

FAX

Date December 17, 2001

Number of pages including cover sheet

TO: [REDACTED]

FROM: [REDACTED]
Town of Tonawanda
779 TWO MILE CR.
TONAWANDA, NY 14150

Phone
Fax Phone 1-508-923
5101

Phone 716-693-4900
Fax Phone 716-693-0601

CC:

REMARKS: Urgent For your review Reply ASAP Please Comment

[REDACTED]

Special Permit 547-S OK to discharge.

Have someone call me and I will show

them the best Sanitary Sewer to discharge into.

Any questions or problems, please call me, I'm here all week.

The original permit and invoice will be mailed today.

Thanks

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]
To: [REDACTED]
Sent: Friday, December 14, 2001 3:24 PM
Subject: Re: SAIC Documentation
Bill,

PCB results from SAIC look better. They did not get to .065 ppb but PCBs were undetectable using very low values for detection limits.

The other analyses looked OK the first time around, so go ahead and issue them a permit to discharge the barrels into the sewer at the proper point in the system. As weak as it is I don't see any reason for bleeding it slowly into the system.

I will plan to be available at 10 am Monday morning. Call me on the 461-9203 number.

[REDACTED]

Original Message ----

[REDACTED]

Sent: Friday, December 14, 2001 10:12 AM
Subject: SAIC Documentation

[REDACTED]

Few weeks back I sent you a packet from SAIC Eng. They are doing work at the Incinerator and need a Special Permit to discharge water. They did not test below <.065 for Pesticide Organics and used 1 ug/l. They have more documentation from the test that they are sending to me and I will fax to you. Please review and let me know if the additional material is ok so I can issue a Permit and they do not have to send someone out to resample and test. If you need the whole report, let me know I'll fax it over

Thanks

[REDACTED]

12/14/2001

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Permit No. 547-S

Modified Date: _____

PART 1 - WASTEWATER DISCHARGE LIMITATIONS AND MONITORING REQUIREMENTS

A. LOCALLY DERIVED LIMITATIONS

The industrial user shall comply with the following locally derived effluent limitations effective as of December 17th, 2001

MONITORING LOCATION: SANITARY SEWER

Analytical Results are available in pretreatment office and meet all discharge requirements.

Discharge to the sanitary sewer only and the rate of discharge not to exceed 50 gals./min.

A \$350.00 permit fee has been paid to acquire this permit.

Approximately 300-500 gals. to be discharged.

A charge of \$1.03 per thousand gallons of discharged water has been waived.

To be discharged Mon-Fri. 8:00 AM- 4:00 PM only.

Note: The complete list of discharge limitations for dischargers to the Town Treatment Plant is contained in the Town's Local Law 2-2000. On the basis of the application and previous monitoring, parameters deemed applicable to this discharge have been excerpted and their limitations included above. The discharger should be aware that all other limitations apply and should consider all such limitations when considering process changes or plant modifications.

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**TOWN OF TONAWANDA
INDUSTRIAL SEWER CONNECTION PERMIT**

Company Name: SAIC Engineering, Inc.

Division Name (if Applicable) _____

Mailing Address: 10 Main Street
Street or P.O. Box
Lakeville, MA. 02347
State and Zip Code

Facility Address: Town of Tonawanda Incinerator Site
Street or P.O. Box
Tonawanda, New York 14150
City, State and Zip Code

The above Industrial User is authorized to discharge industrial wastewater to the Town of Tonawanda sewer system in compliance with the Town's Sewer Use Ordinance Number 2-2000, any applicable provisions of Federal or State law or regulation, and in accordance with discharge point(s), effluent limitations, monitoring requirements, and other conditions set forth herein.

This permit is granted in accordance with the application filed on November 30th 2001 in the office of the Pretreatment Administrator, and in conformity with plans, specifications, and other data submitted to the Town in support of the above application.

Effective Date: December 17th, 2001

Expiration Date: January 17th, 2002

Permit No. 547-S

Date: 12/17/2001

Signed: _____


Town of Tonawanda
Office of the Compliance Coordinator

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PART II - SPECIAL CONDITIONS/COMPLIANCE SCHEDULE

1. *The Industrial User shall develop, within 6 months of the effective date of this permit, an accidental spill prevention plan to eliminate or minimize the accidental or slug discharge of pollutants into the sewer system, which could have an effect on the Town's treatment plant, sludge, or cause the Town to violate its SPDES permit.*

PART III - REPORTING REQUIREMENTS

1. *All Industries requiring submittal of self-monitoring reports (SMR's) must submit all laboratory results on all discharged samples. If a lab analysis was performed using an EPA approved test method, then those results must be included in the SMR. Persons signing SMR's must be a responsible company official, i.e; owner, corporate manager, or supervise more than two hundred fifty (250) employees. Any of the above may appoint a company representative to sign SMR's but written notice must be supplied to this office authorizing said employee to sign.*

The following statement will be required on all SMR's and baseline monitoring reports (BMR):

" 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 managed 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 fines and imprisonment for knowing violation. "

2. *The Industrial User shall notify the Town immediately upon any accidental or slug discharge to the sanitary sewer system. Formal written notification discussing circumstances and remedies shall be submitted to the Town within 5 days of the occurrence.*
3. *The Industrial User shall notify the Town 30 days prior to the introduction of new wastewater or pollutants or any substantial change in the volume or characteristics of the wastewater being introduced into the POTW from the User's industrial processes.*
4. *Any upset experienced by the Industrial User of its treatment that places it in a temporary state of non-compliance with wastewater discharge limitations contained in this permit or other limitations specified in the Town's Ordinance shall be reported to the Town within 24 hours of first awareness of the commencement of the upset. Immediate resampling for the non-compliance pollutant shall begin. A detailed report shall be filed within 5 days.*

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5. *The Industrial User is required to submit to the Town reports on the results of its sampling of the pollutants specified in Part I of this Permit. This report shall also contain monthly flows.*
6. *Analytical procedures must be performed in accordance with 40 CFR Part 136. Additional pollutants not contained in Part 136 must be performed using validated analytical methods approved by EPA (40 CFR 403.12 [g] [4]).*
7. *All reports shall be submitted to the following address:*

██████, Compliance Coordinator
Wastewater Treatment Facility
Two Mile Creek Road
Tonawanda, New York 14150

PART IV - STANDARD CONDITIONS

1. *The Industrial User shall comply with all the general prohibitive discharge standards in Article IV of the Local Law 2-2000.*
 - a. *BOD 250 mg/l, SS 250 mg/l, P 6 mg/l are not to be construed as discharge limits of the above pollutants but as a baseline for generating abnormal sewer charges.*

2. RIGHT OF ENTRY

The Industrial User shall, after reasonable notification by the Town, allow the Town or its representatives, exhibiting proper credentials and identification, to enter upon the premises of the User, at all reasonable hours, for the purposes of inspection, sampling, or records inspection. Reasonable hours in the context of inspection and sampling includes any time the Industrial User is operating any process which results in a process wastewater discharge to the Town's sewerage system.

3. RECORDS RETENTION

The Industrial User shall retain and preserve for no less than three (3) years, any records, books, documents, memoranda, reports, correspondence and all summaries thereof, relating to monitoring, sampling and chemical analysis made by or in behalf of the User in connection with its discharge.

- a) *All records that pertain to matters that are the subject of special orders or any other enforcement or litigation activities brought by the Town shall be retained and preserved by the Industrial User until all enforcement activities have concluded and all periods of limitation with respect to any and all appeals have expired.*

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4. CONFIDENTIAL INFORMATION

Except for data determined to be confidential under Article VII, Section 4 of the Town's Ordinance, all reports required by this permit shall be available for public inspection at the office of the Compliance Coordinator, Wastewater Treatment Facility, Two Mile Creek Road, Tonawanda, New York 14150.

5. RECORDING OF RESULTS

For each measurement or sample taken pursuant to the requirements of this permit, the user shall record the following information:

- a) The exact place, date and time of sampling;*
- b) The dates the analyses were performed;*
- c) The person(s) who performed the analyses;*
- d) The analytical techniques or methods used, and*
- e) The results of all required analyses.*
- f) Where sanitary sewer discharge is measured by a mechanical or electronic device, accuracy of device shall be certified correct every two years by the manufacturer. Certification shall begin September, 2002*
- g) Where sanitary sewer discharge is measured by percentage of consumed water, percentage shall be certified correct every two years by a licensed professional engineer. Certification shall begin September, 2002.*

6. DILUTION

No Industrial User shall increase the use of potable or process water or, in any way, attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the limitations contained in this permit

7. PROPER DISPOSAL OF PRETREATMENT SLUDGES AND SPENT CHEMICALS

The disposal of sludges and spent chemicals generated shall be done in accordance with Section 405 of the Clean Water Act and Subtitles C and D of the Resource Conservation and Recovery Act.

8. TOXIC SUBSTANCES

All waters shall be maintained free of toxic substances in concentrations that are toxic to or produce detrimental physiological responses in human, plant, animal, or aquatic life.

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9. SIGNATORY REQUIREMENTS

All reports required by this permit shall be signed by a principal executive officer of the User, or his designee.

10. REVOCAION OF PERMIT

The permit issued to the Industrial User by the Town may be revoked when after inspection, monitoring or analysis it is determined that the discharge of wastewater to the sanitary sewer is in violation of Federal, State, or local laws, ordinances, or regulations. Additionally, falsification or intentional misrepresentation of data or statements pertaining to the permit application or any other required reporting form, shall be cause for permit revocation.

11. LIMITATIONS ON PERMIT TRANSFER

Transfer of permit. Industrial waste permits are issued to a specific user for a specific operation. In the event of any change in ownership of the industrial facility, the permittee shall notify the new owner of the existence of the permit by letter, a copy of which shall be forwarded to the Pretreatment Administrator 30 days prior to change of ownership. A new industrial waste permit must be issued to the new owner.

12. FALSIFYING INFORMATION OR TAMPERING WITH MONITORING EQUIPMENT

Knowingly making any false statement on any report or other document required by this permit or knowingly rendered any monitoring device or method inaccurate, may result in punishment under the criminal law of the Town, as well as being subjected to civil penalties and relief.

13. MODIFICATION OR REVISION OF THE PERMIT

- a) *The terms and conditions of this permit may be subject to modification by the Town at any time as limitations or requirements as identified the Town's Ordinance, are modified or other just cause exists.*
- b) *This permit may also be modified to incorporate special conditions resulting from the issuance of a special order.*
- c) *The terms and conditions may be modified as a result of EPA promulgating a new federal pretreatment standard.*
- d) *Any permit modifications which result in new conditions in the permit shall include a reasonable time schedule for compliance if necessary.*

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14. DUTY TO REAPPLY

The Town shall notify a User one hundred and eighty (180) days prior to the expiration of the User's Permit. Within ninety (90) days of the notification, the User shall reapply for re-issuance of the permit on a form provided by the Town.

15. SEVERABILITY

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 the remainder of this permit shall not be affected thereby.

16. LIMITATIONS

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any invasion of personal rights, nor any infringement of Federal, State or Local regulations.

17. A. VIOLATIONS

- (1) Any violation of sections 165-3 through 165-19 of this Part 1 of Local Law 2-2000 is hereby declared a violation except as otherwise provided by law.*
- (2) Any person who violates the provisions of sections 165-3 through 165-19 of the Part 1, upon conviction thereof in a court of competent jurisdiction, may be punished by a fine of not more than two hundred fifty dollars (\$250.), and each day on which there is a failure to comply shall be and is hereby declared to be a distinct and separate offense and punishable as such.*
- (3) The Town of Tonawanda may also maintain an action of proceeding in the name of the Town of Tonawanda in a court of competent jurisdiction to collect a civil penalty of not over two hundred dollars (\$200.) for each violation of sections 165-3 through 165-19 of this Part 1.*
- (4) The Town of Tonawanda may also maintain an action or proceeding in the name of the Town of Tonawanda in a court of competent jurisdiction for injunctive relief for any violation Articles III, IV or V of this Part 1.*

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B. MISDEMEANORS

- (1) Any violation of sections 165-20 through 165-30 of this Part 1 is hereby declared a misdemeanor except as otherwise provided by law.*
- (2) Any person who violates the provisions of sections 165-20 through 165-30 of this Part 1, upon conviction thereof in a court of competent jurisdiction, may be punished by a fine of not more than five hundred dollars (\$500.), and each day on which there is a failure to comply shall be and is hereby deemed to be a distinct and separate offense and punishable as such.*
- (3) The Town of Tonawanda may also maintain an action or proceeding in the name of the Town of Tonawanda in a court of competent jurisdiction to collect a civil penalty of not over one thousand dollars (\$1,000.) for each violation of section 165-20 through 165-30 of this Part 1.*
- (4) The Town of Tonawanda may also maintain an action or proceeding in the name of the Town of Tonawanda in a court of competent jurisdiction for injunctive relief for any violation of Article VI of this Part 1.*

18. ENFORCEMENT OF THE SEWER USE LAW AND PERMITS

The Town has developed and received USEPA approval of its Enforcement Response Plan which details the standard responses to be taken by the Town when it encounters various violations of the Sewer Use Law or the terms of this permit. Copies of this document are available at the office of the Pretreatment Administrator.