



# NEW JERSEY POLLUTANT DISCHARGE ELIMINATION SYSTEM

The New Jersey Department of Environmental Protection hereby grants you a NJPDES permit for the facility/activity named in this document. This permit is the regulatory mechanism used by the Department to help ensure your discharge will not harm the environment. By complying with the terms and conditions specified, you are assuming an important role in protecting New Jersey's valuable water resources. Your acceptance of this permit is an agreement to conform with all of its provisions when constructing, installing, modifying, or operating any facility for the collection, treatment, or discharge of pollutants to waters of the state. If you have any questions about this document, please feel free to contact the Department representative listed in the permit cover letter. Your cooperation in helping us protect and safeguard our state's environment is appreciated.

**Permit Number: NJ0088315**

**Final: Stormwater Discharge Master General Permit Renewal**

**Permittee:**

NJDEP DIVISION OF WATER QUALITY  
401 E STATE ST  
Trenton, NJ 08625

**Co-Permittee:**

—

**Property Owner:**

NJDEP DIVISION OF WATER QUALITY  
401 E STATE ST  
Trenton, NJ 08625

**Location Of Activity:**

NJPDES MASTER GENERAL PERMIT PRO  
INTEREST  
401 E STATE ST  
Trenton, NJ 08625

Authorization(s) Covered Under This Approval	Issuance Date	Effective Date	Expiration Date
5G2 -Basic Industrial Stormwater GP NJ0088315 (5G2)	05/15/2007	06/01/2007	5/31/2012

**By Authority of:  
Commissioner's Office**

---

**DEP AUTHORIZATION  
Barry Chalofsky, P.P.  
Bureau of Nonpoint Pollution Control  
Division of Water Quality**

(Terms, conditions and provisions attached hereto)

**TABLE OF CONTENTS**

A. Permit Scope ..... 1

B. Permit Summary ..... 1

C. Stormwater Pollution Prevention Plan (SPPP)..... 2

    1. Stormwater Pollution Prevention Plan (SPPP) General Requirements ..... 2

    2. Amendments to the Stormwater Pollution Prevention Plan ..... 2

    3. Revisions to the Stormwater Pollution Prevention Plan..... 2

D. Contents of a Stormwater Pollution Prevention Plan ..... 2

    1. Inventory Requirements ..... 2

    2. Mapping Requirements ..... 2

    3. Initial Facility Assessment ..... 3

    4. Best Management Practices ..... 3

    5. Implementation Schedule of Best Management Practices ..... 3

    6. Maintenance Plan ..... 4

    7. Inspection Schedule ..... 4

    8. Additional Requirements..... 4

    9. Employee Training..... 4

E. Equipment and Vehicle Washing (including Boat Bottom Washing) ..... 4

F. Employee Training ..... 5

G. Annual Inspection ..... 5

H. Permit Submittals and Deadlines..... 5

    1. Submittal Requirements ..... 5

    2. Submittal Deadlines ..... 5

I. Enforcement Inspections and Permitting Options ..... 6

J. General Conditions..... 7

    1. Eligibility for Authorization ..... 7

    2. Who Must Submit the Request for Authorization ..... 7

    3. Contents of a Request for Authorization ..... 7

    4. Where to Submit a Request for Authorization ..... 8

    5. Additional Notification ..... 9

    6. Deadline to Apply For an Existing Stormwater Discharge ..... 9

    7. Deadline to Apply For a New Facility ..... 9

    8. Deadline to Apply for Facilities that were Previously Authorized Under Another Owner or  
 Operating Entities Authorization ..... 9

    9. Automatic Renewal..... 9

    10. Extensions of Permit Deadlines ..... 9

    11. Permit Transfer – Change of Owner or Operating Entity ..... 9

    12. Obligation to provide copies and/or allow review of the SPPP..... 10

    13. Other Laws ..... 10

    14. Discharge of Unauthorized Pollutants..... 10

    15. Operations and Maintenance Manual..... 10

    16. Construction Activities..... 10

K. Definitions..... 11

L. Standard Conditions ..... 12

## Basic Industrial Stormwater General Permit – NJ0088315 (5G2)

Effective Date of Renewal: June 1, 2007. Expiration Date: May 31, 2012

### A. Permit Scope

#### 1. Geographic Area

- a. The Basic Industrial Stormwater General Permit applies to all areas of the State of New Jersey.

#### 2. Authorized Discharges

- a. The Basic Industrial Stormwater General Permit (“permit”) authorizes:
  - i. industrial stormwater discharges to the surface and/or ground waters of the State (“waters of the State”) for facilities that can eliminate exposure of source materials and industrial activity, as defined by this permit, to such stormwater within the time frames specified by the permit; and
  - ii. the temporary discharge of existing equipment and vehicle wash wastewater until May 31, 2009 except for new facilities, as defined by this permit, pursuant to Section E of this permit.

### B. Permit Summary

#### 1. Eliminate Exposure

- a. Every facility authorized under this permit must eliminate exposure of source materials and industrial activities to stormwater, regulated under this permit, through the implementation of Best Management Practices (BMPs) as part of a Stormwater Pollution Prevention Plan (SPPP) within the time frames specified by the permit.

#### 2. Prepare a Stormwater Pollution Prevention Plan (SPPP)

- a. Facilities must prepare an SPPP within six (6) months of the effective date of permit authorization (EDPA).
- b. Facilities being reauthorized as part of the automatic renewal must revise their SPPP on or before October 1, 2007 to incorporate additional requirements contained in the permit.
- c. New facilities must prepare an SPPP prior to the commencement of operations.

#### 3. Implement a Stormwater Pollution Prevention Plan (SPPP)

- a. Facilities must implement the SPPP within eighteen (18) months of the EDPA.
- b. New facilities must implement the SPPP prior to commencement of operations.

#### 4. Eliminate Unpermitted Discharges of Equipment and Vehicle Wash Wastewater

- a. Facilities must eliminate any existing unpermitted discharges of equipment and vehicle wash wastewater (if applicable) to the waters of the State on or before June 1, 2009.
- b. Upon the effective date of permit authorization, new facilities must not discharge equipment and vehicle wash wastewater to the waters of the State unless that discharge is authorized by a separate NJPDES permit.

#### 5. Conduct Annual Inspections

- a. Facilities must conduct annual self inspections to ensure that they are in compliance with their SPPP and that their BMPs effectively eliminate exposure.

#### 6. Submit Certifications

- a. Facilities must submit the Department's Generic Certification Form certifying that they have prepared an SPPP, implemented an SPPP, and conducted an annual self inspection and that they are in compliance with all permit conditions in accordance with the time frames specified in the permit.
- b. New facilities must submit the Department's Generic Certification Form, with the Request for Authorization (RFA), certifying that they have prepared and implemented an SPPP.

## **C. Stormwater Pollution Prevention Plan (SPPP)**

### **1. Stormwater Pollution Prevention Plan (SPPP) General Requirements**

- a. Each facility must prepare and implement an SPPP for each portion of their operation that generates industrial stormwater discharges to the waters of the State.
- b. Once the SPPP is implemented, there must be no exposure of source materials and/or industrial activity to such stormwater.
- c. The SPPP must accurately reflect facility operations and ensure that the facility is in compliance with permit requirements.
- d. The SPPP must be signed and dated, and retained for a period of at least five (5) years.

### **2. Amendments to the Stormwater Pollution Prevention Plan**

- a. The SPPP must be amended accordingly anytime facility operations change to ensure that the facility continues to meet the requirements of this permit.
- b. Any amended SPPP must be signed and dated, and retained for a period of at least five (5) years.

### **3. Revisions to the Stormwater Pollution Prevention Plan**

- a. Facilities being reauthorized as part of the automatic renewal must revise their SPPP on or before October 1, 2007 to incorporate additional requirements contained in the permit.

## **D. Contents of a Stormwater Pollution Prevention Plan**

### **1. Inventory Requirements**

- a. Include a detailed description of all source materials used, stored, or otherwise located at the facility and all industrial activities conducted at the facility.
- b. Include a list of any domestic sewage, non-contact cooling water, or process waste water (including leachate and contact cooling water) other than stormwater, which is generated at the facility and discharged through separate storm sewers to surface waters, or discharges to ground water.
  - i. For discharges identified above, list any final or draft NJPDES permits, pending NJPDES permit applications, or pending requests for authorization under another general NJPDES permit (including the NJPDES permit number where available).

### **2. Mapping Requirements**

- a. Include a map (preferably drawn to scale) of the entire facility that contains the following:
  - i. the location(s) of existing buildings and other permanent structures;
  - ii. all paved areas, including roads and access areas;
  - iii. stormwater flow including, drainage patterns, stormwater conveyances (e.g., downspouts [where there is industrial activity on the roof], overland flow, swales,

ditches and channels, and storm sewer pipes), and the location of all stormwater discharge structures;

iv. the location(s), if any, where sanitary sewage, non-contact cooling water, or process wastewater (other than stormwater) generated by the facility enters storm water conveyance that discharge to the waters of the State;

v. all locations where source materials are used, stored, or otherwise located at the facility and where all industrial activities occur at the facility, including, but not limited to, the following:

- outdoor handling, treatment, storage, or disposal activities;
- loading and unloading areas;
- outdoor manufacturing, processing, or cleaning activities; and other activities that disturb the land surface (except for construction activities authorized under NJPDES Permit No. NJ0088323);
- significant dust or particulate generating processes;
- hazardous waste storage or disposal facilities;
- all waste management, storage and disposal practices.

### **3. Initial Facility Assessment**

a. Include a narrative description of how source materials at the facility, that come into contact or have the potential to come into contact with stormwater (including, but not limited to, handling, transport, treatment, storage, and disposal), are managed. The narrative must include a description of the following:

- i. location and method of material handling and transport (including loading and unloading);
- ii. any existing BMPs used to:
  - minimize contact of source materials with stormwater;
  - reduce pollutants in stormwater (structural and non-structural);
  - divert stormwater to specific areas on or off-site, including diversion to containment areas, holding tanks, treatment facilities, or sanitary or combined sewers.
- iii. any stormwater treatment.

### **4. Best Management Practices**

a. Include a description of the BMPs that will be implemented at the facility to:

- i. eliminate exposure of source material and/or industrial activity to stormwater that is regulated under this permit; and
- ii. ensure that the facility does not discharge domestic sewage, non-contact cooling water, and other process wastewaters to the waters of the State that requires a separate NJPDES permit. If such discharges exist, the permittee must cease the discharge and/or apply for and obtain a separate NJPDES permit.
- iii. ensure that the facility has eliminated the unpermitted discharge of equipment and vehicle wash wastewater to the waters of the State on or before June 1, 2009 as required by Section E.1.c of this permit.

### **5. Implementation Schedule of Best Management Practices**

a. Include a schedule for full implementation of the BMPs identified above.

- b. The BMPs must be fully implemented on or before eighteen (18) months of the effective date of permit authorization.
  - i. New facilities must fully implement the BMPs upon the effective date of permit authorization.

#### **6. Maintenance Plan**

- a. Include a plan that ensures regular, preventative maintenance and appropriate repairs, including replacement, of all structural BMPs identified above and the updating of non-structural BMPs such as Standard Operating Procedures (SOPs).

#### **7. Inspection Schedule**

- a. Regular maintenance inspections must be conducted to ensure that all BMPs identified in the SPPP are being properly implemented and/or maintained.
- b. Record any problems identified and the corrective action(s) to be implemented. Re-inspect to verify that full remediation is achieved.

#### **8. Additional Requirements**

- a. The SPPP must include (or cite the location of ) the following requirements, if applicable:
  - i. any spill reports prepared under section 313 in Title III of the Superfund Amendments and Reauthorization Act (SARA) of 1986, 42 U.S.C. 9601 et seq;
  - ii. any Spill Prevention Control and Countermeasure Plan (SPCC Plan) prepared under 40 CFR 112 and section 311 of the Clean Water Act, 33 U.S.C. 1321; any Discharge Prevention, Containment and Countermeasure Plan (DPCC Plan); and Discharge Cleanup and Removal Plan (DCR Plan) prepared under N.J.A.C. 7:1E; and
  - iii. for any industrial stormwater discharges through a municipal separate storm sewer system that has a final NJPDES discharge permit, compliance with all applicable requirements of the municipal stormwater program developed under that permit.

#### **9. Employee Training**

- a. Include records (or cite the location of records) of all training conducted to satisfy the annual employee training requirement in Section F.1.a of the permit.

### **E. Equipment and Vehicle Washing (including Boat Bottom Washing)**

#### **1. Temporary Authorization of Equipment and Vehicle Wash Wastewater Discharge(s)**

- a. This permit authorizes existing discharges of equipment and vehicle wash wastewater until May 31, 2009 under the following conditions:
  - i. the discharge shall not cause foaming pursuant to N.J.A.C. 7:14A-12.6;
  - ii. the discharge shall not exhibit a visible sheen pursuant to N.J.A.C. 7:14A-12.8; and
  - iii. the discharge shall not cause an impairment of the receiving water body(ies).

#### **2. Eliminating the Unpermitted Discharge of Equipment and Vehicle Wash Wastewater**

- a. On or before June 1, 2009 facilities must eliminate any unpermitted discharge of equipment and vehicle wash wastewater, including rinse water with or without detergents, to the waters of the State by either:
  - i. installing a vehicle wash wastewater reclaim/recycling system;

- ii. capturing and hauling the wash wastewater for proper disposal;
  - iii. connecting to sanitary sewer (where applicable and approved by local authorities);
  - iv. ceasing the activity; or
  - v. applying for and obtaining a separate NJPDES permit.
- b. Upon the EDPA, new facilities must not discharge equipment and vehicle wash wastewater to the waters of the State unless that discharge is authorized by a separate NJPDES permit.

## **F. Employee Training**

### **1. Annual Employee Training**

- a. Each facility must develop and conduct an annual Stormwater Pollution Prevention Plan training for employees on topics identified in the SPPP.
- i. At a minimum, annual employee training will include the BMPs identified in the facilities SPPP to ensure that the BMPs are being properly implemented and/or maintained.

## **G. Annual Inspection**

### **1. Annual Inspection**

- a. Once the SPPP has been implemented, the permittee must conduct annual self-inspections of the facility to ensure that the SPPP is:
- i. current and up-to-date;
  - ii. properly implemented; and
  - iii. effectively eliminating exposure of source materials and industrial activity to stormwater regulated under this permit, through the implementation of structural and non structural BMPs.
- b. If, during the annual inspection, it is determined that the facility is not in compliance with permit conditions an Incidents of Noncompliance Form must be completed, identifying the steps being taken to remedy the noncompliance and methods to prevent such incidents from recurring.
- i. The Incidents of Noncompliance Form must be submitted to the Department with the Department's Generic Certification Form.

## **H. Permit Submittals and Deadlines**

### **1. Submittal Requirements**

- a. Each facility must submit the Department's Generic Certification Form certifying that they have:
- i. prepared an SPPP;
  - ii. implemented their SPPP; and
  - iii. conducted an annual inspection and are in compliance with the SPPP and the permit conditions.

### **2. Submittal Deadlines**

- a. SPPP preparation and implementation certification(s) submittal requirements. (Note: Facilities that were previously authorized under this permit and have submitted their SPPP

preparation and implementation certification(s) are not required to resubmit these certifications.)

- i. Submit the Generic Certification Form certifying that the SPPP was prepared: within six (6) months from the effective date of permit authorization (EDPA).
  - ii. Submit the Generic Certification Form certifying that the SPPP was implemented: within eighteen (18) months from the effective date of permit authorization (EDPA).
  - iii. New facilities must submit the Generic Certification Form certifying that they have prepared and implemented their SPPP with their RFA (see Section J.3.a.xiv of this permit).
- b. Annual Certification submittal requirements for facilities being reauthorized as part of this automatic renewal. (Note: The appropriate calendar quarter for this submittal is indicated on your Authorization to Discharge page.)
- i. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the first calendar quarter (January – March).
  - ii. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the second calendar quarter (April – June).
  - iii. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the third calendar quarter (July – September).
  - iv. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the fourth calendar quarter (October – December).
- c. Annual Certification submittal requirements for new authorizations. (Note: The appropriate calendar quarter for this submittal is indicated on your Authorization to Discharge page.)
- i. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the first calendar quarter beginning 30 months from the EDPA, (January – March).
  - ii. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the second calendar quarter beginning 30 months from the EDPA, (April – June).
  - iii. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the third calendar quarter beginning 30 months from the EDPA, (July – September).
  - iv. Submit the Generic Certification Form certifying the Annual Inspection was conducted: annually, by the end of the fourth calendar quarter beginning 30 months from the EDPA, (October – December).

## **I. Enforcement Inspections and Permitting Options**

### **1. Enforcement of Permit Conditions**

a. The Department's Water Compliance and Enforcement Element routinely inspects facilities authorized under this permit. If violations of permit conditions occur, a facility may receive a Notice of Violation (NOV) and may be subject to penalties, including significant monetary penalties up to \$50,000 per day, per violation, pursuant to the New Jersey Water Pollution Control Act (N.J.S.A. 58:10A-1 et seq).

### **2. Applying for Another NJPDES Stormwater Permit**



- a. If a facility authorized under this permit discovers, during the preparation or implementation of their SPPP or anytime thereafter, that there is exposure of source materials and/or industrial activity to stormwater regulated under this permit or that the facility cannot comply with other provisions of this permit they should immediately contact the Bureau of Nonpoint Pollution Control at (609) 633-7021 or the Department's appropriate regional Bureau of Water Compliance and Enforcement to discuss permitting options.
- b. A facility that cannot comply with permit conditions may need to apply for an individual permit or for an industry specific general permit for its stormwater discharge. Authorization under this permit remains in effect until the date authorization under such other permit becomes effective or the Department revokes authorization under this permit.

## **J. General Conditions**

### **1. Eligibility for Authorization**

- a. This permit authorizes industrial stormwater discharges from new and existing facilities to the waters of the State, except for the following:
  - i. Stormwater discharges subject to federal effluent guideline limitations for stormwater (see 40 CFR Subchapter N); or
  - ii. Stormwater discharges authorized under another NJPDES Discharge to Surface Water (DSW) or Discharge to Ground Water (DGW) permit (including an expired permit), or combined with domestic wastewater or process wastewater prior to treatment.
  - iii. Stormwater discharges that may be fully authorized under NJPDES Permit No. NJ0088323 (a separate general permit for stormwater discharges from certain construction activities).
  - iv. Stormwater discharges from facilities with "sanitary landfills" as defined in N.J.A.C. 7:26-1.4 or hazardous waste landfills subject to N.J.A.C. 7:26G, unless those landfills have been closed in compliance with N.J.A.C. 7:26-2A.9 (the Solid Waste rules) or N.J.A.C. 7:26G (the Hazardous Waste rules), the appropriate certifications have been submitted in accordance with N.J.A.C. 7:26 or N.J.A.C. 7:26G, and the landfills are not disrupted in a manner that exposes solid waste to the stormwater discharge and/or the landfill is not disrupted. Such closed landfills are eligible for authorization under this permit.
  - v. Stormwater discharges from projects or activities that conflict with an adopted WQM plan.
- b. Facilities which are not eligible for authorization under this permit should contact the Bureau of Nonpoint Pollution Control at (609) 633-7021 to discuss other permitting options.

### **2. Who Must Submit the Request for Authorization**

- a. A separate RFA must be submitted using the Department's RFA form by each person who is an operating entity for any part of the facility requiring a NJPDES permit for their industrial stormwater discharges.
- b. When a facility is owned by one person but is currently operated by another person, the operating entity must submit the RFA.
- c. Separate RFAs must be submitted for separate facilities except for:
  - i. facilities that have the same operating entity and are located on contiguous properties.

### **3. Contents of a Request for Authorization**

- a. A completed RFA must include all of the following information:

- i. Applicant(s)/Operating Entity's business name, mailing address, and telephone number;
  - ii. Parent company's (if applicable) name, mailing address, and telephone number;
  - iii. Property/Land owner's legal name, mailing address, including a contact person and telephone number;
  - iv. Location of Facility/Site's name, address, and lot and block;
  - v. Facility Contact's name, affiliation, mailing address, and telephone number;
  - vi. Facility description and current or proposed use;
  - vii. Operating Status (government, commercial, religious, charitable, public school);
  - viii. Status of Facility (existing or new operation) and, if the facility is a new operation, the date industrial activities will commence;
  - ix. Requested permit action and requested discharge activity;
  - x. List of other NJPDES permits associated with the facility (if applicable);
  - xi. Applicant Agent's name, position, company, company's mailing address, telephone and signature (if applicable);
  - xii. Applicant Certification and original signature; and
  - xiii. An 8.5" x 11" copy of a portion of the U.S. Geological Survey Topographic Map, 7.5 minute quadrangle series, depicting the site boundaries with existing discharge location(s), and the name of the quadrangle(s) where the site is located;
  - xiv. New facilities must submit the Department's Generic Certification Form certifying that they have prepared and implemented an SPPP with their RFA thirty (30) days prior to the commencement of operations.
- b. Additional information may be required by the Department to be included as part of the RFA if the Department determines that such additional information (including other data, reports, specifications, plans, permits, or other information) is reasonably necessary to determine whether to authorize the discharge under this permit.

#### **4. Where to Submit a Request for Authorization**

- a. To obtain authorization to discharge stormwater under this permit you must submit a complete RFA to the following address:  
New Jersey Department of Environmental Protection  
Division of Water Quality  
Bureau of Permit Management  
P.O. Box 029  
Trenton, New Jersey 08625-0029
- b. After review of the RFA, the Department will either:
  - i. Issue authorization under this permit. The authorization is effective on the date the Department issues the Authorization to Discharge; or
  - ii. Deny authorization and require submittal of an application for an individual stormwater permit; or
  - iii. Deny authorization and require submittal of an RFA for another general permit.
- c. The Department must issue or deny authorization within ninety (90) days of receipt of a complete RFA. If Department fails to issue or deny authorization within ninety (90) days, the authorization must be automatically issued.

**5. Additional Notification**

- a. Facilities that discharge industrial stormwater through a municipal separate storm sewer system must also submit a copy of the RFA to the owner and/or operating entity of that system.
- b. Persons requesting authorization must also submit a copy of the RFA to each owner (if any) of the facility who did not submit the RFA.

**6. Deadline to Apply For an Existing Stormwater Discharge**

- a. Pursuant to N.J.A.C. 7:14A-24.4, the deadline for requesting authorization under a stormwater general permit or applying for an individual NJPDES stormwater permit was April 1, 1993 (with limited exceptions) for any “stormwater discharge associated with industrial activity.”
- b. The Department may accept an RFA submitted after the foregoing deadline; however the discharger is liable for violations that occurred prior to the submission of the RFA, including discharging without a permit.

**7. Deadline to Apply For a New Facility**

- a. An RFA for an industrial stormwater discharge from a new facility must be submitted at least 30 days prior to the commencement of industrial activities.
- b. The Department may accept an RFA submitted after the foregoing deadline; however the discharger is liable for violations that occurred prior to the submission of the RFA, including discharging without a permit.

**8. Automatic Renewal**

- a. Authorization under this permit will be automatically renewed when this permit is reissued as provided by N.J.A.C. 7:14A-6.13(d)9 so long as the discharge authorized under this permit continues to be eligible. The Department shall issue a notice of renewed authorization to the facility.
- b. If the facility is aware of any information in the most recently submitted RFA that is no longer true, accurate, and/or complete, the facility shall provide the correct information to the Department within 90 days of the effective renewal authorization notice.

**9. Extensions of Permit Deadlines**

- a. The Department may grant up to a twelve (12) month extensions to the deadline to implement an SPPP, if the facility submits a written request for such extension, at least thirty (30) days prior to the deadline, establishing to the Department's satisfaction that the Federal, State and local permits and approvals necessary for the construction of BMPs identified in the SPPP could not with due diligence be obtained within the time period set forth in the permit.

**10. Permit Transfer – Change of Owner or Operating Entity**

- a. Authorization under this permit may be automatically transferred to a new owner or operator with an industrial stormwater discharge at the same physical location pursuant to N.J.A.C. 7:14A-16.2(d) if the permittee provides written notice to the Department at least thirty (30) days prior to the proposed transfer date.
  - i. Permittees requesting a transfer of permit authorization should submit the Department's Application for Transfer of a Stormwater Permit form.
- b. If a permittee is moving their operations to a new physical location, the permit may not be transferred. The permittee must request a revocation for their existing permit authorization by submitting the Department's Request for Revocation form and submit a new RFA for their operations at the new location.

- c. The above mentioned forms are available on the Department's web site or by calling the Bureau of Nonpoint Pollution Control at (609) 633-7021.

#### **11. Obligation to provide copies and/or allow review of the SPPP**

- a. The permittee must provide a copy of the SPPP and the certifications required by the permit to the owner(s) of the facility.
- b. The permittee must make the SPPP available or provide a copy upon request to the owner and/or operator of any municipal separate storm sewer system through which the industrial stormwater is discharged.
- c. The permittee must make the SPPP available or provide a copy upon request to an authorized representative of the Department.
- i. Upon review by an authorized representative, the Department may notify the permittee at anytime that the SPPP does not meet one or more of the permit requirements.
- ii. Within thirty (30) days after receiving such notification (unless otherwise specified by the Department), the SPPP shall be amended to adequately address all deficiencies.

#### **12. Other Laws**

- a. In accordance with N.J.A.C. 7:14A-6.2(a)7, this permit does not authorize any infringement of State or local laws or regulations, including, but not limited to the Pinelands rules (N.J.A.C. 7:50), Discharge of Petroleum and other Hazardous Substances rules at N.J.A.C. 7:1E, and all other Department rules. No discharge of hazardous substances (as defined in N.J.A.C. 7:1E-1.6) resulting from an onsite spill shall be deemed to be "pursuant to and in compliance with this permit" within the meaning of the Spill Compensation and Control Act at N.J.S.A. 58:10-23.11c.

#### **13. Discharge of Unauthorized Pollutants**

- a. For stormwater discharges authorized by this permit, the permittee is exempt from N.J.A.C. 7:14A-6.2(a)2, which states that the discharge of any pollutant not specifically regulated in the NJPDES permit or listed and quantified in the NJPDES application or request for authorization, shall constitute a violation of the permit.

#### **14. Operations and Maintenance Manual**

- a. The facility is exempt from the requirement to prepare an operations and maintenance manual, required by N.J.A.C. 7:14A-6.12(c), for the discharge authorized by this permit.

#### **15. Construction Activities**

- a. This permit does not authorize the discharge of stormwater that is associated with construction activities (see subparagraph 1x of the definition of "stormwater discharge associated with industrial activity" and the definition of "stormwater discharge associated with small construction activity" in N.J.A.C. 7:14A-1.2). In general, this is the discharge of stormwater to surface water from construction activity that disturbs one or more acre(s). Any facility that operates a construction site with such a discharge must submit a separate RFA or individual NJPDES DSW permit application for that discharge. An RFA submitted for the Basic Industrial Stormwater General Permit does not qualify as an RFA for such a discharge.
- i. An RFA for stormwater discharges from construction activities (other than N.J. Department of Transportation construction activities) must be submitted to the appropriate State Soil Conservation District.
- ii. If applying for an individual NJPDES DSW permit, submit the NJPDES 1 form, NJPDES Form RFC, and NJPDES Form R, Part A to the Department (see N.J.A.C. 7:14A-24.7).

## K. Definitions

### 1. The following definitions apply to this permit.

- a. "Access Areas" means any immediate entry or egress (including roads and driveways) and rail lines used or traveled by carriers of raw materials, manufactured products, waste materials, or by-products used or created by the facility.
- b. "Best Management Practices" or "BMPs" include, but are not limited to, structural and non structural controls, and operation and maintenance procedures which can be applied before, during, and after pollution producing activities to reduce or eliminate the introduction of pollutants into receiving waters. (see N.J.A.C. 7:14A-1.2 for the full definition)
- c. "Contiguous" means directly abutting, or separated by a general access roadway or other right of way (with at least part of one property directly across the right of way from at least part of the other property).
- d. "Industrial Activity" means, but is not limited to, manufacturing, processing, disposing, storing, loading and unloading, transporting or conveying any raw material, intermediate product, final product, by-product, waste product or equipment. This also includes the treatment of a by-product or waste product and/or the maintenance of equipment associated with the regulated activity.
- e. "Industrial Stormwater" means stormwater, from areas of the facility where industrial activities occur and/or where source materials associated with that industrial activity are located, that discharges to the surface and/or ground waters of the State and ~~are~~ is regulated under this permit.
- f. "New Authorization" means an existing facility submitting a Request for Authorization ("RFA") for an ongoing regulated industrial activity that has an existing industrial stormwater discharge to the waters of the State.
- g. "New Facility" means any entity that will be commencing a regulated industrial activity for the first time at that location that has not yet begun to discharge industrial stormwater to the waters of the State.
- h. "Operating Entity" means any person who alone or along with other persons has primary management and operational decision-making authority over any part of a facility.
- i. "Process Wastewater" means any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by product, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water. This definition includes the terms commercial wastewater and industrial wastewater as used in 40 CFR Part 503. (Please note that for the purposes of this NJPDES permit, the stormwater discharges regulated by this permit are not process wastewaters.)
- j. "Source Materials" mean any material(s) including but not limited to raw materials, intermediate products, final products, waste materials, by-products, industrial machinery, and fuels, lubricants, solvents, and detergents located at the facility that is directly or indirectly related to their industrial activities and which could be a source of pollutants in an industrial stormwater discharge.
- k. "Stormwater" means water resulting from precipitation (including rain or snow) that runs off the land's surface, is transmitted to the subsurface, or is captured by separate storm sewers or other sewerage or drainage facilities or conveyed by snow removal equipment.
- l. "Vehicle" means any device by which people, goods, property or material, is or may be transported upon the water, air or ground.

## L. Standard Conditions

### 1. The following general conditions are incorporated by reference. The permittee is required to comply with the regulations, which were in effect as of June 1, 2007.

- a. General Permits N.J.A.C. 7:14A-6.13
- b. Penalties for Violations N.J.A.C. 7:14-8.1 et seq.
- c. Incorporation by Reference N.J.A.C. 7:14A-2.3
- d. Toxic Pollutants N.J.A.C. 7:14A-6.2(a)4i
- e. Duty to Comply N.J.A.C. 7:14A-6.2(a)1 & 4
- f. Duty to Mitigate N.J.A.C. 7:14A-6.2(a)5 & 11
- g. Inspection and Entry N.J.A.C. 7:14A-2.11(e)
- h. Enforcement Action N.J.A.C. 7:14A-2.9
- i. Duty to Reapply N.J.A.C. 7:14A-4.2(e)3
- j. Signatory Requirements for Applications and Reports N.J.A.C. 7:14A-4.9
- k. Effect of Permit/Other Laws N.J.A.C. 7:14A-6.2(a)6 & 7 & 2.9(c)
- l. Severability N.J.A.C. 7:14A-2.2
- m. Administrative Continuation of Permits N.J.A.C. 7:14A-2.8
- n. Permit Actions N.J.A.C. 7:14A-2.7(c)
- o. Reopener Clause N.J.A.C. 7:14A-6.2(a)10, 16.4(b) & 25.7(b)
- p. Permit Duration and Renewal N.J.A.C. 7:14A-2.7(a) & (b)
- q. Consolidation of Permit Process N.J.A.C. 7:14A-15.5
- r. Confidentiality N.J.A.C. 7:14A-18.2 & 2.11(g)
- s. Fee Schedule N.J.A.C. 7:14A-3.1
- t. UIC Corrective Action N.J.A.C. 7:14A-8.4
- u. Additional Conditions Applicable to UIC Permits N.J.A.C. 7:14A-8.9
- v. UIC Operating Criteria N.J.A.C. 7:14A-8.16

### 2. Operation And Maintenance

- a. Need to Halt or Reduce not a Defense N.J.A.C. 7:14A-2.9(b)
- b. Proper Operation and Maintenance N.J.A.C. 7:14A-6.12

### 3. Monitoring And Records

- a. Monitoring N.J.A.C. 7:14A-6.5
- b. Recordkeeping N.J.A.C. 7:14A-6.6
- c. Signatory Requirements for Monitoring Reports N.J.A.C. 7:14A-6.9

### 4. Reporting Requirements

- a. Planned Changes N.J.A.C. 7:14A-6.7
- b. Reporting of Monitoring Results N.J.A.C. 7:14A-6.8
- c. Noncompliance Reporting N.J.A.C. 7:14A-6.10 & 6.8(h)

- d. Hotline/Two Hour & Twenty-four Hour Reporting N.J.A.C. 7:14A-6.10(c) & (d)
- e. Written Reporting N.J.A.C. 7:14A-6.10(e) &(f) & 6.8(h)
- f. Duty to Provide Information N.J.A.C. 7:14A-2.11, 6.2(a)14 & 18.1
- g. Compliance Schedules N.J.A.C. 7:14A-6.4
- h. Transfer N.J.A.C. 7:14A-6.2(a)8 & 16.2

**5. NJPDES Rules**

- a. Copies of the NJPDES rules may be purchased by contacting LexisNexis - Customer Service at (800) 223-1940, or go to the LexisNexis bookstore on the internet at [www.lexisnexis.com/bookstore](http://www.lexisnexis.com/bookstore).