



ADEQ Inventory No.	103320	Permit No.	AZ0026727
LTF No.	104388	Place ID No.	4812

AUTHORIZATION TO DISCHARGE UNDER THE ARIZONA POLLUTANT DISCHARGE ELIMINATION SYSTEM

In compliance with the provisions of Arizona Revised Statutes (A.R.S.) Title 49, Chapter 2, Article 3.1; the Federal Water Pollution Control Act, (33 U.S.C. §1251 *et seq.*, as amended), and Arizona Administrative Code (A.A.C.) Title 18, Chapter 9, Articles 9 and 10, and amendments thereto the,

City of Phoenix
Cave Creek Water Reclamation Plant
2474 South 22nd Avenue, Building 31,
Phoenix, AZ 85009

is authorized to discharge treated domestic wastewater from the wastewater treatment plant located at 22841 N. Cave Creek Rd., serving Cave Creek, Phoenix, and Scottsdale in Maricopa County, Arizona to an unnamed wash, tributary to Cave Creek Wash, a protected surface water in Arizona that is a Water of the U.S. (WOTUS), in the Middle Gila River Basin at:

Outfall No.	Latitude	Longitude	Legal
001	33° 45' 18.5" N	112° 01' 05.9" W	Township 4N, Range 3E, Section 14

in accordance with effluent limitations, monitoring requirements and other conditions set forth herein, and in the attached "Standard AZPDES Permit Conditions."

Annual Registration Fee [A.R.S. 49-255.01 and A.A.C. R18-14-104]

The annual registration fee for this permit is payable to ADEQ each year. The permitted flow for fee calculation is 8,000,000 gallons per day (GPD). If the facility is not yet constructed or is incapable of discharge at this time, the permittee may be eligible for reduced fees under rule. Send all correspondence requesting reduced fees to the Water Quality Division of ADEQ. Please reference the permit number, LTF number, and why reduced fees are requested under rule.

This permit shall become effective on _____, 2024.

This permit and the authorization to discharge shall expire on _____, 2029.

Signed _____.

Josephine Maressa, Deputy Director
Water Quality Division
Arizona Department of Environmental Quality

Table of Contents

PART I. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS	3
A. Effluent Limitations and Monitoring Requirements	3
B. Trace Substance Monitoring	4
C. Whole Effluent Toxicity Monitoring	5
D. Effluent Characterization Testing	6
E. Surface Water Quality Standards	13
PART II. MONITORING AND REPORTING	14
A. Sample Collection and Analysis	14
B. Reporting of Monitoring Results	16
C. Twenty-four Hour Reporting of Noncompliance	18
D. Monitoring Records	19
E. WET Reporting	19
PART V. SPECIAL CONDITIONS	19
A. Operation	19
B. Pretreatment Conditions	20
C. Reopener	20
Appendix A. Part A: Acronyms	20
Appendix A. Part B: Definitions	21
Appendix B. AZPDES Discharge Flow Record	27
Appendix C. Ammonia Data Log	28
Appendix D. Standard AZPDES Permit Conditions & Notifications	32

PART I. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

A. Effluent Limitations and Monitoring Requirements

- The Permittee shall limit and monitor discharges from Outfall 001 as specified in Table 1 which follows. These requirements are based on a design capacity of 8 million gallons per day (MGD).

Table 1. Effluent Limitations and Monitoring Requirements

Parameter	Maximum Allowable Discharge Limitations						Monitoring Requirement (1) (2) (3)	
	Mass Limits			Concentration Limits			Monitoring Frequency	Sample Type
	Monthly Average	Weekly Average	Daily Maximum	Monthly Average	Weekly Average	Daily Maximum		
Discharge Flow (MGD)	REPORT (4)	---	REPORT	---	---	---	Continuous	Metered
Carbonaceous Biochemical Oxygen Demand (CBOD) (5-day)	900 kg/day	1,400 kg/day	---	25 mg/L	40 mg/L	---	1x/Week	24-hour Composite (5)
CBOD (6)	---	---	---	85% REMOVAL MINIMUM	---	---	1x/Week	24-hour Composite
Total Suspended Solids (TSS)	900 kg/day	1,400 kg/day	---	30 mg/L	45 mg/L	---	1x/Week	24-hour Composite
TSS (6)	---	---	---	85% REMOVAL MINIMUM	---	---	1x/Week	24-hour Composite
<i>E. coli</i>	---	---	---	126 cfu/100 mL (7)	---	575 cfu/100 mL (7)	4x/Month	Discrete
Chlorine, Total Residual (TRC) (8) (9)	270 g/day	---	550 g/day	9.0 µg/L	---	18 µg/L	5x/Week	Discrete
pH (9)	Not less than 6.5 standard units (S.U.) nor greater than 9.0 S.U.						5x/Week	Discrete

Footnotes

- Testing must coincide with the Whole Effluent Toxicity Test (WET) samples, if any, taken during that monitoring period as per Part I.C, Table 3 of the permit. See Part IV of the permit.
- If discharge is infrequent, see Part I.D for minimum effluent characterization monitoring requirements.
- The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- Monitoring and reporting required. No limit set at this time. In addition to the average and maximum flows reported on the Discharge Monitoring forms, daily discharge flow shall be recorded on the Discharge Flow Record provided in Appendix B. See Part II. B for reporting requirements.
- For the purposes of this permit, a “24-hour composite” sample has been defined as a flow-proportioned mixture of not less than three discrete samples (aliquots) obtained at equal time intervals during a 24-hour period. The volume of each aliquot shall be directly proportional to the discharge flow rate at the time of sampling.
- Both the influent and the effluent shall be monitored.
- cfu = colony forming units; “most probable number” (mpn) is considered equivalent for reporting purposes. The monthly average for *E. coli* is calculated as a geometric mean. A minimum of 4 samples (one sample per week of each month) are required in order to report a geometric mean. See the definition for “Monthly or Weekly Average Concentration Limit” in Appendix A.
- Sample when chlorine or bromine compounds are used for disinfection. See Part II.A.7 for specific monitoring requirements for chlorine.
- pH and TRC must be measured at the time of sampling and do not require use of a certified laboratory. Measurements must be obtained in accordance with the applicable method and must meet all method quality assurance/quality control requirements to be considered valid data.

B. Trace Substance Monitoring

1. The permittee shall monitor discharges from Outfall 001 as specified in Table 2. Monitoring results above the Assessment Levels (ALs) listed below do not constitute a permit violation, but may trigger evaluation of Reasonable Potential (RP) by ADEQ. The permittee shall use an approved analytical method with a Limit of Quantitation (LOQ) lower than the AL values as described in Part II.A.5.

Table 2. Assessment Level Monitoring

Parameter	Assessment Levels (1) (2)		Monitoring Requirements (3) (4) (5)	
	Monthly Average	Daily Maximum	Monitoring Frequency	Sample Type
Ammonia (6)	REPORT [mg/L]	REPORT [mg/L]	2x/Month (7)	Discrete
Ammonia Impact Ratio (AIR) (8)	1	2	2x/Month (7)	By Calculation
Antimony	500 µg/L	1,000 µg/L	1x/Month	24-hr. Composite
Arsenic	120 µg/L	250 µg/L	1x/Month	24-hr. Composite
Beryllium	4.3 µg/L	8.7 µg/L	1x/Month	24-hr. Composite
Boron	186,667 µg/L	374,489 µg/L	1x/Month	24-hr. Composite
Cadmium (9)	2.3 µg/L	4.7 µg/L	1x/Month	24-hr. Composite
Chromium III (10)	82 µg/L	160 µg/L	1x/Month	Discrete
Chromium VI (10)	8.0 µg/L	16 µg/L	1x/Month	Discrete
Copper (9)	8.3 µg/L	17 µg/L	1x/Month	24-hr. Composite
Cyanide (as free cyanide)	7.9 µg/L	16 µg/L	1x/Month	Discrete
Hardness (CaCO ₃) - effluent (9)	Report [mg/L]	Report [mg/L]	1x/Month	24-hr. Composite
Hydrogen sulfide (11)	2 µg/L	3 µg/L	1x/Month	Discrete
Iron	800 µg/L	2,000 µg/L	1x/Month	24-hr. Composite
Lead (9)	3.3 µg/L	6.6 µg/L	1x/Month	24-hr. Composite
Mercury	0.008 µg/L	0.02 µg/L	1x/Month	Discrete
Nickel (9)	50 µg/L	100 µg/L	1x/Month	24-hr. Composite
Oil & Grease	10 mg/L	15 mg/L	1x/Month	Discrete
pH - effluent (6) (8) (12)	REPORT [S.U.] (6)	REPORT [S.U.] (6)	2x /Month (7)	Discrete
Selenium	2 µg/L	3 µg/L	1x/Month	24-hr. Composite
Silver (2)(9)	2.6 µg/L	5.2 µg/L	1x/Quarter	24-hr. Composite
Sulfides (11)	REPORT [µg/L]	REPORT [µg/L]	1x/Month	Discrete
Temperature - effluent (6) (8) (12)	REPORT [°C] (6)	REPORT [°C] (6)	2x /Month (7)	Discrete
Thallium	75 µg/L	150 µg/L	1x/Month	24-hr. Composite
Zinc (9)	70 µg/L	140 µg/L	1x/Month	24-hr. Composite

Footnotes

- 1 Concentration values are calculated based on Arizona Water Quality Standards. Monitoring and reporting required.
- 2 All metals effluent Assessment Levels are for total recoverable metals, except for chromium VI, for which the assessment levels listed are dissolved.
- 3 Testing must coincide with the Whole Effluent Toxicity Test (WET) samples, if any, taken during that monitoring period as per Part I.C, Table 3 of the permit. See Part IV of the permit.
- 4 If discharge is infrequent see Part I.D for minimum effluent characterization monitoring requirements.

- 5 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- 6 The ammonia assessment level is dependent on pH and temperature. The receiving water must be tested for pH and temperature at the same time that the ammonia samples are taken. If no receiving water is present at the time of sampling, the effluent must be tested for ammonia instead. Note: When reporting the pH and temperature on the Discharge Monitoring report, enter Code "9" (Conditional Monitoring) for either the effluent or receiving water that was not tested. In addition to reporting the ammonia values on the DMRs, the ammonia data log shall also be completed including values of the effluent. See Part II.B of the permit.
- 7 Sample 2x/Month with a minimum of one (1) week between samplings.
- 8 The Ammonia Impact Ratio (AIR) is calculated as the ratio of the reported effluent ammonia concentration and the calculated ammonia standard as determined by comparing concurrent measurement of the effluent/receiving water pH and temperature with the values in the ammonia criteria table in Appendix C. In addition to reporting the AIRs on the DMRs, the ammonia data log in Appendix C shall also be completed. See Part II.B of the permit.
- 9 Assessment levels listed are based on a default hardness of 120 mg/L as CaCO₃. The effluent must be tested for hardness at the same time that these metal samples are taken. Please see the hardness definition in Appendix A, Part B. Note: When reporting the hardness on the Discharge Monitoring report, enter Code "9" (Conditional Monitoring) for either the effluent or receiving water hardness that was not tested.
- 10 If total chromium exceeds 86 µg/L, the permittee must conduct sampling for chromium III for the remainder of the permit. If total chromium exceeds 8 µg/L, the permittee must conduct sampling for chromium VI for the remainder of the permit. Otherwise, monitoring for chromium III and/or chromium VI is not required.
- 11 With a detection limit no higher than 100 µg/L, any detection of sulfides shall trigger monitoring for hydrogen sulfide for the remainder of the permit term. Monitoring for hydrogen sulfide is only required if sulfide is detected.
- 12 pH and temperature must be measured at the time of sampling and do not require use of a certified laboratory. Measurements must be obtained in accordance with the applicable method and must meet all method quality assurance/quality control requirements to be considered valid data.

C. Whole Effluent Toxicity Monitoring

1. The permittee shall monitor discharges from Outfall 001 for Whole Effluent Toxicity (WET) as specified in Table 3 which follows. If toxicity is detected above an Action Level specified as follows, the permittee must perform follow-up testing and, as applicable, follow the TIE/TRE processes in Part IV.D of the permit.

Table 3. WET Testing

Parameter (1)	Action Levels		Monitoring Requirements	
	Daily Maximum (2) (3)	Monthly Median (3)	Monitoring Frequency (5)	Sample Type
Acute Toxicity (4) <i>Pimephales promelas</i> (Fathead minnow)	N/A	Fail	1x/Quarter	24-hr Composite
Acute Toxicity (4) <i>Ceriodaphnia dubia</i> (Water flea)	N/A	Fail	1x/Quarter	24-hr Composite
Chronic Toxicity <i>Pseudokirchneriella subcapitata</i> (Green algae) (6)	1.6 TUc	1.0 TUc	1x/Quarter	24-hr Composite
Chronic Toxicity <i>Pimephales promelas</i> (Fathead minnow)	1.6 TUc	1.0 TUc	1x/Quarter	24-hr Composite
Chronic Toxicity <i>Ceriodaphnia dubia</i> (Water flea)	1.6 TUc	1.0 TUc	1x/Quarter	24-hr Composite

Footnotes

- 1 See Part IV for additional requirements for testing and reporting Whole Effluent Toxicity (WET).
- 2 Since completion of one chronic WET test takes more than 24 hours, the daily maximum is considered to be the highest allowable test result.

- 3 If chronic toxicity is detected above the Action Levels in this table or an acute test fails, the permittee must perform follow-up testing. See Part IV for details.
- 4 The requirement for an acute test applies when duration of discharge doesn't allow for chronic tests to be conducted. See Part IV.
- 5 If discharge is infrequent see Part I.D for minimum effluent characterization monitoring requirements.
- 6 Formerly known as *Selenastrum capricornutum* or *Raphidocelis subcapitata*.

D. Effluent Characterization Testing

1. Once this facility is constructed, operational, and able to discharge to the wash, the permittee shall monitor for effluent characterization. The permittee shall monitor to characterize the facility's effluent for the parameters listed in Tables 4.a – f, whether discharging or not. When the facility discharges during a reporting period, monitoring for parameters with set limits, assessment levels, or action levels is to be conducted at the frequency indicated in Tables 1 through 3 and results shall be reported on DMRs. No limits or ALs are established for monitoring requirements set in Tables 4.a – f, but the LOQ must be low enough to allow comparison of the results to the applicable water quality standards (WQS). If a LOQ below the WQS cannot be achieved, then the permittee shall use the method expected to achieve the lowest LOQ, as defined in Appendix A of this permit. Samples are to be representative of any seasonal variation in the discharge.
2. Effluent Characterization testing results shall be reported annually using the form provided by ADEQ. See Part II.B.3.

Table 4.a. Effluent Characterization Testing—General Chemistry and Microbiology

Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency (2)	Sample Type
Ammonia (as N) (3)	mg/L	1x/Quarter	Discrete
Ammonia Impact Ratio (AIR) (4)	N/A	1x/Quarter	By Calculation
Carbonaceous Biochemical Oxygen Demand (CBOD-5)	mg/L	1x/Quarter	24-hour Composite
Chlorine, Total Residual (TRC) (5) (6)	µg/L	1x/Quarter	Discrete
Dissolved Oxygen (6)	mg/L	1x/Quarter	Discrete
<i>E. coli</i>	cfu/100 mL (7)	1x/Quarter	Discrete
Nitrate/Nitrite (as N)	mg/L	1x/Quarter	24-hour Composite
Nitrogen, Total Kjeldahl (TKN)	mg/L	1x/Quarter	24-hour Composite
Oil and Grease	mg/L	1x/Quarter	Discrete
pH (3) (4) (6)	S.U.	1x/Quarter	Discrete
Phosphorus	mg/L	1x/Quarter	24-hour Composite
Temperature (3) (4) (6)	°Celsius	1x/Quarter	Discrete
Total Dissolved Solids (TDS)	mg/L	1x/year in years 2026,2027,2028 of permit term	24-hour Composite
Total Suspended Solids (TSS)	mg/L	1x/Quarter	24-hour Composite

Footnotes

- 1 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- 2 If more frequent monitoring of any of these parameters is required by another part of this permit, those sampling results may be used to satisfy Table 4.a. requirements.
- 3 When sampling for ammonia, temperature and pH must be determined concurrently and the results recorded on the **Ammonia Data Log** provided in Appendix C. See Part II.B for reporting requirements.
- 4 The Ammonia Impact Ratio (AIR) is calculated as the ratio of the reported effluent ammonia concentration and the calculated ammonia standard as determined by comparing concurrent measurement of the effluent water pH and temperature with the values in the ammonia criteria table in Appendix C.
- 5 Sample when chlorine or bromine compounds are used for disinfection. See Part II.A.6 for specific monitoring requirements for chlorine.
- 6 Temperature, pH, TRC and dissolved oxygen must be measured at the time of sampling and do not require use of a certified laboratory. See Part II.A.6 for methods of analyses for chlorine. Measurements must be obtained in accordance with the applicable method and must meet all method quality assurance/quality control requirements to be considered valid data.
- 7 cfu = colony forming units; “most probable number” (mpn) is considered equivalent for reporting purposes.

Table 4.b. Effluent Characterization Testing—Selected Metals, Trace Substances and WET

Parameter (1)	Reporting Units	Monitoring Requirements (2)	
		Monitoring Frequency (3)	Sample Type
Antimony	µg/L	1x/Quarter	24-hour Composite
Arsenic	µg/L	1x/Quarter	24-hour Composite
Asbestos	MF/L	1x/Quarter	24-hour Composite
Barium	µg/L	1x/Quarter	24-hour Composite
Beryllium	µg/L	1x/Quarter	24-hour Composite

Parameter (1)	Reporting Units	Monitoring Requirements (2)	
		Monitoring Frequency (3)	Sample Type
Boron	µg/L	1x/Quarter	24-hour Composite
Cadmium	µg/L	1x/Quarter	24-hour Composite
Chromium (4)	µg/L	1x/Quarter	24-hour Composite
Chromium VI (4)	µg/L	1x/Quarter	Discrete
Copper	µg/L	1x/Quarter	24-hour Composite
Fluoride	µg/L	1x/Quarter	24-hour Composite
Hydrogen sulfide (5)	µg/L	1x/Quarter	Discrete
Iron	µg/L	1x/Quarter	24-hour Composite
Lead	µg/L	1x/Quarter	24-hour Composite
Manganese	µg/L	1x/Quarter	24-hour Composite
Mercury	µg/L	1x/Quarter	Discrete
Nickel	µg/L	1x/Quarter	24-hour Composite
Selenium	µg/L	1x/Quarter	24-hour Composite
Silver	µg/L	1x/Quarter	24-hour Composite
Sulfides (5)	µg/L	1x/Quarter	Discrete
Thallium	µg/L	1x/Quarter	24-hour Composite
Uranium	µg/L	1x/year in years 2026,2027,2028 of permit term	24-hour Composite
Zinc	µg/L	1x/Quarter	24-hour Composite
Hardness	mg/L	1x/Quarter	24-hour Composite
Cyanide (as free cyanide)	µg/L	1x/Quarter	Discrete
Whole Effluent Toxicity – chronic (all 3 species) (6)	TUc	1x/year in years 2026,2027,2028, 2029 of permit term	24-hour Composite

Footnotes

- 1 All metals analyses shall be for total recoverable metals, except chromium VI, which is dissolved.
- 2 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- 3 If more frequent monitoring of any of these parameters is required by another part of this permit, those sampling results may be used to satisfy Table 4.b. requirements.
- 4 If total chromium exceeds 8 µg/L, the permittee must conduct sampling for chromium VI for the remainder of the permit. Otherwise, monitoring for chromium VI is not required.
- 5 The permittee may initially monitor for sulfide instead of hydrogen sulfide. The limit of quantification shall be no higher than 100 µg/L, and any detection of sulfides shall trigger monitoring for hydrogen sulfide for the remainder of the permit term.
- 6 If chronic toxicity is detected above the Action Levels specified in Table 3 or an acute test fails, the permittee must perform follow-up testing and, as applicable, follow the TIE/TRE processes in Part IV.D of the permit, whether discharging or not. See Part IV for additional information on requirements for testing and reporting Whole Effluent Toxicity (WET).

Table 4.c. Effluent Characterization Testing—Selected Volatile Organic Compounds

Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
Acrolein	µg/L	1x/6 Months	Discrete
Acrylonitrile	µg/L	1x/6 Months	Discrete
Benzene	µg/L	1x/6 Months	Discrete
Bromoform	µg/L	1x/6 Months	Discrete
Carbon tetrachloride	µg/L	1x/6 Months	Discrete
Chlorobenzene	µg/L	1x/6 Months	Discrete
Chlorodibromomethane	µg/L	1x/6 Months	Discrete
Chloroethane	µg/L	1x/6 Months	Discrete
2-chloroethylvinyl ether	µg/L	1x/6 Months	Discrete
Chloroform	µg/L	1x/6 Months	Discrete
Dichlorobromomethane	µg/L	1x/6 Months	Discrete
1,1-dichloroethane	µg/L	1x/6 Months	Discrete
1,2-dichloroethane	µg/L	1x/6 Months	Discrete
Trans-1,2-dichloroethylene	µg/L	1x/6 Months	Discrete
1,1-dichloroethylene	µg/L	1x/6 Months	Discrete
1,2-dichloropropane	µg/L	1x/6 Months	Discrete
1,3-dichloropropene	µg/L	1x/6 Months	Discrete
Ethylbenzene	µg/L	1x/6 Months	Discrete
Methyl bromide	µg/L	1x/6 Months	Discrete
Methyl chloride	µg/L	1x/6 Months	Discrete
Methylene chloride	µg/L	1x/6 Months	Discrete
1,1,1,2-tetrachloroethane	µg/L	1x/6 Months	Discrete
Tetrachloroethylene	µg/L	1x/6 Months	Discrete
Toluene	µg/L	1x/6 Months	Discrete
1,1,1-trichloroethane	µg/L	1x/6 Months	Discrete
1,1,2-trichloroethane	µg/L	1x/6 Months	Discrete
Trichloroethylene	µg/L	1x/6 Months	Discrete
Vinyl chloride	µg/L	1x/6 Months	Discrete

Footnotes

- 1 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.

Table 4.d. Effluent Characterization Testing—Selected Acid Extractable Compounds

Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
P-chloro-m-cresol	µg/L	1x/6 Months	24-hour Composite
2-chlorophenol	µg/L	1x/6 Months	24-hour Composite
2,4-dichlorophenol	µg/L	1x/6 Months	24-hour Composite
2,4-dimethylphenol	µg/L	1x/6 Months	24-hour Composite
4,6-dinitro-o-cresol	µg/L	1x/6 Months	24-hour Composite
2,4-dinitrophenol	µg/L	1x/6 Months	24-hour Composite
2-nitrophenol	µg/L	1x/6 Months	24-hour Composite
4-nitrophenol	µg/L	1x/6 Months	24-hour Composite
Pentachlorophenol	µg/L	1x/6 Months	24-hour Composite
Phenol	µg/L	1x/6 Months	24-hour Composite
2,4,6- trichlorophenol	µg/L	1x/6 Months	24-hour Composite

Footnotes

- 1 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.

Table 4.e. Effluent Characterization Testing—Selected Base Neutral Compounds

Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
Acenaphthene	µg/L	1x/6 Months	24-hour Composite
Acenaphthylene	µg/L	1x/6 Months	24-hour Composite
Anthracene	µg/L	1x/6 Months	24-hour Composite
Benzidine	µg/L	1x/6 Months	24-hour Composite
Benzo(a)anthracene	µg/L	1x/6 Months	24-hour Composite
Benzo(a)pyrene	µg/L	1x/6 Months	24-hour Composite
3,4 benzofluoranthene	µg/L	1x/6 Months	24-hour Composite
Benzo(ghi)perylene	µg/L	1x/6 Months	24-hour Composite
Benzo(k)fluoranthene	µg/L	1x/6 Months	24-hour Composite
Bis (2-chloroethoxy) methane	µg/L	1x/6 Months	24-hour Composite
Bis (2-chloroethyl) ether	µg/L	1x/6 Months	24-hour Composite
Bis(2-chloroisopropyl) ether	µg/L	1x/6 Months	24-hour Composite
Bis (2-ethylhexyl) phthalate	µg/L	1x/6 Months	24-hour Composite
4-bromophenyl phenyl ether	µg/L	1x/6 Months	24-hour Composite
Butyl benzyl phthalate	µg/L	1x/6 Months	24-hour Composite
2-chloronaphthalene	µg/L	1x/6 Months	24-hour Composite
4-chlorophenyl phenyl ether	µg/L	1x/6 Months	24-hour Composite

Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
Chrysene	µg/L	1x/6 Months	24-hour Composite
Di-n-butyl phthalate	µg/L	1x/6 Months	24-hour Composite
Di-n-octyl phthalate	µg/L	1x/6 Months	24-hour Composite
Dibenzo(a,h)anthracene	µg/L	1x/6 Months	24-hour Composite
1,2-dichlorobenzene	µg/L	1x/6 Months	Discrete (2)
1,3-dichlorobenzene	µg/L	1x/6 Months	Discrete (2)
1,4-dichlorobenzene	µg/L	1x/6 Months	Discrete (2)
3,3-dichlorobenzidine	µg/L	1x/6 Months	24-hour Composite
Diethyl phthalate	µg/L	1x/6 Months	24-hour Composite
Dimethyl phthalate	µg/L	1x/6 Months	24-hour Composite
2,4-dinitrotoluene	µg/L	1x/6 Months	24-hour Composite
2,6-dinitrotoluene	µg/L	1x/6 Months	24-hour Composite
1,2-diphenylhydrazine	µg/L	1x/6 Months	24-hour Composite
Fluoranthene	µg/L	1x/6 Months	24-hour Composite
Fluorene	µg/L	1x/6 Months	24-hour Composite
Hexachlorobenzene	µg/L	1x/6 Months	24-hour Composite
Hexachlorobutadiene	µg/L	1x/6 Months	24-hour Composite
Hexachlorocyclopentadiene	µg/L	1x/6 Months	24-hour Composite
Hexachloroethane	µg/L	1x/6 Months	24-hour Composite
Indeno(1,2,3-cd)pyrene	µg/L	1x/6 Months	24-hour Composite
Isophorone	µg/L	1x/6 Months	24-hour Composite
Naphthalene	µg/L	1x/6 Months	24-hour Composite
Nitrobenzene	µg/L	1x/6 Months	24-hour Composite
N-nitrosodi-n-propylamine	µg/L	1x/6 Months	24-hour Composite
N-nitrosodimethylamine	µg/L	1x/6 Months	24-hour Composite
N-nitrosodiphenylamine	µg/L	1x/6 Months	24-hour Composite
Phenanthrene	µg/L	1x/6 Months	24-hour Composite
Pyrene	µg/L	1x/6 Months	24-hour Composite
1,2,4-trichlorobenzene	µg/L	1x/6 Months	24-hour Composite

Footnotes

- 1 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- 2 City of Phoenix lab of choice uses EPA 624.1 to analyze these parameters and require discrete sample type.

Table 4.f. Effluent Characteristic Testing - Based on Designated Uses

Additional Parameters from the Arizona Surface Water Quality Standards, Appendix A; Table 1			
Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
Alachlor (2)	µg/L	1x/Year in years 2027 and 2028 of permit term	24-hour Composite
Aldrin	µg/L	1x/Year	24-hour Composite
Atrazine (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Carbofuran (Furadan) (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Chlordane	µg/L	1x/Year	24-hour Composite
1,2-cis-Dichloroethylene	µg/L	1x/Year	Discrete (4)
Chlorpyrifos	µg/L	1x/Year	24-hour Composite
Dalapon (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
1,2-Dibromo-3-chloropropane (DBCP)	µg/L	1x/Year	24-hour Composite
1,2-Dibromoethane (EDB) Ethylene dibromide	µg/L	1x/Year	Discrete (4)
4,4-DDD (p,p,- Dichlorodiphenyldichloroethane)	µg/L	1x/Year	24-hour Composite
4,4-DDE (p,p- Dichlorodiphenyldichloroethylene)	µg/L	1x/Year	24-hour Composite
4,4-DDT (p,p- Dichlorodiphenyltrichloroethane)	µg/L	1x/Year	24-hour Composite
2,4-Dichlorophenoxyacetic acid (2,4-D) (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Dieldrin	µg/L	1x/Year	24-hour Composite
Di (2-ethylhexyl) adipate	µg/L	1x/Year	24-hour Composite
Dinoseb (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Diquat (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Endosulfan sulfate	µg/L	1x/Year	24-hour Composite
Endosulfan (Total)	µg/L	1x/Year	24-hour Composite
Endothall (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Endrin	µg/L	1x/Year	24-hour Composite
Endrin aldehyde	µg/L	1x/Year	24-hour Composite
Glyphosate (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Guthion	µg/L	1x/Year	24-hour Composite
Heptachlor	µg/L	1x/Year	24-hour Composite
Heptachlor epoxide	µg/L	1x/Year	24-hour Composite
Hexachlorocyclohexane alpha (Alpha-BHC)	µg/L	1x/Year	24-hour Composite
Hexachlorocyclohexane beta	µg/L	1x/Year	24-hour Composite
Hexachlorocyclohexane delta	µg/L	1x/Year	24-hour Composite
Hexachlorocyclohexane gamma (lindane)	µg/L	1x/Year	24-hour Composite
Malathion	µg/L	1x/Year	24-hour Composite
Methoxychlor (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite

Additional Parameters from the Arizona Surface Water Quality Standards, Appendix A; Table 1			
Parameter	Reporting Units	Monitoring Requirements (1)	
		Monitoring Frequency	Sample Type
Mirex (3)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Oxamyl (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Parathion	µg/L	1x/Year	24-hour Composite
Paraquat	µg/L	1x/Year	24-hour Composite
Permethrin (3)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Picloram (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Polychlorinated biphenyls (PCBs)	µg/L	1x/Year	24-hour Composite
Simazine (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Styrene	µg/L	1x/Year	Discrete
2,3,7,8-Tetrachlorodibenzo-p-dioxin	µg/L	1x/Year	24-hour Composite
Toxaphene	µg/L	1x/Year	24-hour Composite
2-(2,4,5-Trichlorophenoxy) Propionic Acid (2)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Total Trihalomethanes	µg/L	1x/Year	Discrete
Tributyltin (3)	µg/L	1x/ Year in years 2027 and 2028 of permit term	24-hour Composite
Xylenes	µg/L	1x/Year	Discrete

Footnotes

- 1 The Limit of Quantitation (LOQ) must be low enough to allow comparison of the results to the lowest applicable surface water quality standard (SWQS). If a LOQ below the SWQS cannot be achieved the permittee shall use the method expected to achieve the lowest LOQ, per Part II.A.5.d-e. Samples are to be representative of seasonal variation in the discharge.
- 2 There may be no approved wastewater methods for analyses of these parameters in 40 CFR 136. As such, 500 series drinking water Methods may be used; in this case, a 10X sample dilution is acceptable for these parameters. Appropriate data qualifiers are to be used.
- 3 If no ADHS-certified analytical methods exist for these parameters, monitoring is not required.
- 4 City of Phoenix lab of choice uses EPA 624.1 to analyze these parameters and require discrete sample type.

E. Surface Water Quality Standards

1. The discharge shall be free from pollutants in amounts or combinations that:
 - a. Settle to form bottom deposits that inhibit or prohibit the habitation, growth or propagation of aquatic life;
 - b. Cause objectionable odor in the area in which the surface water is located;
 - c. Cause off-flavor in aquatic organisms;
 - d. Are toxic to humans, animals, plants or other organisms;
 - e. Cause the growth of algae or aquatic plants that inhibit or prohibit the habitation, growth or propagation of other aquatic life or that impair recreational uses;
2. The discharge shall be free from oil, grease and other pollutants that float as debris, foam, or scum; or that cause a film or iridescent appearance on the surface of the water; or that cause a deposit on a shoreline, bank or aquatic vegetation.
3. The discharge shall not cause an increase in the ambient water temperature of more than 3.0 degrees Celsius.

4. The discharge shall not cause the dissolved oxygen concentration in the receiving water to fall below 3 mg/L from 3 hours after sunrise to sunset and 1 mg/L from sunset to 3 hours after sunrise, unless the percent saturation of oxygen remains equal to or greater than 90%.

PART II. MONITORING AND REPORTING

A. Sample Collection and Analysis

1. Samples taken for the monitoring requirements specified in Part I shall be collected at the following locations:
 - a. Influent samples shall be taken after the last addition to the collection system and just downstream from the bar screens.
 - b. Effluent samples shall be taken downstream just prior to discharge.
2. The permittee is responsible for the quality and accuracy of all data required under this permit.
3. The permittee shall keep a QA Manual on site that describes the sample collection and analyses processes. If the permittee collects samples or conducts sample analyses in house, the permittee shall develop a QA Manual that addresses these activities. If a third party collects and/or analyzes samples on behalf of the permittee, the permittee shall obtain a copy of the applicable QA procedures. The QA Manual shall be available for review by ADEQ upon request. The QA Manual shall be updated as necessary to reflect current conditions, and shall describe the following:
 - a. Project Management, including:
 - i. Purpose of sample collection and sample frequency;
 - ii. When and where samples will be collected;
 - iii. How samples will be collected;
 - iv. Laboratory(s) that will perform analyses;
 - v. Any field tests to be conducted (detail methods and specify equipment, including a description of any needed calibrations); and
 - vi. Pollutants or analytes being measured and for each, the permit-specific limits, Assessment Levels (ALs), or thresholds (e.g. the associated detection limits needed).
 - b. Sample collection procedures including:
 - i. Equipment to be used;
 - ii. Type and number of samples to be collected including QA/QC samples (i.e., background samples, duplicates, and equipment or field blanks);
 - iii. Types, sizes and number of sample bottles needed;
 - iv. Preservatives and holding times for the samples (see methods under 40 CFR 136 or 9 A.A.C. 14, Article 6 or any condition within this permit that specifies a particular test method); and
 - v. Chain of Custody procedures.
 - c. Specify approved analytical method(s) to be used and include:
 - i. Limits of Detection (LOD) and Limits of Quantitation (LOQs);
 - ii. Required quality control (QC) results to be reported (e.g., matrix spike recoveries, duplicate relative percent differences, blank contamination, laboratory control sample recoveries, surrogate spike recoveries, etc.) and acceptance criteria; and
 - iii. Corrective actions to be taken by the permittee or the laboratory as a result of problems identified during QC checks.
 - d. How the permittee will perform data review; complete DMRs and records used to report results to ADEQ; resolve data quality issues; and identify limitations on the use of the data.

4. Sample collection, preservation and handling shall be performed as described in 40 CFR 136 including the referenced Edition of *Standard Methods for the Examination of Water and Wastewater*, or by procedures referenced in A.R.S. Title 9, Chapter 14 of the Arizona Department of Health Services (ADHS) Laboratory Licensure rules. The permittee shall outline the proper procedures in the QA Manual, and samples taken for this permit must conform to these procedures whether collection and handling is performed directly by the permittee or contracted to a third-party.
5. Analytical requirements
 - a. The permittee shall use a laboratory licensed by the ADHS Office of Laboratory Licensure and Certification that has demonstrated proficiency within the last 12 months under A.A.C. R9-14-609, for each parameter to be sampled under this permit. However, this requirement does not apply to parameters which require analysis at the time of sample accordance with A.A.C. 36-495.02(A)(3). (These parameters may include flow, dissolved oxygen, pH, temperature, and total residual chlorine.)
 - b. The permittee must utilize analytical methods specified in this permit. If no test procedure is specified, the permittee shall analyze the pollutant using:
 - i. A test procedure listed in 40 CFR 136 which is also approved under A.A.C. R9-14-610 and is sufficiently sensitive in accordance with 40 CFR 136.1(c);
 - ii. An alternative test procedure approved by EPA as provided in 40 CFR 136 and which is also approved under A.A.C. R9-14-610;
 - iii. A test procedure listed in 40 CFR 136, with modifications allowed by EPA or approved as a method alteration by ADHS under A.A.C. R9-14-610C; or
 - iv. If no test procedure for a pollutant is available under (5)(b)(i) through (5)(b)(iii) above, any method approved under A.A.C. R9-14-610(B) for wastewater may be used, except the use of field kits is not allowed unless otherwise specified in this permit. If there is no approved wastewater method for a parameter, any other method identified in 9 A.A.C. 14, Article 6 that will achieve appropriate detection and reporting limits may be used for analyses.
 - c. For results to be considered valid, all analytical work, including those tests conducted by the permittee at the time of sampling (see Part II.A.5.a), shall meet quality control standards specified in the approved methods.
 - d. The permittee shall use approved analytical methods with a Limit of Quantitation (LOQ) that is lower than the effluent limitations, Assessments Levels, Action Levels, or other water quality criteria, if any, specified in this permit. If all methods have LOQs higher than the applicable water quality criteria, the Permittee shall use the approved analytical method with the lowest method detection limit (MDL) or minimum level (ML). If a published MDL or ML is not available see Appendix A. Part B. Definitions: Minimum Level for other ways to determine ML.
 - e. The permittee shall use (and ensure that the laboratory uses) a standard calibration curve when applicable to the method, where the lowest standard point is equal to or less than the LOQ.
6. Mercury Monitoring - The permittee shall use an ADHS-certified low-level mercury analytical method such as EPA method 245.7 or 1631E to achieve a reporting limit at or below the discharge limitations or assessment levels for mercury as specified in this permit. The permittee shall also use a "clean hands/dirty hands" sampling technique such as EPA Method 1669 if necessary to achieve these reporting limits.
7. Chlorine Monitoring - Because of the short holding time for chlorine, samples may be analyzed on-site using Hach Method No. 10014. Other methods are also acceptable for chlorine if the Method has a LOQ lower than discharge limits specified in this permit.
8. Metals Analyses - In accordance with 40 CFR 122.45(c), all effluent metals concentrations, with the exception of chromium VI, shall be measured as "total recoverable metals". Discharge Limits and

Assessment Levels in this permit, if any, are for total metals, except for chromium VI for which the levels listed are dissolved.

B. Reporting of Monitoring Results

1. The permittee shall report monitoring results on Discharge Monitoring Report (DMR) to the ADEQ electronic submission portal MyDEQ. The permittee shall submit results of all monitoring required by this permit in a format that will allow direct comparison with the limitations and requirements of this permit. If no discharge occurs during a reporting period, the permittee shall specify "No discharge" on the DMR. The results of all discharge analyses conducted during the monitoring period shall be included in determinations of the monthly average and daily maximums reported on the DMRs if the analyses were by methods specified in Part II.A above, as applicable.
2. DMRs and attachments are to be submitted by the 28th day of the month following the end of a monitoring period. See Part II.B.3 below for new reporting requirements for Effluent Characterization Testing. For example, if the monitoring period ends January 31st, the permittee shall submit the DMR by February 28th. The permittee shall electronically submit all compliance monitoring data and reports using the myDEQ electronic portal provided by ADEQ, except for Effluent Characterization Testing results, see Part II.B.3 below. If the facility is not yet constructed, the permittee shall note "Not constructed" on the DMRs. The permittee shall notify ADEQ within 30 days of commencing full operations, whether discharging or not. The notification shall be made in a letter and submitted with the DMRs for the first monitoring period in which the facility begins full operations. The reports produced during a monitoring period are required to be electronically submitted with the DMR and include, but are not limited to, the following:
 - a. Discharge Monitoring Reports
 - b. Whole Effluent Toxicity (WET) reports
 - c. Original copies of laboratory reports
 - d. Ammonia data logs (Submitted annually, See Part II.B.4 below)
 - e. AZPDES discharge flow records
 - f. Method detection limit studies (upon request by ADEQ)
 - g. Bench sheets or similar documentation for field testing parameters
3. Effluent Characterization Testing results shall be submitted to ADEQ using the Effluent Characterization form provided by ADEQ. The form shall be submitted to ADEQ by emailing azpdes_data@azdeq.gov. The forms are to be submitted on an annual basis by January 28th of each year once the facility is constructed and functioning (i.e., all effluent characterization monitoring required in the calendar year 2024 shall be submitted by January 28, 2025).
 - a. Required fields of the form include, but are not limited to, the following:
 - i. Sample location;
 - ii. Parameter;
 - iii. Analytical test method used;
 - iv. Data qualifier;
 - v. Results;
 - vi. Units;
 - vii. Sampling date;
 - viii. Published MDL or ML (if a published method-specific ML is not available see Appendix A. Part B. Definitions: Minimum Level);
 - ix. The laboratory's MDL for the test method computed in accordance with Appendix B of 40 CFR 136;
 - x. Laboratory reporting limit; and
 - xi. The laboratory's lowest calibration standard concentration.

- b. Original copies of laboratory reports, data logs, bench sheets, and other similar documentation for Effluent Characterization Testing shall be submitted through myDEQ at least with the last DMR of the calendar year (i.e., all laboratory reports for effluent characterization monitoring required in calendar year 2024 shall be submitted with the last 2024 DMR (due January 28, 2025). Documents may be submitted more frequently.
- 4. When sampling the effluent for ammonia, the pH and temperature of the effluent must be recorded at the time of sample collection. Results for all three parameters as well as the applicable ammonia standard and the calculated Ammonia Impact Ratio shall be recorded on the **Ammonia Data Log** provided in Appendix C. The effluent ammonia concentrations, pH, and temperature as well as calculated ammonia impact ratio shall also be recorded on DMRs. The ammonia data log shall be submitted to ADEQ annually to the address information listed in Part II.B.2, above.
- 5. If requested to participate, the permittee shall submit the results of the annual NPDES DMR/QA Study to ADEQ and ADHS for all laboratories used in monitoring compliance with this permit by December 31st of each year. The permittee shall also conduct any proficiency testing required by the NPDES DMR-QA Study for those parameters listed in the study that the permittee analyzes in house or tests in the field at the time of sampling (these parameters may include pH and total residual chlorine). All results of the NPDES DMR-QA Study shall be submitted to the email and addresses listed below, or submit by any other alternative mode as specified by ADEQ:

Arizona Department of Environmental Quality
Email: AZPDES@azdeq.gov

Arizona Department of Health Services
Attn: Office of Laboratory Licensure and Certification
250 North 17th Avenue
Phoenix, AZ 85007

- 6. For the purposes of reporting, the permittee shall use the Limit of Quantitation.
- 7. For parameters with Daily Maximum Limits or Daily Maximum Assessment Levels in this permit, the permittee shall review the results of all samples collected during the reporting period and report as outlined in Table 5.
- 8. For parameters with Monthly Average Limits or Monthly Average Assessment Levels in this permit, the permittee shall review the results of all samples collected during the reporting period and report as outlined in Table 6.

Table 5. DMR Reporting Requirements for Daily Maximum Limits and Assessment Levels

For Daily Maximum Limits/Assessment Levels	The Permittee shall Report on the DMR
When the maximum value of any analytical result is greater than or equal to the LOQ	The maximum value of all analytical results
When the maximum value detected is greater than or equal to the laboratory's LOD but less than the LOQ	NODI (Q)
When the maximum value is less than the laboratory's LOD	NODI (B)

Table 6. DMR Reporting Requirements for Monthly Average Limits / Assessment Levels

For Monthly Average Limits/Assessment Levels		The Permittee shall Report on the DMR
If only one sample is collected during the reporting period (weekly, monthly, quarterly, annually, etc.) (In this case, the sample result is also the weekly or monthly average.)	When the value detected is greater than or equal to the LOQ	The analytical result
	When the value detected is greater than or equal to the laboratory's LOD, but less than the LOQ	NODI (Q)
	When the value is less than the laboratory's LOD	NODI (B)
If more than one sample is collected during the reporting period	<p>All samples collected in the same calendar month must be averaged.</p> <ul style="list-style-type: none"> • When all results are greater than or equal to the LOQ, all values are averaged • If some results are less than the LOQ, use the LOD value in the averaging • Use '0' for values less than the LOD 	The highest monthly average which occurred during the reporting period

9. Mass values are to be calculated and reported using the following formulas: 1) Mass in kilograms per day = 3.785 x flow in MGD x concentration in mg/L, and 2) mass in grams per day = 3.785 x flow in MGD x concentration in µg/L. See the definition for "Monthly Average Mass Limit", "Weekly Average Mass Limit", or "Daily Maximum Mass Limit" in Appendix A. See definitions for "Monthly Average Mass Loading", "Weekly Average Mass Loading", and "Daily Maximum Mass Loading" in Appendix A for guidance on DMR reporting of mass-based DMR reporting.
10. For all field testing, or if the information below is not included on the laboratory reports required by Part II.B.2, the permittee shall attach a bench sheet or similar documentation to each DMR that includes, for all analytical results during the reporting period the following:
 - a. The analytical result;
 - b. The number or title of the approved analytical method, preparation and analytical procedure utilized by the field personnel or laboratory, and the LOD and LOQ for the analytical method for the parameter; and
 - c. Any applicable data qualifiers using the most current revision of the Arizona Data Qualifiers (available online at: <http://www.azdhs.gov>).

C. Twenty-four Hour Reporting of Noncompliance

1. The permittee shall orally report to the Emergency Response Unit hotline at (602) 771-2330 any noncompliance that poses imminent threat to the environment or human health within 24 hours from the time the permittee becomes aware of the circumstances. The permittee shall also submit an electronic notification within 5 days of the noncompliance event using the myDEQ electronic portal provided by ADEQ. The permittee shall include in the written notification: a description of the noncompliance and its cause; the period of noncompliance, including dates and times, and, if the noncompliance has not been corrected, the time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance.

The following instances of noncompliance are subject to the 24-hour and 5-day reporting requirements and must be reported orally to the Emergency Response Unit hotline:

- a. Any unanticipated bypass which exceeds any effluent limitations in the permit,
 - b. Any upset which exceeds any effluent limitation in the permit, or
 - c. Any spill or discharge that poses an imminent threat to human health or the environment.
2. All other instances of noncompliance remain subject to the 24-hour and 5-day reporting requirements, and must call the ADEQ AZPDES hotline at (602) 771-1440. For example, an exceedance of any maximum daily limit for the parameters listed in Part 1.A Table 1 that does not pose an imminent threat to human health or the environment.

D. Monitoring Records

1. The permittee shall retain the following monitoring records:
 - a. Date, exact location and time of sampling or measurements performed, preservatives used;
 - b. Individual(s) who performed the sampling or measurements;
 - c. Date(s) the analyses were performed;
 - d. Laboratory(s) which performed the analyses;
 - e. Analytical techniques or methods used;
 - f. Chain of custody forms;
 - g. Any comments, case narrative or summary of results produced by the laboratory. These comments should identify and discuss QA/QC analyses performed concurrently during sample analyses and should specify whether analyses met project requirements and 40 CFR 136. If results include information on initial and continuing calibration, surrogate analyses, blanks, duplicates, laboratory control samples, matrix spike and matrix spike duplicate results, sample receipt condition, or holding times and preservation, these records must also be retained; and
 - h. Summary of data interpretation and any corrective action taken by the permittee.

E. WET Reporting

1. The permittee shall report chronic toxicity results on DMRs in Chronic Toxicity Units (TUc). The TUc for DMR reporting shall be calculated as $TUc = 100/NOEC$.
2. In addition to reporting WET results on DMRs, the permittee shall submit a copy of the full lab report(s) for all WET testing conducted during the monitoring period covered by the DMR. The lab report should report TUc as $100/NOEC$ and as $100/IC_{25}$. If the lab report does not contain any of the following items, then these must also be supplied in a separate attachment to the report: 1) sample collection and test initiation dates, 2) the results of the effluent analyses for all parameters required to be tested concurrently with WET testing as defined in Part I.A and B, Tables 1 and 2, and Part IV.A.3 of this permit, and 3) copies of completed "AZPDES Discharge Flow Records" for the months in the WET monitoring period.
3. WET lab reports and any required additional attachments shall be submitted to ADEQ by the 28th day of the month following the end of the WET monitoring period, or upon request.

PART V. SPECIAL CONDITIONS

A. Operation

1. The permittee shall ensure that the facilities or systems are operated by or under the supervision of an operator currently certified by ADEQ at the level appropriate for the facility or system.

B. Pretreatment Conditions

1. The permittee shall be responsible and liable for the performance of all Control Authority pretreatment requirements contained in 40 CFR Part 403. For violations of pretreatment requirements, the permittee shall be subject to enforcement actions, penalties, fines and other remedies by ADEQ, the U.S. Environmental Protection Agency (EPA), or other appropriate parties as provided in the Act. ADEQ or EPA may initiate enforcement action against a nondomestic user for noncompliance with applicable standards and requirements as provided in the Act.
2. The permittee shall enforce the requirements promulgated under sections 307(b), 307(c), 307(d) and 402(b) of the Act with timely, appropriate and effective enforcement actions. The permittee shall cause all nondomestic users subject to federal categorical standards to achieve compliance no later than the date specified in those requirements or, in the case of a new nondomestic user, upon commencement of the discharge.
3. The permittee shall perform the pretreatment functions as required in 40 CFR Part 403 including, but not limited to:
 - a. Implement the necessary legal authorities as provided in 40 CFR Part 403.8(f)(1);
 - b. Enforce the pretreatment requirements under 40 CFR Part 403.5 and 403.6;
 - c. Implement the programmatic functions as provided in 40 CFR Part 403.8(f)(2); and
 - d. Provide the requisite funding and personnel to implement the pretreatment program as provided in 40 CFR Part 403.8(f)(3).
4. The permittee shall submit annually a report to ADEQ and EPA, Region 9 describing its pretreatment activities over the previous year. This annual report shall cover operations from January 1 through December 31 and is due on February 28 of each year. The report shall contain, at a minimum, the information required by 40 CFR 403.12(i), including the applicable required data in appendix A to 40 CFR part 127.
5. ADEQ is developing an electronic reporting portal through myDEQ where all annual reports shall be submitted. The permittee shall submit annual reports through the myDEQ electronic reporting portal when it becomes available. Until the myDEQ electronic reporting portal is available, the permittee shall use the Pretreatment Annual Report Form provided by ADEQ to submit the annual pretreatment reports. The permittee shall submit the Pretreatment Annual Report Form to the following EPA Region 9 and ADEQ Pretreatment Coordinator addresses:

Pretreatment Coordinator
EPA Region 9
R9Pretreatment@epa.gov

Pretreatment Coordinator
Arizona Department of Environmental Quality
pretreatment@azdeq.gov

C. Reopener

1. This permit may be modified per the provisions of A.A.C. R18-9-B906, and R18-9-A905 which incorporates 40 CFR Part 122. This permit may be reopened based on newly available information; to add conditions or limits to address demonstrated effluent toxicity; to implement any EPA-approved new Arizona water quality standard; or to re-evaluate reasonable potential (RP), if Assessment Levels in this permit are exceeded.

Appendix A. Part A: Acronyms

A.A.C.

Arizona Administrative Code

ADEQ	Arizona Department of Environmental Quality
ADHS	Arizona Department of Health Services
EQ	Exceptional Quality (biosolids)
AZPDES	Arizona Pollutant Discharge Elimination System
A.R.S.	Arizona Revised Statutes
CFR	Code of Federal Regulations
CFU	Colony Forming Units
Director	The Director of ADEQ or any authorized representative thereof
DMR	Discharge Monitoring Report
EPA	The U.S. Environmental Protection Agency
kg/day	Kilograms per day
MGD	Million Gallons per Day
mg/L	Milligrams per Liter, also equal to parts per million (ppm)
MPN	Most Probable Number
NPDES	National Pollutant Discharge Elimination System
PFU	Plaque-Forming Unit
QA	Quality Assurance
SSU	Sewage Sludge Unit
TBEL	Technology-based Effluent Limitation
µg/L	Micrograms per Liter, also equal to parts per billion (ppb)
WQBEL	Water quality-based Effluent Limitation

Appendix A. Part B: Definitions

Active Sewage Sludge Unit	A sewage sludge unit that has not closed.
Acute Toxicity Test	A test used to determine the concentration of effluent or ambient waters that produces an adverse effect (lethality) on a group of test organisms during a short-term exposure (e.g., 24, 48, or 96 hours). Acute toxicity is measured using statistical procedures (e.g., point estimate techniques or hypothesis testing) and is reported as PASS/FAIL or in TUas, where TUa = 100LC ₅₀ .
Acute-to Chronic Ratio (ACR)	Is the ratio of the acute toxicity of an effluent or a toxicant to its chronic toxicity. It is used as a factor for estimating chronic toxicity on the basis of acute toxicity data, or for estimating acute toxicity on the basis of chronic toxicity data.
Agronomic Rate	The whole biosolids application rate on a dry-weight basis that meets the following conditions: a.) The amount of nitrogen needed by existing vegetation or a planned or actual crop has been provided, and b.) The amount of nitrogen that passes below the root zone of the crop or vegetation is minimized.
Ammonia Impact Ratio (AIR)	The ratio of the concentration of ammonia in the effluent and the calculated ammonia standard as determined by the use of effluent/receiving water pH and temperature.
Annual Pollutant Loading Rate	The maximum amount of a pollutant that can be applied to an acre or hectare of land during a 365-day period.
Applicator	A person who arranges for and controls the site-specific land application of biosolids in Arizona.
Assessment Levels (AL)	A trigger, altering the permitting authority when there is cause for re-evaluation of reasonable potential (RP) for exceeding a water quality

	standard, which may result in new permit limitations. An exceedance of an AL is not a permit violation.
Base Flood	A flood that has a one percent chance of occurring in any given year (or a flood that is likely to occur once in 100 years).
Bulk Biosolids	Biosolids that are transported and land-applied in a manner other than in a bag or other container holding biosolids of 1.102 short tons or 1 metric ton or less.
Chronic Toxicity Test	A test in which sublethal effects (e.g., reduced growth or reproduction) are measured in addition to lethality. Chronic toxicity is measured as $TU_c = 100/NOEC$ or $TU_c = 100/EC_p$ or $100/IC_p$. The IC_p and EC_p value should be the approximate equivalent of the NOEC calculated by hypothesis testing for each test method.
Composite Sample	A sample that is formed by combining a series of individual, discrete samples of specific volumes at specified intervals. Composite samples characterize the quality of a discharge over a given period of time. Although, composite samples can be time-weighted or flow-weighted, this permit requires the collection of flow-proportional composite samples. This means that samples are collected and combined using aliquots in proportion to flow rather than time. Also see Flow-Proportional Composite.
Cumulative Pollutant Loading Rate	The maximum amount of a pollutant applied to land application site.
Daily Maximum Concentration Limit	The maximum allowable discharge of a pollutant in a calendar day as measured on any single discrete sample or composite sample.
Daily Maximum Mass Limit	The maximum allowable total mass of a pollutant discharged in a calendar day.
Daily Mass Loading	The mass loading reported against the daily maximum mass limit. The measured daily pollutant discharges by mass. Use the flow observed on the day of sample collection. If there are multiple samples collected within the monitoring period, calculate the daily mass loading as above for each day sampling occurred. Report the highest mass value.
Discrete or Grab Sample	An individual sample of at least 100 mL collected from a single location, or over a period of time not exceeding 15 minutes.
Dry-Weight Basis	The weight of biosolids calculated after the material has been dried at 105 °C until reaching a constant mass.
Effect Concentration Point (ECP)	A point estimate of the toxicant (or effluent) concentration that would cause an observable adverse effect (e.g., survival or fertilization) in a given percent of the test organisms, calculated from a continuous model (e.g., USEPA Probit Model).
Effluent Dependent Water	Effluent Dependent Water means a surface water or portion of a surface water that consists of a point source discharge without which the surface water would be ephemeral. An effluent dependent water may be perennial or intermittent depending on the volume and frequency of the point source discharge of treated wastewater.
Ephemeral Water	Ephemeral water means a surface water or portion of surface water that flows or pools only in direct response to precipitation.
Exceptional Quality Biosolids	Biosolids certified under R18-9-1013(A)(6) as meeting the pollutant concentrations in R18-9-1005 Table 2, Class A pathogen reduction in R18-9-1006, and one of the vector attraction reduction requirements in subsections R-18-9-1010(A)(1) through R18-9-1010(A)(8).

Flow Proportional Composite Sample	A sample that combines discrete samples collected over time, based on the flow of the discharge being sampled. There are two methods used to collect this type of sample. One collects a constant sample volume at time intervals that vary based on stream flow. The other collects discrete samples that are proportioned into aliquots of varying volumes based on stream flow, at constant time intervals (i.e. flow-weighted composite sample).
Hardness	The sum of the calcium and magnesium concentrations, expressed as calcium carbonate (CaCO ₃) in milligrams per liter.
Hypothesis Testing	A statistical technique (e.g., Dunnett's test) that determines what concentration is statistically different from the control. Endpoints determined from hypothesis testing are NOEC and LOEC. The two hypotheses commonly tested in WET are: Null hypothesis (H ₀): The effluent is not toxic. Alternative hypothesis (H _a): The effluent is toxic.
Impaired Water	Impaired water means a protected surface water for which credible scientific data exists that satisfies the requirements of section 49-232, and that, in the case of waters of the U.S., demonstrate that the water should be identified pursuant to 33 United States Code section 1313(d) and the regulations implementing that statute
Inhibition Concentration (IC)	A point estimate of the toxicant concentration that would cause a given percent reduction in a non-lethal biological measurement (e.g., reproduction or growth) calculated from a continuous model (e.g., USEPA Interpolation Method). IC25 is a point estimate of the toxicant concentration that would cause a 25% reduction in a non-lethal biological measurement.
Intermittent Water	Intermittent water means a surface water or portion of surface water that flows continuously during certain times of the year and more than in direct response to precipitation, such as when it receives water from a spring, elevated groundwater table or another surface source such as melting snowpack.
Land Application or Land Apply	Spraying or spreading biosolids on the surface of the land, injecting biosolids below the land's surface, or incorporating biosolids into the soil to amend, condition, or fertilize the soil.
Land Treatment Facility	An operation designed to treat and improve the quality of waste, wastewater, or both, by placement wholly or in part on the land surface to perform part or all of the treatment. A land treatment facility includes a facility that performs biosolids drying, processing, or composting, but not land application performed in compliance with 18 A.A.C. 9, Article 10.
LC50	The toxicant (or effluent) concentration that would cause death in 50 percent of the test organisms.
Limit of Detection (LOD)	An analyte and matrix-specific estimate of the minimum amount of a substance that the analytical process can reliably detect with a 99% confidence level that the analyte concentration is distinguishable from the method blank results as defined by the specific approved laboratory method. This may be laboratory dependent and is developed according to A.A.C. R9-14-615(C)(7). ADEQ considers the following terms to be synonymous: "detection limit," "method detection limit," and "limit of detection."

Limit of Quantitation (LOQ)	The minimum levels, concentrations, or quantities of a target variable such as an analyte that can be reported with a specific degree of confidence. The calibration point shall be at or below the LOQ. The LOQ is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all of the method-specified sample weights, volumes, and processing steps have been followed. ADEQ is considering the following terms related to analytical method sensitivity to be synonymous: "quantitation limit," "reporting limit," "limit of quantitation," and "minimum level."
Method Detection Limit (MDL)	See LOD
Minimum Level (ML)	The concentration at which the entire analytical system must give a recognizable signal and acceptable calibration point. The ML may be obtained in several ways and are either: <ol style="list-style-type: none"> 1. Published in a method; 2. Sample concentrations equivalent to the lowest acceptable calibration point used by a laboratory; or 3. Calculated by multiplying the MDL in a method, or the MDL determined by a lab, by a factor of 3.
Mixing Zone	An area where an effluent discharge undergoes initial dilution and may be extended to cover the secondary mixing in the ambient waterbody. A mixing zone is an allocated impact zone where water quality criteria can be exceeded as long as acutely toxic conditions are prevented.
Monthly or Weekly Average Concentration Limit	Other than for bacteriological testing, means the highest allowable average calculated as an arithmetic mean of consecutive measurements made during calendar month or week, respectively. The "monthly or weekly average concentration limit" for <i>E. coli</i> bacteria means the highest allowable average calculated as the geometric mean of a minimum of four (4) measurements made during a calendar month or week, respectively. The geometric mean is the nth root of the product of n numbers. For either method (CFU or MPN), when data are reported as "0" or non-detect then input a "1" into the calculation for the geometric mean.
Monthly Average Mass Limit	The highest allowable value that shall be obtained by taking the total mass discharged during a calendar month divided by the number of days in the month that the facility was discharging.
Monthly Average Mass Loading	The mass loading reported against the monthly average mass limit. The monthly average value shall be determined by the summation of all the measured pollutant discharges by mass divided by the number of days during the month when the measurements were made. If monitoring is required less frequently than monthly, calculate the average monthly mass loading for any month that sampling occurred. Report the highest monthly average within the monitoring period.
Non-wotus protected surface water	Non-wotus protected surface water means a protected surface water that is not a WOTUS.
No Observed Effect Concentration (NOEC)	The highest tested concentration of effluent or toxicant, that causes no observable adverse effect on the test organisms (i.e., the highest concentration of toxicant at which the values for the observed responses are <u>not</u> statistically significant different from the controls).
Pathogen	A disease-causing organism.

Point Estimate Techniques	As Probit, Interpolation Method, Spearman-Karber are used to determine the effluent concentration at which adverse effects (e.g., fertilization, growth or survival) occurred. For example, concentration at which a 25 percent reduction in fertilization occurred.
Point Source	Point Source means any discernible, confined and discrete conveyance, including, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation or vessel or other floating craft from which pollutants are or may be discharged to a protected surface water. Point source does not include return flows from irrigated agriculture.
Protected Surface Waters	Protected Surface Waters means waters of the State listed on the protected surface water list under Section 49-221, Subsection G and all WOTUS.
Publicly owned treatment works	Publicly owned treatment works means a treatment works owned by this state or a municipality of this state as defined in section 502(4) of the clean water act or that discharges to a protected surface water.
Reasonable Potential (RP)	The possibility based on the statistical calculations using the data submitted or consideration of other factors, that the discharge may cause or contribute to an exceedance of a water quality standard.
Reference Toxicant Test	A toxicity test conducted with the addition of a known toxicant to indicate the sensitivity of the organisms being used and demonstrate a laboratory's ability to obtain consistent results with the test method. Reference toxicant data are part of the routine QA/QC program to evaluate the performance of laboratory personnel and test organisms.
Reporting Limit	A.A.C. R9-14-601 defines method reporting limit as the minimum concentration of a contaminant reported after analyzing a sample for a given parameter, determined after corrections have been made for sample dilution and sample weight. (Also see Limit of Quantitation)
Runoff	Rainwater, leachate, or other liquid that drains over any part of a land surface and runs off of the land surface.
Sewage Sludge Unit	Land on which only sewage sludge is placed for final disposal. This does not include land on which sewage sludge is either stored or treated. Land does not include navigable waters.
Significant Difference	Defined as statistically significant difference (e.g., 95% confidence level) in the means of two distributions of sampling results.
Single Concentration Acute Test	A statistical analysis comparing only two sets of replicate observations. In the case of WET, comparing only two test concentrations (e.g., a control and 100% effluent). The purpose of this test is to determine if the 100% effluent concentration differs from the control (i.e., the test passes or fails).
Store Biosolids or Storage of Biosolids	The temporary holding or placement of biosolids on land before land application.
Surface Disposal Site	An area of land that contains one or more active sewage sludge units.
Submit	As used in this permit, means post-marked, documented by other mailing receipt, sent electronically, or hand-delivered to ADEQ.
Surface Water Quality Standards	Surface Water Quality Standards means a standard adopted for a protected surface water pursuant to Section 49-221 and, in the case of WOTUS, pursuant to Section 49-222.

Test Acceptability Criteria (TAC)	Specific criteria for determining whether toxicity tests results are acceptable. The effluent and reference toxicant must meet specific criteria as defined in the test method.
Ton	A net weight of 2000 pounds and is known as a short ton.
Total Maximum Daily Loads (TMDLs)	Total Maximum Daily Loads (TMDLs) is an estimation of the total amount of a pollutant from all sources that may be added to a water, while still allowing the water to achieve and maintain applicable surface water quality standards. Each total maximum daily load shall include allocations for sources that contribute the pollutant to the water. Total Maximum Daily Loads for waters of the U.S. shall meet the requirements of section 303(d) of the Clean Water Act (33 USC 1313(d)) and regulations implementing that statute to achieve applicable surface water quality standards.
Total Solids	The biosolids material that remains when sewage sludge is dried at 103° C to 105° C.
Toxic Unit (TU)	A measure of toxicity in an effluent as determined by the acute toxicity units or chronic toxicity units measured. Higher the TUs indicate greater toxicity.
Toxicity Identification Evaluation (TIE)	A set of procedures used to identify the specific chemical(s) causing effluent toxicity.
Toxicity Reduction Evaluation (TRE)	A site-specific study conducted in a stepwise process designed to identify the causative agents of effluent toxicity, isolate the sources of toxicity, evaluate the effectiveness of toxicity control options, and then confirm the reduction in effluent toxicity.
Toxicity Test	A procedure to determine the toxicity of a chemical or an effluent using living organisms. A toxicity test measures the degree of effect of a specific chemical or effluent on exposed test organisms.
Vectors	Rodents, flies, mosquitoes, or other organisms capable of transporting pathogens.
Waters of the United States (WOTUS)	Waters of the United States (WOTUS) means protected surface waters that are also navigable waters as defined by Section 502(7) of the Clean Water Act.
Weekly Average Mass Limit	The highest allowable value that shall be obtained by taking the total mass discharged during a calendar week divided by the number of days in the week that the facility was discharging.
Weekly Average Mass Loading	The mass loading reported against the weekly average mass limit. The weekly average value shall be determined by the summation of all the measured pollutant discharges by mass divided by the number of days during the week when the measurements were made.
WOTUS Protected Surface Water	WOTUS protected surface water- means a protected surface water that is a WOTUS.
Whole Effluent Toxicity	The total toxic effect of an effluent measured directly with a toxicity test.

Appendix B. AZPDES Discharge Flow Record

Cave Creek Water Reclamation Plant—AZ0026727			
Discharge to Unnamed Wash in the Middle Gila River Basin Basin At:			
Outfall No:	001		
Location:	Latitude 33° 45' 18.5" N, Longitude 112° 01' 05.9" W		
Month:		Year:	
Date:	Flow Duration ⁽¹⁾ (Total hours per day)	Flow Rate ⁽²⁾ (Total MGD per day)	
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
Comment:			

Footnotes

- 1 Total time of discharge in hours per day. If actual time is not available, use an estimate of flow duration.
- 2 Report flow discharge in MGD. If no discharge occurs on any given day, report 'ND' for the flow for that day.

Appendix C. Ammonia Data Log

Cave Creek Water Reclamation Plant—AZ0026727					
A	B	C	D	E	F
Date of Sample	Ammonia Concentration (Effluent) (mg/L N)	pH Effluent (S.U.)	Temperature Effluent (°Celsius)	Ammonia Standard as Determined from Ammonia Criteria Tables (attached)	Ammonia Impact Ratio (Column B / Column E)

Please copy and complete for each month of each year for permit term. Attach any additional pages as necessary.

Appendix C. Continued—Ammonia Special Reporting Requirements

Arizona Administrative Code, Title 18, Chapter 11 Department of Environmental Quality Water Quality Standards contains acute and chronic ammonia standards that are contingent upon temperature and/or pH values. The chronic criteria are more stringent than the acute ammonia criteria, so the effluent ammonia will be compared to the chronic ammonia standards. The tables for chronic and acute Aquatic and Wildlife designated uses follow below. The permittee shall refer to these tables to determine the ammonia standard that applies each time an ammonia sample is taken. The required minimum discharge sampling frequency for these parameters may be found in Table 1 or 2 of this permit. The permittee shall record all sampling results for effluent ammonia, pH, and temperature at the time of sampling, as well as the applicable ammonia standards, ammonia impact ratios, and sampling dates in the Ammonia Data Log. Additionally, the ammonia impact ratio shall be calculated by dividing the ammonia value by the corresponding ammonia standard. Anytime an ammonia impact ratio is found to be above the limit of 1.0 for the pH and temperature at the time the sample was taken, the permittee shall highlight this on the ammonia data log. These results shall also be reported on DMRs with any exceedances noted. Annual submittal of the ammonia data log is required (See Part II.B.4)

A&W Designated Uses

Determination of Chronic Total Ammonia Criteria as N in mg / L Based on pH and Temperature at Time of Sampling (1) (2)										
pH	Temperature, °C									
	0	14	16	18	20	22	24	26	28	30
6.5	6.7	6.7	6.1	5.3	4.7	4.1	3.6	3.2	2.8	2.5
6.6	6.6	6.6	6.0	5.3	4.6	4.1	3.6	3.1	2.8	2.4
6.7	6.4	6.4	5.9	5.2	4.5	4.0	3.5	3.1	2.7	2.4
6.8	6.3	6.3	5.7	5.0	4.4	3.9	3.4	3.0	2.6	2.3
6.9	6.1	6.1	5.6	4.9	4.3	3.8	3.3	2.9	2.6	2.3
7.0	5.9	5.9	5.4	4.7	4.2	3.7	3.2	2.8	2.5	2.2
7.1	5.7	5.7	5.2	4.5	4.0	3.5	3.1	2.7	2.4	2.1
7.2	5.4	5.4	5.0	4.3	3.8	3.3	2.9	2.6	2.3	2.0
7.3	5.1	5.1	4.6	4.1	3.6	3.1	2.8	2.4	2.1	1.9
7.4	4.7	4.8	4.3	3.8	3.3	3.0	2.6	2.3	2.0	1.7
7.5	4.4	4.4	4.0	3.5	3.1	2.7	2.4	2.1	1.8	1.6
7.6	4.0	4.0	3.6	3.2	2.8	2.5	2.2	1.9	1.7	1.5
7.7	3.6	3.6	3.3	2.9	2.5	2.2	1.9	1.7	1.5	1.3
7.8	3.2	3.2	2.9	2.5	2.2	2.0	1.7	1.5	1.3	1.2
7.9	2.8	2.8	2.5	2.2	2.0	1.7	1.5	1.3	1.2	1.0
8.0	2.4	2.4	2.2	1.9	1.7	1.5	1.3	1.2	1.0	0.90
8.1	2.1	2.1	1.9	1.7	1.5	1.3	1.1	1.0	0.88	0.77
8.2	1.8	1.8	1.6	1.4	1.3	1.1	0.97	0.86	0.75	0.66

Determination of Chronic Total Ammonia Criteria as N in mg / L Based on pH and Temperature at Time of Sampling (1) (2)										
pH	Temperature, °C									
	0	14	16	18	20	22	24	26	28	30
8.3	1.5	1.5	1.4	1.2	1.1	0.94	0.83	0.73	0.64	0.56
8.4	1.3	1.3	1.2	1.0	0.91	0.80	0.70	0.62	0.54	0.48
8.5	1.1	1.1	0.99	0.87	0.77	0.67	0.59	0.52	0.46	0.40
8.6	0.92	0.92	0.84	0.74	0.65	0.57	0.50	0.44	0.39	0.34
8.7	0.78	0.78	0.71	0.62	0.55	0.48	0.42	0.37	0.33	0.29
8.8	0.66	0.66	0.60	0.53	0.46	0.41	0.36	0.32	0.28	0.24
8.9	0.57	0.57	0.51	0.45	0.40	0.35	0.31	0.27	0.24	0.21
9.0	0.49	0.49	0.44	0.39	0.34	0.30	0.26	0.23	0.20	0.18

Footnotes

- 1 pH and temperature are field measurements taken at the same time and location as the water samples destined for the laboratory analysis of ammonia.
- 2 If field measured pH and/or temperature values fall between the Chronic Total Ammonia tabular values, round field measured values according to standard scientific rounding procedures to nearest tabular value to determine the ammonia standard.

DRAFT

Determination of Acute Total Ammonia Criteria as N in mg / L		
Based on pH at Time of Sampling ⁽¹⁾ ⁽²⁾		
pH	A&W c	A&Ww and A&Wedw
6.5	33	49
6.6	31	47
6.7	30	45
6.8	28	42
6.9	26	39
7.0	24	36
7.1	22	33
7.2	20	30
7.3	17	26
7.4	15	23
7.5	13	20
7.6	11	17
7.7	10	14
7.8	8.1	12
7.9	6.8	10
8.0	5.6	8.4
8.1	4.6	7.0
8.2	3.8	5.7
8.3	3.2	4.7
8.4	2.6	3.9
8.5	2.1	3.2
8.6	1.8	2.6
8.7	1.5	2.2
8.8	1.2	1.8
8.9	1.0	1.5
9.0	0.89	1.3

Footnotes

- 1 pH and temperature are field measurements taken at the same time and location as the water samples destined for the laboratory analysis of ammonia.
- 2 If field measured PH and/or temperature values fall between the Acute Total Ammonia tabular values, round field measured values according to standard scientific rounding procedures to nearest tabular value to determine the ammonia standard.

Appendix D. Standard AZPDES Permit Conditions & Notifications

(Updated as of February 2, 2004)

1. Duty to Reapply—[R18-9-B904(B)]

Unless the Permittee permanently ceases the discharging activity covered by this permit, the Permittee shall reapply, submit a new application, 180 days before the existing permit expires. ADEQ must receive the new application at least 180 days before permit expiration in order to start the re-application process.
2. Applications—[R18-9-A905(A)(1)(C) which incorporates 40CFR 122.22]
 - a. All applications shall be signed as follows:
 - i. For a corporation: by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:
 - A. A president, secretary, treasurer, or vice-president of the corporation in charge of a principle business function, or any other person who performs similar policy-or decision-making functions for the corporation, or
 - B. The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;
 - ii. For partnership or sole proprietorship: by a general partner or the proprietor, respectively; or
 - iii. For a municipality, State, Federal, or other public agency: By either a principal executive officer or ranking elected official. For purposes of this section, a principal executive officer of a Federal agency includes: (i) The chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Regional Administrators of EPA).
 - b. All reports required by permits and other information requested by the Director shall be signed by a person described in paragraph (a) of this Section, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - i. The authorization is made in writing by a person described in paragraph (a) of this section;
 - ii. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.) and,
 - iii. The written authorization is submitted to the Director.
 - c. Changes to Authorization. If an authorization under paragraph (b) of this section is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of paragraph (b) of this section must be submitted to the Director prior to or together with any reports, information, or applications to be signed by an authorized representative.

- d. Certification. Any person signing a document under paragraph (a) or (b) of this section shall make the following certification:

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

3. Duty to Comply - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(a)(i) and A.R.S. §49- 262, 263.01, and 263.02.]
- a. The Permittee shall comply with all conditions of this permit and any standard and prohibition required under A.R.S. Title 49, Chapter 2, Article 3.1 and A.A.C. Title 18, Chapter 9, Articles 9 and 10. For discharges to a WOTUS, any permit noncompliance constitutes a violation of the Clean Water Act; A.R.S. Title 49, Chapter 2, Article 3.1; and A.A.C. Title 18, Chapter 9, Articles 9 and 10, and is grounds for enforcement action, permit termination, revocation and reissuance, or modification, or denial of a permit renewal application.
- b. The issuance of this permit does not waive any federal, state, county, or local regulations or permit requirements with which a person discharging under this permit is required to comply.
- c. The Permittee shall comply with the effluent standards or prohibitions established under section 307(a) of the Clean Water Act for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the Clean Water Act within the time provided in the regulation that establish these standards or prohibitions, even if the permit has not yet been modified to incorporate the requirement.
- d. Civil Penalties. A.R.S. § 49-262(C) provides that any person who violates any provision of A.R.S. Title 49, Chapter 2, Article 3.1 or a rule, permit, discharge limitation or order issued or adopted under A.R.S. Title 49, Chapter 2, Article 3.1 is subject to a civil penalty not to exceed \$25,000 per day per violation.
- e. Criminal Penalties. Any a person who violates a condition of this permit, or violates a provision under A.R.S. Title 49, Chapter 2, Article 3.1, or A.A.C. Title 18, Chapter 9, Articles 9 and 10 is subject to the enforcement actions established under A.R.S. Title 49, Chapter 2, Article 4, which may include the possibility of fines and/or imprisonment.
4. Need to Halt or Reduce Activity Not a Defense - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(c)]
- 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.
5. Duty to Mitigate - R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(d)]
- 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.
6. Proper Operation and Maintenance - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(e)]
- 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.
7. Permit Actions - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(f)]

This permit may be modified, revoked and reissued, or terminated for cause. 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.

8. Property Rights - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(g)]

This permit does not convey any property rights of any sort, or any exclusive privilege.

9. Duty to Provide Information - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(h)]

The Permittee shall furnish to the Director, within a reasonable time, any information which the Director 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 Director upon request, copies of records required to be kept by this permit.

10. Inspection and Entry [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(i)]

The Permittee shall allow the Director, or an authorized representative, upon the presentation of credentials and such 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 this permit;
- b. Have access to and copy, at reasonable times, any records that must be kept under the terms of the permit;
- c. Inspect at reasonable times any facilities, equipment (including monitoring equipment or 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 A.R.S. Title 49, Chapter 2, Article 3.1, and A.A.C. Title 18, Chapter 9, Articles 9 and 10, any substances or parameters at any location.

11. Monitoring and Records - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(j)]

- a. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity.
- b. 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 this permit, and records of all data used to complete the application for this permit, for a period of at least 3 years from the date of the sample, measurement, report or application, except for records of monitoring information required by this permit related to the Permittee's sewage sludge use and disposal activities, which shall be retained for a period of at least five years (or longer as required by 40 CFR Part 503). This period may be extended by request of the Director at any time.
- c. 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) the 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.

- d. Monitoring must be conducted according to test procedures specified in this permit. If a test procedure is not specified in the permit, then monitoring must be conducted according to test procedures approved under A.A.C. R18-9-A905(B) including those under 40 CFR Part 136 unless otherwise specified in 40 CFR Part 503 (for sludge).
- e. The Clean Water Act provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained in this permit shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than two years per violation, or by both for first conviction. For a second conviction, such a person is subject to a fine of not more than \$20,000 per day of violation, or imprisonment for not more than four years, or both.

Any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained in this permit is subject to the enforcement actions established under A.R.S. Title 49, Chapter 2, Article 4, which includes the possibility of fines and/or imprisonment.

- 12. Signatory Requirement - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(k)]
 - a. All applications, reports, or information submitted to the Director shall be signed and certified. (See 40 CFR 122.22 incorporated at R18-9-A905(A)(1)(c))
 - b. The 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 two years per violation, or by both for a first conviction. For a second conviction, such a person is subject to a fine of not more than \$20,000 per day of violation, or imprisonment of not more than four years, or both.
- 13. Reporting Requirements - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(l)]
 - a. Planned changes – The Permittee shall give notice to the Director as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required only when:
 - i. The alteration or addition to a permitted facility that discharges to a WOTUS, may meet one of the criteria for determining whether a facility is a new source in 40 CFR 122.29(b) (incorporated by reference at R18-9-A905(A)(1)(e)); 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(a)(1) (incorporated by reference at R18-9-A905(A)(3)(b)).
 - 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.
 - b. Anticipated noncompliance – The Permittee shall give advance notice to the Director of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.
 - c. Transfers – (R18-9-B905) This permit is not transferable to any person except after notice to the Director. The Director 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 Arizona Revised Statutes and the Clean Water Act.
 - d. Monitoring reports – Monitoring results shall be reported at the intervals specified elsewhere in this permit.

- i. Monitoring results must be reported on a Discharge Monitoring Report (DMR) or forms provided or specified by the Director for reporting results of monitoring of sludge use or disposal practices.
 - ii. If the Permittee monitors any pollutant more frequently than required by the permit, then the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR, or sludge reporting form specified by the Director.
 - iii. Calculations for all limitations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified by the Director in the permit.
 - e. Compliance schedules – Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit shall be submitted no later than 14 days following each schedule date.
 - f. Twenty-four hour reporting.
 - i. The Permittee shall report any noncompliance which may endanger human health or the environment. Any information shall be provided orally within 24 hours from the time the Permittee becomes aware of the circumstances. A written submission shall also be provided within five 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 recurrence of the noncompliance.
 - ii. The following shall be included as information which must be reported within 24 hours under this paragraph.
 - A. Any unanticipated bypass which exceeds any effluent limitation in the permit. (See 40 CFR 122.41(g) which is incorporated by reference at R18-9-A905(A)(3)(a)).
 - B. Any upset which exceeds any effluent limitation in the permit.
 - C. Violation of a maximum daily discharge limitation for any of the pollutants listed by the Director in the permit to be reported within 24 hours. (See 40 CFR 122.44(g) which is incorporated by reference at R18-9-A905(A)(3)(d)).
 - g. Other noncompliance – The Permittee shall report all instances of noncompliance not reported under paragraphs (d), (e), and (f) of this section, at the time monitoring reports are submitted. The reports shall contain the information listed in paragraph (f) of this section.
 - h. Other information – When 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 Director, it shall promptly submit such facts or information.
14. Bypass - [R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(m)]
- a. Definitions
 - i. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility.
 - ii. "Severe property damage" means 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.

- b. 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 provision of paragraphs (c) and (d) of this section.
 - c. 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 ten days before the date of bypass.
 - ii. Unanticipated bypass – The Permittee shall submit notice of an unanticipated bypass as required in paragraph (f)(2) of section 13 (24-hour notice).
 - d. Prohibition of bypass
 - i. Bypass is prohibited, and the Director may take enforcement action against a Permittee for bypass, unless:
 - A. Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;
 - B. 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 down time. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgement to prevent a bypass which occurred during normal periods of equipment downtime or preventive maintenance; and
 - C. The Permittee submitted notices as required under paragraph (c) of this section.
 - ii. The Director may approve an anticipated bypass, after considering its adverse effects, if the Director determines that it will meet the three conditions listed above in paragraph (d)(i) of this section.
15. Upset - [A.R.S.§§49-255(8) and 255.01(E), R18-9-A905(A)(3)(a) which incorporates 40 CFR 122.41(n)]
- a. Definition – "Upset" means 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 preventative maintenance, or careless or improper operation.
 - b. 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 (c) 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.
 - c. Conditions necessary for a demonstration of upset – A Permittee who wishes to establish the affirmative defenses 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 paragraph (f)(2) of Section 13 (24-hour notice); and
 - iv. The Permittee has taken appropriate measure including all reasonable steps to minimize or prevent any discharge or sewage sludge use or disposal that is in violation of the permit and that has a reasonable likelihood of adversely affecting human health or the environment per A.R.S. § 49-255.01(E)(1)(d).

- d. Burden of proof – In any enforcement proceeding the Permittee seeking to establish the occurrence of an upset has the burden of proof.
16. Existing Manufacturing, Commercial, Mining, and Silvicultural Dischargers - [R18-9-A905(A)(3)(b) which incorporates 40 CFR 122.42(a)]

In addition to the reporting requirements under 40 CFR 122.41(l) (which is incorporated at R18-9-A905(A)(3)(a)), all existing manufacturing, commercial, mining, and silvicultural dischargers must notify the Director as soon as they know or have reason to believe:

- a. That any activity has occurred or will occur which would result in the discharge, on a routine or frequent basis, of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels":
- i. One hundred micrograms per liter (100 µg/L);
 - ii. Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,4-dinitrophenol and for 2-methyl-4,6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
 - iii. Five times the maximum concentration value reported for that pollutant in the permit application in accordance with 40 CFR 122.21(g)(7) (which is incorporated at R18-9-A905(A)(1)(b)); or
 - iv. The level established by the Director in accordance with 40 CFR 122.44(f) (which is incorporated at R18-9-A905(A)(3)(d)).
- b. That any activity has occurred or will occur which would result in any discharge, on a nonroutine or infrequent basis, of a toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels":
- i. Five hundred micrograms per liter (500 µg/L);
 - ii. One milligram per liter (1 mg/L) for antimony;
 - iii. Ten (10) times the maximum concentration value reported for that pollutant in the permit application in accordance with 40 CFR 122.21(g)(7)(which is incorporated at R18-9-A905(A)(1)(b)); or
 - iv. The level established by the Director in accordance with 40 CFR 122.44(f) (which is incorporated at R18-9-A905(A)(3)(d)).
17. Publicly Owned Treatment Works (POTWs) - [R18-9-A905(A)(3)(b) which incorporates 40 CFR 122.42(b)]

This section applies only to publicly owned treatment works as defined at ARS § 49-255(5).

- a. All POTW's must provide adequate notice to the Director of the following:
- i. Any new introduction of pollutants into the POTW from an indirect discharger which would be subject to section 301 or 306 of the Clean Water Act if it were directly discharging those pollutants; and
 - ii. Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of issuance of the permit.
 - iii. For the purposes of this paragraph, adequate notice shall include information on (i) the quality and quantity of effluent introduced into the POTW, and (ii) any anticipated impact of the change on the quantity or quality of effluent to be discharge from the POTW.

Publicly owned treatment works may not receive hazardous waste by truck, rail, or dedicated pipe except as provided under 40 CFR 270. Hazardous wastes are defined at 40 CFR 261 and include any mixture containing any waste listed under 40 CFR 261.31 - 261.33. The Domestic Sewage Exclusion (40 CFR 261.4) applies only to wastes mixed with domestic sewage in a sewer leading to a publicly owned

treatment works and not to mixtures of hazardous wastes and sewage or septage delivered to the treatment plant by truck.

18. Reopener Clause - [R18-9-A905(A)(3)(d) which incorporates 40 CFR 122.44(c)]

This permit shall be modified or revoked and reissued to incorporate any applicable effluent standard or limitation or standard for sewage sludge use or disposal under sections 301(b)(2)(C), and (D), 304(b)(2), 307(a)(2) and 405(d) which is promulgated or approved after the permit is issued if that effluent or sludge standard or limitation is more stringent than any effluent limitation in the permit, or controls a pollutant or sludge use or disposal practice not limited in the permit.

19. Privately Owned Treatment Works - [R18-9-A905(A)(3)(d) which incorporates 40 CFR 122.44]

This section applies only to privately owned treatment works as defined at 40 CFR 122.2.

- a. Materials authorized to be disposed of into the privately owned treatment works and collection system are typical domestic sewage. Unauthorized materials are hazardous waste (as defined at 40 CFR Part 261), motor oil, gasoline, paints, varnishes, solvents, pesticides, fertilizers, industrial wastes, or other materials not generally associated with toilet flushing or personal hygiene, laundry, or food preparation, unless specifically listed under "Authorized Non-domestic Sewer Dischargers" elsewhere in this permit.
- b. It is the Permittee's responsibility to inform users of the privately owned treatment works and collection system of the prohibition against unauthorized materials and to ensure compliance with the prohibition. The Permittee must have the authority and capability to sample all discharges to the collection system, including any from septic haulers or other unsewered dischargers, and shall take and analyze such samples for conventional, toxic, or hazardous pollutants when instructed by the permitting authority. The Permittee must provide adequate security to prevent unauthorized discharges to the collection system.
- c. Should a user of the privately owned treatment works desire authorization to discharge non-domestic wastes, the Permittee shall submit a request for permit modification and an application, pursuant to 40 CFR 122.44(m), describing the proposed discharge. The application shall, to the extent possible, be submitted using ADEQ Forms 1 and 2C, unless another format is requested by the permitting authority. If the privately owned treatment works or collection system user is different from the Permittee, and the Permittee agrees to allow the non-domestic discharge, the user shall submit the application and the Permittee shall submit the permit modification request. The application and request for modification shall be submitted at least 6 months before authorization to discharge non-domestic wastes to the privately owned treatment works or collection system is desired.

20. Transfers by Modification - [R18-9-B905]

Except as provided in section 21, a permit may be transferred by the Permittee to a new owner or operator only if the permit has been modified or revoked and reissued, or a minor modification made under R18-9-B906, to identify the new Permittee and incorporate such other requirements as may be necessary.

21. Automatic Transfers [R18-9-B905]

An alternative to transfers under section 20, any AZPDES permit may be automatically transferred to a new Permittee if:

- a. The current Permittee notifies the Director at least 30 days in advance of the proposed transfer date;
- b. The notice includes a written agreement between the existing and new Permittee containing a specific date for transfer of permit responsibility, coverage, and liability between them; and
- c. The Director does not notify the existing Permittee and the proposed new Permittee of his or her intent to modify or revoke and reissue the permit. A modification under this subparagraph may also be a minor modification under R18-9-B906(B).

22. Minor Modification of Permits [R18-9-B906(B)]

Upon the consent of the Permittee, the Director may modify a permit to make the corrections or allowances for changes in the permitted activity listed in this section, without following public notice procedures under R18-9-A907 or A908. Minor modifications may only:

- a. Correct typographical errors;
- b. Update a permit condition that changed as a result of updating an Arizona water quality standard;
- c. Require more frequent monitoring or reporting by the Permittee;
- d. Change an interim compliance date in a schedule of compliance, provided the new date is not more than 120 days after the date specified in the existing permit and does not interfere with attainment of the final compliance date requirement;
- e. Allow for a change in ownership or operational control of a facility where the Director determines that no other change in their permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the current and new Permittee has been submitted to the Director;
- f. Change the construction schedule for a discharger that discharges to a WOTUS which is a new source. No such change shall affect a discharger's obligation prior to discharge under 40 CFR 122.29 (which is incorporated by reference in R18-9-A905(A)(1)(e));
- g. Delete a point source outfall when the discharge from that outfall is terminated and does not result in discharge of pollutants from other outfalls except in accordance with the permit limits;
- h. Incorporate conditions of a POTW pretreatment program that has been approved in accordance with the procedures in 40 CFR 403.11 and 403.18 as enforceable conditions of the POTW's permit; and
- i. Annex an area by a municipality.

23. Termination of Permits - [R-9-B906(C)]

The following are causes for terminating a permit during its term, or for denying a permit renewal application:

- a. Noncompliance by the Permittee with any condition of the permit;
- b. The Permittee's failure in the application or during the permit issuance process to disclose fully all relevant facts, or the Permittee's misrepresentation of any relevant facts at any time;
- c. A determination that the permitted activity endangers human health or the environment and can only be regulated to acceptable levels by permit modification or termination; or
- d. A change in any condition that requires either a temporary or a permanent reduction or elimination of any discharge controlled by the permit (for example, a plant closure or termination of discharge by connection to a POTW).

24. Availability of Reports - [Pursuant to A.R.S § 49-205]

Except for data determined to be confidential under A.R.S § 49-205(A), all reports prepared in accordance with the terms of this permit shall be available for public inspection at ADEQ offices. As required by A.R.S. § 49-205(B) and (C), permit applications, permits, and effluent data shall not be considered confidential.

25. Removed Substances - [Pursuant to Clean Water Act Section 301]

Solids, sludges, filter backwash, or other pollutants removed in the course of treatment or control of wastewaters shall be disposed of in a manner such as to prevent any pollutant from such materials from entering navigable waters.

26. Severability - [Pursuant to A.R.S § 49-324(E)]

The provisions of this permit are severable, and if any provision of this permit, or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances, and remainder of this permit, shall not be affected thereby.

27. Civil and Criminal Liability - [Pursuant to A.R.S § 49-262, 263.01, and 263.02]

Except as provided in permit conditions on "Bypass" (Section 14) and "Upset" (Section 15), nothing in this permit shall be construed to relieve the Permittee from civil or criminal penalties for noncompliance.

28. Oil and Hazardous Substance Liability - [Pursuant to Clean Water Act Section 311].

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the operator from any responsibilities, liabilities, or penalties established pursuant to any applicable State or Tribal law or regulation under authority preserved by Section 510 of the Clean Water Act.

29. State or Tribal Law - [Pursuant to R 18-9-A904 (C)].

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the operator from any responsibilities, liabilities, or penalties established pursuant to any applicable State or Tribal law or regulation under authority preserved by Section 510 of the Clean Water Act.

DRAFT