In compliance with the provisions of the Clean Water Act (CWA), 33 U.S.C. §1251 et seq., as amended by the Water Quality Act of 1987, P.L. 100-4, this permit is issued under provisions of Alaska Statutes (AS) 46.03; the Alaska Administrative Code (AAC) as amended; and other applicable State laws and regulations. The CITY OF SEWARD is authorized to discharge from the Lowell Point Wastewater Treatment Facility (WWTF) at the following location:

<table>
<thead>
<tr>
<th>Outfall</th>
<th>Receiving Waterbody</th>
<th>Latitude</th>
<th>Longitude</th>
</tr>
</thead>
<tbody>
<tr>
<td>001A</td>
<td>Resurrection Bay</td>
<td>60° 04’54” N</td>
<td>149° 26’20” W</td>
</tr>
</tbody>
</table>

In accordance with the discharge point(s) effluent limitations, monitoring requirements, and other conditions set forth herein:

This permit and authorization shall become effective **October 1, 2022**

This permit and the authorization to discharge shall expire at midnight, **September 30, 2027**

The permittee shall reapply for a permit reissuance on or before **April 3, 2027**, 180 days before the expiration of this permit if the permittee intends to continue operations and discharge(s) at the facility beyond the term of this permit.

The permittee shall post or maintain a copy of this permit to discharge at the facility and make it available to the public, employees, and subcontractors at the facility.

August 17, 2022

Signature

Gene McCabe

Program Manager

Date

Printed Name

Title
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**SCHEDULE OF SUBMISSIONS**

The Schedule of Submissions summarizes some of the required submissions and activities the permittee must complete and/or submit to the Alaska Department of Environmental Conservation (DEC) during the term of this permit. The permittee is responsible for all submissions and activities even if they are not summarized below.

<table>
<thead>
<tr>
<th>Location of Requirement</th>
<th>Submittal or Completion</th>
<th>Frequency</th>
<th>Due Date</th>
<th>Submit to</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permit Section 1.3.3</td>
<td>Annual report of progress, compliance schedule</td>
<td>1/year</td>
<td>Within one year after the effective date of the final permit and annually thereafter</td>
<td>Compliance</td>
</tr>
<tr>
<td>Permit Section 1.3.4 &amp; 1.3.5</td>
<td>Interim reports of progress</td>
<td>2/permit cycle</td>
<td>As required (Years 1 and 2)</td>
<td>Compliance</td>
</tr>
<tr>
<td>Permit Section 1.3.6</td>
<td>Engineered wastewater treatment facility plans</td>
<td>1/permit cycle</td>
<td>Within three years after the effective date of the final permit</td>
<td>Engineering Support and Plan Review (ESPR)</td>
</tr>
<tr>
<td>Permit Section 1.3.8</td>
<td>Request for approval to operate</td>
<td>1/permit cycle</td>
<td>Within five years after the effective date of the final permit</td>
<td>ESPR</td>
</tr>
<tr>
<td>Permit Section 1.5.6</td>
<td>Written approval of monitoring location</td>
<td>1/permit cycle</td>
<td>Within 60 days after the effective date the final permit</td>
<td>Permitting</td>
</tr>
<tr>
<td>Permit Section 1.5.8</td>
<td>Receiving water body results</td>
<td>2/year</td>
<td>All results reported with the Application for Permit Reissuance; 180 days before expiration of the final permit</td>
<td>Permitting</td>
</tr>
<tr>
<td>Permit Section 1.5.8</td>
<td>Shoreline monitoring results</td>
<td>1/Month (May – September)</td>
<td>Submitted with the annual report</td>
<td>Permitting</td>
</tr>
<tr>
<td>Permit Section 1.6</td>
<td>Additional Effluent Monitoring</td>
<td>1/permit cycle</td>
<td>Submit additional effluent monitoring results with the application for permit reissuance</td>
<td>Permitting</td>
</tr>
<tr>
<td>Permit Section 2.3</td>
<td>Industrial User Survey</td>
<td>1/permit cycle</td>
<td>180 days before expiration of the final permit</td>
<td>Permitting</td>
</tr>
<tr>
<td>Permit Section 2.4, Appendix A, 3.2</td>
<td>Discharge Monitoring Report (DMR)</td>
<td>Monthly</td>
<td>Must be submitted electronically through the NetDMR system, on or before the 15th day of the following month</td>
<td>NetDMR</td>
</tr>
<tr>
<td>Appendix A, 1.3</td>
<td>Application for Permit Reissuance</td>
<td>1/permit cycle</td>
<td>180 days before expiration of the final permit</td>
<td>Permitting</td>
</tr>
<tr>
<td>Appendix A, Section 3.4</td>
<td>Oral notification of noncompliance</td>
<td>As necessary</td>
<td>Within 24 hours from the time the permittee becomes aware of the circumstances of noncompliance</td>
<td>Compliance</td>
</tr>
<tr>
<td>Appendix A, Section 3.4</td>
<td>Written notification of noncompliance</td>
<td>As necessary</td>
<td>Within 5 days after the permittee becomes aware of the circumstances</td>
<td>Compliance</td>
</tr>
<tr>
<td>------------------------</td>
<td>---------------------------------------</td>
<td>--------------</td>
<td>-------------------------------------------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>Appendix A, Section 3.5</td>
<td>Other Noncompliance Reporting</td>
<td>As required</td>
<td>At the time the permittee submits discharge monitoring reports under Appendix A, Section 3.2</td>
<td>Compliance</td>
</tr>
</tbody>
</table>

**Note:**

a. See Appendix A, 1.1 for addresses
1.0 LIMITATIONS AND MONITORING REQUIREMENTS

1.1 Discharge Authorization

1.1.1 During the effective period of this permit, the permittee is authorized to discharge pollutants from Outfall 001A specified herein to Resurrection Bay, within the limits and subject to conditions set forth herein. This permit authorizes discharge of only those pollutants resulting from facility processes, waste streams, and operations clearly identified in the permit application process.

1.2 Effluent Limits and Monitoring

1.2.1 The permittee must limit and monitor discharges from Outfall 001A as specified in Table 2. All values represent maximum effluent limits, unless otherwise indicated. The permittee must comply with effluent limitations in the table at all times unless otherwise indicated, regardless of monitoring frequency or reporting required by other provisions of this permit.

1.2.2 Discharge shall not cause contamination of surface or ground waters and shall not cause or contribute to a violation of the Alaska Water Quality Standards, AAC Title 18, Chapter 70 (18 AAC 70), except if excursions are authorized in accordance with applicable provisions in 18 AAC 70.200 – 70.240 (e.g., variance, mixing zone).

1.2.3 The permittee must not discharge any floating solids, debris, sludge, deposits, foam, scum, or other residues that cause a film, sheen, or discoloration on the surface of the receiving water or adjoining shorelines; cause leaching of toxic or deleterious substances; or cause a sludge, solid, or emulsion to be deposited beneath or upon the surface of the water, within the water column, on the bottom, or upon adjoining shorelines.

1.2.4 The permittee must collect influent samples prior to the waste stream flowing into the first treatment unit of the wastewater treatment system.

1.2.5 The permittee must collect effluent samples from the effluent stream after the last treatment unit before discharge into receiving waters.

1.2.6 For all effluent monitoring, the permittee must use a sufficiently sensitive Environmental Protection Agency (EPA) approved test method that quantifies the pollutants to a level lower than applicable limits or water quality standards or use the most sensitive test method available, per Title 40 Code of Federal Regulations (CFR) §136 (Guidelines Establishing Test Procedures for the Analysis of Pollutants), adopted by reference at 18 AAC 83.010(f).

1.2.7 Permittees have the option of taking more frequent samples than are required in the permit. These samples must be used for averaging if they are conducted using the Department-approved test methods (generally found in 18 AAC 70 and 40 CFR §136) and if the method detection limit (MDL) is less than the effluent limit.

1.2.8 For purposes of reporting on the DMR for a single sample, if a value is less than the method detection limit (MDL), the permittee must report “less than (<) \{numeric value of MDL\}” and if a value is less than the minimum level (ML) [also called a reporting limit (RL), practical quantification limit (PQL), or limit of quantitation (LOQ)] the permittee must report “less than (<) \{numeric value of RL\}.”
1.2.9 For purposes of calculating monthly averages, zero may be assigned for values less than the MDL and the numeric value of the MDL may be assigned for values between the MDL and the RL. If the average value is less than the MDL, the permittee must report “less than (<) {numeric value of MDL}” and if the average value is less than the RL, the permittee must report “less than (<) {numeric value of RL}.” If a value is equal to or greater than the RL, the permittee must report and use the actual value. The resulting average value must be compared to the compliance level in assessing compliance.

1.2.10 For purposes of calculating the reported daily maximum pounds per day, the permittee must use the maximum observed effluent flow rate measured on the date the effluent sample was collected. For purposes of calculating the reported weekly or monthly pounds per day, the permittee should use the appropriate average flow, weekly or monthly.
<table>
<thead>
<tr>
<th>Parameter</th>
<th>Effluent Limits</th>
<th>Monitoring Requirements</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Units a</td>
<td>Daily Minimum</td>
</tr>
<tr>
<td>Total Discharge Flow</td>
<td>mgd</td>
<td>N/A</td>
</tr>
<tr>
<td>5-Day Biochemical Oxygen Demand (BOD₅)</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td>5-Day Carbonaceous Biochemical Oxygen Demand (CBOD₅)</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td></td>
<td>lbs/day b</td>
<td>N/A</td>
</tr>
<tr>
<td>Total Suspended Solids (TSS)</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td></td>
<td>lbs/day b</td>
<td>N/A</td>
</tr>
<tr>
<td>TSS Minimum Percent (%) Removal</td>
<td>%</td>
<td>N/A</td>
</tr>
<tr>
<td>CBOD₅ Minimum % Removal</td>
<td>%</td>
<td>N/A</td>
</tr>
<tr>
<td>pH</td>
<td>S. U.</td>
<td>6.5</td>
</tr>
<tr>
<td>Temperature</td>
<td>° C</td>
<td>N/A</td>
</tr>
<tr>
<td>Dissolved Oxygen (DO)</td>
<td>mg/L</td>
<td>6.0</td>
</tr>
<tr>
<td>Total Residual Chlorine (TRC) f, g</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td>Fecal Coliform Bacteria (FC)</td>
<td>FC/100 mL</td>
<td>N/A</td>
</tr>
<tr>
<td>Enterococci Bacteria (enterococci)</td>
<td>cfu/100 mL</td>
<td>N/A</td>
</tr>
<tr>
<td>Total Phosphorus</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td>Total Ammonia, as Nitrogen</td>
<td>mg/L</td>
<td>N/A</td>
</tr>
<tr>
<td></td>
<td>lbs/day b</td>
<td>N/A</td>
</tr>
</tbody>
</table>
Footnotes:

a. Units: mgd = million gallons per day, mg/L = milligrams per liter, lbs/day = pounds per day, S. U. = standard units, ° C = degrees Celsius, FC/100 mL = fecal coliform colonies per 100 milliliters, cfu/100 mL = colony forming units per 100 milliliters.
b. Loading in lbs/day = concentration (mg/L) x flow (mgd) x 8.34 (conversion factor).
c. Limits apply to effluent. Report average monthly influent concentration. Influent and effluent samples shall be collected during the same 24-hour period.
d. See Appendix C for definition.
e. Minimum % Removal = [(monthly average influent concentration in mg/L – monthly average effluent concentration in mg/L) / (monthly average influent concentration in mg/L)] x 100. The monthly average percent removal must be calculated using the arithmetic mean of the influent value and the arithmetic mean of the effluent value for that month.
f. Monitoring for TRC is not required if chlorine is not used as a disinfectant or introduced elsewhere in the treatment process.
g. The TRC effluent limits are not quantifiable using EPA-approved analytical methods. DEC will use the minimum level (ML) of 0.1 mg/L as the compliance evaluation level for this parameter.
h. If more than one FC bacteria sample is collected within the reporting period, the average result must be reported as the geometric mean. When calculating the geometric mean, replace all results of zero, 0, with a one, 1. The geometric mean of “n” quantities is the “nth” root of the product of the quantities. For example, the geometric mean of 100, 200, and 300 is (100 X 200 X 300)1/3 = 181.7.
i. If fewer than ten samples are collected within a 30-day period, the effluent limit cannot be exceeded. If ten or more samples are collected within a 30-day period, not more than 10% of the samples may exceed the effluent limit.
j. One sample shall be collected each month, May through September, on the same day as a fecal coliform bacteria sample is collected.
k. Once per quarter means once every three months based on the calendar year beginning with January: Jan–March, April–June, July–Sept, and Oct–Dec.

1.3 Compliance Schedule

1.3.1 The permittee must comply with all effluent limits and monitoring requirements in Permit Section 1.2, Table 2 beginning on the effective date of this permit, except those for which a compliance schedule is specified in Section 1.3.1 through Section 1.3.9.

1.3.2 The permittee must achieve compliance with the final FC bacteria effluent limits in Permit Section 1.2, Table 2 of the permit as soon as possible, but no later than five years after the effective date of the final permit. For the purposes of this permit issuance, with respect to final FC bacteria effluent limits, achieve compliance shall mean:

1.3.2.1 For the monthly average FC bacteria effluent limit of 200 FC/100 mL, achieve compliance shall mean not exceeding 200 FC/100 mL for three consecutive months; and

1.3.2.2 For the weekly average FC bacteria effluent limit of 400 FC/100 mL, achieve compliance shall mean not exceeding 400 FC/100 mL for four consecutive weeks; and

1.3.2.3 For the daily maximum FC bacteria effluent limit of 800 FC/100 mL, achieve compliance shall mean not exceeding 800 FC/100 mL on any four consecutive samples.

1.3.3 As soon as possible but no later than one year after the effective date of the final permit and annually thereafter, the permittee must submit to the Department an annual report that outlines the progress made towards achieving compliance with the final FC bacteria effluent limits in Permit Section 1.2, Table 2. At a minimum, the annual report must include:

1.3.3.1 An assessment of the previous year of effluent data and comparison to the final FC bacteria limits; and

1.3.3.2 The cause of any reported noncompliance, any remedial actions taken, and a discussion of the likelihood of meeting the next scheduled requirements; and

1.3.3.3 Detailed discussion on progress made toward completing remaining interim requirements of this compliance schedule; and

1.3.3.4 Further actions and milestones targeted for the upcoming year.
1.3.4 As soon as possible, but no later than one year after the effective date of the final permit, if the permittee has not obtained compliance with the final FC bacteria effluent limits, the permittee shall provide a report to the Department, submitted with the annual report of Permit Section 1.3.3 that includes, at a minimum, a summary of the following items:

1.3.4.1 A description of potential upgrades to the wastewater treatment facility that would be required to meet the final FC bacteria effluent limits; and

1.3.4.2 Potential sources of funding for identified upgrades.

1.3.5 As soon as possible but no later than two years after the effective date of the final permit, if the permittee has not obtained compliance with the final FC bacteria effluent limits, the permittee shall provide a report to the Department, submitted with the annual report of Permit Section 1.3.3, that includes, at a minimum, a summary of the following items:

1.3.5.1 A proposed construction schedule with dates for commencement and completion of major construction milestones leading to compliance with final FC bacteria effluent limits. The construction schedule must not have any single incremental milestone exceeding one year; and

1.3.5.2 A detailed description of finding obtained and future funding deadline requirements.

1.3.6 As soon as possible but no later than three years after the effective date of the final permit, if the permittee has not achieved compliance with the final FC bacteria effluent limits and wastewater treatment facility upgrades are required to meet the final FC bacteria effluent limits, the permittee must submit engineered wastewater treatment facility upgrade plans to the Department’s ESPR Program.

1.3.7 As soon as possible but not later than four years after the effective date of the final permit, if the permittee has not achieved compliance with the final FC bacteria effluent limits and wastewater treatment facility upgrades are required to meet the final FC bacteria effluent limits, the permittee must commence construction on any necessary facility upgrades.

1.3.8 As soon as possible but no later than five years after the effective date of the final permit, if the permittee has not achieved compliance with the final FC bacteria effluent limits and wastewater treatment facility upgrades are required to meet the final FC bacteria effluent limits, the permittee must have completed construction of any necessary facility upgrades, completed startup and optimization of facility upgrade operations and must achieve compliance with final FC bacteria effluent limits. The permittee must submit a request for Final Approval to Operate as required by the Department’s ESPR Program.

1.3.9 The permittee must achieve compliance with the final FC bacteria effluent limits in Permit Section 1.2, Table 2 of the permit as soon as possible, but no later than September 30, 2027.

1.3.10 While the compliance schedule is in effect, the permittee must comply with interim effluent FC bacteria limits and monitoring requirements as specified in Table 3.
### Table 3: Interim Fecal Coliform Bacteria Effluent Limits

<table>
<thead>
<tr>
<th>Parameter</th>
<th>Unit b</th>
<th>Effluent Limits a</th>
<th>Monitoring Frequency</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Average Monthly</td>
<td>Average Weekly</td>
</tr>
<tr>
<td>Fecal Coliform bacteria (FC)</td>
<td>FC/100 mL</td>
<td>25,000 c</td>
<td>37,500 c</td>
</tr>
</tbody>
</table>

**Footnotes:**

a. Final FC bacteria effluent limits are found in Section 1.2, Table 2.
b. Unit: FC/100 mL = fecal coliform bacteria colonies per 100 milliliters.
c. If more than one FC bacteria sample is collected within the reporting period, the average result must be reported as the geometric mean. When calculating the geometric mean, replace all results of zero, 0, with a one, 1. The geometric mean of “n” quantities is the “nth” root of the product of the quantities. For example, the geometric mean of 100, 200, and 300 is \((100 \times 200 \times 300)^{1/3} = 181.7\).
d. If fewer than ten samples are collected within a 30-day period, the effluent limit cannot be exceeded. If ten or more samples are collected within a 30-day period, not more than 10% of the samples may exceed the effluent limit.

### 1.4 Mixing Zone

1.4.1 In accordance with state regulations at 18 AAC 70.240, an interim mixing zone for FC bacteria and ammonia is authorized in Resurrection Bay for the discharge from Outfall 001A.

1.4.1.1 Size.

1.4.1.1.1 The chronic mixing zone for the Outfall 001A discharge has a dilution factor of 2048 with FC bacteria as the driving parameter and is defined as the area centered on the diffuser within a rectangular shape with a length of 800 meters and a width of 100 meters. The mixing zone area extends from the marine bottom to the surface with the length oriented parallel to the shoreline. The chronic mixing zone driving parameter, size, dilution factor, and shape will remain in effect until the facility has met the requirements of the compliance schedule to install disinfection treatment and can meet the final effluent limits for FC bacteria set forth in Section 1.2, Table 2.

1.4.1.1.2 Five years from the effective date of the permit, or when the permittee demonstrates that they have achieved compliance with final FC bacteria effluent limits listed in Permit Section 1.2, Table 2, whichever occurs first, the FC bacteria, ammonia, and enterococci mixing zone will be authorized in accordance with Permit Section 1.4.2. Achieved compliance shall have the meaning describe in Permit Section 1.3.2.

1.4.2 In accordance with state regulations at 18 AAC 70.240, a final mixing zone for FC bacteria, ammonia, and enterococci is authorized in Resurrection Bay for the discharge from Outfall 001A.

1.4.2.1 Size:

1.4.2.1.1 The chronic mixing zone for the Outfall 001A discharge has a dilution factor of 57.2 with FC bacteria as the driving parameter and is defined as the area centered on the diffuser within a rectangular shape with a length of 75 meters and a width of 5.5 meters. The mixing zone area extends from the marine bottom to the surface with the length oriented parallel to the shoreline.
1.4.2.1.2 The acute mixing zone for the Outfall 001A discharge has a dilution factor of 7.6 with ammonia as the driving parameter and is defined as the area centered on the diffuser within a rectangular shape with a length of 62 meters and a width of 1.0 meter. The mixing zone area extends from the marine bottom to the surface with the length oriented parallel to the shoreline.

1.5 **Receiving Water Body Monitoring**

The permittee must conduct receiving water monitoring. The program must meet the following requirements:

1.5.1 The permittee will conduct FC bacteria and enterococci at the monitoring station previously approved by the Department located on the shoreline, adjacent to the south side of the chronic mixing zone. Six samples shall be collected annually.

1.5.1.1 One sample per month for the months of May, June, July, August, and September must be taken and analyzed for FC bacteria and enterococci.

1.5.1.2 The FC bacteria sample and the enterococci sample must be taken on the same day.

1.5.1.3 One sample must be taken during the period between December and March to be analyzed for FC bacteria.

1.5.1.4 Shoreline monitoring must start within 120 days of the date when the permit is in effect and continue according to the sampling frequency in Table 4 until the compliance schedule requirements listed in Section 1.3 have been fulfilled and the facility meets final effluent limits for FC bacteria. The permittee must receive written approval from the Department before making any changes to the monitoring.

1.5.1.5 If the permittee fulfills the requirements of the compliance schedule to install disinfection treatment at the facility and meets final effluent limits for FC bacteria before the end of the permit period, the Department may consider decreasing the monitoring frequency or eliminating the requirement for shoreline monitoring if the permittee submits a written request and submitted monitoring data indicates that the discharge has not caused or contributed to an exceedance of the Alaska Water Quality Standards for FC bacteria or enterococci. The permittee must receive written approval from the Department before making any changes to the monitoring.

1.5.2 The permittee must monitor FC bacteria at the monitoring station, previously approved by the Department, located on the west side of the boundary of the chronic mixing zone.

1.5.2.1 One sample per month for the months of May, June, July, August, and September must be taken, and;

1.5.2.2 One sample must be taken during the period between December and March.

1.5.2.3 Receiving water monitoring must start within 120 days of the date when the permit is in effect and continue according to the sampling frequency in Table 4 until the compliance schedule requirements listed in Section 1.3 have been fulfilled and the facility meets final effluent limits for FC bacteria. The permittee must receive written approval from the Department before making any changes to the receiving water monitoring requirements.
1.5.2.4 If the permittee fulfills the requirements of the compliance schedule to install disinfection treatment at the facility and meets final effluent limits for FC bacteria before the end of the permit period, the Department may consider decreasing the monitoring frequency or eliminating the requirement for receiving water monitoring if the permittee submits a written request and submitted monitoring data indicates that the discharge has not caused or contributed to an exceedance of the Alaska Water Quality Standards for FC bacteria or enterococci. The permittee must receive written approval from the Department before making any changes to the monitoring.

1.5.3 To the extent practicable, shoreline and receiving water body sample collection must occur on the same day as effluent sample collection for the 1/Month parameters specified in Table 2.

1.5.4 Each receiving water sampling event must take place during varying tidal stages each month (e.g., one month during a flooding tide, the next month during an ebbing tide, the next during a slack tide).

1.5.5 The permittee must monitor the ambient water outside the influence of the facility’s discharge (beyond the boundary and outside of the mixing zone) two times per year for temperature, pH, and salinity.

1.5.6 The permittee must seek written approval of the ambient receiving water monitoring station from DEC within 60 days of the effective date of the permit. Failure to obtain DEC approval of the location of the ambient receiving water body monitoring station does not relieve the permittee of the ambient receiving water body monitoring requirement.

1.5.7 Ambient receiving water body monitoring samples must be analyzed for the parameters listed in Table 4. Ambient receiving water is receiving water located outside the influence of the facility’s discharge.
### Table 4: Receiving Water Body and Shoreline Monitoring Requirements

<table>
<thead>
<tr>
<th>Parameter</th>
<th>Units a</th>
<th>Location</th>
<th>Sample Frequency</th>
<th>Sample Type</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fecal Coliform Bacteria (FC bacteria)</td>
<td>FC/100 mL</td>
<td>Shoreline</td>
<td>1/Month (May – September) b \ Once between December and March</td>
<td></td>
</tr>
<tr>
<td>Enterococci bacteria (enterococci)</td>
<td>cfu/100 mL</td>
<td>Shoreline</td>
<td>1/Month (May – September)</td>
<td>Grab</td>
</tr>
<tr>
<td>Fecal Coliform Bacteria</td>
<td>FC/100 mL</td>
<td>Boundary of Chronic Mixing Zone – West Side</td>
<td>1/Month (May – September) \ Once between December and March</td>
<td></td>
</tr>
<tr>
<td>pH</td>
<td>S. U.</td>
<td>Ambient Receiving Water</td>
<td>2/Year c</td>
<td></td>
</tr>
<tr>
<td>Temperature</td>
<td>°C</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salinity</td>
<td>ppt</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Footnotes:

a. Units: FC/100 mL = fecal coliforms per 100 milliliters, cfu/100 mL = colony forming units per 100 milliliters, S. U. = standard units, °C = degrees Celsius, ppt = parts per thousand.
b. Shoreline sampling to take place during the months of May through September. FC bacteria and enterococci samples must be taken on the same day.
c. Two times per year means: one sample taken in one month during the period April 1 – October 31 and one sample taken in one month during the period November 1 through March 31.

1.5.8 Receiving water body results must be submitted to DEC with the Application for Permit Reissuance; 180 days before expiration of the final permit. Shoreline monitoring results must be submitted to DEC with the annual report following the season of shoreline monitoring. At a minimum, the reports must include:

1.5.8.1 Sample location; and
1.5.8.2 Dates of sample collection and analyses; and
1.5.8.3 Results of sample analyses; and
1.5.8.4 Relevant quality assurance/quality control (QA/QC) information.

1.5.8.4.1 The permittee must submit microbial source tracking (MST) results from a DEC-approved MST vendor for fecal coliform bacteria results greater than the minimum detection threshold with the DMR for the month following reception of results to establish the origin of the FC bacteria, if the permittee believes the source of the FC bacteria is not from human origin.
1.6 Additional Monitoring

1.6.1 The permittee shall perform the additional effluent testing in the Alaska Pollutant Discharge Elimination System (APDES) Application Form 2A, Section 11 as well as all applicable supplemental monitoring listed in Section 12. The permittee shall submit the results of the additional testing with their application for reissuance of this APDES permit. The permittee shall consult and review Form 2A, Section 11 upon permit issuance to ensure that the required monitoring in the application will be completed prior to submitting a request for permit reissuance. Form 2A may be found at the following site: http://dec.alaska.gov/water/wastewater/permit-entry/

1.6.2 Monitoring for the parameters contained in this permit may be used to satisfy, where applicable, Section 11 and 12 monitoring requirements.

1.6.3 The permittee is responsible for all submissions and activities required on application Form 2A, even if not summarized here.

2.0 SPECIAL CONDITIONS

2.1 Quality Assurance Project Plan (QAPP)

2.1.1 Within 60 days of the effective date of the permit, the permittee shall review, update as necessary, and implement a QAPP for all monitoring required by this permit. Any existing QAPP for the facility may be reviewed and modified under this section.

2.1.2 The QAPP must be designed to assist in planning for the collection and analysis of all samples in support of the permit and to help explain data anomalies whenever they occur.

2.1.3 The permittee may use either the generic DEC Wastewater Treatment Facility Quality Assurance Project Plan (DEC QAPP) or must develop a facility-specific QAPP. Some facility specific information is required to complete the QAPP when using the generic DEC QAPP.


2.1.5 At a minimum, a QAPP must include:

2.1.5.1 Details on number of samples, type of sample containers, preservation of samples, holding times, analytical methods, analytical detection and quantitation limits for each target compound, type and number of quality assurance field samples, precision and accuracy requirements, sample preparation requirements, sample shipping methods, and laboratory data delivery requirements; and

2.1.5.2 Maps indicating the location of each sampling point; and

2.1.5.3 Qualification and training of personnel; and

2.1.5.4 Specifications for the collection and analysis of quality assurance samples for each sampling event, including matrix spiked and duplicate samples and analysis of field blanks (sample blanks); and
2.1.5.5 Name, address, and telephone number of all laboratories used by or proposed to be used by the permittee.

2.1.6 The permittee must amend the facility specific QAPP whenever sample collection, sample analysis, or other procedure addressed by the QAPP is modified.

2.1.7 An electronic or physical copy of the QAPP must be kept onsite and made available to DEC upon request.

2.2 Operation and Maintenance Plan (O&M Plan)

2.2.1 In addition to requirements specified in Appendix A, Part 1.6 of this permit (Proper Operation and Maintenance), the permittee shall review, update as necessary, and implement an O&M Plan for the wastewater treatment facility. The O&M Plan must be reviewed, updated if necessary and implemented within 120 days of the effective date of this permit. The O&M Plan shall be retained on site and made available on request to DEC. Any existing O&M Plan may be modified under this Section.

2.2.2 If an existing O&M Plan is modified it must address any changes in operation, maintenance, and/or BMPs.

2.2.3 The permittee shall ensure that the O&M Plan includes appropriate best management practices (BMPs). BMPs include measures that prevent or minimize the potential for the release of pollutants to Resurrection Bay.

2.2.4 The O&M Plan must be reviewed annually and documentation of annual plan review by the permittee shall be retained onsite and made available to DEC upon request.

2.2.5 The permittee must develop a description of pollution prevention measures and controls appropriate for the facility. The appropriateness and priorities of controls in the O&M Plan must reflect identified potential sources of pollutants at the facility. The description of BMPs must address to the extent practicable, the following minimum components:

2.2.5.1 Spill prevention and control; and

2.2.5.2 Optimization of chemical usage; and

2.2.5.3 Preventive maintenance program; and

2.2.5.4 Research, development, and implementation of a public information and education program to control the introduction of household hazardous materials to the sewer system; and

2.2.5.5 Water conservation.

2.3 Industrial User Survey

2.3.1 A list of those industries or businesses that discharge and/or have the potential to discharge (i.e., a spill to the collection system) non-domestic wastewater to the Lowell Point Wastewater Treatment Facility’s (WWTF) collection system must be submitted with Form 2A when applying for permit reissuance.

2.3.2 The industries or businesses should be categorized as significant industrial user (SIU) or minor industrial user (MIU). See Appendix C for definitions of these categories.
2.3.3 The list must include the following:

2.3.3.1 The business name and address; and

2.3.3.2 A description of the non-domestic process including products manufactured or services performed and potential pollutants; and

2.3.3.3 The Standard Industrial Classification (SIC) [http://siccode.com/en/siccode/list/directory](http://siccode.com/en/siccode/list/directory) or North American Industry Classification System (NAICS) [https://www.census.gov/naics](https://www.census.gov/naics) for each activity type; and

2.3.3.4 Estimate of non-domestic wastewater discharged into the facility’s wastewater treatment collection system in gallons per day and whether the discharge is continuous or intermittent.

2.3.4 Those industries or businesses that are not connected to the collection system or that solely discharge domestic equivalent wastewater are not considered sources of non-domestic wastewater and may be excluded from the list that is submitted to DEC. However, a list of the domestic equivalent industries or businesses should be maintained by the Lowell Point WWTF and made available to DEC upon request.

2.3.5 For domestic equivalents, the list should include the following:

2.3.5.1 The business name and address; and

2.3.5.2 A description of products manufactured, or services performed and potential pollutants.

2.3.6 DEC may request additional information regarding wastewater contributions from specific industries or businesses in order to verify categorization as a SIU, MIU, or domestic equivalent, and to determine whether a pretreatment program should be developed and/or if pretreatment requirements should be included in the Lowell Point WWTF’s wastewater discharge permit.

### 2.4 Electronic Reporting (E-Reporting) Rule

2.4.1 E-Reporting Rule for DMRs (Phase I).

The permittee must submit DMR data electronically through NetDMR per Phase I of the E-Reporting Rule (40 CFR 127) upon the effective date of the Permit. Authorized persons may access permit information by logging into the NetDMR Portal [https://cdxnodengn.epa.gov/oeca-netdmr-web/action/login](https://cdxnodengn.epa.gov/oeca-netdmr-web/action/login). DMRs submitted in compliance with the E-Reporting Rule are not required to be submitted as described in Appendix A – Standard Conditions unless requested or approved by the Department. Any DMR data required by the Permit that cannot be reported in a NetDMR field (e.g., mixing zone receiving water data), shall be included as an attachment to the NetDMR submittal. DEC has established an e-Reporting Information website at [https://dec.alaska.gov/water/compliance/electronic-reporting-rule](https://dec.alaska.gov/water/compliance/electronic-reporting-rule) that contains general information about this new reporting format. Training materials and webinars for NetDMR can be found at [https://netdmr.zendesk.com/home](https://netdmr.zendesk.com/home).

2.4.2 E-Reporting Rule for Other Reports (Phase II).
Phase II of the E-Reporting rule will integrate electronic reporting for all other reports required by the Permit (e.g., Annual Reports and Certifications). Permittees should monitor DEC’s E-Reporting Information website (https://dec.alaska.gov/water/compliance/electronic-reporting-rule) for updates on Phase II of the E-Reporting Rule and will be notified when they must begin submitting all other reports electronically. Until such time, other reports required by the Permit may be submitted in accordance with Appendix A – Standard Conditions.

2.5 Identification Sign(s)

The permittee shall continue to post a sign or signs on the shoreline adjacent to the Outfall 001A discharge point. Signs must include the name and contact telephone number for the facility, identify the permit number, the type of discharge (secondary treated domestic wastewater), state the approximate location and size of the mixing zone, warn users of the area to exercise caution and that certain activities, such as harvesting of aquatic life for raw consumption, should not take place in the mixing zone.

2.6 Removed Substances

Collected screenings, grit, solids, scum, and other facility residuals, or other pollutants removed in the course of treatment or control of water and wastewaters shall be disposed of in a Department approved manner and method in accordance with 18 AAC 60, such as to prevent any pollution from such materials from entering navigable water.
APPENDIX A

STANDARD CONDITIONS

APDES INDIVIDUAL PERMIT

PUBLICLY OWNED TREATMENT WORKS

September 2011
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Appendix A, Standard Conditions is an integral and enforceable part of the permit. Failure to comply with a Standard Condition in this Appendix constitutes a violation of the permit and is subject to enforcement.

1.0 Standard Conditions Applicable to All Permits

1.1 Contact Information and Addresses

1.1.1 Permitting Program
Documents, reports, and plans required under the permit and Appendix A are to be sent to the following address:

State of Alaska  
Department of Environmental Conservation  
Division of Water  
Wastewater Discharge Authorization Program  
555 Cordova Street  
Anchorage, Alaska 99501  
Telephone (907) 269-6285  
Fax (907) 269-3487  
Email: DEC.Water.WQPermit@alaska.gov

1.1.2 Compliance and Enforcement Program
Documents and reports required under the permit and Appendix A relating to compliance are to be sent to the following address:

State of Alaska  
Department of Environmental Conservation  
Division of Water  
Compliance and Enforcement Program  
555 Cordova Street  
Anchorage, Alaska 99501  
Telephone Nationwide (877) 569-4114  
Anchorage Area / International (907) 269-4114  
Fax (907) 269-4604  
Email: dec-wqreporting@alaska.gov

1.2 Duty to Comply
A permittee shall comply with all conditions of the permittee’s APDES permit. Any permit noncompliance constitutes a violation of 33 U.S.C 1251-1387 (Clean Water Act) and state law and is grounds for enforcement action including termination, revocation and reissuance, or modification of a permit, or denial of a permit renewal application. A permittee shall comply with effluent standards or prohibitions established under 33 U.S.C. 1317(a) for toxic pollutants within the time provided in the regulations that establish those effluent standards or prohibitions even if the permit has not yet been modified to incorporate the requirement.
1.3 **Duty to Reapply**

If a permittee wishes to continue an activity regulated by this permit after its expiration date, the permittee must apply for and obtain a new permit. In accordance with 18 AAC 83.105(b), a permittee with a currently effective permit shall reapply by submitting a new application at least 180 days before the existing permit expires, unless the Department has granted the permittee permission to submit an application on a later date. However, the Department will not grant permission for an application to be submitted after the expiration date of the existing permit.

1.4 **Need to Halt or Reduce Activity Not a Defense**

In an enforcement action, a permittee may not assert as a defense that compliance with the conditions of the permit would have made it necessary for the permittee to halt or reduce the permitted activity.

1.5 **Duty to Mitigate**

A permittee shall take all reasonable steps to minimize or prevent any discharge in violation of this permit that has a reasonable likelihood of adversely affecting human health or the environment.

1.6 **Proper Operation and Maintenance**

1.6.1 A permittee shall at all times properly operate and maintain all facilities and systems of treatment and control and related appurtenances that the permittee installs or uses to achieve compliance with the conditions of the permit. The permittee’s duty to operate and maintain properly includes using adequate laboratory controls and appropriate quality assurance procedures. However, a permittee is not required to operate back-up or auxiliary facilities or similar systems that a permittee installs unless operation of those facilities is necessary to achieve compliance with the conditions of the permit.

1.6.2 Operation and maintenance records shall be retained and made available at the site.

1.6.3 In accordance with 18 AAC 72.065, the owner of operator of a domestic system that has 100 or more service connections or that is used, or intended for use, by 500 or more people per day shall ensure that the system is operated by a person certified under 18 AAC 74.

1.7 **Permit Actions**

A permit may be modified, revoked and reissued, or terminated for cause as provided in 18 AAC 83.130. If a permittee files a request to modify, revoke and reissue, or terminate a permit, or gives notice of planned changes or anticipated noncompliance, the filing or notice does not stay any permit condition.

1.8 **Property Rights**

A permit does not convey any property rights or exclusive privilege.

1.9 **Duty to Provide Information**

A permittee shall, within a reasonable time, provide to the Department any information that the Department requests to determine whether a permittee is in compliance with the permit, or whether cause exists to modify, revoke and reissue, or terminate the permit. A permittee shall also provide to the Department, upon request, copies of any records the permittee is required to keep under the permit.
1.10 Inspection and Entry

A permittee shall allow the Department, or an authorized representative, including a contractor acting as a representative of the Department, at reasonable times and on presentation of credentials establishing authority and any other documents required by law, to:

1.10.1 Enter the premises where a permittee’s regulated facility or activity is located or conducted, or where permit conditions require records to be kept;
1.10.2 Have access to and copy any records that permit conditions require the permittee to keep;
1.10.3 Inspect any facilities, equipment, including monitoring and control equipment, practices, or operations regulated or required under a permit; and
1.10.4 Sample or monitor any substances or parameters at any location for the purpose of assuring permit compliance or as otherwise authorized by 33 U.S.C. 1251-1387 (Clean Water Act).

1.11 Monitoring and Records

A permittee must comply with the following monitoring and recordkeeping conditions:

1.11.1 Samples and measurements taken for the purpose of monitoring must be representative of the monitored activity.
1.11.2 The permittee shall retain records in Alaska of all monitoring information for at least three years, or longer at the Department’s request at any time, from the date of the sample, measurement, report, or application. Monitoring records required to be kept include:

1.11.2.1 All calibration and maintenance records,
1.11.2.2 All original strip chart recordings or other forms of data approved by the Department for continuous monitoring instrumentation,
1.11.2.3 All reports required by a permit,
1.11.2.4 Records of all data used to complete the application for a permit,
1.11.2.5 Field logbooks or visual monitoring logbooks,
1.11.2.6 Quality assurance chain of custody forms,
1.11.2.7 Copies of discharge monitoring reports, and
1.11.2.8 A copy of this APDES permit.

1.11.3 Records of monitoring information must include:

1.11.3.1 The date, exact place, and time of any sampling or measurement;
1.11.3.2 The name(s) of any individual(s) who performed the sampling or measurement(s);
1.11.3.3 The date(s) and time any analysis was performed;
1.11.3.4 The name(s) of any individual(s) who performed any analysis;
1.11.3.5 Any analytical technique or method used; and
1.11.3.6 The results of the analysis.

1.11.4 Monitoring Procedures

Analyses of pollutants must be conducted using test procedures approved under 40 CFR Part 136, adopted by reference at 18 AAC 83.010, for pollutants with approved test procedures, and using test procedures specified in the permit for pollutants without approved methods.
1.12 Signature Requirement and Penalties

1.12.1 Any application, report, or information submitted to the Department in compliance with a permit requirement must be signed and certified in accordance with 18 AAC 83.385. Any person who knowingly makes any false material statement, representation, or certification in any application, record, report, or other document filed or required to be maintained under a permit, or who knowingly falsifies, tampers with, or renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be subject to penalties under 33 U.S.C. 1319(c)(4), AS 12.55.035(c)(1)(B), (c)(2) and (c)(3), and AS 46.03.790(g).

1.12.2 In accordance with 18 AAC 83.385, an APDES permit application must be signed as follows:

1.12.2.1 For a corporation, a responsible corporate officer shall sign the application; in this subsection, a responsible corporate officer means:

1.12.2.1.1 A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation; or

1.12.2.1.2 The manager of one of more manufacturing, production, or operating facilities, if

1.12.2.1.2.1 The manager is authorized to make management decisions that 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 statutes and regulations;

1.12.2.1.2.2 The manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and

1.12.2.1.2.3 Authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

1.12.2.2 For a partnership or sole proprietorship, by the general partner or the proprietor, respectively, shall sign the application.

1.12.2.3 For a municipality, state, federal, or other public agency, either a principal executive officer or ranking elected official shall sign the application; in this subsection, a principal executive officer of an agency means:

1.12.2.3.1 The chief executive officer of the agency; or

1.12.2.3.2 A senior executive officer having responsibility for the overall operations of a principal geographic unit or division of the agency.

1.12.3 Any report required by an APDES permit, and a submittal with any other information requested by the Department, must be signed by a person described in Appendix A, Part 1.12.2, or by a duly authorized representative of that person. A person is a duly authorized representative only if:

1.12.3.1 The authorization is made in writing by a person described in Appendix A, Part 1.12.2;
1.12.3.2 The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity, including the position of plant manager, operator of a well or a well field, superintendent, or position of equivalent responsibility; or an individual or position having overall responsibility for environmental matters for the company; and

1.12.3.3 The written authorization is submitted to the Department to the Permitting Program address in Appendix A, Part 1.1.1.

1.12.4 If an authorization under Appendix A, Part 1.12.3 is no longer effective because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Appendix A, Part 1.12.3 must be submitted to the Department before or together with any report, information, or application to be signed by an authorized representative.

1.12.5 Any person signing a document under Appendix A, Part 1.12.2 or Part 1.12.3 shall certify as follows:

"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 gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the 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."

1.13 Proprietary or Confidential Information

1.13.1 A permit applicant or permittee may assert a claim of confidentiality for proprietary or confidential business information by stamping the words “confidential business information” on each page of a submission containing proprietary or confidential business information. The Department will treat the stamped submissions as confidential if the information satisfies the test in 40 CFR §2.208, adopted by reference at 18 AAC 83.010, and is not otherwise required to be made public by state law.

1.13.2 A claim of confidentiality under Appendix A, Part 1.13.1 may not be asserted for the name and address of any permit applicant or permittee, a permit application, a permit, effluent data, sewage sludge data, and information required by APDES or NPDES application forms provided by the Department, whether submitted on the forms themselves or in any attachments used to supply information required by the forms.

1.13.3 A permittee’s claim of confidentiality authorized under Appendix A, Part 1.13.1 is not waived if the Department provides the proprietary or confidential business information to the EPA or to other agencies participating in the permitting process. The Department will supply any information obtained or used in the administration of the state APDES program to the EPA upon request under 40 CFR §123.41, as revised as of July 1, 2005. When providing information submitted to the Department with a claim of confidentiality to the EPA, the Department will notify the EPA of the confidentiality claim. If the Department provides the EPA information that is not claimed to be confidential, the EPA may make the information available to the public without further notice.

1.14 Oil and Hazardous Substance Liability

Nothing in this permit shall be construed to preclude the institution of any action or relieve a permittee
from any responsibilities, liabilities, or penalties to which the permittee is or may be subject to under state laws addressing oil and hazardous substances.

1.15 Cultural and Paleontological Resources

If cultural or paleontological resources are discovered because of this disposal activity, work that would disturb such resources is to be stopped, and the Office of History and Archaeology, a Division of Parks and Outdoor Recreation of the Alaska Department of Natural Resources (http://www.dnr.state.ak.us/parks/oha/), is to be notified immediately at (907) 269-8721.

1.16 Fee

A permittee must pay the appropriate permit fee described in 18 AAC 72.

1.17 Other Legal Obligations

This permit does not relieve the permittee from the duty to obtain any other necessary permits from the Department or from other local, state, or federal agencies and to comply with the requirements contained in any such permits. All activities conducted and all plan approvals implemented by the permittee pursuant to the terms of this permit shall comply with all applicable local, state, and federal laws and regulations.

2.0 Special Reporting Obligations

2.1 Planned Changes

2.1.1 The permittee shall give notice to the Department as soon as possible of any planned physical alteration or addition to the permitted facility if:

2.1.1.1 The alteration or addition may make the facility a “new source” under one or more of the criteria in 18 AAC 83.990(44); or

2.1.1.2 The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged if those pollutants are not subject to effluent limitations in the permit or to notification requirements under 18 AAC 83.610.

2.1.2 If the proposed changes are subject to plan review, then the plans must be submitted at least 30 days before implementation of changes (see 18 AAC 15.020 and 18 AAC 72 for plan review requirements). Written approval is not required for an emergency repair or routine maintenance.

2.1.3 Written notice must be sent to the Permitting Program address in Appendix A, Part 1.1.1.

2.2 Anticipated Noncompliance

2.2.1 A permittee shall give seven days’ notice to the Department before commencing any planned change in the permitted facility or activity that may result in noncompliance with permit requirements.

2.2.2 Written notice must be sent to the Compliance and Enforcement Program address in Appendix A, Part 1.1.2.
2.3 Transfers

2.3.1 A permittee may not transfer a permit for a facility or activity to any person except after notice to the Department in accordance with 18 AAC 83.150. The Department may modify or revoke and reissue the permit to change the name of the permittee and incorporate such other requirements under 33 U.S.C. 1251-1387 (Clean Water Act) or state law.

2.3.2 Written notice must be sent to the Permitting Program address in Appendix A, Part 1.1.1.

2.4 Compliance Schedules

2.4.1 A permittee must submit progress or compliance reports on interim and final requirements in any compliance schedule of a permit no later than 14 days following the scheduled date of each requirement.

2.4.2 Written notice must be sent to the Compliance and Enforcement Program address in Appendix A, Part 1.1.2.

2.5 Corrective Information

2.5.1 If a permittee becomes aware that it failed to submit a relevant fact in a permit application or submitted incorrect information in a permit application or in any report to the Department, the permittee shall promptly submit the relevant fact or the correct information.

2.5.2 Information must be sent to the Permitting Program address in Appendix A, Part 1.1.1.

2.6 Bypass of Treatment Facilities

2.6.1 Prohibition of Bypass

Bypass is prohibited. The Department may take enforcement action against a permittee for any bypass, unless:

2.6.1.1 The bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;

2.6.1.2 There were no feasible alternatives to the bypass, including use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. However, this condition is not satisfied if the permittee, in the exercise of reasonable engineering judgment, should have installed adequate back-up equipment to prevent a bypass that occurred during normal periods of equipment downtime or preventive maintenance; and

2.6.1.3 The permittee provides notice to the Department of a bypass event in the manner, as appropriate, under Appendix A, Part 2.6.2.

2.6.2 Notice of bypass

2.6.2.1 For an anticipated bypass, the permittee submits notice at least 10 days before the date of the bypass. The Department may approve an anticipated bypass, after considering its adverse effects, if the Department determines that it will meet the conditions of Appendix A, Parts 2.6.1.1 and 2.6.1.2.

2.6.2.2 For an unanticipated bypass, the permittee submits 24-hour notice, as required in 18 AAC 83.410(f) and Appendix A, Part 3.4, Twenty-four Hour Reporting.

2.6.2.3 Written notice must be sent to the Compliance and Enforcement Program address in Appendix A, Part 1.1.2.

2.6.3 Notwithstanding Appendix A, Part 2.6.1, a permittee may allow a bypass that:
2.6.3.1 Does not cause an effluent limitation to be exceeded, and
2.6.3.2 Is for essential maintenance to assure efficient operation.

2.7 Upset Conditions

2.7.1 In any enforcement action for noncompliance with technology-based permit effluent limitations, a permittee may claim upset as an affirmative defense. A permittee seeking to establish the occurrence of an upset has the burden of proof to show that the requirements of Appendix A, Part 2.7.2 are met.

2.7.2 To establish the affirmative defense of upset, the permittee must demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence that:

2.7.2.1 An upset occurred and the permittee can identify the cause or causes of the upset;
2.7.2.2 The permitted facility was at the time being properly operated;
2.7.2.3 The permittee submitted 24-hour notice of the upset, as required in 18 AAC 83.410(f) and Appendix A, Part 3.4, Twenty-four Hour Reporting; and
2.7.2.4 The permittee complied with any mitigation measures required under 18 AAC 83.405(e) and Appendix A, Part 1.5, Duty to Mitigate.

2.7.3 Any determination made in administrative review of a claim that noncompliance was caused by upset, before an action for noncompliance is commenced, is not final administrative action subject to judicial review.

2.8 Notice of New Introduction of Pollutants

2.8.1 Any POTW shall provide adequate notice to the Department, including information on the quality and quantity of effluent introduced into the POTW, and any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW as soon as the POTW has knowledge of a change, but no later than seven days in advance of any:

2.8.1.1 New introduction of pollutants into the POTW from an indirect discharger if that introduction of pollutants would be subject to 33 U.S.C 1311 or 33 U.S.C 1316 if the POTW directly discharged those pollutants, and
2.8.1.2 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.

2.8.2 Written notice must be sent to the Permitting Program address in Appendix A, Part 1.1.1.

3.0 Monitoring, Recording, and Reporting Requirements

3.1 Representative Sampling

A permittee must collect effluent samples from the effluent stream after the last treatment unit before discharge into the receiving waters. Samples and measurements must be representative of the volume and nature of the monitored activity or discharge.

3.2 Reporting of Monitoring Results

At intervals specified in the permit, monitoring results must be reported on the EPA discharge monitoring report (DMR) form, as revised as of March 1999, adopted by reference.
3.2.1 Monitoring results shall be summarized each month on the DMR or an approved equivalent report. The permittee must submit reports monthly postmarked by the 15th day of the following month.

3.2.2 The permittee must sign and certify all DMRs and all other reports in accordance with the requirements of Appendix A, Part 1.12, Signatory Requirements and Penalties. All signed and certified legible original DMRs and all other documents and reports must be submitted to the Department at the Compliance and Enforcement Program address in Appendix A, Part 1.1.2.

3.2.3 If, during the period when this permit is effective, the Department makes available electronic reporting, the permittee may, as an alternative to the requirements of Appendix A, Part 3.2.2, submit monthly DMRs electronically by the 15th day of the following month in accordance with guidance provided by the Department. The permittee must certify all DMRs and other reports, in accordance with the requirements of Appendix A, Part 1.1.2, Signatory Requirements and Penalties. The permittee must retain the legible originals of these documents and make them available to the Department upon request.

3.3 Additional Monitoring by Permittee

If the permittee monitors any pollutant more frequently than the permit requires using test procedures approved in 40 CFR Part 136, adopted by reference at 18 AAC 83.010, or as specified in this permit, the results of that additional monitoring must be included in the calculation and reporting of the data submitted in the DMR required by Appendix A, Part 3.2. All limitations that require averaging of measurements must be calculated using an arithmetic means unless the Department specifies another method in the permit. Upon request by the Department, the permittee must submit the results of any other sampling and monitoring regardless of the test method used.

3.4 Twenty-four Hour Reporting

A permittee shall report any noncompliance event that may endanger health or the environment as follows:

3.4.1 A report must be made:

3.4.1.1 Orally within 24 hours after the permittee becomes aware of the circumstances, and

3.4.1.2 In writing within five days after the permittee becomes aware of the circumstances.

3.4.2 A report must include the following information:

3.4.2.1 A description of the noncompliance and its causes, including the estimated volume or weight and specific details of the noncompliance;

3.4.2.2 The period of noncompliance, including exact dates and times;

3.4.2.3 If the noncompliance has not been corrected, a statement regarding the anticipated time the noncompliance is expected to continue; and

3.4.2.4 Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance.

3.4.3 An event that must be reported within 24 hours includes:

3.4.3.1 An unanticipated bypass that exceeds any effluent limitation in the permit (see Appendix A, Part 2.6, Bypass of Treatment Facilities).
3.4.3.2 An upset that exceeds any effluent limitation in the permit (see Appendix A, Part 2.7, Upset Conditions).

3.4.3.3 A violation of a maximum daily discharge limitation for any of the pollutants listed in the permit as requiring 24-hour reporting.

3.4.4 The Department may waive the written report on a case-by-case basis for reports under Appendix A, Part 3.4 if the oral report has been received within 24 hours of the permittee becoming aware of the noncompliance event.

3.4.5 The permittee may satisfy the written reporting submission requirements of Appendix A, Part 3.4.1.2 by submitting the written report via email, if the following conditions are met:

3.4.5.1 The Noncompliance Notification Form or equivalent form is used to report the noncompliance;

3.4.5.2 The written report includes all the information required under Appendix A, Part 3.4.2;

3.4.5.3 The written report is properly certified and signed in accordance with Appendix A, Parts 1.12.3 and 1.12.5.;

3.4.5.4 The written report is scanned as a PDF (portable document format) document and transmitted to the Department as an attachment to the email; and

3.4.5.5 The permittee retains in the facility file the original signed and certified written report and a printed copy of the conveying email.

3.4.6 The email and PDF written report will satisfy the written report submission requirements of this permit provided the email is received by the Department within five days after the time the permittee becomes aware of the noncompliance event, and the email and written report satisfy the criteria of Part 3.4.5. The email address to report noncompliance is: dec-wqreporting@alaska.gov

3.5 Other Noncompliance Reporting

A permittee shall report all instances of noncompliance not required to be reported under Appendix A, Parts 2.4 (Compliance Schedules), 3.3 (Additional Monitoring by Permittee), and 3.4 (Twenty-four Hour Reporting) at the time the permittee submits monitoring reports under Appendix A, Part 3.2 (Reporting of Monitoring Results). A report of noncompliance under this part must contain the information listed in Appendix A, Part 3.4.2 and be sent to the Compliance and Enforcement Program address in Appendix A, Part 1.1.2.

4.0 Penalties for Violations of Permit Conditions

Alaska laws allow the State to pursue both civil and criminal actions concurrently. The following is a summary of Alaska law. The permittee should read the applicable statutes for further substantive and procedural details.

4.1 Civil Action

Under AS 46.03.760(e), a person who violates or causes or permits to be violated a regulation, a lawful order of the Department, or a permit, approval, or acceptance, or term or condition of a permit, approval or acceptance issued under the program authorized by AS 46.03.020 (12) is liable, in a civil action, to the state for a sum to be assessed by the court of not less than $500 nor more than $100,000 for the initial violation, nor more than $10,000 for each day after that on which the violation continues,
and that shall reflect, when applicable:

4.1.1 Reasonable compensation in the nature of liquated damages for any adverse environmental effects caused by the violation, that shall be determined by the court according to the toxicity, degradability, and dispersal characteristics of the substance discharged, the sensitivity of the receiving environment, and the degree to which the discharge degrades existing environmental quality;

4.1.2 Reasonable costs incurred by the state in detection, investigation, and attempted correction of the violation;

4.1.3 The economic savings realized by the person in not complying with the requirements for which a violation is charged; and

4.1.4 The need for an enhanced civil penalty to deter future noncompliance.

4.2 Injunctive Relief

4.2.1 Under AS 46.03.820, the Department can order an activity presenting an imminent or present danger to public health or that would be likely to result in irreversible damage to the environment be discontinued. Upon receipt of such an order, the activity must be immediately discontinued.

4.2.2 Under AS 46.03.765, the Department can bring an action in Alaska Superior Court seeking to enjoin ongoing or threatened violations for Department-issued permits and Department statutes and regulations.

4.3 Criminal Action

Under AS 46.03.790(h), a person is guilty of a Class A misdemeanor if the person negligently:

4.3.1 Violates a regulation adopted by the Department under AS 46.03.020(12);

4.3.2 Violates a permit issued under the program authorized by AS 46.03.020(12);

4.3.3 Fails to provide information or provides false information required by a regulation adopted under AS 46.03.020(12);

4.3.4 Makes a false statement, representation, or certification in an application, notice, record, report, permit, or other document filed, maintained, or used for purposes of compliance with a permit issued under or a regulation adopted under AS 46.03.020(12); or

4.3.5 Renders inaccurate a monitoring device or method required to be maintained by a permit issued or under a regulation adopted under AS 46.03.020(12).

4.4 Other Fines

Upon conviction of a violation of a regulation adopted under AS 46.03.020(12), a defendant who is not an organization may be sentenced to pay a fine of not more than $10,000 for each separate violation (AS 46.03.790(g)). A defendant that is an organization may be sentenced to pay a fine not exceeding the greater of: (1) $200,000; (2) three times the pecuniary gain realized by the defendant as a result of the offense; or (3) three times the pecuniary damage or loss caused by the defendant to another, or the property of another, as a result of the offense (AS 12.55.035(c)(1)(B), (c)(2), and (c)(3)).
Appendix B. Acronyms

The following acronyms are common terms that may be found in an Alaska Pollutant Discharge Elimination System (APDES) permit.

18 AAC 15  Alaska Administrative Code. Title 18 Environmental Conservation, Chapter 15: Administrative Procedures
18 AAC 70  Alaska Administrative Code. Title 18 Environmental Conservation, Chapter 70: Water Quality Standards
18 AAC 72  Alaska Administrative Code. Title 18 Environmental Conservation, Chapter 72: Wastewater Disposal
18 AAC 83  Alaska Administrative Code. Title 18 Environmental Conservation, Chapter 83: Alaska Pollutant Discharge Elimination System.

All chapters of Alaska Administrative Code, Title 18 are available at the Alaska Administrative Code database [http://dec.alaska.gov/commish/regulations/](http://dec.alaska.gov/commish/regulations/)

AAC  Alaska Administrative Code
ADEC  Alaska Department of Environmental Conservation
APDES  Alaska Pollutant Discharge Elimination System
AS  Alaska Statutes
AS 46.03  Alaska Statues Title 46, Chapter 03: Environmental Conservation. Available at [http://www.legis.state.ak.us/default.htm](http://www.legis.state.ak.us/default.htm)
BOD$_5$  5-day Biochemical Oxygen Demand
BMP  Best Management Practice
CBOD$_5$  5-day Carbonaceous Biochemical Oxygen Demand
CIU  Categorical Industrial User
CFR  Code of Federal Regulations
CWA  Clean Water Act
DML  Daily Maximum Limit
DMR  Discharge Monitoring Report
DO  Dissolved Oxygen
EPA  U.S. Environmental Protection Agency
FC  Fecal Coliform
GPD or gpd  Gallons per day
Hg  Mercury
IC$_{25}$  Inhibition Concentration 25%
I/I  Infiltration and Inflow
IPP  Industrial Pretreatment Program
<table>
<thead>
<tr>
<th>Abbreviation</th>
<th>Definition</th>
</tr>
</thead>
<tbody>
<tr>
<td>LC50</td>
<td>Lethal Concentration 50%</td>
</tr>
<tr>
<td>LOQ</td>
<td>Limit of Quantification</td>
</tr>
<tr>
<td>MDL</td>
<td>Method Detection Limit</td>
</tr>
<tr>
<td>mg/L</td>
<td>Milligrams per Liter</td>
</tr>
<tr>
<td>ML</td>
<td>Minimum Level</td>
</tr>
<tr>
<td>MLLW</td>
<td>Mean Lower Low Water</td>
</tr>
<tr>
<td>N/A</td>
<td>Not Applicable</td>
</tr>
<tr>
<td>Ni</td>
<td>Nickel</td>
</tr>
<tr>
<td>NOEC</td>
<td>No Observed Effect Concentration</td>
</tr>
<tr>
<td>POTW</td>
<td>Publicly Owned Treatment Works</td>
</tr>
<tr>
<td>PQL</td>
<td>Practical Quantification Limit</td>
</tr>
<tr>
<td>QA</td>
<td>Quality Assurance</td>
</tr>
<tr>
<td>QA/QC</td>
<td>Quality Assurance/Quality Control</td>
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<tr>
<td>QAPP</td>
<td>Quality Assurance Project Plan</td>
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<tr>
<td>QC</td>
<td>Quality Control</td>
</tr>
<tr>
<td>RL</td>
<td>Reporting Limit</td>
</tr>
<tr>
<td>RWC</td>
<td>Receiving Water Concentration</td>
</tr>
<tr>
<td>SIU</td>
<td>Significant Industrial User</td>
</tr>
<tr>
<td>SU</td>
<td>Standard Units</td>
</tr>
<tr>
<td>TIE</td>
<td>Toxicity Identification Evaluation</td>
</tr>
<tr>
<td>TRC</td>
<td>Total Residual Chlorine</td>
</tr>
<tr>
<td>TRE</td>
<td>Toxicity Reduction Evaluation</td>
</tr>
<tr>
<td>TSS</td>
<td>Total Suspended Solids</td>
</tr>
<tr>
<td>TUc</td>
<td>Toxic Unit, Chronic</td>
</tr>
<tr>
<td>µg/L</td>
<td>Micrograms per Liter</td>
</tr>
<tr>
<td>WET</td>
<td>Whole Effluent Toxicity</td>
</tr>
<tr>
<td>WQS</td>
<td>Water Quality Standards</td>
</tr>
<tr>
<td>WWTF</td>
<td>Wastewater Treatment Facility</td>
</tr>
</tbody>
</table>
Appendix C. Definitions

The following are common definitions of terms associated with APDES permits. Not all the terms listed may appear in a permit. Consult the footnote references for a complete list of terms and definitions.

Administrator\(^a\) Means the Administrator of the EPA or an authorized representative.

Alaska Pollutant Discharge Elimination System (APDES)\(^a\) Means the state’s program, approved by EPA under 33 U.S.C. 1342(b), for issuing, modifying, revoking and reissuing, terminating, monitoring and enforcing permits and imposing and enforcing pretreatment requirements under 33 U.S.C. 1317, 1328, 1342, and 1345.

Aquaculture\(^b\) Means the cultivation of aquatic plants or animals for human use or consumption.

Average Means an arithmetic mean obtained by adding quantities and dividing the sum by the number of quantities.

Average Monthly Limit Means the highest allowable average of “daily discharges” over a calendar month calculated as the sum of all “daily discharges” measured during a calendar month divided by the number of “daily discharges” measured for that month.

Biochemical Oxygen Demand (BOD)\(^c\) Means the amount, in milligrams per liter, of oxygen used in the biochemical oxidation of organic matter in five days at 20ºC.

Bypass\(^a\) Means the intentional diversion of waste streams from any portion of a treatment facility.

Clean Water Act (CWA)\(^a\) Means the federal law codified at 33 U.S.C. 1251-1387, also referred to as the Federal Water Pollution Control Act or Federal Water Pollution Control Act Amendments of 1972.

Commissioner\(^a\) Means the commissioner of the Alaska Department of Environmental Conservation or the commissioner’s designee.

Composite Samples Composite samples must consist of at least eight equal volume grab samples. 24 hour composite sample means a combination of at least eight discrete samples of equal volume collected at equal time intervals over a 24-hour period at the same location. A "flow proportional composite" sample means a combination of at least eight discrete samples collected at equal time intervals over a 24-hour period with each sample volume proportioned according to the flow volume. The sample aliquots must be collected and stored in accordance with procedures prescribed in the most recent edition of Standard Methods for the Examination of Water and Wastewater.

Criterion\(^b\) Means a set concentration or limit of a water quality parameter that, when not exceeded, will protect an organism, a population of organisms, a community of organisms, or a prescribed water use with a reasonable degree of safety. A criterion might be a narrative statement instead of a numerical concentration or limit.

Daily Discharge\(^a\) Means the discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for the purposes of sampling. For pollutants measured in units of mass, the “daily discharge” is calculated as the total

\(^a\) See 18 AAC 83
\(^b\) See 18 AAC 70.990
\(^c\) See 18 AAC 72.990
\(^d\) See 40 CFR Part 136
\(^e\) See EPA Technical Support Document
\(^f\) See Standard Methods for the Examination of Water and Wastewater 18th Edition
\(^g\) See EPA Permit Writers Manual
mass of the pollutant discharged over the day. For pollutants with a limitation expressed in other units of measurement, the “daily discharge” is calculated as the average measurement of the pollutant over the day.

Department

Means the Alaska Department of Environmental Conservation.

Design Flow

Means the wastewater flow rate that the plant was designed to handle.

Director

Means the commissioner or the commissioner’s designee assigned to administer the APDES program or a portion of it, unless the context identifies an EPA director.

Discharge

When used without qualification, discharge means the discharge of a pollutant.

Discharge of a Pollutant

Means any addition of any pollutant or combination of pollutants to waters of the United States from any point source or to waters of the contiguous zone or the ocean from any point source other than a vessel or other floating craft that is being used as a means of transportation. Discharge includes any addition of pollutants into waters of the United States from surface runoff that is collected or channeled by humans; discharges through pipes, sewers, or other conveyances owned by a state, municipality, or other person that do not lead to a treatment works; discharges through pipes, sewers, or other conveyances leading into privately owned treatment works; and does not include an addition of pollutants by any indirect discharger.

Dissolved Oxygen (DO)

Means the concentration of oxygen in water as determined either by the Winkler (iodometric) method and its modifications or by the membrane electrode method. The oxygen dissolved in water or wastewater and usually expressed in milligrams per liter or percent saturation.

Domestic Equivalent

Means businesses that only discharge pollutants similar in nature to domestic wastewater that is discharged from residential dwellings, and that do not otherwise qualify as an SIU or an MIU as defined in this glossary. This definition is intended for use when categorizing industries and businesses, and not intended to be used as a general APDES definition.

Domestic Wastewater

18 AAC 72.72.990(23) “domestic wastewater” means waterborne human wastes or graywater derived from dwellings, commercial buildings, institutions, or similar structures; “domestic wastewater” includes the contents of individual removable containers used to collect and temporarily store human wastes; “domestic wastewater” does not include (A) liquid or solid material removed from a septic tank, cesspool, or similar treatment works, if those facilities receive nondomestic or industrial wastewater; or (B) grease removed from a grease trap at a restaurant.

Effluent

Means the segment of a wastewater stream that follows the final step in a treatment process and precedes discharge of the wastewater stream to the receiving environment.

Fecal Coliform (FC)

Bacteria that can ferment lactose at 44.5° + 0.2°C to produce gas in a multiple tube procedure. Fecal coliform bacteria also means all bacteria that produce blue colonies in a membrane filtration procedure within 24 ± 2 hours of incubation at 44.5° + 0.2°C in
an M-FC broth.

Final Approval to Operate

Means the approval that the Department issues after it has reviewed and approved the construction and operation of the engineered wastewater treatment works plans submitted to the Department in accordance with 18 AAC 72.215 through 18 AAC 72.280 or as amended.

Geometric Mean

The geometric mean is the N\textsuperscript{th} root of the product of N. All sample results of zero will use a value of 1 for calculation of the geometric mean. Example geometric mean calculation: \( \sqrt[3]{12 \times 23 \times 34 \times 990} = 55 \).

Grab Sample

Means a single instantaneous sample collected at a particular place and time that represents the composition of wastewater only at that time and place.

Influent

Means untreated wastewater before it enters the first treatment process of a wastewater treatment works.

Inhibition Concentration 25\% (IC\(_{25}\))\(^{c}\)

Means the point estimate of the toxicant concentration that would cause 25\% reduction in a nonlethal biological measurement of the test organisms, such as reproduction or growth.

Lethal Concentration 50\% (LC\(_{50}\))

Means the toxicant concentration that would cause death in 50\% of the test organisms.

Maximum Daily Limit\(^{a}\)

Means the highest allowable “daily discharge”.

Mean\(^{b}\)

Means the average of values obtained over a specified period and, for fecal coliform analysis, is computed as a geometric mean.

Mean Lower Low Water\(^{b}\)

Means the tidal datum plane of the average of the lower of the two low waters of each day, as would be established by the National Geodetic Survey, at any place subject to tidal influence.

Measured

Means the actual volume of wastewater discharged using appropriate mechanical or electronic equipment to provide a totalized reading. Measure does not provide a recorded measurement of instantaneous rates.

Method Detection Limit (MDL)\(^{d}\)

Means the minimum concentration of a substance (analyte) that can be measured and reported with 99 percent confidence that the analyte concentration is greater than zero and is determined from analysis of a sample in a given matrix containing the analyte.

Micrograms per Liter (µg/L)\(^{b}\)

Means the concentration at which one millionth of a gram (10\(^{-6}\) g) is found in a volume of one liter.

Milligrams per Liter (mg/L)\(^{b}\)

Means the concentration at which one thousandth of a gram (10\(^{-3}\) g) is found in a volume of one liter. It is approximately equal to the unit “parts per million (ppm),” formerly of common use.

\(^{a}\) See 18 AAC 83
\(^{b}\) See 18 AAC 70.990
\(^{c}\) See 18 AAC 72.990
\(^{d}\) See 40 CFR Part 136
\(^{e}\) See EPA Technical Support Document
\(^{f}\) See Standard Methods for the Examination of Water and Wastewater 18\(^{th}\) Edition
\(^{g}\) See EPA Permit Writers Manual
Minimum Level (ML)\(^e\) Means the concentration at which the entire analytical system must give a recognizable signal and an acceptable calibration point. The ML 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 the method-specified sample weights, volumes, and processing steps have been followed. This level is used as the compliance level if the effluent limit is below it.

Minor Industrial User (MIU) Means businesses that do not qualify as SIUs according to the SIU definition, but who still either have some discharges of wastewater containing pollutants not typical of domestic wastewater, and potentially of concern to the POTW, or have a potential to discharge or spill chemicals to the POTW which could impair the normal operation of the POTW, adversely affect worker health or safety, or violate Alaska Water Quality Standards (18 AAC 70). This definition is intended for use when categorizing industries and businesses, and not intended to be used as a general APDES definition.

Mixing Zone\(^b\) Means a volume of water adjacent to a discharge in which wastes discharged mix with the receiving water.

Month Means the time period from the 1st of a calendar month to the last day in the month.

Monthly Average Means the average of daily discharges over a monitoring month calculated as the sum of all daily discharges measured during a monitoring month divided by the number of daily discharges measured during that month.

No Observed Effect Concentration (NOEC)\(^e\) Means the highest concentration of an effluent or a toxicant at which no adverse effects are observed on the aquatic test organisms at a specific time of observation. NOEC is determined using hypothesis testing.

Permittee Means a company, organization, association, entity, or person who is issued a wastewater permit and is responsible for ensuring compliance, monitoring, and reporting as required by the permit.

pH\(^g\) Means a measure of the hydrogen ion concentration of water or wastewater; expressed as the negative log of the hydrogen ion concentration in mg/L. A pH of 7 is neutral. A pH less than 7 is acidic, and a pH greater than 7 is basic.

Pollutant\(^a\) Means dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials (except those regulated under 42 U.S.C. 2011), heat, wrecked or discarded equipment, rock, sand, cellar dirt, and industrial, municipal, or agricultural waste discharged into water.

Primary Contact Recreation Means activities in which there is direct and intimate contact with water. Contact recreation includes swimming, diving, and water skiing. Contact recreation does not include wading.

Priority Pollutants Means the set of chemical pollutants that EPA regulates and for which EPA has published analytical test methods. A list of the Priority Pollutants can be found in Appendix A to 40 CFR Part 423.

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\(a\) See 18 AAC 83  
\(b\) See 18 AAC 70.990  
\(c\) See 18 AAC 72.990  
\(d\) See 40 CFR Part 136  
\(e\) See EPA Technical Support Document  
\(f\) See Standard Methods for the Examination of Water and Wastewater 18th Edition  
\(g\) See EPA Permit Writers Manual
Principal Executive Officer\(^a\) Means the chief executive officer of the agency or a senior executive officer having responsibility for the overall operations of a principal geographic unit of division of the agency.

Quality Assurance Project Plan (QAPP) Means a system of procedures, checks, audits, and corrective actions to ensure that all research design and performance, environmental monitoring and sampling, and other technical and reporting activities are of the highest achievable quality.

Quarter Means the time period of three months based on the calendar year beginning with January.

Receiving Waterbody Means lakes, bays, sounds, ponds, impounding reservoirs, springs, wells, rivers, streams, creeks, estuaries, marshes, inlets, straits, passages, canals, the Pacific Ocean, Gulf of Alaska, Bering Sea, and Arctic Ocean, in the territorial limits of the state, and all other bodies of surface water, natural or artificial, public or private, inland or coastal, fresh or salt, which are wholly or partially in or bordering the state or under the jurisdiction of the state. (See “Waters of the U.S.” at 18 AAC 83.990(77)).

Recorded Means a permanent record using mechanical or electronic equipment to provide a totalized reading, as well as a record of instantaneous readings.

Report Report results of analysis.

Reporting Limit Minimum concentration of a given parameter that can be reliably measured and reported by a laboratory using a particular analytical method. A reporting limit is greater than or equal to a method detection limit and is typically set by a laboratory.

Residual Chlorine Means chlorine remaining in water or wastewater at the end of a specified contact period as combined or free chlorine.

Responsible Corporate Officer\(^a\) Means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function or any other person who performs similar policy or decision making functions for the corporation.

The Responsible Corporate Officer can also be the manager of one or more manufacturing, production, or operating facilities if the requirements of 18 AAC 83.385(a)(1)(B)(i)-(iii) are met.

Secondary Recreation\(^b\) Means activities in which incidental water use can occur. Secondary recreation includes boating, camping, hunting, hiking, wading, and recreational fishing. Secondary contact recreation does not include fish consumption.

 Significant Industrial User (SIU)\(^g\) Means all industrial users subject to Categorical Pretreatment Standards under 40 CFR 403.6 and 40 CFR Chapter I, subchapter N; and any other industrial user that: discharges an average of 25,000 gallons per day or more of process wastewater to the POTW (excluding sanitary, noncontact cooling and boiler blowdown wastewater); contributes a process wastestream which makes up 5 percent or more of the average dry weather hydraulic or organic capacity of the POTW Treatment plant; or is designated as such by the control authority on the basis that the industrial user has a reasonable potential for adversely affecting the POTW’s operation or for violating any

\(^a\) See 18 AAC 83
\(^b\) See 18 AAC 70.990
\(^c\) See 18 AAC 72.990
\(^d\) See 40 CFR Part 136
\(^e\) See EPA Technical Support Document
\(^f\) See Standard Methods for the Examination of Water and Wastewater 18th Edition
\(^g\) See EPA Permit Writers Manual
pretreatment standard or requirement (in accordance with 40 CFR 403.8(f)(6))

**Suspended Solids**
Means insoluble solids that either float on the surface of, or are in suspension in, water, wastewater, or other liquids. The quantity of material removed from wastewater in a laboratory test, as prescribed in *Standard Methods for the Examination of Water and Wastewater* and referred to as nonfilterable.

**Total Suspended Solids (TSS)**
Means a measure of the filterable solids present in a sample, as determined by the method specified in 40 CFR Part 136.

**Toxic Unit, Chronic (TUC)**
Means the reciprocal of the effluent concentration that causes no observable effect on the test organisms by the end of the chronic exposure period (i.e., 100/NOEC).

**Twice per year**
Means two time periods during the calendar year: October through April and May through September.

**Upset**
Means an exceptional incident in which there is unintentional and temporary noncompliance with technology-based effluent limitations because of factors beyond the reasonable control of the permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.

**Waters of the United States or Waters of the U.S.**
Has the meaning given in 18 AAC 83.990(77).

**Water Supply**
Means any of the waters of the United States that are designated in 18 AAC 70 to be protected for fresh water or marine water uses. Water supply includes waters used for drinking, culinary, food processing, agricultural, aquacultural, seafood processing, and industrial purposes. Water supply does not necessarily mean that water in a waterbody that is protected as a supply for the uses listed in this paragraph is safe to drink in its natural state.

**Week**
Means the time period of Sunday through Saturday.

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a) See 18 AAC 83  
b) See 18 AAC 70.990  
c) See 18 AAC 72.990  
d) See 40 CFR Part 136  
e) See EPA Technical Support Document  
f) See Standard Methods for the Examination of Water and Wastewater 18th Edition  
g) See EPA Permit Writers Manual