant Available Nitrogen (PAN) is nitrogen that will be available to plants during the growing seasons after biosolids application.
13. Public contact site is land with a high potential for contact by the public. This includes, but is not limited to, public parks, ball fields, cemeteries, plant nurseries, turf farms, and golf courses.
14. Sludge is the solid, semisolid, or liquid residue removed during the treatment of wastewater. Sludge includes septage removed from septic tanks or equivalent facilities. Sludge does not include carbon coal byproducts (CCBs), sewage sludge incinerator ash, or grit/screenings generated during preliminary treatment of domestic sewage.
15. Sludge lagoon is part of a mechanical wastewater treatment facility. A sludge lagoon is an earthen or concrete lined basin that receives sludge that has been removed from a wastewater treatment facility. It does not include a wastewater treatment lagoon or sludge treatment units that are not a part of a mechanical wastewater treatment facility.
16. Septage is the sludge pumped from residential septic tanks, cesspools, portable toilets, Type III marine sanitation devices, or similar treatment works such as sludge holding structures from residential wastewater treatment facilities with design populations of less than 150 people. Septage does not include grease removed from grease traps at a restaurant or material removed from septic tanks and other similar treatment works that have received industrial wastewater. The standard for biosolids from septage is different from other sludges. See Section H for more information.

SECTION C – MECHANICAL WASTEWATER TREATMENT FACILITIES

1. Biosolids or sludge shall be routinely removed from wastewater treatment facilities and handled according to the permit facility description and the requirements of Standard Conditions PART III or in accordance with Section A.3.c., above.
2. The permittee shall operate storage and treatment facilities, as defined by Section 644.016(23), RSMo, so that there is no biosolids or sludge discharged to waters of the state. Agricultural storm water discharges are exempt under the provisions of Section 644.059, RSMo.
3. Mechanical treatment plants shall have separate biosolids or sludge storage compartments in accordance with 10 CSR 20, Chapter 8. Failure to remove biosolids or sludge from these storage compartments on the required design schedule is a violation of this permit.

SECTION D – BIOSOLIDS OR SLUDGE DISPOSED AT OTHER TREATMENT FACILITY OR BY CONTRACT HAULER

1. Permittees that use contract haulers, under the authority of their operating permit, to dispose of biosolids or sludge, are responsible for compliance with all the terms of this permit. Contract haulers that assume the responsibility of the final disposal of biosolids or sludge, including biosolids land application, must obtain a Missouri State Operating Permit unless the hauler transports the biosolids or sludge to another permitted treatment facility.
2. Testing of biosolids or sludge, other than total solids content, is not required if biosolids or sludge are hauled to a permitted wastewater treatment facility, unless it is required by the accepting facility.

SECTION E – INCINERATION OF SLUDGE

1. Please be aware that sludge incineration facilities may be subject to the requirements of 40 CFR Part 503 Subpart E, Missouri Air Conservation Commission regulations under 10 CSR 10, and solid waste management regulations under 10 CSR 80, as applicable.
2. Permittee may be authorized under the facility description of this permit to store incineration ash in lagoons or ash ponds. This permit does not authorize the disposal of incineration ash. Incineration ash shall be disposed in accordance with 10 CSR 80; or, if the ash is determined to be hazardous, with 10 CSR 25.
3. In addition to normal sludge monitoring, incineration facilities shall report the following as part of the annual report, mass of sludge incinerated and mass of ash generated. Permittee shall also provide the name of the ash disposal facility and permit number if applicable.

SECTION F – SURFACE DISPOSAL SITES AND BIOSOLIDS AND SLUDGE LAGOONS

1. Please be aware that surface disposal sites of biosolids or sludge from wastewater treatment facilities may be subject to other laws including the requirements in 40 CFR Part 503 Subpart C, Missouri Air Conservation Commission regulations under 10 CSR 10, and solid waste management regulations under 10 CSR 80, as applicable.
2. Biosolids or sludge storage lagoons are temporary facilities and are not required to obtain a permit as a solid waste management facility under 10 CSR 80. In order to maintain biosolids or sludge storage lagoons as storage facilities, accumulated biosolids or sludge must be removed routinely, but not less than once every two years unless an alternate schedule is approved in the permit. The amount of biosolids or sludge removed will be dependent on biosolids or sludge generation and accumulation in the facility. Enough biosolids or sludge must be removed to maintain adequate storage capacity in the facility.
 - a. In order to avoid damage to the lagoon seal during cleaning, the permittee may leave a layer of biosolids or sludge on the bottom of the lagoon, upon prior approval of the Department; or
 - b. Permittee shall close the lagoon in accordance with Section I.

SECTION G – LAND APPLICATION OF BIOSOLIDS

1. The permittee shall not land apply biosolids unless land application is authorized in the facility description, the special conditions of the issued NPDES permit, or in accordance with Section A.3.c., above.
2. This permit only authorizes “Class A” or “Class B” biosolids derived from domestic wastewater to be land applied onto grass land, crop land, timber, or other similar agricultural or silviculture lands at rates suitable for beneficial use as organic fertilizer and soil conditioner.
3. Class A Biosolids Requirements: Biosolids shall meet Class A requirements for application to public contact sites, residential lawns, home gardens or sold and/or given away in a bag or other container.
4. Class B biosolids that are land applied to agricultural and public contact sites shall comply with the following restrictions:
 - a. Food crops that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after application of biosolids.
 - b. Food crops below the surface of the land shall not be harvested for 20 months after application of biosolids when the biosolids remain on the land surface for four months or longer prior to incorporation into the soil.
 - c. Food crops below the surface of the land shall not be harvested for 38 months after application of biosolids when the biosolids remain on the land surface for less than four months prior to incorporation into the soil.
 - d. Animal grazing shall not be allowed for 30 days after application of biosolids.
 - e. Food crops, feed crops, and fiber crops shall not be harvested for 30 days after application of biosolids.
 - f. Turf shall not be harvested for one year after application of biosolids if used for lawns or high public contact sites in close proximity to populated areas such as city parks or golf courses.
 - g. After Class B biosolids have been land applied to public contact sites with high potential for public exposure, as defined in 40 CFR § 503.31, such as city parks or golf courses, access must be restricted for 12 months.
 - h. After Class B biosolids have been land applied public contact sites with low potential for public exposure as defined in 40 CFR § 503.31, such as a rural land application or reclamation sites, access must be restricted for 30 days.
5. Pollutant limits
 - a. Biosolids shall be monitored to determine the quality for regulated pollutants listed in Table 1, below. Limits for any pollutants not listed below may be established in the permit.
 - b. The number of samples taken is directly related to the amount of biosolids or sludge produced by the facility (See Section J, below). Samples should be taken only during land application periods. When necessary, it is permissible to mix biosolids with lower concentrations of biosolids as well as other suitable Department approved material to achieve pollutant concentration below those identified in Table 1, below.
 - c. Table 1 gives the ceiling concentration for biosolids. Biosolids which exceed the concentrations in Table 1 may not be land applied.

TABLE 1

Biosolids ceiling concentration	
Pollutant	Milligrams per kilogram dry weight
Arsenic	75
Cadmium	85
Copper	4,300
Lead	840
Mercury	57
Molybdenum	75
Nickel	420
Selenium	100
Zinc	7,500

- d. Table 2 below gives the low metal concentration for biosolids. Because of its higher quality, biosolids with pollutant concentrations below those listed in Table 2 can safely be applied to agricultural land, forest, public contact sites, lawns, home gardens or be given away without further analysis. Biosolids containing metals in concentrations above the low metals concentrations but below the ceiling concentration limits may be land applied but shall not exceed the annual loading rates in Table 3 and the cumulative loading rates in Table 4. The permittee is required to track pollutant loading onto application sites for parameters that have exceeded the low metal concentration limits.

TABLE 2

Biosolids Low Metal Concentration	
Pollutant	Milligrams per kilogram dry weight
Arsenic	41
Cadmium	39
Copper	1,500
Lead	300
Mercury	17
Nickel	420
Selenium	100
Zinc	2,800

- e. Annual pollutant loading rate.

Table 3

Biosolids Annual Loading Rate	
Pollutant	Kg/ha (lbs./ac) per year
Arsenic	2.0 (1.79)
Cadmium	1.9 (1.70)
Copper	75 (66.94)
Lead	15 (13.39)
Mercury	0.85 (0.76)
Nickel	21 (18.74)
Selenium	5.0 (4.46)
Zinc	140 (124.96)

- f. Cumulative pollutant loading rates.

Table 4

Biosolids Cumulative Pollutant Loading Rate	
Pollutant	Kg/ha (lbs./ac)
Arsenic	41 (37)
Cadmium	39 (35)
Copper	1500 (1339)
Lead	300 (268)
Mercury	17 (15)
Nickel	420 (375)
Selenium	100 (89)
Zinc	2800 (2499)

6. Best Management Practices. The permittee shall use the following best management practices during land application activities to prevent the discharge of biosolids to waters of the state.
- Biosolids shall not be applied to the land if it is likely to adversely affect a threatened or endangered species listed under § 4 of the Endangered Species Act or its designated critical habitat.
 - Apply biosolids only at the agronomic rate of nitrogen needed (see 5.c. of this section).
 - The applicator must document the Plant Available Nitrogen (PAN) loadings, available nitrogen in the soil, and crop

nitrogen removal when either of the following occurs: 1) When biosolids are greater than 50,000 mg/kgTN; or 2) When biosolids are land applied at an application rate greater than two dry tons per acre per year.

- i. PAN can be determined as follows:
(Nitrate + nitrite nitrogen) + (organic nitrogen x 0.2) + (ammonia nitrogen x volatilization factor¹).
¹ Volatilization factor is 0.7 for surface application and 1 for subsurface application. Alternative volatilization factors and mineralization rates can be utilized on a case-by-case basis.
- ii. Crop nutrient production/removal to be based on crop specific nitrogen needs and realistic yield goals. **NOTE:** There are a number of reference documents on the Missouri Department of Natural Resources website that are informative to implement best management practices in the proper management of biosolids, including crop specific nitrogen needs, realistic yields on a county by county basis and other supporting references.
- iii. Biosolids that are applied at agronomic rates shall not cause the annual pollutant loading rates identified in Table 3 to be exceeded.
- d. Buffer zones are as follows:
 - i. 300 feet of a water supply well, sinkhole, water supply reservoir or water supply intake in a stream;
 - ii. 300 feet of a losing stream, no discharge stream, stream stretches designated for whole body contact recreation, wild and scenic rivers, Ozark National Scenic Riverways or outstanding state resource waters as listed in the Water Quality Standards, 10 CSR 20-7.031;
 - iii. 150 feet of dwellings or public use areas;
 - iv. 100 feet (35 feet if biosolids application is down-gradient or the buffer zone is entirely vegetated) of lake, pond, wetlands or gaining streams (perennial or intermittent);
 - v. 50 feet of a property line. Buffer distances from property lines may be waived with written permission from neighboring property owner.
 - vi. For the application of dry, cake or liquid biosolids that are subsurface injected, buffer zones identified in 5.d.i. through 5.d.iii above, may be reduced to 100 feet. The buffer zone may be reduced to 35 feet if the buffer zone is permanently vegetated. Subsurface injection does not include methods or technology reflective of combination surface/shallow soil incorporation.
- e. Slope limitation for application sites are as follows:
 - i. For slopes less than or equal to 6 percent, no rate limitation;
 - ii. Applied to a slope 7 to 12 percent, the applicator may apply biosolids when soil conservation practices are used to meet the minimum erosion levels;
 - iii. Slopes > 12 percent, apply biosolids only when grass is vegetated and maintained with at least 80 percent ground cover at a rate of two dry tons per acre per year or less.
 - iv. Dry, cake or liquid biosolids that are subsurface injected, may be applied on slopes not to exceed 20 percent. Subsurface injection does not include the use of methods or technology reflective of combination surface/shallow soil incorporation.
- f. No biosolids may be land applied in an area that it is reasonably certain that pollutants will be transported into waters of the state.
- g. Biosolids may be land applied to sites with soil that are snow covered, frozen, or saturated with liquid when site restrictions or other controls are provided to prevent pollutants from being discharged to waters of the state during snowmelt or stormwater runoff. During inclement weather or unfavorable soil conditions use the following management practices:
 - i. A maximum field slope of 6% and a minimum 300 feet grass buffer between the application site and waters of the state. A 35 feet grass buffer may be utilized for the application of dry, cake or liquid biosolids that are subsurface injected. Subsurface injection does not include the use of methods or technology reflective of combination surface/shallow soil incorporation;
 - ii. A maximum field slope of 2% and 100 feet grass buffer between the application site and waters of the state. A 35 feet grass buffer may be used for the application of dry, cake or liquid biosolids that are subsurface injected. Subsurface injection does not include the use of methods or technology reflective of combination surface/shallow soil incorporation;
 - iii. Other best management practices approved by the Department.

SECTION H – SEPTAGE

1. Haulers that land apply septage must obtain a state permit. An operating permit is not required for septage haulers who transport septage to another permitted treatment facility for disposal.
2. Do not apply more than 30,000 gallons of septage per acre per year or the volume otherwise stipulated in the operating permit.
3. Septic tanks are designed to retain sludge for one to three years which will allow for a larger reduction in pathogens and vectors, as compared to mechanical treatment facilities.
4. Septage must comply with Class B biosolids regarding pathogen and vector attraction reduction requirements before it may be applied to crops, pastures or timberland. To meet required pathogen and vector reduction requirements, mix 50 pounds of hydrated lime for every 1,000 gallons of septage and maintain a septage pH of at least 12 pH standard units for 30 minutes or more prior to application.
5. Lime is to be added to the pump truck and not directly to the septic tanks, as lime would harm the beneficial bacteria of the septic tank.
6. As residential septage contains relatively low levels of metals, the testing of metals in septage is not required.

SECTION I– CLOSURE REQUIREMENTS

1. This section applies to all wastewater facilities (mechanical and lagoons) and sludge or biosolids storage and treatment facilities. It does not apply to land application sites.
2. Permittees of a domestic wastewater facility who plan to cease operation must obtain Department approval of a closure plan which addresses proper removal and disposal of all sludges and/or biosolids. Permittee must maintain this permit until the facility is closed in accordance with the approved closure plan per 10 CSR 20 – 6.010 and 10 CSR 20 – 6.015.
3. Biosolids or sludge that are left in place during closure of a lagoon or earthen structure or ash pond shall not exceed the agricultural loading rates as follows:
 - a. Biosolids and sludge shall meet the monitoring and land application limits for agricultural rates as referenced in Section G, above.
 - b. If a wastewater treatment lagoon has been in operation for 15 years or more without sludge removal, the sludge in the lagoon qualifies as a Class B biosolids with respect to pathogens due to anaerobic digestion, and testing for fecal coliform is not required. For other lagoons, testing for fecal coliform is required to show compliance with Class B biosolids limitations. In order to reach Class B biosolids requirements, fecal coliform must be less than 2,000,000 colony forming units or 2,000,000 most probable number. All fecal samples must be presented as geometric mean per gram.
 - c. The allowable nitrogen loading that may be left in the lagoon shall be based on the plant available nitrogen (PAN) loading. For a grass cover crop, the allowable PAN is 300 pounds/acre. Alternative, site-specific application rates may be included in the closure plan for department consideration.
 - i. PAN can be determined as follows:
$$(\text{Nitrate} + \text{nitrite nitrogen}) + (\text{organic nitrogen} \times 0.2) + (\text{ammonia nitrogen} \times \text{volatilization factor}^1).$$
¹ Volatilization factor is 0.7 for surface application and 1 for subsurface application. Alternative volatilization factors and mineralization rates can be utilized on a case-by-case basis.
4. Domestic wastewater treatment lagoons with a design treatment capacity less than or equal to 150 persons, are “similar treatment works” under the definition of septage. Therefore the sludge within the lagoons may be treated as septage during closure activities. See Section B, above. Under the septage category, residuals may be left in place as follows:
 - a. Testing for metals or fecal coliform is not required.
 - b. If the wastewater treatment lagoon has been in use for less than 15 years, mix lime with the sludge at a rate of 50 pounds of hydrated lime per 1000 gallons (134 cubic feet) of sludge.
 - c. The amount of sludge that may be left in the lagoon shall be based on the plant available nitrogen (PAN) loading. 100 dry tons/acre of sludge may be left in the basin without testing for nitrogen. If 100 dry tons/acre or more will be left in the lagoon, test for nitrogen and determine the PAN using the calculation above. Allowable PAN loading is 300 pounds/acre.
5. Biosolids or sludge left within the domestic lagoon shall be mixed with soil on at least a 1 to 1 ratio, and unless otherwise approved, the lagoon berm shall be demolished, and the site shall be graded and contain $\geq 70\%$ vegetative density over 100% of the site so as to avoid ponding of storm water and provide adequate surface water drainage without creating erosion. Alternative biosolids or sludge and soil mixing ratios may be included in the closure plan for department consideration.
6. Lagoon and earthen structure closure activities shall obtain a storm water permit for land disturbance activities that equal or exceed one acre in accordance with 10 CSR 20-6.200.
7. When closing a mechanical wastewater plant, all biosolids or sludge must be cleaned out and disposed of in accordance with the Department approved closure plan before the permit for the facility can be terminated.
 - a. Land must be stabilized which includes any grading, alternate use or fate upon approval by the Department, remediation, or other work that exposes sediment to stormwater per 10 CSR 20-6.200. The site shall be graded and contain $\geq 70\%$ vegetative density over 100% of the site, so as to avoid ponding of storm water and provide adequate

- surface water drainage without creating erosion.
- b. Hazardous Waste shall not be land applied or disposed during mechanical plant closures unless in accordance with Missouri Hazardous Waste Management Law and Regulations pursuant to 10 CSR 25.
 - c. After demolition of the mechanical plant, the site must only contain clean fill defined in Section 260.200.1(6) RSMo as uncontaminated soil, rock, sand, gravel, concrete, asphaltic concrete, cinderblocks, brick, minimal amounts of wood and metal, and inert solids as approved by rule or policy of the Department for fill, reclamation, or other beneficial use. Other solid wastes must be removed.
8. If biosolids or sludge from the domestic lagoon or mechanical treatment plant exceeds agricultural rates under Section G and/or I, a landfill permit or solid waste disposal permit must be obtained if the permittee chooses to seek authorization for on-site sludge disposal under the Missouri Solid Waste Management Law and regulations per 10 CSR 80, and the permittee must comply with the surface disposal requirements under 40 CFR Part 503, Subpart C.

SECTION J – MONITORING FREQUENCY

1. At a minimum, biosolids or sludge shall be tested for volume and percent total solids on a frequency that will accurately represent sludge quantities produced and disposed. Please see the table below.

TABLE 5

Biosolids or Sludge produced and disposed (Dry Tons per Year)	Monitoring Frequency (See Notes 1, and 2)		
	Metals, Pathogens and Vectors, Total Phosphorus, Total Potassium	Nitrogen TKN, Nitrogen PAN ¹	Priority Pollutants ²
319 or less	1/year	1 per month	1/year
320 to 1650	4/year	1 per month	1/year
1651 to 16,500	6/year	1 per month	1/year
16,501+	12/year	1 per month	1/year

¹ Calculate plant available nitrogen (PAN) when either of the following occurs: 1) when biosolids are greater than 50,000 mg/kg TN; or 2) when biosolids are land applied at an application rate greater than two dry tons per acre per year.

² Priority pollutants (40 CFR 122.21, Appendix D, Tables II and III) are required only for permit holders that must have a pre-treatment program. Monitoring requirements may be modified and incorporated into the operating permit by the Department on a case-by-case basis.

Note 1: Total solids: A grab sample of sludge shall be tested one per day during land application periods for percent total solids. This data shall be used to calculate the dry tons of sludge applied per acre.

Note 2: Table 5 is not applicable for incineration and permit holders that landfill their sludge.

2. Permittees that operate wastewater treatment lagoons, peak flow equalization basins, combined sewer overflow basins or biosolids or sludge lagoons that are cleaned out once a year or less, may choose to sample only when the biosolids or sludge is removed or the lagoon is closed. Test one composite sample for each 319 dry tons of biosolids or sludge removed from the lagoon during the reporting year or during lagoon closure. Composite sample must represent various areas at one-foot depth.
3. Additional testing may be required in the special conditions or other sections of the permit.
4. Biosolids and sludge monitoring shall be conducted in accordance with federal regulation 40 CFR § 503.8, Sampling and analysis.

SECTION K – RECORD KEEPING AND REPORTING REQUIREMENTS

1. The permittee shall maintain records on file at the facility for at least five years for the items listed in Standard Conditions PART III and any additional items in the Special Conditions section of this permit. This shall include dates when the biosolids or sludge facility is checked for proper operation, records of maintenance and repairs and other relevant information.
2. Reporting period
 - a. By February 19th of each year, applicable facilities shall submit an annual report for the previous calendar year period for all mechanical wastewater treatment facilities, sludge lagoons, and biosolids or sludge disposal facilities.
 - b. Permittees with wastewater treatment lagoons shall submit the above annual report only when biosolids or sludge are removed from the lagoon during the report period or when the lagoon is closed.
3. Report Form. The annual report shall be prepared on report forms provided by the Department or equivalent forms approved by the Department.
4. Reports shall be submitted as follows:
Major facilities, which are those serving 10,000 persons or more or with a design flow equal to or greater than 1 million gallons per day or that are required to have an approved pretreatment program, shall report to both the Department and EPA if the facility land applied, disposed of biosolids by surface disposal, or operated a sewage sludge incinerator. All other facilities shall maintain their biosolids or sludge records and keep them available to Department personnel upon request. State reports shall be submitted to the address listed as follows:

DNR regional or other applicable office listed in the
permit (see cover letter of permit)
ATTN: Sludge Coordinator

Reports to EPA must be electronically submitted online via the Central Data Exchange at: <https://cdx.epa.gov/> Additional information is available at: <https://www.epa.gov/biosolids/compliance-and-annual-reporting-guidance-about-clean-water-act-laws>

5. Annual report contents. The annual report shall include the following:
 - a. Biosolids and sludge testing performed. If testing was conducted at a greater frequency than what is required by the permit, all test results must be included in the report.
 - b. Biosolids or sludge quantity shall be reported as dry tons for the quantity produced and/or disposed.
 - c. Gallons and % solids data used to calculate the dry ton amounts.
 - d. Description of any unusual operating conditions.
 - e. Final disposal method, dates, and location, and person responsible for hauling and disposal.
 - i. This must include the name and address for the hauler and sludge facility. If hauled to a municipal wastewater treatment facility, sanitary landfill, or other approved treatment facility, give the name of that facility.
 - ii. Include a description of the type of hauling equipment used and the capacity in tons, gallons, or cubic feet.
 - f. Contract Hauler Activities:

If using a contract hauler, provide a copy of a signed contract from the contractor. Permittee shall require the contractor to supply information required under this permit for which the contractor is responsible. The permittee shall submit a signed statement from the contractor that he has complied with the standards contained in this permit, unless the contract hauler has a separate biosolids or sludge use permit.
 - g. Land Application Sites:
 - i. Report the location of each application site, the annual and cumulative dry tons/acre for each site, and the landowners name and address. The location for each spreading site shall be given as a legal description for nearest ¼, ¼, Section, Township, Range, and county, or UTM coordinates. The facility shall report PAN when either of the following occurs: 1) When biosolids are greater than 50,000 mg/kg TN; or 2) when biosolids are land applied at an application rate greater than two dry tons per acre per year.
 - ii. If the “Low Metals” criteria are exceeded, report the annual and cumulative pollutant loading rates in pounds per acre for each applicable pollutant, and report the percent of cumulative pollutant loading which has been reached at each site.
 - iii. Report the method used for compliance with pathogen and vector attraction requirements.
 - iv. Report soil test results for pH and phosphorus. If no soil was tested during the year, report the last date when tested and the results.


**MISSOURI DEPARTMENT OF NATURAL RESOURCES
WATER PROTECTION PROGRAM**
**FORM B: APPLICATION FOR OPERATING PERMIT FOR
FACILITIES THAT RECEIVE PRIMARILY DOMESTIC WASTE AND
HAVE A DESIGN FLOW LESS THAN OR EQUAL TO 100,000
GALLONS PER DAY**
FOR AGENCY USE ONLY

CHECK NUMBER

DATE RECEIVED

FEE SUBMITTED

JETPAY CONFIRMATION NUMBER

READ THE ACCOMPANYING INSTRUCTIONS BEFORE COMPLETING THIS FORM
1. THIS APPLICATION IS FOR:

- ☐ An operating permit for a new or unpermitted facility. Construction Permit # _____
(Include completed antidegradation review or request for antidegradation review, see instructions)
- ☐ A new site-specific operating permit formerly general permit #MOG _____
- ☒ A site-specific operating permit renewal: Permit #MO- 0097608 Expiration Date 09-30-2022
- ☐ A site-specific operating permit modification: Permit #MO- _____ Reason: _____
- ☐ General permit (NON-POTWs) (MOGD –discharging < 50,000 GPD or MOG823 – Land Application of Domestic Wastewater):
Permit #MO- _____ Expiration Date _____

1.1 Is the appropriate fee included with the application (see instructions for appropriate fee)? ☐ YES ☐ NO

2. FACILITY

NAME Wheeling Wastewater Treatment Facility		TELEPHONE NUMBER WITH AREA CODE 660 659-2129	
ADDRESS (PHYSICAL) State St. & N 2nd St. Intersection	CITY Wheeling	STATE MO	ZIP CODE 64688
2.1 Legal description: Sec. 4 , T57 , R 22W		County Livingston	
2.2 UTM Coordinates Easting (X): 467571 Northing (Y): 4404083 For Universal Transverse Mercator (UTM), Zone 15 North referenced to North American Datum 1983 (NAD83)			
2.3 Name of receiving stream: Tributary to Little Parson Creek			
2.4 Number of outfalls: 1 Wastewater outfalls: 1 Stormwater outfalls: 0 Instream monitoring sites: 0			

3. OWNER:

NAME City of Wheeling		EMAIL ADDRESS wheeling@greenhills.net		TELEPHONE NUMBER WITH AREA CODE 660 659-2129	
ADDRESS P.O. Box 76	CITY Wheeling	STATE MO	ZIP CODE 64688		
3.1 Request review of draft permit prior to public notice?		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
3.2 Are you a publicly owned treatment works?		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
If yes, please attach the Financial Questionnaire.		See: https://dnr.mo.gov/forms/780-2511-f.pdf			
3.3 Are you a privately owned treatment works?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
3.4 Are you a privately owned treatment facility regulated by the Public Service Commission?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			

4. CONTINUING AUTHORITY:

NAME City of Wheeling		EMAIL ADDRESS wheeling@greenhills.net		TELEPHONE NUMBER WITH AREA CODE 660 659-2129	
ADDRESS P.O. Box 76	CITY Wheeling	STATE MO	ZIP CODE 64688		

If the continuing authority is different than the owner, include a copy of the contract agreement between the two parties and a description of the responsibilities of both parties within the agreement.

5. OPERATOR

NAME Kent Spainhour	TITLE operator	CERTIFICATE NUMBER 2192
EMAIL ADDRESS kent.spainhour@yahoo.com		TELEPHONE NUMBER WITH AREA CODE 660 247-2550

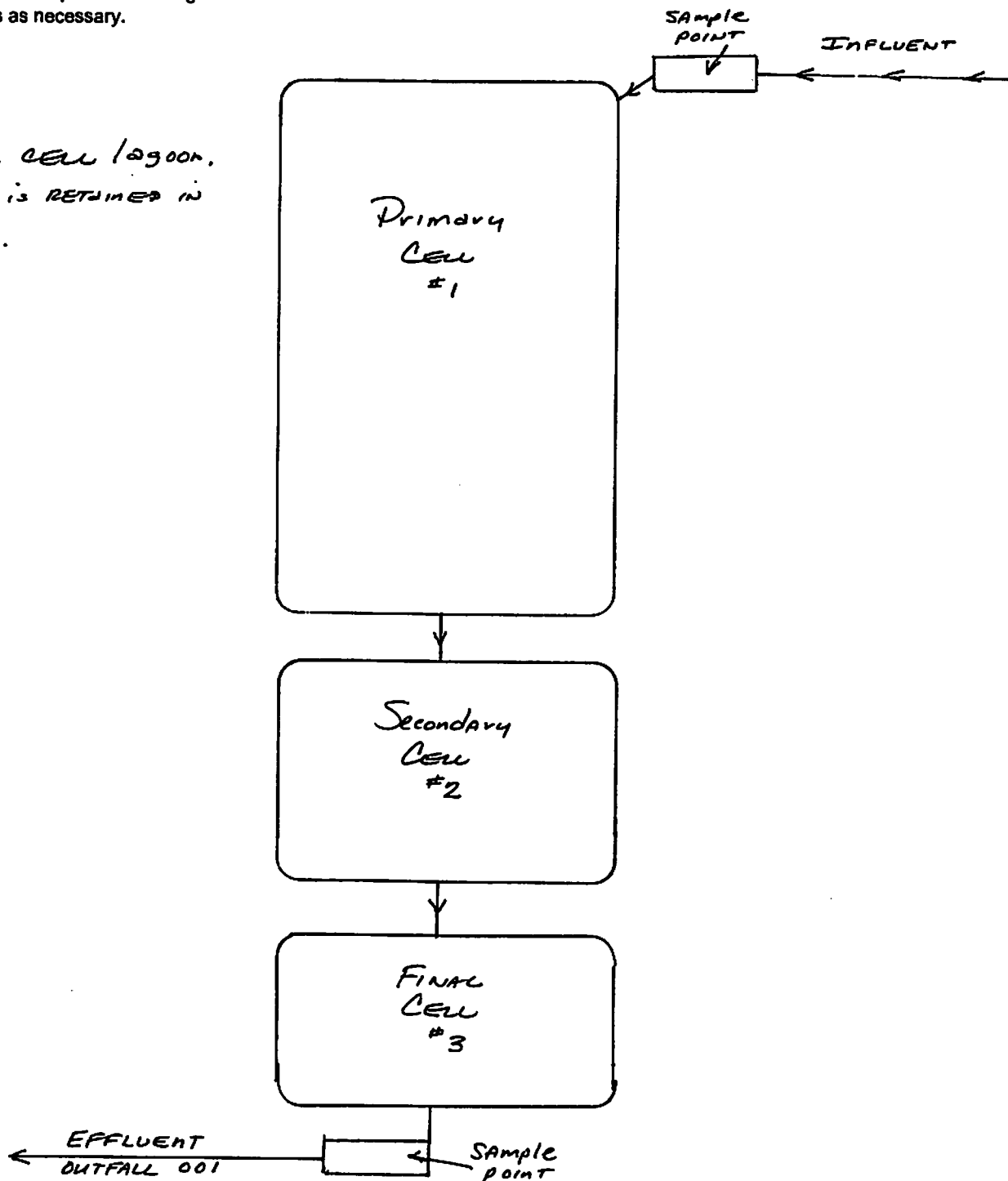
6. FACILITY CONTACT

NAME Darrin Fravel		TITLE Mayor	
EMAIL ADDRESS dfravel@smcelectric.com		TELEPHONE NUMBER WITH AREA CODE 660 247-0905	
ADDRESS 408 N. Sherman St.	CITY Wheeling	STATE MO	ZIP CODE 64688

7. DESCRIPTION OF FACILITY

7.1 Process Flow Diagram or Schematic: Provide a diagram showing the processes of the treatment plant. Show all of the treatment units, including disinfection (e.g. – chlorination and dechlorination), influents, and outfalls. Specify where samples are taken. Indicate any treatment process changes in the routing of wastewater during dry weather and peak wet weather. Include a brief narrative description of the diagram. Attach sheets as necessary.

Three cell lagoon.
Sludge is retained in
lagoon.



7.2 Attach an aerial photograph or USGS topographic map showing the location of the facility and outfall.

Please see the following website:

<https://modnr.maps.arcgis.com/apps/webappviewer/index.html?id=1d81212e0854478ca0dae87c33c8c5ce>

8. ADDITIONAL FACILITY INFORMATION

8.1 Number of people presently connected or population equivalent (P.E.)

Design P.E. 500

8.2 Connections to the facility:

Number of units presently connected:

Residential: 112 Commercial: 2 Industrial: 08.3 Design flow: 50,000 gpd

Actual flow: _____

8.4 Will discharge be continuous through the year? ☐ Yes ☒ NoDischarge will occur during the following months: variesHow many days of the week will discharge occur? 7 when discharging

8.5 Is industrial wastewater discharged to the facility?

☐ Yes ☒ No

If yes, attach a list of the industries that discharge to your facility

8.6 Does the facility accept or process leachate from landfills?

☐ Yes ☒ No

8.7 Is wastewater land applied?

☐ Yes ☒ No

If yes, attach Form I.

See: <https://dnr.mo.gov/forms/780-1686-f.pdf>

8.8 Does the facility discharge to a losing stream or sinkhole?

☐ Yes ☒ No

8.9 Has a wasteload allocation study been completed for this facility?

☐ Yes ☒ No**9. LABORATORY CONTROL INFORMATION****LABORATORY WORK CONDUCTED BY PLANT PERSONNEL**

Lab work conducted outside of plant.

☒ Yes ☐ No

Push-button or visual methods for simple test such as pH, settleable solids.

☒ Yes ☐ No

Additional procedures such as dissolved oxygen, chemical oxygen demand, biological oxygen demand, titrations, solids, volatile content.

☒ Yes ☐ NoMore advanced determinations, such as BOD seeding procedures, fecal coliform/*E. coli*, nutrients (including Ammonia), Oil & Grease, \ total oils, phenols, etc.☐ Yes ☒ No

Highly sophisticated instrumentation, such as atomic absorption and gas chromatograph.

☐ Yes ☒ No**10. COLLECTION SYSTEM**10.1 Are there any municipal satellite collection systems connected to this facility? ☐ Yes ☐ No

If yes, please list all connected to this facility, contact phone number and length of each collection system

FACILITY NAME	CONTACT PHONE NUMBER	LENGTH OF SYSTEM (FEET OR MILES)

10.2 Length of pipe in the sewer collection system? (If available, include totals from satellite collection systems)

_____ Feet, or 4 Miles (either unit is appropriate)10.3 Does significant infiltration occur in the collection system? ☐ Yes ☐ No

If yes, briefly explain any steps underway or planned to minimize inflow and infiltration:

11. BYPASSING

Does any bypassing occur in the collection system or at the treatment facility? ☐ Yes ☒ No

If yes, explain:

12. SLUDGE HANDLING, USE AND DISPOSAL

12.1 Is the sludge a hazardous waste as defined by 10 CSR 25? ☐ Yes ☒ No

12.2 Sludge production, including sludge received from others: 7.5 Design dry tons/year Actual dry tons/year

12.3 Capacity of sludge holding structures:

Sludge storage provided: cubic feet; days of storage; average percent solids of sludge;

☐ No sludge storage is provided. ☒ Sludge is stored in lagoon.

12.4 Type of Storage:

☐ Holding tank

☐ Building

☐ Basin

☒ Lagoon

☐ Concrete Pad

☐ Other (Describe)

12.5 Sludge Treatment:

☐ Anaerobic Digester

☒ Lagoon

☐ Composting

☐ Storage Tank

☐ Aerobic Digester

☐ Other (Attach description)

☐ Lime Stabilization

☐ Air or Heat Drying

12.6 Sludge Use or Disposal:

☐ Land Application

☐ Surface Disposal (Sludge Disposal Lagoon, Sludge held for more than two years)

☐ Contract Hauler

☐ Hauled to Another treatment facility

☐ Incineration

☒ Sludge Retained in Wastewater treatment lagoon

☐ Solid waste landfill

12.7 Person responsible for hauling sludge to disposal facility:

☐ By applicant ☐ By others (complete below)

NAME

NA

EMAIL ADDRESS

ADDRESS

CITY

STATE

ZIP CODE

CONTACT PERSON

TELEPHONE NUMBER WITH AREA CODE

PERMIT NO.
MO-

12.8 Sludge use or disposal facility

☐ By applicant

☐ By others (Complete below.)

NAME

NA

EMAIL ADDRESS

ADDRESS

CITY

STATE

ZIP CODE

CONTACT PERSON

TELEPHONE NUMBER WITH AREA CODE

PERMIT NO.
MO-

12.9 Does the sludge or biosolids disposal comply with federal sludge regulations under 40 CFR 503?

☐ Yes ☐ No (Explain)

13. ELECTRONIC DISCHARGE MONITORING REPORT (eDMR) SUBMISSION SYSTEM

Per 40 CFR Part 127, National Pollutant Discharge Elimination System (NPDES) Electronic Reporting Rule, reporting of effluent limits and monitoring shall be submitted by the permittee via an electronic system to ensure a timely, complete, accurate, and nationally-consistent set of data. One of the following options must be checked in order for this application to be considered complete. Visit <https://dnr.mo.gov/env/wpp/edmr.htm> to for information on the Department's eDMR system and how to register.

- ☐ I will register an account online to participate in the Department's eDMR system through the Missouri Gateway for Environmental Management (MoGEM) before any reporting is due, in compliance with the Electronic Reporting Rule.
- ☒ I have already registered an account online to participate in the Department's eDMR system through MoGEM.
- ☐ I have submitted a written request for a waiver from electronic reporting. See instructions for further information regarding waivers.
- ☐ The permit I am applying for does not require the submission of discharge monitoring reports.

14. JETPAY

Permit fees may be paid online by credit card or eCheck through a system called JetPay. Use the URL provided to access JetPay and make an online payment.

New Site Specific Permit: <https://magic.collectorsolutions.com/magic-ui/payments/mo-natural-resources/591/>


Construction Permits: <https://magic.collectorsolutions.com/magic-ui/payments/mo-natural-resources/592/>

Modification Fee: <https://magic.collectorsolutions.com/magic-ui/payments/mo-natural-resources/596/>

New General Domestic WW: <https://magic.collectorsolutions.com/magic-ui/payments/mo-natural-resources/772/>

15. CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

NAME (TYPE OR PRINT)	OFFICIAL TITLE	TELEPHONE NUMBER WITH AREA CODE
Mr. Darrin Fravel	Mayor	660 659-2129
SIGNATURE	DATE SIGNED	
	3/31/22	



MISSOURI DEPARTMENT OF NATURAL RESOURCES
WATER PROTECTION PROGRAM
FINANCIAL QUESTIONNAIRE

NOTE ►

FINANCIAL INFORMATION THAT IS NOT PROVIDED THROUGH THIS FORM WILL BE OBTAINED BY THE DEPARTMENT FROM READILY AVAILABLE SOURCES.

1. GENERAL INFORMATION

FACILITY NAME

Wheeling WASTEWATER Treatment

PERMIT NUMBER

#MO- 0097608

CITY

Wheeling Mo 64688

COUNTY

Livingston

2. GENERAL FINANCIAL INFORMATION (ALL FACILITIES)

2.1 Number of connections to the facility: Residential 112 Commercial 0 Industrial

2.2 Current sewer user rate (Based on a 5,000 gallon per month usage): 25.60

2.3 Current annual operating costs for the facility (excludes depreciation): 15,000

2.4 Bond rating (if applicable): Unknown

2.5 Bonding capacity: Unknown

2.6 Current outstanding debt relating to wastewater collection and treatment: 0

2.7 Amount within the current user rate used toward payments on outstanding debt related to the current wastewater infrastructure: 0

2.8 Attach any relevant financial statements. NA

3. FINANCIAL INFORMATION REQUIRED FROM MUNICIPALITIES

3.1 Municipality's Full Market Property Value: unknown

3.2 Municipality's Overall Net Debt: 0

3.3 Municipality's Property Tax Revenues (levied) [A]: 3800

3.4 Municipality's Property Tax Revenues (collected) [B]:

3.5 Municipality's Property Tax Collection Rate ([B]/[A]):

4. FINANCIAL INFORMATION REQUIRED FROM SEWER DISTRICTS

4.1 Total connections to the sewer district: Residential 112 Commercial 1 Industrial

4.2 When facilities require upgrades, how are the costs divided? Will the homes connected to the upgraded facility bear the costs? Will the costs be divided across the sewer district? — already answered below

Rates increased to pay for upgrades, yes homes will bear costs.

5. ADDITIONAL CONSIDERATIONS (ALL FACILITIES)

5.1 Provide a list of major infrastructure or other investments in environmental projects. Include project timing and costs and indicate any possible overlap or complications (attach sheets as necessary):

5.2 Provide a list of any other relevant local community economic conditions that may impact the ability to afford new permit requirements (attach sheets as necessary):

Bedroom community. Only 112 hookups. Not enough income on facility without drastic increase to rates

6. CERTIFICATION

FINANCIAL CONTACT

DARRIN FRAVEL

OFFICIAL TITLE

Mayor

EMAIL ADDRESS

PO Box 76 Wheeling MO 64688

TELEPHONE NUMBER WITH AREA CODE

660-659-2129

city hall

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

OWNER OR AUTHORIZED REPRESENTATIVE

DARRIN FRAVEL

OFFICIAL TITLE

Mayor

SIGNATURE



DATE SIGNED

2/12/14

INSTRUCTIONS FOR COMPLETING THE FINANCIAL QUESTIONNAIRE

The Financial Questionnaire is to be completed by municipalities, sewer districts, and water supply districts when filing for renewal of their Missouri State Operating Permit. The Financial Questionnaire is to be submitted as an attachment to **FORM B: APPLICATION FOR OPERATING PERMIT FOR FACILITIES THAT RECEIVE PRIMARILY DOMESTIC WASTE AND HAVE A DESIGN FLOW LESS THAN OR EQUAL TO 100,000 GALLONS PER DAY** and **FORM B2: APPLICATION FOR OPERATING PERMIT FOR FACILITIES THAT RECEIVE PRIMARILY DOMESTIC WASTE AND HAVE A DESIGN FLOW MORE THAN 100,000 GALLONS PER DAY**.

1. GENERAL INFORMATION – Provide the name by which the facility is locally known, the Missouri State Operating Permit number, and the city and county where the facility is located.
2. GENERAL FINANCIAL INFORMATION (ALL FACILITIES) – Municipalities, sewer districts, and water supply districts are to complete.
 - 2.1 Self-explanatory.
 - 2.2 Provide the rate that a household would be charged for sewer service if they use 5,000 gallons per month.
 - 2.3 Provide the cost to operate and maintain the wastewater facility annually.
 - 2.4 Bond ratings can be found here: <https://emma.msrb.org/IssuerHomePage/HomepagesForC6?cusip6=795169>.
 - 2.5 General obligation bond capacity allowed by constitution: Cities = up to 20% of taxable tangible property; Sewer districts = up to 5% of taxable tangible property.
 - 2.6 Provide the amount of debt owed on wastewater collection and treatment. Debt information is typically available from your community's annual financial statements
 - 2.7 Provide the amount of a user's monthly sewer bill that is used toward debt owed on wastewater collection and treatment. This may be a percentage or dollar amount.
 - 2.8 Self-explanatory.
3. FINANCIAL INFORMATION REQUIRED FROM MUNICIPALITIES – Municipalities are to complete.
 - 3.1 Full Market Property Value is typically available through your community or state assessor's office.
 - 3.2 Debt information is typically available from your community's annual financial statements.
 - 3.3 Property tax revenues are typically available from your community's annual financial statements. Property tax rates for Missouri communities can be found in the annual auditor's report: <https://app.auditor.mo.gov/AuditReports/AudRpt2.aspx?id=31>.
 - 3.4 Property Taxes Levied = (Real Property Assessed Value) * (Property Tax Rate). This information is typically available through your community or state assessor's office and your community's annual financial statements. Property tax rates for Missouri communities can be found in the annual auditor's report: <https://app.auditor.mo.gov/AuditReports/AudRpt2.aspx?id=31>.
 - 3.5 Property tax collection rate = (Property Tax Revenues) / (Property Taxes Levied).
4. FINANCIAL INFORMATION REQUIRED FROM SEWER DISTRICTS – Sewer Districts and Water Supply Districts are to complete.
 - 4.1-4.2 Self-explanatory.
5. ADDITIONAL CONSIDERATIONS (ALL FACILITIES) – Municipalities, sewer districts, and water supply districts are to complete.
 - 5.1-5.2 Self-explanatory.
6. CERTIFICATION – Provide the name and contact information for the individual who can respond to financial information requests for your community. This form must be signed by your community's "owner" or "authorized representative". The owner for a municipality is either the principal executive officer or ranking elected official.

If there are any questions concerning this form or your Missouri State Operating Permit, contact the Department of Natural Resources, Water Protection Program, Operating Permits Section at 800-361-4827 or 573-751-6825.

001
Current

7.2 Photo

