

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 R.S. Mo. as amended, hereinafter, the Law),

Permit No.	MO-0138541
Owner:	Hideaway Lakes Trustees
Address:	P.O. Box 353, Polo, MO 64671
Continuing Authority:	Same as above
Address:	Same as above
Facility Name:	Hideaway Lakes
Facility Address:	Highway 13 and Via Rosa, Polo, MO 64671
Legal Description:	See Page 2
UTM Coordinates:	See Page 2
Receiving Stream:	See Page 2
First Classified Stream and ID:	See Page 2
USGS Basin & Sub-watershed No.:	See Page 2

is authorized to operate a pump and haul facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

**FACILITY DESCRIPTION**


See Page 2

This permit authorizes only the pumping and hauling of wastewater under the Missouri Clean Water Law and does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

September 1, 2018  
Effective Date

August 31, 2023  
Expiration Date

  
Edward B. Galbraith, Director, Division of Environmental Quality

  
Chris Wieberg, Director, Water Protection Program

Permitted Feature #001 – Non- POTW-Recreational Development – SIC #8641

No discharge –Holding Tank

Design storage is 1,500 gallons

Legal Description: Sec. 34, T55N, R28W, Caldwell County  
UTM Coordinates: X=411208, Y=4376168

Receiving Stream: Tributary to Hicks Lake  
First Classified Stream and ID: 8-20-13 MUDD V1.0 (C) (3960)  
USGS Basin & Sub-watershed No.: (10300101-0708)

Permitted Feature #002 – Non- POTW-Recreational Development – SIC #8641

No discharge –Holding Tank

Design storage is 750 gallons

Legal Description: Sec. 34, T55N, R28W, Caldwell County  
UTM Coordinates: X=410956, Y=4375977

Receiving Stream: Tributary to Hicks Lake  
First Classified Stream and ID: 8-20-13 MUDD V1.0 (C) (3960)  
USGS Basin & Sub-watershed No.: (10300101-0708)

Permitted Feature #003 – Non- POTW-Recreational Development – SIC #8641

No discharge –Holding Tank

Design storage is 750 gallons.

Legal Description: Sec. 34, T55N, R28W, Caldwell County  
UTM Coordinates: X=411673, Y=4376144

Receiving Stream: Tributary to Hicks Lake  
First Classified Stream and ID: 8-20-13 MUDD V1.0 (C) (3960)  
USGS Basin & Sub-watershed No.: (10300101-0708)

<b>PERMITTED FEATURE #001, #002, &amp; #003</b>	<b>TABLE A. SYSTEM LIMITATIONS AND MONITORING REQUIREMENTS</b>	PAGE NUMBER 3 of 5
		PERMIT NUMBER MO-0138541

The permittee is authorized to store wastewater as specified in the application for this permit. The final limitations shall become effective on **September 1, 2018** and remain in effect until expiration of the permit. Storage and disposal of wastewater shall be controlled, limited and monitored by the permittee as specified below:

EFFLUENT PARAMETER(S)	UNITS	FINAL LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MINIMUM		DAILY MAXIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Holding Tank Operational Monitoring (Notes 1 & 2)						
Volume Pumped	gallons			*	daily	total
Freeboard in Tank (Note 3)	feet	*			daily	total

MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE OCTOBER 28, 2018.

\* Monitoring requirement only.

Note 1 – Records shall be maintained and summarized into an annual operating report, which shall be submitted by January 28th of each year for the previous calendar year period using report forms provided by or approved by the Department. The summarized annual operating report is in addition to the reporting requirements listed in Table A. The summarized annual operating report shall include the following:

- Record of maintenance and repairs performed during the year, average number of times per month the facility is checked to see if it is operating properly, and description of any unusual operating conditions encountered during the year;
- If illegal discharges from the holding tank occurred during the year, provide how many days the discharges occurred, the discharge flows, the reasons discharges occurred; and cleanup activities related to the discharges;
- A summary of the operations including number of times pumped, dates pumped, and total volume pumped.
- Name, business address, and phone number of the contract hauler.
- Documentation that high-level alarms and telemetry system have been tested.

Note 2 – If pumping did not occur during the report period, report as “Not Pumped”.

Note 3 – Freeboard is the difference in elevation between the static liquid level and the level where accumulated liquid would discharge from the holding tank

## B. STANDARD CONDITIONS

In addition to specified conditions stated herein, this permit is subject to the attached Parts I & III standard conditions dated August 1, 2014 and March 1, 2015, and hereby incorporated as though fully set forth herein.

## C. SPECIAL CONDITIONS

- This permit may be reopened and modified, or alternatively revoked and reissued, 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 Clean Water Act, if the effluent standard or limitation so issued or approved:
    - contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
    - controls any pollutant not limited in the permit.
  - Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri’s Water Quality Standards.
  - Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri’s list of waters of the state not fully achieving the state’s water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

- All permitted features must be clearly marked in the field.

C. SPECIAL CONDITIONS (Continued)

3. Permittee will cease pumping and hauling activities by connection to a facility with an area-wide management plan per 10 CSR 20-6.010(3)(B) within 90 days of notice of its availability.
4. It is a violation of the Missouri Clean Water Law to fail to pay fees associated with this permit (644.055 RSMo).
5. The facility must be sufficiently secured to restrict entry by children and unauthorized persons as well as to protect the facility from vandalism. Access hatches and alarm control panels shall remain locked at all times unless undergoing maintenance or pumping activities.
6. A holding tank is not a wastewater treatment device. Discharges of untreated wastewater pose a significant risk to public health and the environment. At no time shall a discharge be allowed to occur from the holding tank, collection system, or appurtenances. The permittee will take whatever steps are necessary to ensure that wastewater is collected and properly disposed of at a permitted treatment facility, and prevent a discharge.
7. Existing storage tanks possessing an effluent discharge port shall be permanently plugged at the tank within 30 days of the effective date of this permit.
8. 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 holding tank. The O&M manual shall contain contact information for at least two contract haulers.
9. At least one facility staff member familiar with the O&M manual shall be present on site when the facility is being pumped. Documentation of training of responsible staff shall be maintained on site and made available during an inspection.
10. High-level alarms and associated telemetry equipment on the holding tank shall be installed within 180 days of the effective date of this permit and must be maintained in good working order. High-level alarms shall be positioned in a location to allow adequate time for the operator of the facility to have the accumulated liquid removed before an unpermitted discharge would occur. The alarms and telemetry system shall be manually tested at least once per quarter.
11. An all-weather access road shall be provided to the facility.
12. Land application of effluent or sludge is not authorized by this permit. Land application may occur after treatment if authorized by the Missouri State Operating Permit for the facility receiving the wastewater or sludge.
13. 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 Kansas City Regional Office during normal business hours or by using the online Sanitary Sewer Overflow/Facility Bypass Application located at: <http://dmr.mo.gov/modnrcag/> 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.
14. Electronic Discharge Monitoring Report (eDMR) Submission System.  
Once the permittee is activated in the eDMR system:
  - (a) Discharge Monitoring Reporting Requirements. The permittee must electronically submit compliance monitoring data via the eDMR system. In regards to Standard Conditions Part I, Section B, #7, the eDMR system is currently the only Department approved reporting method for this permit.
  - (b) Programmatic Reporting Requirements. The following reports (if required by this permit) must be electronically submitted as an attachment to the eDMR system until such a time when the current or a new system is available to allow direct input of the data:
    - (1) Schedule of Compliance Progress Reports;
    - (2) Sludge/Biosolids Annual Reports;

C. SPECIAL CONDITIONS (Continued)

(3) Any additional report required by the permit excluding bypass reporting.

After such a system has been made available by the Department, required data shall be directly input into the system by the next report due date.

(c) Other actions. The following shall be submitted electronically after such a system has been made available by the Department:

(1) Notices of Termination (NOTs);

(2) Bypass reporting, See Special Condition #13 for 24-hr. bypass reporting requirements.

(d) Electronic Submissions. To access the eDMR system, use the following link in your web browser: <https://edmr.dnr.mo.gov/edmr/E2/Shared/Pages/Main/Login.aspx>.

(e) 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: <http://dnr.mo.gov/forms/780-2692-f.pdf>. The Department will either approve or deny this electronic reporting waiver request within 120 calendar days. Only permittees with an approved waiver request may submit monitoring data and reports on paper to the Department for the period that the approved electronic reporting waiver is effective.

**MISSOURI DEPARTMENT OF NATURAL RESOURCES  
FACT SHEET  
FOR THE PURPOSE OF A NEW OPERATING PERMIT  
FOR  
MO-0138541  
HIDEAWAY LAKES**

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 state laws ("Missouri Clean Water Law" Section 644 as amended). MSOPs are issued for a period of five (5) years unless otherwise specified.

As per [10 CSR 20-6.020(1)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.

This Factsheet is for a Minor.

**Part I – Facility Information**

Facility Type: NON-POTW – Residential Subdivision– SIC #8641

**Facility Description:**

Three separate holding tanks/ Wastewater is pumped and hauled to the City of Polo WWTF

**PERMITTED FEATURE TABLE:**

PERMITTED FEATURE	CAPACITY	TREATMENT LEVEL	EFFLUENT TYPE
#001	1500 gallons	Storage	Domestic
#002	750 gallons	Storage	Domestic
#003	750 gallons	Storage	Domestic

**Facility Performance History/comments:**

The Hideaway Lakes development operates 3 holding tanks within the development that receive domestic wastewater from residents within the development. Wastewater from the holding tanks is then pumped and hauled by Hideaway Lake Trustees and taken to the City of Polo WWTF. Two of the holding tanks are 750 gallon tanks that receive pumped wastewater from residences/cabins/recreational vehicles within the development. The third tank is a 1,500 gallon holding tank that serves a shower house as well as receives pumped wastewater from elsewhere in the development. The facility previously was unpermitted prior to this permit. The development is subject to the Missouri DNR's residential housing development regulations covered under 10 CSR 6.030 which includes the requirement for certain recreational developments, such as this one, to receive approval for the method of wastewater disposal. As a result this development is permitted under a pump and haul permit in order to ensure wastewater is appropriately handled and disposed of.

## **Part II – Receiving Stream Information**

**RECEIVING STREAM(S) TABLE: OUTFALL #001**

WATER-BODY NAME	CLASS	WBID	DESIGNATED USES*	12-DIGIT HUC	DISTANCE TO CLASSIFIED SEGMENT (MI)
Tributary to Hicks Lake	--	--	General Criteria	10300101-0708	0.07
8-20-13 MUDD V1.0	C	3960	AQL,HHP, IRR, LWW, SCR, WBCB		

**RECEIVING STREAM(S) TABLE: OUTFALL #002**

WATER-BODY NAME	CLASS	WBID	DESIGNATED USES*	12-DIGIT HUC	DISTANCE TO CLASSIFIED SEGMENT (MI)
Tributary to Hicks Lake	--	--	General Criteria	10300101-0708	0.17
8-20-13 MUDD V1.0	C	3960	AQL,HHP, IRR, LWW, SCR, WBCB		

**RECEIVING STREAM(S) TABLE: OUTFALL #003**

WATER-BODY NAME	CLASS	WBID	DESIGNATED USES*	12-DIGIT HUC	DISTANCE TO CLASSIFIED SEGMENT (MI)
Tributary to Hicks Lake	--	--	General Criteria	10300101-0708	0.17
8-20-13 MUDD V1.0	C	3960	AQL,HHP, IRR, LWW, SCR, WBCB		

\*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 1<sup>st</sup> 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 which may be found in the receiving streams table, above:

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

**AQL** = Protection of aquatic life (Current narrative use(s) are defined to ensure the protection and propagation of fish shellfish and wildlife, which is further subcategorized as: **WWH** = Warm Water Habitat; **CDF** = Cold-water fishery (Current narrative use is cold-water habitat.); **CLF** = Cool-water fishery (Current narrative use is cool-water habitat); **EAH** = Ephemeral Aquatic Habitat; **MAH** = Modified Aquatic Habitat; **LAH** = Limited Aquatic Habitat. This permit uses AQL effluent limitations in 10 CSR 20-7.031 Table A for all 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-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** (formerly HHF) = Human Health Protection as it relates to the consumption of fish;

**IRR** = Irrigation for use on crops utilized for human or livestock consumption;

**LWW** = Livestock and wildlife watering (Current narrative use is defined as LWP = Livestock and Wildlife Protection);

**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 MONITORING REQUIREMENTS:**

No receiving water monitoring requirements recommended at this time.

### **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 is a no-discharge, pump and haul facility.

#### **ANTI-BACKSLIDING:**

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

☒ - This is not a Federal Permit therefore backsliding does not apply.

#### **ANTIDEGRADATION:**

In accordance with Missouri's Water Quality Standard [10 CSR 20-7.031(3)], the Department is to document by means of Antidegradation Review that the use of a water body's available assimilative capacity is justified. Degradation is justified by documenting the socio-economic importance of a discharging activity after determining the necessity of the discharge.

☒ - No degradation proposed and no further review necessary. Facility did not apply for authorization to increase pollutant loading or to add additional pollutants to their discharge.

#### **AREA-WIDE WASTE TREATMENT MANAGEMENT & CONTINUING AUTHORITY:**

As per [10 CSR 20-6.010(3)(B)], ...An applicant may utilize a lower preference continuing authority by submitting, as part of the application, a statement waiving preferential status from each existing higher preference authority, providing the waiver 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. Additional information regarding biosolids and sludge is located at the following web address:

<http://extension.missouri.edu/main/DisplayCategory.aspx?C=74>, items WQ422 through WQ449.

☒ - Permittee is not authorized to land apply biosolids. Sludge/biosolids are removed by contract hauler, incinerated, stored in the lagoon, etc.

#### **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.

☒ - The facility is not currently under Water Protection Program enforcement action.

#### **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 for optional use and can be found on the Department's website at the following locations:

Operational Monitoring Lagoon: <http://dnr.mo.gov/forms/780-2801-f.pdf>

Operational Monitoring Mechanical: <http://dnr.mo.gov/forms/780-2800-f.pdf>

I&I Report: <http://dnr.mo.gov/forms/780-2690-f.pdf>



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: <http://dnr.mo.gov/forms/780-2692-f.pdf>. A request must be made for each facility. If more than one facility is owned or operated by a single entity, 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.

**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.

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

**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(11)] 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 list of all SSOs and building backups (locations, features of collection system where the SSO/building backup occurred, volumes, durations, receiving stream, causes, mitigation efforts, and actions to prevent reoccurrences), 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.

☒ - This facility is not required to develop or implement a program for maintenance and repair of the collection system; however, it is a violation of Missouri State Environmental Laws and Regulations to allow untreated wastewater to discharge to waters of the state.

**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.

**303(d) LIST & TOTAL MAXIMUM DAILY LOAD (TMDL):**

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.

**Part IV – Permit Condition Determination**

**PERMITTED FEATURE #001, 002, & 003 –HOLDING TANK**

- **Volume Pumped.** Monitoring requirement only. Monitoring for the Volume Pumped is included to determine if proper wastewater disposal is occurring.
- **Freeboard in Tank.** Monitoring requirement only. Monitoring for the Freeboard in Tank is included to determine if proper wastewater disposal is occurring.

Annual Report: Records shall be maintained and summarized into an annual operating report, which shall be submitted by January 28th of each year for the previous calendar year period using report forms approved by the Department. The summarized annual report is in addition to the reporting requirements listed in Table A. The summarized annual report shall include the following:

- a. Record of maintenance and repairs performed during the year, average number of times per month the facility is checked to see if it is operating properly, and description of any unusual operating conditions encountered during the year;
- b. If illegal discharges from the holding tank/basin occurred during the year, provide how many days the discharges occurred, the discharge flows, the reasons discharges occurred; and cleanup activities related to the discharges;
- c. A summary of the operations including number of times pumped, dates pumped, and total volume pumped.
- d. Name, business address, and phone number of the contract hauler.
- e. Documentation that high-level alarms and telemetry system have been tested.

Holding tank facilities have been demonstrated to pose an unacceptable risk to public health and the environment. Many different facilities' failure to properly operate their holding tanks has resulted in discharge of untreated sewage. This has occurred in multiple settings, from surfacing sewage in residential areas to discharges directly to waters in which public recreation occurs. Because a holding tank is only designed to contain the wastewater for a short number of days, they must be pumped out routinely. Therefore they are overwhelmed with only short term inattention from their owners, or in many cases by an event for which they are not designed to receive the volume of waste generated.

**Part V – Cost Analysis for Compliance**

Pursuant to Section 644.145, RSMo., the Department is required to determine whether a permit or decision is affordable and makes a "finding of affordability" for certain permitting and enforcement decisions. This is done through a cost analysis for compliance. This requirement applies to discharges from combined or separate sanitary sewer systems or publically-owned treatment works.

☒ - The Department is not required to complete a cost analysis for compliance.

## **Part VI – 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.

### **PERMIT SYNCHRONIZATION:**

The Department of Natural Resources is currently undergoing a synchronization process for operating permits. Permits are normally issued on a five-year term, but to achieve synchronization many permits will need to be issued for less than the full five years allowed by regulation. The intent is that all permits within a watershed will move through the Watershed Based Management (WBM) cycle together and all expire in the same fiscal year. This will allow further streamlining by placing multiple permits within a smaller geographic area on public notice simultaneously, thereby reducing repeated administrative efforts. This will also allow the Department to explore a watershed based permitting effort at some point in the future. Renewal applications must continue to be submitted within 180 days of expiration, however, in instances where effluent data from the previous renewal is less than 4 years old, that data may be re-submitted to meet the requirements of the renewal application. If the permit provides a schedule of compliance for meeting new water quality based effluent limits beyond the expiration date of the permit, the time remaining in the schedule of compliance will be allotted in the renewed permit.

### **PUBLIC NOTICE:**

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

The Public Notice period for this operating permit was from July 20, 2018 to August 20, 2018. No comments were received during this time period.

**DATE OF FACT SHEET:** 05/25/2018

### **COMPLETED BY:**

**SHAWN MASSEY, ENVIRONMENTAL SPECIALIST  
MISSOURI DEPARTMENT OF NATURAL RESOURCES  
WATER PROTECTION PROGRAM  
OPERATING PERMITS SECTION - DOMESTIC WASTEWATER UNIT  
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ISSUED BY  
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MISSOURI CLEAN WATER COMMISSION  
REVISED  
AUGUST 1, 2014

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 28<sup>th</sup> 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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**March 1, 2015**

**PART III – SLUDGE AND BIOSOLIDS FROM DOMESTIC AND INDUSTRIAL WASTEWATER  
TREATMENT FACILITIES**

**SECTION A – GENERAL REQUIREMENTS**

1. This permit pertains to sludge requirements under the Missouri Clean Water Law and regulation for domestic wastewater and industrial process wastewater. This permit also incorporates applicable federal sludge disposal requirements under 40 CFR 503 for domestic wastewater. The Environmental Protection Agency (EPA) has principal authority for permitting and enforcement of the federal sludge regulations under 40 CFR 503 for domestic wastewater. EPA has reviewed and accepted these standard sludge conditions. EPA may choose to issue a separate sludge addendum to this permit or a separate federal sludge permit at their discretion to further address the federal requirements.
2. These PART III Standard Conditions apply only to sludge and biosolids generated at domestic wastewater treatment facilities, including public owned treatment works (POTW), privately owned facilities and sludge or biosolids generated at industrial facilities.
3. Sludge and Biosolids Use and Disposal Practices:
  - a. The permittee is authorized to operate the sludge and biosolids treatment, storage, use, and disposal facilities listed in the facility description of this permit.
  - b. The permittee shall not exceed the design sludge volume listed in the facility description and shall not use sludge disposal methods that are not listed in the facility description, without prior approval of the permitting authority.
  - c. The permittee is authorized to operate the storage, treatment or generating sites listed in the Facility Description section of this permit.
4. Sludge Received from other Facilities:
  - a. Permittees may accept domestic wastewater sludge from other facilities including septic tank pumpings from residential sources as long as the design sludge volume is not exceeded and the treatment facility performance is not impaired.
  - b. The permittee shall obtain a signed statement from the sludge generator or hauler that certifies the type and source of the sludge
5. These permit requirements do not supersede nor remove liability for compliance with county and other local ordinances.
6. These permit requirements do not supersede nor remove liability for compliance with other 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 sludge disposal standard or limitation issued or approved under Section 405(d) of the Clean Water Act under Chapter 644 RSMo.
8. In addition to STANDARD CONDITIONS, the Department may include sludge limitations in the special conditions portion or other sections of a site specific permit.
9. Alternate Limits in the Site Specific Permit.

Where deemed appropriate, the Department may require an individual site specific permit in order to authorize alternate limitations:

  - a. A site specific permit must be obtained for each operating location, including application sites.
  - b. To request a site specific permit, an individual permit application, permit fee, and supporting documents shall be submitted for each operating location. This shall include a detailed sludge/biosolids management plan or engineering report.
10. Exceptions to these Standard Conditions may be authorized on a case-by-case basis by the Department, as follows:
  - a. The Department will prepare a permit modification and follow permit notice provisions as applicable under 10 CSR 20-6.020, 40 CFR 124.10, and 40 CFR 501.15(a)(2)(ix)(E). This includes notification of the owner of the property located adjacent to each land application site, where appropriate.
  - b. Exceptions cannot be granted where prohibited by the federal sludge regulations under 40 CFR 503.



## **SECTION B – DEFINITIONS**

1. Best Management Practices include agronomic loading rates, soil conservation practices 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 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 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 (PFRP) in accordance with 40 CFR 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. Industrial wastewater means any wastewater, also known as process water, not defined as domestic wastewater. Per 40 CFR Part 122, process water 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.
8. Mechanical treatment plants are wastewater treatment facilities that use mechanical devices to treat wastewater, including septic tanks, sand filters, extended aeration, activated sludge, contact stabilization, trickling filters, rotating biological discs, and other similar facilities. It does not include wastewater treatment lagoons and constructed wetlands for wastewater treatment.
9. Operating location as defined in 10 CSR 20-2.010 is all contiguous lands owned, operated or controlled by one (1) person or by two (2) or more persons jointly or as tenants in common.
10. Plant Available Nitrogen (PAN) is the nitrogen that will be available to plants during the growing seasons after biosolids application.
11. 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.
12. 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)
13. Sludge lagoon is part of a mechanical wastewater treatment facility. A sludge lagoon is an earthen 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.
14. Septage is the material pumped from residential septic tanks and similar treatment works (with a design population of less than 150 people). The standard for biosolids from septage is different from other sludges.

## **SECTION C – MECHANICAL WASTEWATER TREATMENT FACILITIES**

1. Sludge shall be routinely removed from wastewater treatment facilities and handled according to the permit facility description and sludge conditions of this permit.
2. The permittee shall operate the facility so that there is no sludge discharged to waters of the state.
3. Mechanical treatment plants shall have separate sludge storage compartments in accordance with 10 CSR 20, Chapter 8. Failure to remove sludge from these storage compartments on the required design schedule is a violation of this permit.

## **SECTION D – SLUDGE DISPOSED AT OTHER TREATMENT FACILITY OR CONTRACT HAULER**

1. This section applies to permittees that haul sludge to another treatment facility for disposal or use contract haulers to remove and dispose of sludge.
2. Permittees that use contract haulers are responsible for compliance with all the terms of this permit including final disposal, unless the hauler has a separate permit for sludge or biosolids disposal issued by the Department; or the hauler transports the sludge to another permitted treatment facility.
3. Haulers who land apply septage must obtain a state permit.
4. Testing of sludge, other than total solids content, is not required if sludge is hauled to a municipal wastewater treatment facility or other permitted wastewater treatment facility, unless it is required by the accepting facility.

## **SECTION E – INCINERATION OF SLUDGE**

1. Sludge incineration facilities shall comply with the requirements of 40 CFR 503 Subpart E; air pollution control regulations under 10 CSR 10; and solid waste management regulations under 10 CSR 80.
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, quantity of sludge incinerated, quantity of ash generated, quantity of ash stored, and ash used or disposal method, quantity, and location. Permittee shall also provide the name of the disposal facility and the applicable permit number.

## **SECTION F – SURFACE DISPOSAL SITES AND SLUDGE LAGOONS**

1. Surface disposal sites of domestic facilities shall comply with the requirements in 40 CFR 503 Subpart C; air pollution control regulations under 10 CSR 10; and solid waste management regulations under 10 CSR 80.
2. 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 sludge storage lagoons as storage facilities, accumulated 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 sludge removed will be dependent on sludge generation and accumulation in the facility. Enough 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 sludge on the bottom of the lagoon, upon prior approval of the Department; or
  - b. Permittee shall close the lagoon in accordance with Section H.

## **SECTION G – LAND APPLICATION**

1. The permittee shall not land apply sludge or biosolids unless land application is authorized in the facility description or the special conditions of the issued NPDES permit.
2. Land application sites within a 20 miles radius of the wastewater treatment facility are authorized under this permit when biosolids are applied for beneficial use in accordance with these standard conditions unless otherwise specified in a site specific permit. If the permittee's land application site is greater than a 20 mile radius of the wastewater treatment facility, approval must be granted from the Department.
3. Land application shall not adversely affect a threatened or endangered species or its designated critical habitat.
4. Biosolids shall not be applied unless authorized in this permit or exempted under 10 CSR 20, Chapter 6.
  - a. This permit does not authorize the land application of domestic sludge except for when sludge meets the definition of biosolids.
  - b. This permit authorizes "Class A or B" biosolids derived from domestic wastewater and/or process water sludge 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.
5. Public Contact Sites:

Permittees who wish to apply Class A biosolids to public contact sites must obtain approval from the Department after two years of proper operation with acceptable testing documentation that shows the biosolids meet Class A criteria. A shorter length of testing will be allowed with prior approval from the Department. Authorization for land applications must be provided in the special conditions section of this permit or in a separate site specific permit.

  - a. After Class B biosolids have been land applied, public access must be restricted for 12 months.
  - b. Class B biosolids are only land applied to root crops, home gardens or vegetable crops whose edible parts will not be for human consumption.
6. Agricultural and Silvicultural Sites:

Septage – Based on Water Quality guide 422 (WQ422) published by the University of Missouri

  - a. Haulers that land apply septage must obtain a state permit
  - b. Do not apply more than 30,000 gallons of septage per acre per year.
  - c. Septage 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 other mechanical type treatment facilities.
  - d. To meet Class B sludge requirements, maintain septage at 12 pH for at least thirty (30) minutes before land application. 50 pounds of hydrated lime shall be added to each 1,000 gallons of septage in order to meet pathogen and vector stabilization for septage biosolids applied to crops, pastures or timberland.
  - e. 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.

Biosolids - Based on Water Quality guide 423, 424, and 425 (WQ423, WQ424, WQ425) published by the University of Missouri;

- a. Biosolids shall be monitored to determine the quality for regulated pollutants
- b. The number of samples taken is directly related to the amount of sludge produced by the facility (See Section I of these Standard Conditions). Report as dry weight unless otherwise specified in the site specific permit. 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 reach the maximum concentration of pollutants allowed.
- c. Table 1 gives the maximum concentration allowable to protect water quality standards

**TABLE 1**

Biosolids ceiling concentration <sup>1</sup>	
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

<sup>1</sup> Land application is not allowed if the sludge concentration exceeds the maximum limits for any of these pollutants

- d. The low metal concentration biosolids has reduced requirements because of its higher quality and can safely be applied for 100 years or longer at typical agronomic loading rates. (See Table 2)

**TABLE 2**

Biosolids Low Metal Concentration <sup>1</sup>	
Pollutant	Milligrams per kilogram dry weight
Arsenic	41
Cadmium	39
Copper	1,500
Lead	300
Mercury	17
Nickel	420
Selenium	36
Zinc	2,800

<sup>1</sup> You may apply low metal biosolids without tracking cumulative metal limits, provided the cumulative application of biosolids does not exceed 500 dry tons per acre.

- e. Each pollutant in Table 3 has an annual and a total cumulative loading limit, based on the allowable pounds per acre for various soil categories.

**TABLE 3**

Pollutant	CEC 15+		CEC 5 to 15		CEC 0 to 5	
	Annual	Total <sup>1</sup>	Annual	Total <sup>1</sup>	Annual	Total <sup>1</sup>
Arsenic	1.8	36.0	1.8	36.0	1.8	36.0
Cadmium	1.7	35.0	0.9	9.0	0.4	4.5
Copper	66.0	1,335.0	25.0	250.0	12.0	125.0
Lead	13.0	267.0	13.0	267.0	13.0	133.0
Mercury	0.7	15.0	0.7	15.0	0.7	15.0
Nickel	19.0	347.0	19.0	250.0	12.0	125.0
Selenium	4.5	89.0	4.5	44.0	1.6	16.0
Zinc	124.0	2,492.0	50.0	500.0	25.0	250.0

<sup>1</sup> Total cumulative loading limits for soils with equal or greater than 6.0 pH (salt based test) or 6.5 pH (water based test)

**TABLE 4** - Guidelines for land application of other trace substances <sup>1</sup>

Cumulative Loading	
Pollutant	Pounds per acre
Aluminum	4,000 <sup>2</sup>
Beryllium	100
Cobalt	50
Fluoride	800
Manganese	500
Silver	200
Tin	1,000
Dioxin	(10 ppt in soil) <sup>3</sup>
Other	<sup>4</sup>

<sup>1</sup> Design of land treatment systems for Industrial Waste, 1979. Michael Ray Overcash, North Carolina State University and Land Treatment of Municipal Wastewater, EPA 1981.)

<sup>2</sup> This applies for a soil with a pH between 6.0 and 7.0 (salt based test) or a pH between 6.5 to 7.5 (water based test). Case-by-case review is required for higher pH soils.

<sup>3</sup> Total Dioxin Toxicity Equivalents (TEQ) in soils, based on a risk assessment under 40 CFR 744, May 1998.

<sup>4</sup> Case by case review. Concentrations in sludge should not exceed the 95<sup>th</sup> percentile of the National Sewage Sludge Survey, EPA, January 2009.

Best Management Practices – Based on Water Quality guide 426 (WQ426) published by the University of Missouri

- a. Use best management practices when applying biosolids.
- b. Biosolids cannot discharge from the land application site
- c. Biosolid application is subject to the Missouri Department of Agriculture State Milk Board concerning grazing restrictions of lactating dairy cattle.
- d. Biosolid application must be in accordance with section 4 of the Endangered Species Act.
- e. Do not apply more than the agronomic rate of nitrogen needed.
- f. The applicator must document the Plant Available Nitrogen (PAN) loadings, available nitrogen in the soil, and crop removal 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.
  - i. PAN can be determined as follows and is in accordance with WQ426  
(Nitrate + nitrite nitrogen) + (organic nitrogen x 0.2) + (ammonia nitrogen x volatilization factor<sup>1</sup>).
- g. Buffer zones are as follows:
  - i. 300 feet of a water supply well, sinkhole, lake, pond, 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 if dwellings;
  - iv. 100 feet of wetlands or permanent flowing streams;
  - v. 50 feet of a property line or other waters of the state, including intermittent flowing streams.
- h. Slope limitation for application sites are as follows;
  - i. A slope 0 to 6 percent has 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.
- i. No biosolids may be land applied in an area that it is reasonably certain that pollutants will be transported into waters of the state.
- j. Do not apply biosolids to sites with soil that is snow covered, frozen or saturated with liquid without prior approval by the Department.
- k. Biosolids / sludge applicators must keep detailed records up to five years.

## SECTION H – CLOSURE REQUIREMENTS

1. This section applies to all wastewater facilities (mechanical, industrial, and lagoons) and sludge or biosolids storage and treatment facilities and incineration ash ponds. 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 residues, including sludge, biosolids. Mechanical plants, sludge lagoons, ash ponds and other storage structures must obtain approval of a closure plan from the Department. 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. Residuals 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. Residuals shall meet the monitoring and land application limits for agricultural rates as referenced in Section H of these standard conditions.
  - 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.
    - i. PAN can be determined as follows:
$$(\text{Nitrate} + \text{nitrite nitrogen}) + (\text{organic nitrogen} \times 0.2) + (\text{ammonia nitrogen} \times \text{volatilization factor}^1).$$

<sup>1</sup> Volatilization factor is 0.7 for surface application and 1 for subsurface application.
4. When closing a domestic wastewater treatment lagoon with a design treatment capacity equal or less than 150 persons, the residuals are considered “septage” under the similar treatment works definition. See Section B of these standard conditions. 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. Residuals left within the domestic lagoon shall be mixed with soil on at least a 1 to 1 ratio, 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.
6. Lagoons and/or earthen structure and/or ash pond 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 and/or industrial process wastewater plant; all 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. Per 10 CSR 20-6.015(4)(B)6, Hazardous Waste shall not be land applied or disposed during industrial and mechanical plant closures unless in accordance with Missouri Hazardous Waste Management Law and Regulations under 10 CSR 25.
  - c. After demolition of the mechanical plant / industrial plant, the site must only contain clean fill defined in RSMo 260.200 (5) 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 or other beneficial use. Other solid wastes must be removed.
8. If sludge from the domestic lagoon or mechanical treatment plant exceeds agricultural rates under Section G and/or H, 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 503, Subpart C.

## SECTION I – MONITORING FREQUENCY

- At a minimum, sludge or biosolids 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**

Design Sludge Production (dry tons per year)	Monitoring Frequency (See Notes 1, 2, and 3)			
	Metals, Pathogens and Vectors	Nitrogen TKN <sup>1</sup>	Nitrogen PAN <sup>2</sup>	Priority Pollutants and TCLP <sup>3</sup>
0 to 100	1 per year	1 per year	1 per month	1 per year
101 to 200	biannual	biannual	1 per month	1 per year
201 to 1,000	quarterly	quarterly	1 per month	1 per year
1,001 to 10,000	1 per month	1 per month	1 per week	-- <sup>4</sup>
10,001 +	1 per week	1 per week	1 per day	-- <sup>4</sup>

<sup>1</sup> Test total Kjeldahl nitrogen, if biosolids application is 2 dry tons per acre per year or less.

<sup>2</sup> 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.

<sup>3</sup> Priority pollutants (40 CFR 122.21, Appendix D, Tables II and III) and toxicity characteristic leaching procedure (40 CFR 261.24) is required only for permit holders that must have a pre-treatment program.

<sup>4</sup> One sample for each 1,000 dry tons of sludge.

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: Total Phosphorus: Total phosphorus and total potassium shall be tested at the same monitoring frequency as metals.

Note 3: Table 5 is not applicable for incineration and permit holders that landfill their sludge.

- If you own a wastewater treatment lagoon or sludge lagoon that is cleaned out once a year or less, you may choose to sample only when the sludge is removed or the lagoon is closed. Test one composite sample for each 100 dry tons of sludge or biosolids removed from the lagoon during the year within the lagoon at closing. Composite sample must represent various areas at one-foot depth.
- Additional testing may be required in the special conditions or other sections of the permit. Permittees receiving industrial wastewater may be required to conduct additional testing upon request from the Department.
- At this time, the Department recommends monitoring requirements shall be performed in accordance with, "POTW Sludge Sampling and Analysis Guidance Document," United States Environmental Protection Agency, August 1989, and the subsequent revisions.

## SECTION J – RECORD KEEPING AND REPORTING REQUIREMENTS

- The permittee shall maintain records on file at the facility for at least five years for the items listed in these standard conditions and any additional items in the Special Conditions section of this permit. This shall include dates when the sludge facility is checked for proper operation, records of maintenance and repairs and other relevant information.
- Reporting period
  - By January 28<sup>th</sup> of each year, an annual report shall be submitted for the previous calendar year period for all mechanical wastewater treatment facilities, sludge lagoons, and sludge or biosolids disposal facilities.
  - Permittees with wastewater treatment lagoons shall submit the above annual report only when sludge or biosolids are removed from the lagoon during the report period or when the lagoon is closed.
- Report Forms. The annual report shall be submitted on report forms provided by the Department or equivalent forms approved by the Department.
- Reports shall be submitted as follows:

Major facilities (those serving 10,000 persons or 1 million gallons per day) shall report to both the Department and EPA. Other facilities need to report only to the Department. Reports shall be submitted to the addresses listed as follows:

DNR regional office listed in your permit  
(see cover letter of permit)  
ATTN: Sludge Coordinator

EPA Region VII  
Water Compliance Branch (WACM)  
Sludge Coordinator  
11201 Renner Blvd.  
Lenexa, KS 66219

5. Annual report contents. The annual report shall include the following:
- a. Sludge and biosolids testing performed. Include a copy or summary of all test results, even if not required by the permit.
  - b. Sludge or biosolids quantity shall be reported as dry tons for quantity generated by the wastewater treatment facility, the quantity stored on site at the end of the year, and the quantity used 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, 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 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 sludge or biosolids 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, CEC, and phosphorus. If none was tested during the year, report the last date when tested and results.





MISSOURI DEPARTMENT OF NATURAL RESOURCES  
WATER PROTECTION PROGRAM

OCT 06 2016

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

106-16

274

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- \_\_\_\_\_ Expiration Date \_\_\_\_\_
- ☐ A site-specific operating permit modification: Permit #MO- \_\_\_\_\_ Reason: \_\_\_\_\_
- ☐ General permit (MOGD – Non POTWs 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 Hideaway Lakes TELEPHONE NUMBER WITH AREA CODE (660) 354-2741

ADDRESS (PHYSICAL) High 13 and Via Rosa CITY Polo STATE MO ZIP CODE 64671

2.1 Legal description: 1/4, 1/4, 1/4, Sec. , T , R County Caldwell

2.2 UTM Coordinates Easting (X): 39.529199 Northing (Y): -94.039315  
For Universal Transverse Mercator (UTM), Zone 15 North referenced to North American Datum 1983 (NAD83)

2.3 Name of receiving stream: Hideaway Lake and Fawn Lake

2.4 Number of outfalls: 4 Wastewater outfalls: 4 Stormwater outfalls: 0 Instream monitoring sites: 0

3. OWNER

NAME Hideaway Lakes Trustees EMAIL ADDRESS TELEPHONE NUMBER WITH AREA CODE

ADDRESS P.O. Box 353 CITY Polo STATE MO ZIP CODE 64671

3.1 Request review of draft permit prior to public notice? ☒ YES ☐ NO

3.2 Are you a publicly owned treatment works? ☐ YES ☒ NO

If yes, is the Financial Questionnaire attached? ☐ YES ☒ NO

3.3 Are you a privately owned treatment works? ☒ YES ☐ NO

3.4 Are you a privately owned treatment facility regulated by the Public Service Commission? ☐ YES ☒ NO

4. CONTINUING AUTHORITY: Permanent organization that will serve as the continuing authority for the operation, maintenance and modernization of the facility.

NAME Hideaway Lakes Trustees EMAIL ADDRESS hideawaylakes@yahoo.com TELEPHONE NUMBER WITH AREA CODE (660) 354-2741

ADDRESS P.O. Box 353 CITY Polo STATE MO ZIP CODE 64671

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 TITLE CERTIFICATE NUMBER

EMAIL ADDRESS TELEPHONE NUMBER WITH AREA CODE

6. FACILITY CONTACT

NAME Ray Simpson TITLE

EMAIL ADDRESS TELEPHONE NUMBER WITH AREA CODE (660) 354-3374

ADDRESS P.O. Box 353 CITY Polo STATE MO ZIP CODE 64671



## 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.

Hideaway Lakes operates 3 - 750 gallon dump station holding tanks and 1 bathhouse that drains to a 5000 gallon holding tank. Wastewater and sludge is pumped and hauled to the city of Polo WWTF by Hideaway Lakes.

11/04/2012

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

<b>8. ADDITIONAL FACILITY INFORMATION</b>	
8.1 Facility SIC code: _____ Discharge SIC code: _____	
8.2 Number of people presently connected or population equivalent (P.E.) _____	Design P.E. _____
8.3 Connections to the facility: Number of units presently connected: Homes <u>57</u> Trailers <u>321</u> Apartments <u>0</u> Other (including industrial) _____ Number of commercial establishments: 0 _____	
8.4 Design flow: _____	Actual flow: <u>43250 per year</u>
8.5 Will discharge be continuous through the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Discharge will occur during the following months: _____	
How many days of the week will discharge occur? 0	
8.6 Is industrial wastewater discharged to the facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, attach a list of the industries that discharge to your facility _____	
8.7 Does the facility accept or process leachate from landfills? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
8.8 Is wastewater land applied? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, is Form I attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
8.9 Does the facility discharge to a losing stream or sinkhole? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
8.10 Has a wasteload allocation study been completed for this facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>9. LABORATORY CONTROL INFORMATION</b>	
LABORATORY WORK CONDUCTED BY PLANT PERSONNEL	
Lab work conducted outside of plant. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Push-button or visual methods for simple test such as pH, settleable solids. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Additional procedures such as dissolved oxygen, chemical oxygen demand, biological oxygen demand, titrations, solids, volatile content. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
More advanced determinations such as BOD seeding procedures, fecal coliform, nutrients, total oils, phenols, etc. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Highly sophisticated instrumentation, such as atomic absorption and gas chromatograph. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>10. COLLECTION SYSTEM</b>	
10.1 Length of pipe in the sewer collection system? 0 _____ Feet, or 0 _____ Miles (either unit is appropriate)	
10.2 Does significant infiltration occur in the collection system? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, briefly explain any steps underway or planned to minimize inflow and infiltration: _____	
<b>11. BYPASSING</b>	
Does any bypassing occur in the collection system or at the treatment facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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: \_\_\_\_\_ 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

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

EMAIL ADDRESS

City of Polo

ADDRESS

P.O. Box 307

CITY

Polo

STATE

MO

ZIP CODE

64671

CONTACT PERSON

TELEPHONE NUMBER WITH AREA CODE

PERMIT NO.

Larry Carr

(660) 354-2345

MO-

MO0041238

**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 timely, complete, accurate, and nationally consistent set of data. **One of the following must be checked in order for this application to be considered complete.** Please visit <http://dnr.mo.gov/env/wpp/edmr.htm> to access the Facility Participation Package.

☒ - You have completed and submitted with this permit application the required documentation to participate in the eDMR system.☐ - You have previously submitted the required documentation to participate in the eDMR system and/or you are currently using the eDMR system.☐ - You have submitted a written request for a waiver from electronic reporting. See instructions for further information regarding waivers.**14. CERTIFICATION**

I certify that I am familiar with the information contained in the application, that to the best of my knowledge and belief such information is true, complete and accurate, and if granted this permit, I agree to abide by the Missouri Clean Water Law and all rules, regulations, orders and decisions, subject to any legitimate appeal available to applicant under the Missouri Clean Water Law.

NAME (TYPE OR PRINT)

OFFICIAL TITLE

TELEPHONE NUMBER WITH AREA CODE

LARRY YOUNG B.O.T.

Trustee

660-354-2741

SIGNATURE

DATE SIGNED

Larry Young B.O.T.

10-3-16





0 260 520 1,040 1,560 2,080 Feet

## COUNTY OF CALDWELL

## QUIT-CLAIM DEED

THIS DEED, made as of the 24<sup>th</sup> day of February, 1995, by and between NATIONAL DEVELOPMENT COMPANY, INC., a Texas corporation (the "Grantor") and the Trustees of HIDEAWAY LAKES TRUSTEESHIP (the "Grantee"):  
P.O. Box 171, Polo, Missouri 64671

## WITNESSETH:

That Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) to it in hand paid, the receipt of which is hereby acknowledged, has remised and released and by these presents does remise, release, and forever quit-claim unto the Grantee and their successors and assigns all right, title, claim, and interest of the Grantor in and to the several strips and parcels of land, which are delineated and set apart as drives, lanes, circles, streets or roads and easements and all strips of land reserved by National Development Co. appurtenant thereto within the subdivision commonly known as Hideaway Lakes (the "Subdivision") together with the lakes, dams, and related facilities, including all bathhouses, and facilities for disposal of wastewater in the Subdivision including but not limited to those tracts and parcels of land more particularly described on Exhibit "A" attached hereto and by this reference incorporated herein.

In addition to Grantor's rights as a lot owner, Grantor hereby expressly reserves unto itself, its successors and assigns, the full right and privilege to utilize the land described in Exhibit "A" as Grantor deems necessary for the development and sale of lots within the Subdivision by Grantor.

This conveyance is subject to all covenants, conditions and restrictions of record and ad valorem taxes, if any, for 1990 and subsequent years.

TO HAVE AND TO HOLD the same in fee simple.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal, the day and year first above set out.

GRANTOR:  
NATIONAL DEVELOPMENT COMPANY,  
INC.

By: Richard A. Leonard  
VICE PRESIDENT

ATTEST:

Madeline A. Evans  
Asst. Secretary  
(Corporate Seal)

STATE OF NORTH CAROLINA

COUNTY OF WAKE

BEFORE ME personally appeared Richard A. Leonard, the Vice President of National Development Company, Inc., a Texas corporation, known to me to be the individual described in and who executed the foregoing instrument on behalf of the corporation and who acknowledged to me that he executed the same for the purposes therein expressed.

WITNESS my hand and official seal, this 24<sup>th</sup> day of February, 1995,  
County and State aforesaid.

My Commission Expires:

Janet M. Britt  
Notary Public

August 20, 1995



San Luis Court, Buena Vista Court, El Quinto Court, Camino Real, Pinta Court, Via Rosa, unnumbered lot, Lot 17 designated as Maintenance Area and Fawn Lake, as shown on Hideaway Lakes Plat One, Blocks 1 to 6, Part of Section 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated September 8, 1983 and filed for registration in Book 4, Page 7, Caldwell County, Missouri;

Camino Real, Laguna Drive, Mesa Court, Via Rosa, La Jolla Court, unnumbered lot designated as Maintenance Area and Fawn Lake as shown on Hideaway Lakes Plat Two, Blocks 7 to 10, part of Section 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated September 21, 1983 and filed for registration in Book 4, Page 8, Caldwell County, Missouri;

Deer Path Court, Owl Court, Fox Den Court, Fox Meadow Drive, Den Woods Drive, Buck Court, Fawn View Drive, Fawn Lake and Lot 22, Block 11 (ACCESS AREA), as shown on Hideaway Lakes Plat Three, Blocks 11 to 16, part of Section 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated October 3, 1983 and filed for registration in Book 4, Page 8, Caldwell County, Missouri;

Fox Meadow Drive, Den Woods Drive, Buck Court, Fawn View Drive, Falcon Drive, Fawn Lake Drive, Eagle Creek Drive, Hawk Point Drive, Cedar Ridge Drive, Elk Run Lane, Fawn Lake and Lots 7, 8 and 9, Block 21 (BATH HOUSE and PARK AREA) as shown on Hideaway Lakes, Plat 4, Blocks 17 - 25 Incl., part of Sec. 34, T55N, R28W, Caldwell Co., Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 5, 1984 and filed for registration in Book 4, Page 12, Caldwell County, Missouri;

Fawn Lake Drive, Eagle Creek Drive, Elk Run Lane, Fawn Park Drive, Plum Tree Drive and that area designated as COMMON GROUND as shown on Hideaway Lakes Plat 5, Blocks 26 & 27, part of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 7, 1984 and filed for registration in Book 4, Page 10, Caldwell County, Missouri;

Eagle Creek Drive, Plum Tree Drive, Hackberry Drive, Hazelwood Drive, Hickory Hollow Drive, Fawn Park Drive, that area designated as ACCESS and Fawn Lake as shown on Hideaway Lakes, Plat 6, Blocks 28 to 31 Incl., part of Sec. 34, T55N, R28W, Caldwell Co., Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 16, 1984 and filed for registration in Book 4, Page 14, Caldwell County, Missouri;

Fox Meadow Drive, Cedar Ridge Drive, Elk Run Lane, Blackwood Drive, May Apple Drive, Eagle Creek Drive, Graystone Drive and unnumbered lot, as shown on Hideaway Lakes Plat Seven, Blocks 32 to 36 Incl., part of Section 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 27, 1984 and filed for registration in Book 4, Page 13, Caldwell County, Missouri;

Fox Meadow Drive, Graystone Drive, Cedar Ridge Drive, May Apple Drive, Locust Lane and Eagle Creek Drive as shown on Hideaway Lakes Plat 8, Block 37 to 40 Incl., part of Section 34, T55N, R28W, Caldwell Co., Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated

**Caldwell County, Missouri;**

Falcon Drive, Leisure Drive, Fox Meadow Drive, Locust Lane, Ridge Drive, Evergreen Drive, Four Winds Drive, La Vista Drive, Eagle Creek Drive, that area designated as BATH & BEACH, Blocks 47 and Hideaway Lake according to Hideaway Lakes Plat No. 9, Blocks 41 to 47 Incl., part of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated March 9, 1984 and filed for registration in Book 4, Page 18, Caldwell County, Missouri;

Eagle Creek Drive, Hickory Hollow Drive, Cedar Hill Drive, Fawn Park Drive, La Vista Drive, those areas designated as PARKING and ACCESS and Hideaway Lake as shown on Hideaway Lakes Plat No. 10, Blocks No. 61 to 64 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated May 16, 1984 and filed for registration in Book 4, Page 19, Caldwell County, Missouri;

Via Rosa, Diamond Ridge Drive, Indian Hill Drive, Dakota Drive, Cimarron Drive, Chateau Drive, those areas designated as ACCESS, POND and Hideaway Lake as shown on Hideaway Lakes Plat No. 11, Blocks 48 to 54 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Dudley, Severs & Assoc., Registered Land Surveyors, dated March 15, 1984 and filed for registration in Book 4, Page 11, Caldwell County, Missouri;

East Diamond Ridge Drive, Diamond Ridge Drive, Forest Park Drive, Meadow View Drive, English Oak Drive, Hickory Drive, Log Cabin Drive, Lots 4, 5 and 6, Block 57 (BATH HOUSE), and those areas designated as ACCESS, POND and Hideaway Lake as shown on Hideaway Lakes Plat No. 12, Blocks No. 55 to 60 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated May 14, 1984 and filed for registration in Book 4, Page 15, Caldwell County, Missouri;

East Diamond Ridge Drive, Meadow View Drive, Sparrow Drive, English Oak Drive, Green Cove Lane, Robin Drive, Cardinal Drive, Lots 5 and 6, Block 101 (DUMP STATION and ACCESS AREA) and Hideaway Lake as shown on Hideaway Lakes Plat No. 13, Blocks No. 66 & 100 to 104, pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated May 10, 1985 and filed for registration in Book 4, Page 20, Caldwell County, Missouri;

East Diamond Ridge Drive, South Diamond Ridge Drive, Downs Drive, Green Cove Lane and Hideaway Lake as shown on Hideaway Lakes Plat No. 14, Blocks No. 68 to 70 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated December 19, 1985 and filed for registration in Book 4, Page 30, Caldwell County, Missouri;

East Holiday Drive, East Diamond Ridge Drive, South Diamond Ridge Drive, Downs Drive and Hideaway Lake as shown on Hideaway Lakes Plat No. 15, Blocks No. 65 to 67 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated December 26, 1985 and filed for registration in Book 4, Page 29, Caldwell County, Missouri;

Creek Run Drive, Del Vista Drive, Fox Meadow Drive, East Holiday Drive, that area designated as ACCESS and Hideaway Lake as shown on Hideaway Lakes Plat No. 16, Blocks No. 78 to 81 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey

prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated August 11, 1984, and filed for registration in Book 4, Page 25, Caldwell County, Missouri, as amended on Hideaway Lakes Amendment to Plat No. 16, Blocks No. 78 to 79 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated June 21, 1986, and filed for registration in Book 4, Page 26, Caldwell County, Missouri;

West Holiday Drive, Lilac Court, Fox Meadow Drive, Leisure Drive, Lark Spur Drive, Elk Run Drive, Black Oak Drive, Fair Acres Drive, Chiquita Drive, those areas designated as PUBLIC ACCESS and ACCESS as shown on Hideaway Lakes Plat No. 17, Blocks No. 72 to 77 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated August 7, 1984 and filed for registration in Book 4, Page 17, Caldwell County, Missouri;

Fair Acres Drive, Chiquita Drive, Fox Meadow Drive, Del Vista Drive, Lark Spur Drive, Falcon Crest Drive, Choctaw Drive, Falcon View Drive, East Holiday Drive and Hideaway Lake as shown on Hideaway Lakes Plat No. 18, Blocks No. 82 to 87 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated November 1, 1984 and filed for registration in Book 4, Page 21, Caldwell County, Missouri;

North Holiday Drive, Lone Elk Drive, Black Oak Drive, Choctaw Drive, Fair Acres Drive and East Holiday Drive as shown on Hideaway Lakes Plat No. 19, Blocks No. 89 to 92 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated November 5, 1984 and filed for registration in Book 4, Page 22, Caldwell County, Missouri;

West Holiday Drive, North Holiday Drive, Elk Run Drive, Lone Elk Drive, Fair Acres Drive, Black Oak Drive as shown on Hideaway Lakes Plat No. 20, Blocks No. 93 to 97 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated November 4, 1984 and filed for registration in Book 4, Page 23, Caldwell County, Missouri;

North Falcon Drive, Rosewood Drive, Cherry Hill Drive, Fox Meadow Drive and West Falcon Drive as shown on Hideaway Lakes Plat No. 21, Blocks No. 106 to 109 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 22, 1986 and filed for registration in Book 4, Page 31, Caldwell County, Missouri;

North Falcon Drive, Rosewood Drive, Cherry Hill Drive, Fox Meadow Drive and East Falcon Drive as shown on Hideaway Lakes Plat No. 22, Blocks No. 110 to 113 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated February 24, 1986 and filed for registration in Book 4, Page 27, Caldwell County, Missouri; and

El Quinto Court, La Paloma Drive, Camino Real and Buena Vista Court as shown on Hideaway Lakes Plat No. 23, Blocks No. 114 to 116 Incl., pt. of Sec. 34, T55N, R28W, Caldwell County, Mo. according to survey prepared for National Development Co. by Roy C. Dudley, Registered Land Surveyor, dated April 2, 1986 and filed for registration in Book 4, Page 28, Caldwell County, Missouri.



STATE OF MISSOURI )

)ss. Recorder's Certificate

UNTY OF CALDWELL )

I, Beverly Graham, Recorder of Deeds of said county, do hereby  
certify that the within instrument of writing was on the 1st day of  
March, A. D. 1995, at 8 o'clock and 40 minutes A.M. duly filed for  
record in this office and recorded in Book 170 at Page 557

IN WITNESS WHEREOF I hereunto set my hand and  
affixed my official seal at my office in  
Kingston, Missouri this 1st day of March 1995

Beverly Graham, Recorder

By Charlene Ward Deputy

Charlene Ward

Fee \$ 30.00pd

(SEAL)

RETURN DEED TO:

WATSON &  
MARSHALL, L.L.C.  
ATTORNEYS AT LAW

Glen G. Beal