

Idaho Department of Environmental Quality

Reuse Permit

M-130-06

(Previous Permit No. LA-000130-05)

U.S. Department of Energy – Idaho Operations Office is hereby authorized to construct, install, and operate a reuse facility for the **Idaho National Laboratory (INL) Idaho Nuclear Technology and Engineering Center (INTEC) New Percolation Ponds** in accordance with (1) this permit; (2) IDAPA 58.01.17 “Recycled Water Rules”; (3) an approved plan of operation; and (4) all other applicable federal, state, and local laws, statutes, and rules. This permit is effective from June 1, 2017 and expires on June 1, 2024.



Signature

6-1-17

Date

Erick Neher

Regional Administrator
Idaho Falls Regional Office
Idaho Department of Environmental Quality

Department of Environmental Quality
Idaho Falls Regional Office
900 N. Skyline, Suite B
Idaho Falls, ID 83402
(208) 528-2650

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1. Common Acronyms/Abbreviations and Definitions

AEA	Atomic Energy Act
BMP	Best Management Practice
CA	Compliance Activity
DEQ	Idaho Department of Environmental Quality
DEQ Guidance	DEQ Guidance for Reclamation and Reuse of Municipal and Industrial Wastewater, latest revision
Director	Director of the Idaho Department of Environmental Quality or designee unless otherwise specified
EPA	Environmental Protection Agency
FM	flow measurement or monitoring description or identifier
GW	prefix for ground water reporting serial number
IDAPA	Idaho Administrative Procedures Act
IDWR	Idaho Department of Water Resources
INL	Idaho National Laboratory
INTEC	Idaho Nuclear Technology and Engineering Center
LG	prefix for lagoon reporting serial number
MG, MGA	million gallons, million gallons per year
mg/kg	milligram per kilogram
mg/L	milligram per liter
MU	prefix for management unit reporting environmental serial number
NPDES	National Pollutant Discharge Elimination System
PO	plan of operation
QAPP	quality assurance project plan
Responsible Official	is the facility contact person authorized by the permittee to communicate with DEQ on behalf of the permittee on any matter related to the permit, including without limitation, the authority to communicate with and receive notices from DEQ regarding notices of violation or non-compliance, permit violations, permit enforcement, and permit revocation. The Responsible Official is also responsible for providing written certification of permit application materials, annual report submittals, and other information submitted to DEQ as required by the permit. Any notice to or communication with the Responsible Official is considered a notice to or communication with the permittee. The Responsible Official may designate an Authorized Representative to act as the facility contact person for any of the activities or duties related to the permit, except signing and

certifying the permit application, which must be done by the Responsible Official. The Authorized Representative shall act as the Responsible Official and shall bind the permittee as described in this definition. Designation of the Authorized Representative shall follow the requirements specified in Section 6.1.3 of the permit.

S.U.

standard units (pH)

WW

prefix for wastewater reporting serial number

2. Facility Information

Information Type	Information Specific to This Permit
Type(s) of recycled water	<p>Municipal Class E Wastewater consisting primarily of sewage treatment plant effluent.</p> <p>Industrial wastewater consisting primarily of noncontact cooling water, steam condensate, water treatment effluent, boiler blowdown wastewater, storm water, and small volumes of other nonhazardous/nonradiological liquids.</p>
Method of treatment and reuse	<p>Municipal Wastewater: Aerobic and facultative treatment</p> <p>Industrial and Municipal Wastewater: Surface disposal to the New Percolation Ponds</p>
Facility location	<p>INTEC is located on the Idaho National Laboratory, approximately 3 miles north of the U.S. Highway 20/26 interchange, in Butte County, Township 3N, Range 29E, Section 26. The New Percolation Ponds are located approximately 2 miles to the west-southwest of the INTEC facility.</p>
Facility Responsible Official, Authorized Representative	<p><u>Responsible Official:</u> Mr. Robert Boston, Deputy Manager, Operations Support U.S. Department of Energy – Idaho Operations Office 1955 North Fremont Ave., Mail Stop 1206 Idaho Falls, ID 83415 Tel: (208) 526-8932 Cell: (208) 569-0128 Email: Bostonrd@id.doe.gov</p> <p><u>Authorized Representative:</u> Mr. Frederick P. Hughes, Program Manager, Idaho Cleanup Project Core Fluor Idaho, LLC 1580 Sawtelle Street, Mail Stop 9130 Idaho Falls, ID 83402 Tel: (208) 533-0525 Cell: (724) 448-4261 Email: Fred.Hughes@icp.doe.gov</p> <p>Notify DEQ in writing within 30 days if there is a change in personnel for the Responsible Official, or position for the Authorized Representative. A minor permit modification will be issued by DEQ to confirm the change.</p>
Ground Water	<ul style="list-style-type: none"> - Depth to the Snake River Plain Aquifer is ~500 feet - Depth to perched ground water is ~110 feet and ~236 feet - Direction of ground water flow: south-southwest - Beneficial uses in the localized area: industrial and domestic

Surface Water	The nearest surface water, the Big Lost River, is 1,600 feet to the northwest of the New Percolation Ponds. Beneficial uses include Domestic Water Supply, Primary Contact Recreation, Cold Water Communities, and Salmonid Spawning (IDAPA 58.01.02.150.20)
Additional facility information	<p>The Department of Energy is a federal agency of the Executive Branch. By applying for and accepting this wastewater reuse permit, USDOE reserves and does not waive any rights, authority, claim or defenses, including both sovereign immunity and federal preemption under the Atomic Energy Act (AEA), that it may have or wish to pursue in any administrative, judicial or other processing.</p> <p>USDOE asserts, with respect to AEA radioactive materials, that it is a self-regulating entity under the AEA. As such, the approval granted by DEQ to the permittee to land apply wastewater, as contained in this permit, does not authorize the application or disposal of AEA radioactive materials that may occur during the wastewater land application activities authorized by this permit.</p> <p>The Permittee agrees to provide to DEQ the results of ground water radiological monitoring with respect to the INL INTEC New Percolation Ponds that is performed to fulfill Department of Energy requirements under the AEA. The permittee agrees to provide the results at the same time as the annual report.</p>

3. Compliance Schedule for Required Activities

Compliance Activity (CA) Number and Completion Due Date	Compliance Activity Description
CA-130-01 Within twelve (12) months of permit issuance	<p>Plan of Operation (PO): The permittee shall submit for review and approval a Plan of Operation (PO) that reflects current operations and incorporates the requirements of this permit. The PO shall comply with the applicable requirements stated in IDAPA 58.01.17.300.05 and shall address applicable items in the Plan of Operation Checklist in the DEQ Guidance. The PO may include copies of, or provide reference to, permittee's other written procedures required for the operation of the New Percolation Ponds system. The PO shall be updated as needed to reflect current operations. The permittee shall notify DEQ of material changes to the PO and copies shall be kept on site and made available to DEQ upon request, including referenced documents.</p> <p>The permittee shall update Quality Assurance Project Plan (QAPP) content included in the PO that reflects current operations and incorporates the requirements of this permit. Information for compiling the QAPP can be found in Section 7.1.6 <i>Quality Assurance and Quality Control</i> of the DEQ <i>Guidance for Reclamation and Reuse of Municipal and Industrial Wastewater</i>.</p>

Compliance Activity (CA) Number and Completion Due Date	Compliance Activity Description										
CA-130-03 As specified	<p>Seepage Testing: The following table shows the date by which the permittee shall complete seepage testing on the specified lagoons:</p> <table border="1" data-bbox="472 447 1352 644"> <thead> <tr> <th>Lagoon:</th> <th>Seepage Test Due Date:</th> </tr> </thead> <tbody> <tr> <td>LG-13001</td> <td>June 2025</td> </tr> <tr> <td>LG-13002</td> <td>June 2025</td> </tr> <tr> <td>LG-13003</td> <td>June 2025</td> </tr> <tr> <td>LG-13004</td> <td>June 2025</td> </tr> </tbody> </table> <p>Submit to DEQ for review and approval a proposed schedule and procedure for performing the required seepage tests at least 45 days before the planned seepage test. Guidance for developing seepage test procedures are available at http://www.deq.idaho.gov/water-quality/wastewater/lagoon-seepage-testing.aspx. The seepage test procedures shall be sealed by the Idaho licensed professional engineer or professional geologist in responsible charge of the test.</p> <p>Seepage tests shall be completed in accordance with the procedures approved by DEQ. The seepage test report shall be sealed by the person in responsible charge and submitted within 90 days after completion of the seepage test.</p> <p>For municipal lagoons, the leakage rate for the existing lagoons (constructed prior to April 15, 2007) shall be no more than zero point twenty-five (0.25) inches (1/4 inch) per day. See IDAPA 58.01.16.493.03. Requirements for lagoons leaking above the allowable amount are outlined in IDAPA 58.01.16.493.04.</p>	Lagoon:	Seepage Test Due Date:	LG-13001	June 2025	LG-13002	June 2025	LG-13003	June 2025	LG-13004	June 2025
Lagoon:	Seepage Test Due Date:										
LG-13001	June 2025										
LG-13002	June 2025										
LG-13003	June 2025										
LG-13004	June 2025										
CA-130-04 As specified	<p>Coliform Reduction Project: The permittee shall submit for review and approval a Coliform Reduction Project report within 24 months of permit issuance. The report shall include the following:</p> <ol style="list-style-type: none"> 1. Determination of the cause of increasing total coliform concentrations in combined effluent (WW-13001). 2. Implementation of corrective strategies. <p>And within five (5) years from permit issuance:</p> <ol style="list-style-type: none"> 3. Demonstration that a statistically significant increasing trend in combined effluent (WW-13001) total coliform data is not present. <p>In addition, the permittee shall provide a discussion concerning the status of total coliform concentrations in combined effluent in each annual report during this permit cycle.</p>										
CA-130-05 Twelve (12) months prior to permit expiration	<p>Pre-Application Workshop: If the permittee intends to continue operating the reuse facility beyond the expiration date of this permit, the permittee shall contact DEQ and schedule a pre-application workshop to discuss the compliance status of the facility and the content required for the reuse permit application package.</p>										
CA-130-06 Six (6) months prior to permit expiration	<p>Renewal Permit Application: The permittee shall submit to DEQ a complete permit renewal application package, which fulfills the requirements specified at the pre-application workshop identified in CA-130-05.</p>										

4. Permit Limits and Conditions

4.1 Hydraulic Management Unit Descriptions

Serial Number	Description	Surface Area (Acres)
MU-13003	North Percolation Pond	2.1
MU-13004	South Percolation Pond	2.1
Total Surface Area		4.2

4.2 Hydraulic Loading Limits

Serial Number	Hydraulic Loading Limit
MU-13003 MU-13004	The combined, total annual volume discharged to MU-13003 and MU-13004 shall not exceed 1,095 MG and daily discharge shall not exceed 3 MG.

4.3 Management Unit Buffer Zones

Serial Number	Buffer Zone Requirements ^a
MU-13003 MU-13004	The INTEC facility is a restricted facility with no public access. These restrictions shall remain in force for the duration of the permit.

- a. The INL INTEC is located on a secured government facility. Public access is restricted without proper security clearances and/or facility escorts.

4.4 Other Permit Limits and Conditions

Category	Permit Limits and Conditions
Reporting year for annual loading rates	November 1 through October 31
Grazing	Not applicable
Posting and Fencing	Not required
Certified Operator(s)	The facility shall meet the requirements of IDAPA 58.01.16.203 and .204. The Responsible Charge Operator and Substitute Responsible Charge Operator shall be identified in each Annual Report. DEQ has determined that the New Percolation Ponds Service system requires operators with Class I Treatment and Class I Collections licenses. DEQ has determined that the Sanitary Waste System requires operators with Class I Treatment and Class I Collections licenses.

Category	Permit Limits and Conditions
Disinfection	Disinfection of INTEC Sewage Treatment Plant effluent is not required at the time of permit issuance. DEQ reserves the right to modify this permit to include disinfection of the Sewage Treatment Plant effluent if, as a result of land application, ground water monitoring at the compliance points specified in Appendix 1 indicate total coliform levels in excess of the standards specified pursuant to the Ground Water Quality Rule (IDAPA 58.01.11.200.01.a).
Construction plans	Pursuant to Idaho Code §39-118, IDAPA 58.01.16, and IDAPA 58.01.17, detailed plans and specifications shall be submitted to DEQ for review and approval prior to construction, modification, or expansion of any wastewater treatment, storage, conveyance structures, or reuse facility. Inspection requirements shall be satisfied within 30 days of completion of construction, and the permittee shall submit as-built plans or a letter from an Idaho Professional Engineer certifying the facilities or structures were constructed in substantial accordance with the approved plans and specifications.
Backflow prevention and testing requirements	Backflow prevention is required to protect surface water and ground water from an unauthorized discharge of recycled water or wastewater. Refer to section 9.1.1 of this permit.
Records retention requirements	Keep records generated to meet the requirements of this permit for the duration of permit, including administrative extensions, plus 2 years.

5. Monitoring Requirements

5.1 Recycled Water Sampling and Analyses

5.1.1 Constituent Monitoring

Monitoring Point Serial Number and Location	Sample Description	Sample Type and Frequency	Constituents (Units in mg/L Unless Otherwise Specified)
WW-13001 Combined effluent prior to discharge into New Percolation Ponds (sample point CPP-797)	Recycled water to MU-13003 and MU-13004	24-hr composite sample/ monthly	Nitrite+Nitrate Nitrogen, as N Total Phosphorus Total Dissolved Solids Chloride Fluoride Chromium Total Manganese ^a Selenium
		Grab sample/monthly	pH (S.U.) as Field Analysis Total Coliform (coliform/100mL) Fecal Coliform (coliform/100mL)
WW-13002 (Sample point CPP- 769)	Influent to the Sewage Treatment Plant	24-hr composite sample/ monthly	Total Kjeldahl Nitrogen, as N Nitrite+Nitrate Nitrogen, as N Total Phosphorus Total Suspended Solids Biochemical Oxygen Demand
WW-13003 (Sample point CPP-773)	Effluent from the Sewage Treatment Plant prior to combining with service wastewater	24-hr composite sample/monthly	Total Kjeldahl Nitrogen, as N Nitrite+Nitrate Nitrogen, as N Total Phosphorus Total Suspended Solids Biochemical Oxygen Demand
		Grab sample/monthly	pH (S.U.) as Field Analysis Total Coliform (coliform/100mL)

- a. Analytical results are required for dissolved manganese only if the results for total manganese exceed the standards in IDAPA 58.01.11.200.01.b.

5.1.2 Management Unit and Other Flow Monitoring

Management Unit or Flow Measurement Serial Number and Location	Sample Description	Sample Type and Frequency	Measured Parameters
FM-13001 Venturi flow meter at sample point CPP-797	Recycled water to MU-13003 and MU-13004	Daily meter reading Monthly compilation of data	Daily Volume (gal/day) Monthly Volume (MG/month) Annual Volume (MG/year)
FM-13002 V-notch weir and ultra-sonic level detection sensor at sample point CPP-773	Effluent from the Sewage Treatment Plant prior to combining with service wastewater	Daily meter reading Monthly compilation of data	Daily Volume (gal/day) Monthly Volume (MG/month) Annual Volume (MG/year)

5.2 Ground Water Monitoring

5.2.1 Ground Water Monitoring Point Descriptions

Monitoring Point Serial Number	Common Designation	Well Type	Gradient Location
GW-13011	ICPP-MON-A-164B	Monitoring	Regional, up-gradient
GW-13006	ICPP-MON-A-165	Monitoring	Regional, down-gradient
GW-13007	ICPP-MON-A-166	Monitoring	Regional, down-gradient
GW-13008	ICPP-MON-V-191	Monitoring	Perched, up-gradient
GW-13009	ICPP-MON-V-200	Monitoring	Perched, down-gradient
GW-13010	ICPP-MON-V-212	Monitoring	Perched, down-gradient

5.2.2 Ground Water Monitoring, Sampling, and Analyses

Monitoring Point Serial Number	Sampling Point Description	Sample Type and Frequency	Constituents (Units in mg/L Unless Otherwise Specified)
GW-13011 GW-13006 GW-13007 GW-13008 GW-13009 GW-13010	Monitoring wells	Unfiltered grab sample (unless otherwise specified), twice annually: April/May and September/October	<u>Field Analysis of:</u> Water table elevation (feet) Water table depth (feet) Temperature (°F) Dissolved Oxygen pH (S.U.) <u>Laboratory Analysis of:</u> Elec. Conductivity (µmhos/cm) Nitrite+Nitrate Nitrogen, as N Total Phosphorus Total Dissolved Solids Chloride Total Coliform (coliform/100mL) Fecal Coliform (coliform/100mL) Fluoride Chromium Total Manganese Selenium

- a. Analytical results are required for dissolved manganese only if the results for total manganese exceed the standards in IDAPA 58.01.11.200.01.b.

5.3 Lagoon Information

Serial Number	Description	Surface Area, acres	Maximum Operating Volume, MG	Liner Type
LG-13001	Cell # 1, Aeration	0.45	0.88	HDPE (high density polyethylene)
LG-13002	Cell #2, Aeration	0.45	0.88	HDPE
LG-13003	Cell #3, Facultative	0.22	0.35	HDPE
LG-13004	Cell #4, Facultative	0.21	0.33	HDPE

6. Reporting Requirements

6.1 Annual Report Requirements

The permittee shall submit to DEQ an Annual Report prepared by a competent environmental professional covering the previous reporting year.

6.1.1 Due Date

The Annual Report is due no later than March 1st of each year, which shall cover the previous reporting year.

6.1.2 Required Contents

The Annual Report shall include the following:

1. A brief interpretive discussion of all required monitoring data. The discussion shall address data quality objectives, validation, and verification; permit compliance; and reuse facility environmental impacts. The reporting year for this permit is specified in section 4.4.
2. Results of the required monitoring as described in section 5 of this permit. If the permittee monitors any parameter for compliance purposes more frequently than required by this permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the Annual Report. The report shall present all monitoring data in organized data summary tables to expedite review.
3. Status of all work described in section 3 of this permit.
4. Results of all backflow testing, repairs, and replacements required by Section 9.1.1 of this permit.
5. Discussion of major maintenance activities such as major equipment replacement, percolation basin maintenance, and wastewater treatment and reuse facility maintenance.
6. A summary of all noncompliance events that occurred during the reporting year. Examples of noncompliance events that must be discussed include, but are not limited to: complaints, missed monitoring events, incorrect monitoring dates or frequencies, dry monitoring wells, uncontained spills causing runoff, construction without DEQ engineering plan approval, and construction without engineering inspection.
7. Laboratory analytical result reports for monitoring specified in Section 5 of the permit. Chain of custody forms, supporting information for laboratory analytical reports, and quality assurance documentation shall be available for review upon request by DEQ.

6.1.3 Submittals

All applications, annual reports, or information submitted to DEQ as required by this permit shall be signed and certified as follows:

1. Permit applications shall be signed by the Responsible Official as follows:
 - a. For a corporation: by a responsible corporate officer;

- b. For a partnership or sole proprietorship: by a general partner or the proprietor, respectively;
 - c. For a municipality, state, federal, Indian tribe, or other public agency: by either the principal executive officer or ranking elected official.
2. Annual reports and other information required by this permit shall be signed by the responsible official or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by the responsible official;
 - b. The authorization specifies either an individual or position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual having overall responsibility for environmental matters for the company; and
 - c. The written authorization is submitted to DEQ.

Submit all applications, annual reports, and other information required by this permit to the following DEQ regional office at this address:

Engineering Manager
Idaho Department of Environmental Quality
Idaho Falls Regional Office
900 N. Skyline, Suite B
Idaho Falls, ID 83402

The annual report shall include the following certification statement and be signed, dated, and certified by the permittee's Responsible Official or Duly Authorized Representative:

"I certify that the information provided in this submittal was prepared in conformance with the Quality Assurance Project Plan required by permit M-130-06, and is to the best of my knowledge, true, accurate and complete and I acknowledge that knowing submission of false or incomplete information may result in permit revocation as provided for in IDAPA 58.01.17.920.01 or other enforcement action as provided for under Idaho law."

Permit applications shall include the following certification statement and be signed, dated, and certified by the permittee's Responsible Official:

"I certify that the information provided in this submittal is, to the best of my knowledge, true, accurate and complete and I acknowledge that knowing submission of false or incomplete information may result in permit revocation as provided for in IDAPA 58.01.17.920.01, non-issuance of the permit, or other enforcement action as provided for under Idaho law."

Other information submitted to DEQ as required by the permit shall include the above certification statement and be signed, dated, and certified by the permittee's Responsible Official or duly Authorized Representative.

6.2 Emergency and Noncompliance Reporting

Report noncompliance incidents to DEQ's regional office at (208) 528-2650 or 1-800-232-4635.

In case of emergencies, call the emergency 24-hour number at 1-800-632-8000 and DEQ's regional office.

See Section 8, "Standard Permit Conditions," and IDAPA 58.01.17.500.06 for reporting requirements for facilities.

All instances of unauthorized discharges of wastewater to surface waters of the state shall be reported to DEQ's regional office by telephone within 24 hours from the time the permittee becomes aware of the discharge and in writing within five days at the address listed above.

7. Permit for Use of Industrial Recycled Water

The following are permit requirements for industrial recycled water and are included as terms of this permit as required by the “Recycled Water Rules,” (IDAPA 58.01.17.616).

616. PERMIT FOR USE OF INDUSTRIAL RECYCLED WATER.

Industrial recycled water shall only be used in accordance with a permit issued pursuant to these rules. Permit conditions and limitations shall be developed by the Department on a case-by-case basis taking into account the specific characteristics of the wastewater to be recycled, the treatment necessary to ensure the use of such recycled water is in compliance with IDAPA 58.01.11, “Ground Water Quality Rule” and IDAPA 58.01.02, “Water Quality Standards.” Unless otherwise indicated in this section, the permit application, processing and issuance procedures provided in this rule shall apply to industrial reuse permits. (4-7-11)

8. Standard Permit Conditions

The following standard permit conditions are included as terms of this permit as required by the “Recycled Water Rules,” (IDAPA 58.01.17.500).

500. STANDARD PERMIT CONDITIONS.

The following conditions shall apply to and be included in all permits. (4-1-88)

01. **Compliance Required.** The permittee shall comply with all conditions of the permit. (4-1-88)
02. **Renewal Responsibilities.** If the permittee intends to continue operation of the permitted facility after the expiration of an existing permit, the permittee shall apply for a new permit in accordance with these rules. (4-1-88)
03. **Operation of Facilities.** The permittee shall at all times properly maintain and operate all structures, systems, and equipment for treatment, control and monitoring, which are installed or used by the permittee to achieve compliance with the permit or these rules. (4-1-88)
04. **Provide Information.** The permittee shall furnish to the Director within a reasonable time, any information including copies of records, which may be requested by the Director to determine whether cause exists for modifying, revoking, re-issuing, or terminating the permit, or to determine compliance with the permit or these rules. (4-1-88)
05. **Entry and Access.** The permittee shall allow the Director, consistent with Title 39, Chapter 1, Idaho Code, to:
 - a. Enter the permitted facility. (4-1-88)
 - b. Inspect any records that must be kept under the conditions of the permit. (4-1-88)
 - c. Inspect any facility, equipment, practice, or operation permitted or required by the permit. (4-1-88)
 - d. Sample or monitor for the purpose of assuring permit compliance, any substance or any parameter at the facility. (4-1-88)
06. **Reporting.** The permittee shall report to the Director under the circumstances and in the manner specified in this section: (4-1-88)

a. In writing at least thirty (30) days before any planned physical alteration or addition to the permitted facility or activity if that alteration or addition would result in any significant change in information that was submitted during the permit application process. When the alteration or addition results in a need for a major modification, such alteration or addition shall not be made prior to Department approval issued in accordance with these rules. (4-7-11)

b. In writing thirty (30) days before any anticipated change which would result in noncompliance with any permit condition or these rules. (4-1-88)

c. Orally within twenty-four (24) hours from the time the permittee became aware of any noncompliance which may endanger the public health or the environment at telephone numbers provided in the permit by the Director. (4-1-88)

d. In writing as soon as possible but within five (5) days of the date the permittee knows or should know of any noncompliance unless extended by the Department. This report shall contain: (4-1-88)

i. A description of the noncompliance and its cause; (4-1-88)

ii. The period of noncompliance including to the extent possible, times and dates and, if the noncompliance has not been corrected, the anticipated length of time it is expected to continue; and (4-7-11)

iii. Steps taken or planned, including timelines, to reduce or eliminate the continuance or reoccurrence of the noncompliance. (4-7-11)

e. In writing as soon as possible after the permittee becomes aware of relevant facts not submitted or incorrect information submitted, in a permit application or any report to the Director. Those facts or the correct information shall be included as a part of this report. (4-1-88)

07. Minimize Impacts. The permittee shall take all necessary actions to eliminate and correct any adverse impact on the public health or the environment resulting from permit noncompliance. (4-1-88)

08. Compliance with "Ground Water Quality Rule." Permits issued pursuant to these rules shall require compliance with IDAPA 58.01.11, "Ground Water Quality Rule." (4-7-11)

9. General Permit Conditions

The following general permit conditions are based on the cited rules at the time of issuance and are enforceable as part of this permit. Note that the rules cited in this section, and elsewhere in this permit, are supplemented by the rules themselves. Rules applicable to your facility are enforceable whether or not they appear in this permit.

9.1 Operations

9.1.1 Backflow Prevention

Reuse facilities with existing or planned cross-connections or interconnections between the recycled water system and any water supply (potable or nonpotable) or surface water, shall have backflow prevention assemblies, devices, or methods as required by applicable rule or as specified in this permit and approved by DEQ.

For public water systems, backflow assemblies shall meet the requirements of IDAPA 58.01.08.543. Assemblies shall be adequately maintained and shall be tested annually by a certified backflow assembly tester, and repaired or replaced as necessary to maintain operational status.

For domestic water supply wells, backflow prevention devices shall meet the requirements of IDAPA 07.02.04 and shall be adequately operated and maintained.

Irrigation water supply wells shall meet the requirements of IDAPA 37.03.09.36 for preventing any waste or contamination of the ground water resource. Backflow prevention assemblies or devices used to protect the ground water shall be adequately operated and maintained.

Discharge of recycled water to surface water is authorized by the EPA NPDES program. An NPDES permit is required for any discharge to surface water and backflow prevention shall be implemented to prevent any unauthorized discharge. Backflow prevention assemblies or devices used to protect surface water shall be adequately operated and maintained.

Records of all testable backflow assembly test results, repairs, and replacements shall be kept at the reuse facility along with other operational records, and shall be discussed in the Annual Report and made available for inspection by DEQ. Other approved means of backflow prevention, such as siphons and air-gap structures that cannot be tested, shall be maintained in operable order.

9.1.2 Restricted to Premises

Wastewaters or recharge waters applied to the land surface must be restricted to the premises of the application site. Wastewater discharges to surface water that require a permit under the Clean Water Act must be authorized by the United States Environmental Protection Agency (IDAPA 58.01.16.600.02).

9.1.3 Health Hazards, Nuisances, and Odors Prohibited

Health hazards, nuisances, and odors are prohibited as follows:

- Wastewater must not create a public health hazard or nuisance condition (IDAPA 58.01.16.600.03).
- No person shall allow, suffer, cause or permit the emission of odorous gases, liquids, or solids into the atmosphere in such quantities as to cause air pollution (IDAPA 58.01.01.776.01).
- Air Pollution. The presence in the outdoor atmosphere of any air pollutant or combination thereof in such quantity of such nature and duration and under such conditions as would be injurious to human health or welfare, to animal or plant life, or to property, or to interfere unreasonably with the enjoyment of life or property (IDAPA 58.01.01.006.06).

9.1.4 Solids Management

Biosolids are the nutrient-rich organic materials resulting from the treatment of sewage sludge. When treated and processed, sewage sludge becomes biosolids which can be safely recycled and applied as fertilizer to sustainably improve and maintain productive soils and stimulate plant growth.

Biosolids generated from sewage sludge are regulated by EPA under 40 CFR Part 503 and require a DEQ approved sludge disposal plan as outlined in IDAPA 58.01.16.650. Contact DEQ prior to application of biosolids at any permitted reuse facility.

Sludge is the semi-liquid mass produced and removed by wastewater treatment processes. This does not include grit, garbage, and large solids.

Sludge is generated by wastewater treatment processes at municipal and industrial facilities.

Solid Waste is any garbage or refuse, sludge from a waste water treatment plant, water supply treatment plant, or air pollution control facility and other discarded material including solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations and from community activities, but does not include solid or dissolved materials in domestic sewage, or solid or dissolved material in irrigation return flows or industrial discharges which are point sources subject to permits under Section 402 of the Federal Water Pollution Control Act, as amended or source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954, as amended.

Solid waste does not include inert wastes, manures and crop residues ultimately returned to the soils at agronomic rates, and any agricultural solid waste which is managed and regulated pursuant to rules adopted by the Idaho Department of Agriculture. DEQ reserves the right to use existing authorities to regulate agricultural waste that impacts human health or the environment.

Solid waste is regulated under "Solid Waste Management Rules", IDAPA 58.01.06. Wastes otherwise regulated by DEQ (i.e. this permit) are not regulated under 58.01.06.

Waste Solids include sludge and wastes otherwise regulated by DEQ in accordance with IDAPA 58.01.06.001.03.a.xii. Waste solids may include vegetative waste, silt and mud containing organic matter, and other non-inert solid wastes.

Inert wastes are defined as non-combustible, nonhazardous, and non-putrescible solid wastes that are likely to retain their physical and chemical structure and have a deminimis potential to generate leachate under expected conditions of disposal, which includes resistance to biological attack.

Waste solids require a DEQ approved sludge disposal plan as outlined in IDAPA 58.01.16.650.

9.1.5 Temporary Cessation of Operations and Closure (IDAPA 58.01.17.801)

Temporary cessation of operations and closure must be addressed as follows:

01. Temporary Cessation. A permittee shall implement any applicable conditions specified in the permit for temporary cessation of operations. When the permit does not specify applicable temporary cessation conditions, the permittee shall notify the Director prior to a temporary cessation of operations at the facility greater than sixty (60) days in duration and any cessation not for regular maintenance or repair. Cessation of operations necessary for regular maintenance or repair of a duration of sixty (60) days or less are not required to notify the Department under this section. All notifications required under this section shall include a proposed temporary cessation plan that will ensure the cessation of operations will not pose a threat to human health or the environment. (4-7-11)

02. Closure. A closure plan shall be required when a facility is closed voluntarily and when a permit is revoked or expires. A permittee shall implement any applicable conditions specified in the permit for closure of the facility. Unless otherwise directed by the terms of the permit or by the Director, the permittee shall submit a closure plan to the Director for approval at least ninety (90) days prior to ceasing operations. The closure plan shall ensure that the closed facility will not pose a threat to human health and the environment. Closure plan approval may be conditioned upon a permittee's agreement to complete such site investigations, monitoring, and any necessary remediation activities that may be required. (4-7-11)

9.1.6 Plan of Operation (IDAPA 58.01.17.300.05)

The PO must comply with the following:

05. Reuse Facility Operation and Maintenance Manual or Plan of Operations. A facility's operation and maintenance manual must contain all system components relating to the reuse facility in order to comply with IDAPA 58.01.16 "Wastewater Rules," Section 425. Manuals and manual amendments are subject to the review and approval provision therein. In addition to the content required by IDAPA 58.01.16.425, manuals for reuse facilities shall include, if applicable: operation and management responsibility, permits and standards, general plant description, operation and control of unit operations, land application site maps, wastewater characterization, cropping plan, hydraulic loading rate, constituent loading rates, compliance activities, seepage rate testing, site management plans, monitoring, site operations and maintenance, solids handling and processing, laboratory testing, general maintenance, records and reports, store room and inventory, personnel, an emergency operating plan, and any other information required by the Department. (4-7-11)

9.1.7 Reserved

9.1.8 Ground Water Quality Rule (IDAPA 58.01.11)

The permittee shall comply with the requirements of "Ground Water Quality Rule" (IDAPA 58.01.11).

9.2 Administrative

Requirements for administration of the permit are defined as follows.

9.2.1 Permit Modification (IDAPA 58.01.17.700)

01. Modification of Permits. A permit modification may be initiated by the receipt of a request for modification from the permittee, or may be initiated by the Department if one (1) or more of the following causes for modification exist: (4-7-11)

a. Alterations. There are material and substantial alterations or additions to the permitted facility or activity which occurred after permit issuance which justify the application of permit conditions that are different or absent in the existing permit. (4-7-11)

b. New standards or regulations. The standards or regulations on which the permit was based have been changed by promulgation of amended standards or regulations or by judicial decision after the permit was issued. (4-7-11)

c. Compliance schedules. The Department determines good cause exists for modification of a compliance schedule or terms and conditions of a permit. (4-7-11)

d. Non-limited pollutants. When the level of discharge of any pollutant which is not limited in the permit exceeds the level which may cause an adverse impact to surface or ground waters. (4-7-11)

e. To correct technical mistakes, such as errors in calculation, or mistaken interpretations of law made in determining permit conditions. (4-7-11)

f. When a treatment technology proposed, installed, and properly operated and maintained by the permittee fails to achieve the requirements of the permit. (4-7-11)

9.2.2 Permit Transferable (IDAPA 58.01.17.800)

01. General. A permit may be transferred only upon approval of the Department. No transfer is required for a corporate name change as long as the secretary of state can verify that a change in name alone has occurred. An attempted transfer is not effective for any purpose until approved in writing by the Department. (4-7-11)

9.2.3 Permit Revocation (IDAPA 58.01.17.920)

01. Conditions for Revocation. The Director may revoke a permit if the permittee violates any permit condition or these rules, or the Director becomes aware of any omission or misrepresentation of condition or information relied upon when issuing the permit. (4-7-11)

02. Notice of Revocation. Except in cases of emergency, the Director shall issue a written notice of intent to revoke to the permittee prior to final revocation. Revocation shall become final within thirty-five (35) days of receipt of the notice by the permittee, unless within that time the permittee requests an administrative hearing in writing. The hearing shall be conducted in accordance with IDAPA 58.01.23, Rules of Administrative Procedure before the Board of Environmental Quality.” (5-3-03)

03. Emergency Action. If the Director finds the public health, safety or welfare requires emergency action, the Director shall incorporate findings in support of such action in a written notice of emergency revocation issued to the permittee. Emergency revocation shall be effective upon receipt by the permittee. Thereafter, if requested by the permittee in writing, the Director shall provide the permittee a revocation hearing and prior notice

thereof. Such hearings shall be conducted in accordance with IDAPA 58.01.23, Rules of Administrative Procedure Before the Board of Environmental Quality.” (3-15-02)

04. Revocation and Closure. A permittee shall perform the closure requirements in a permit, the closure requirements of these rules, and complete all closure plan activities notwithstanding the revocation of the permit. (4-7-11)

9.2.4 Violations (IDAPA 58.01.17.930)

Any person violating any provision of these rules or any permit or order issued thereunder shall be liable for a civil penalty not to exceed ten thousand dollars (\$10,000) or one thousand dollars (\$1,000) for each day of a continuing violation, whichever is greater. In addition, pursuant to Title 39, Chapter 1, Idaho Code, any willful or negligent violation may constitute a misdemeanor. (4-1-88)

9.2.5 Severability

The provisions of this permit are severable, and if a provision or its application is declared invalid or unenforceable for any reason, that declaration will not affect the validity or enforceability of the remaining provisions.

10. Other Applicable Laws

DEQ may refer enforcement of the following provisions to the state agency authorized to enforce that rule. The permittee shall comply with all applicable provisions identified in this section. Compliance with this permit does not relieve the permittee from applicable requirements in other federal, state, and local laws, statutes, and rules.

10.1 Owner Responsibilities for Well Use and Maintenance

10.1.1 Well Use

The well owner must not operate any well in a manner that causes waste or contamination of the ground water resource. Failure to operate, maintain, knowingly allow the construction of any well in a manner that violates these rules, or failure to repair or properly decommission (abandon) any well as herein required will subject the well owner to civil penalties as provided by statute. See IDAPA 37.03.09.036.01 and consult the Idaho Department of Water Resources (IDWR) for more information.

10.1.2 Well Maintenance

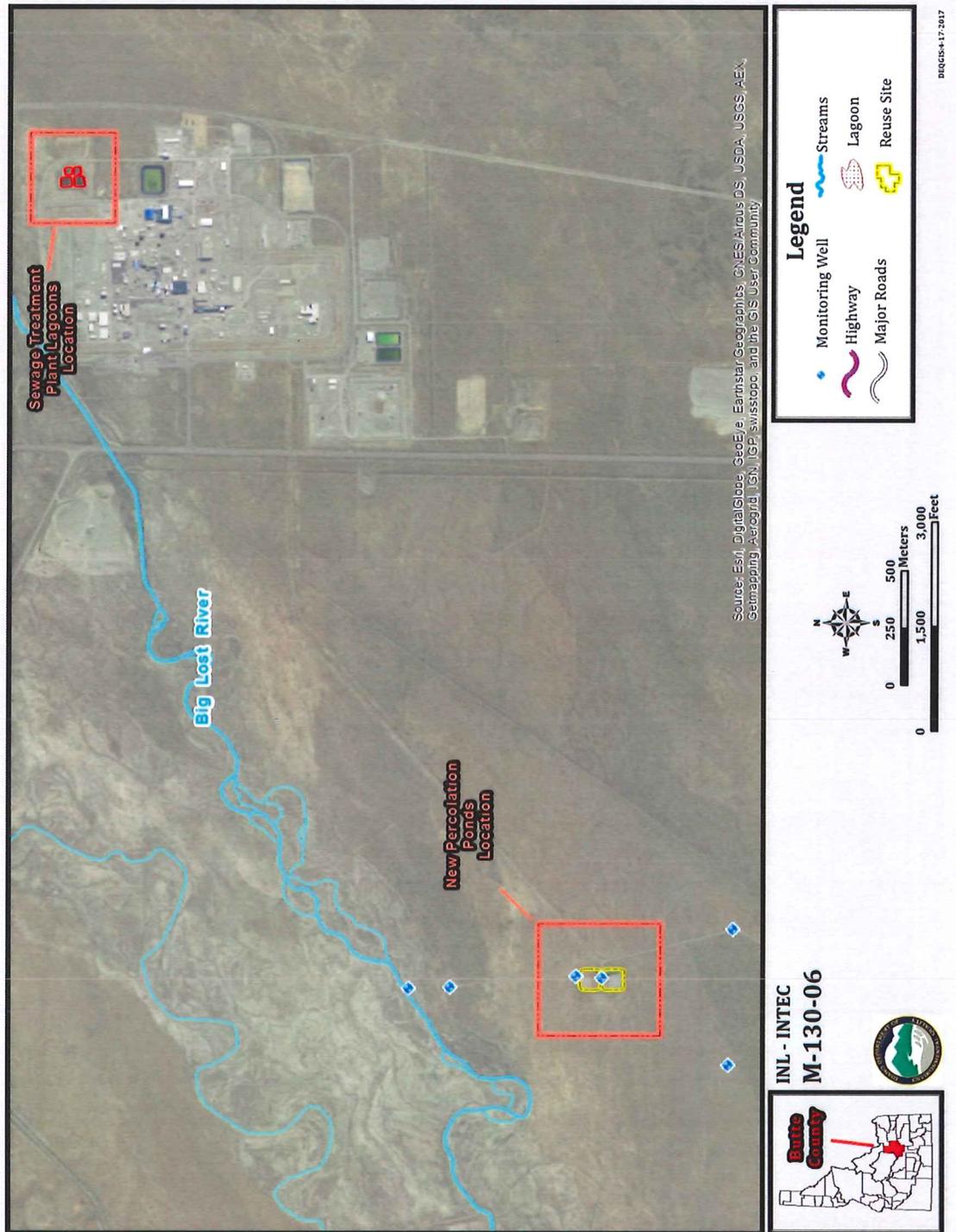
The well owner must maintain the well to prevent waste or contamination of ground waters through leaky casings, pipes, fittings, valves, pumps, seals, or through leakage around the outside of the casings, whether the leakage is above or below the land surface. Any person owning or controlling a noncompliant well must have the well repaired by a licensed well driller under a permit issued by the IDWR director in accordance with the applicable rules. See IDAPA 37.03.09.036.02 and consult IDWR for more information.

10.1.3 Wells Posing a Threat to Human Health and Safety or Causing Contamination of the Ground Water Resource

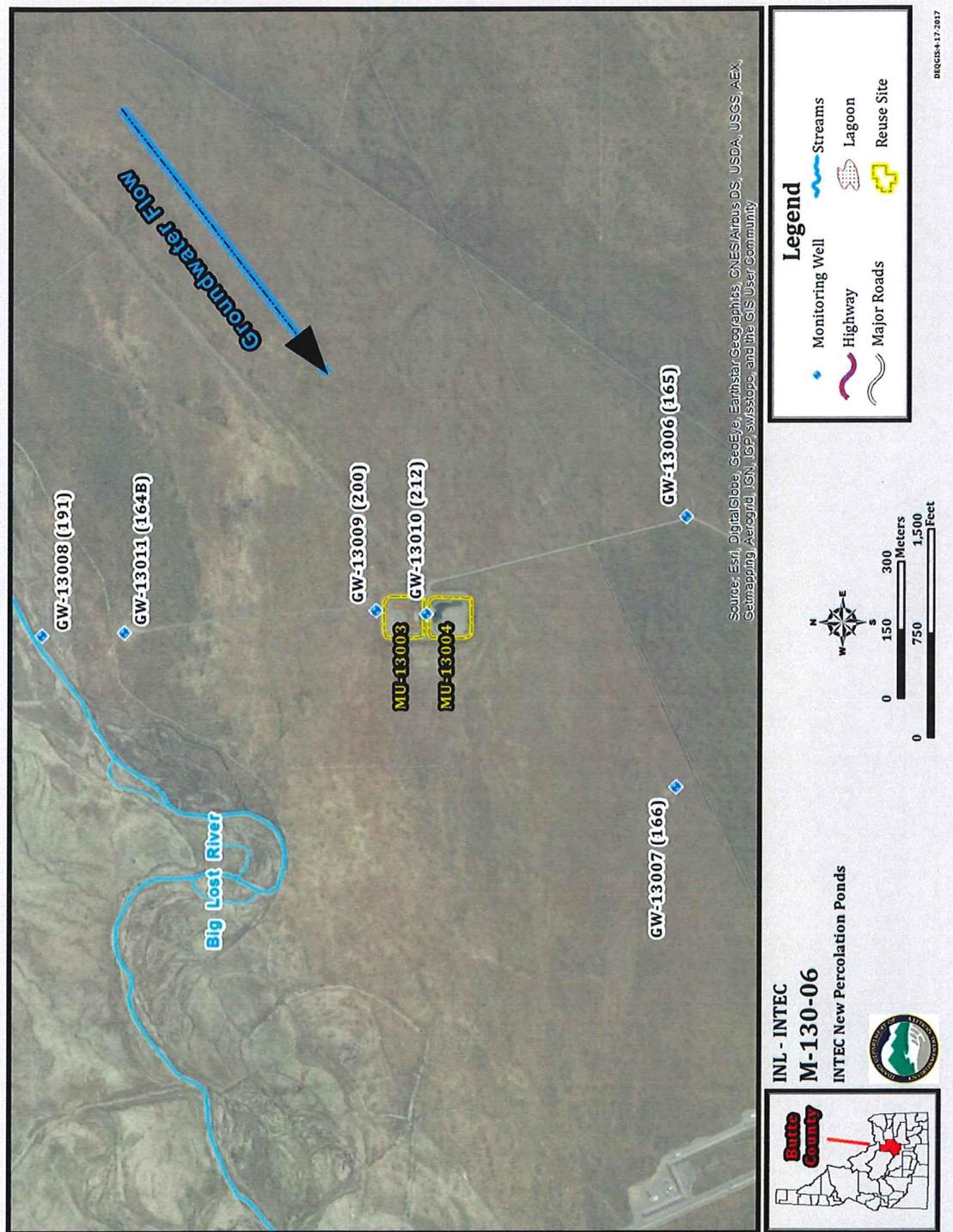
The well owner must have any well shown to pose a threat to human health and safety or cause contamination of the ground water resource immediately repaired or decommissioned (abandoned) by a licensed well driller under a permit issued by the IDWR director in accordance with the applicable rules. See IDAPA 37.03.09.036.06 and consult the IDWR for more information.

11. Site Maps

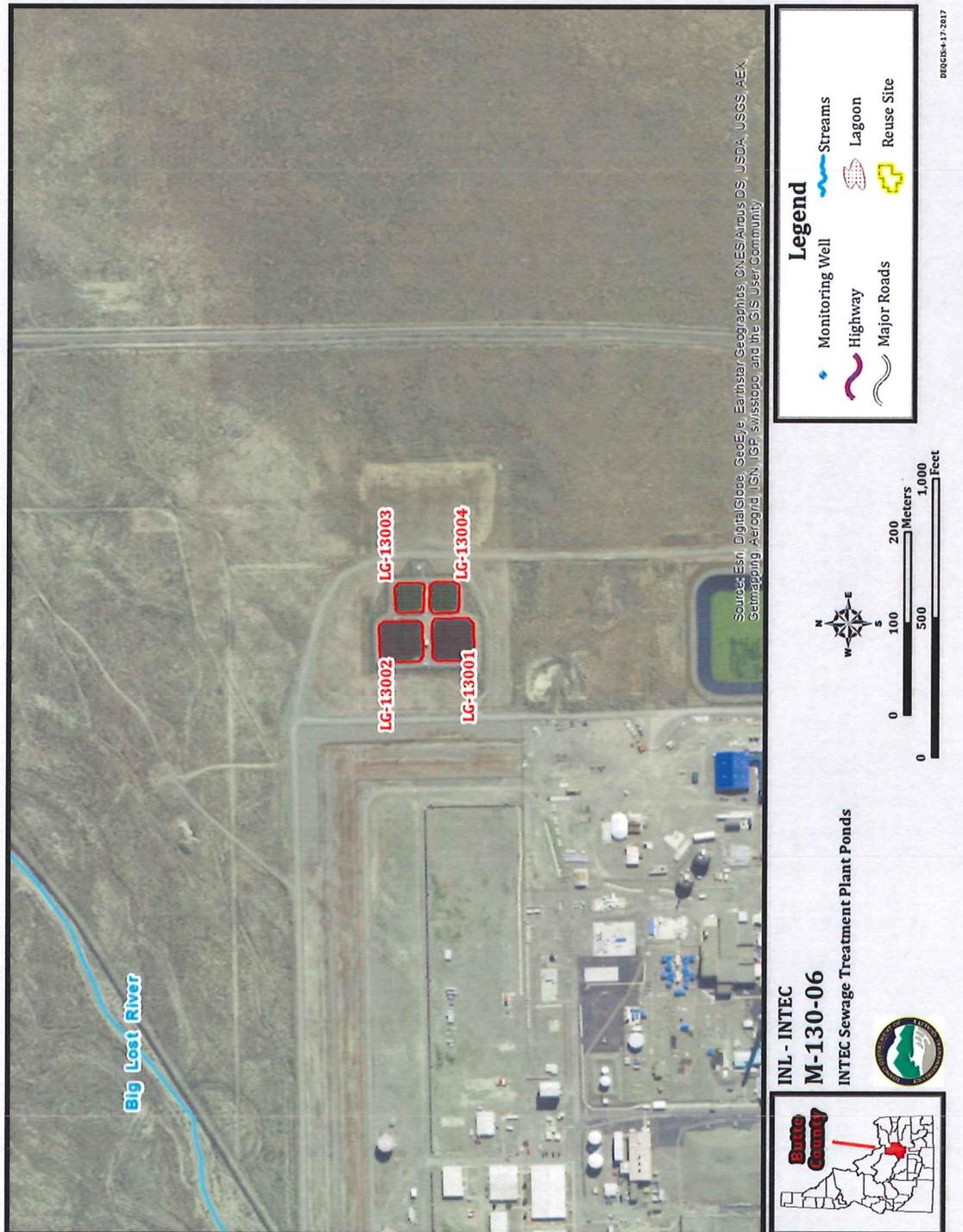
11.1 Facility Map



11.2 New Percolation Ponds



11.3 Sewage Treatment Plant



11.4 General Area Map

