

TO BE RESCINDED

901:10-4-04 **Criteria for issuing and renewing NPDES general permit to operate.**

(A) Criteria for issuing and renewing a general NPDES permit to operate.

(1) If, on the basis of all information available, the director determines that:

(a) Discharges, if any, authorized by a general NPDES permit to operate will have only minimal adverse effects on the environment;

(b) The activities authorized by an individual NPDES permit are more appropriately authorized by a NPDES general permit to operate than an individual permit; and

(c) Adequate monitoring to obtain required information is provided; then

(d) The director shall issue a NPDES general permit to operate.

(2) The director shall not issue a NPDES general permit to operate or renewal thereof if the United States environmental protection agency regional administrator objects in writing to the issuance or renewal of a NPDES general permit to operate in accordance with section 402 of the Act.

(B) Permit duration. A general NPDES permit to operate shall be effective for a fixed term not to exceed five years.

(C) Fact sheets. The director shall prepare for each general NPDES permit to operate a fact sheet that sets forth the principal facts and significant factual, legal, methodological and policy questions considered in preparing the general permit.

(D) The general NPDES permit to operate shall comply with paragraphs (D)(1) to (D)(7) of rule 901:10-3-01 of the Administrative Code.

Effective:

Five Year Review (FYR) Dates: 4/23/2024

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 903.08, 903.10
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