

# REGULATORY PROGRAM AMENDED RULES & REGULATIONS

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*September 11, 2019*

*Great Lakes Water Authority - Board*



# GLWA Regulatory Programs

Pursuant to the Sewer Lease, GLWA Implements and Administers the following Regulatory Programs:

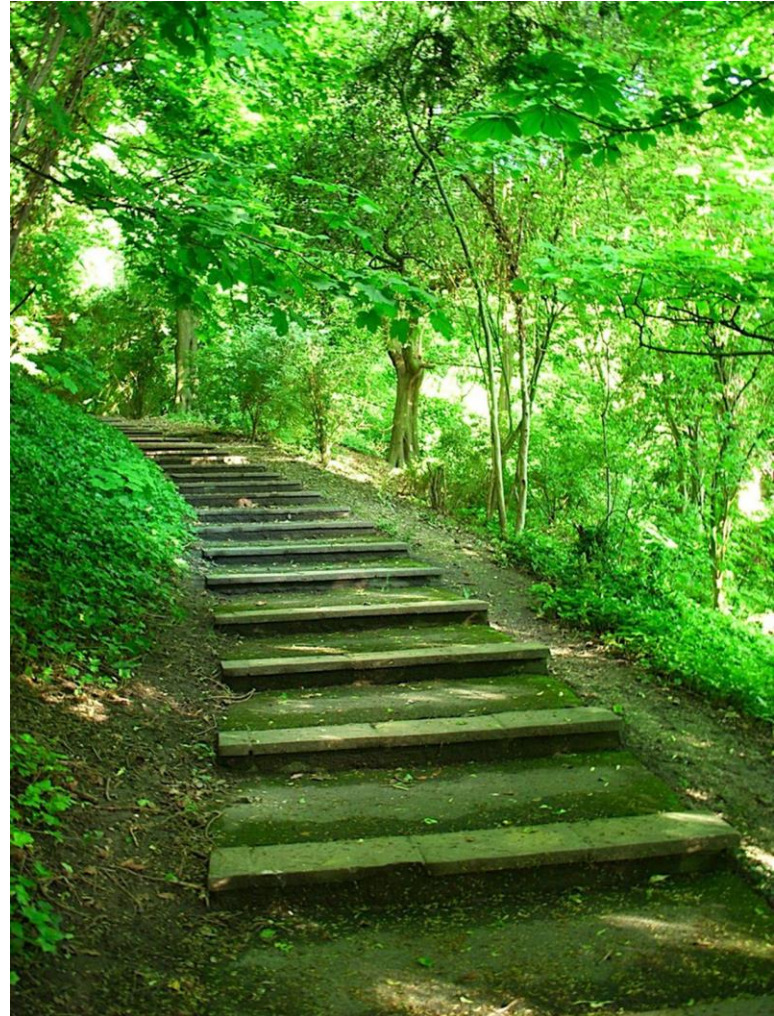
- **Industrial Pretreatment Program or IPP** – State and Federal mandated programs to meet requirements of the 1972 Clean Water Act, as amended
- **Surcharge or High Strength Program** – Program to meet Federal requirements of Proportionally-based Cost of Service
- **Hauled Waste Program** – Regulate mobile sources; e.g. septic haulers, food trucks
- **Special Discharge Program** – Regulate groundwater, stormwater remediation projects
- **PCB, Mercury and PFAS Compound Minimization Program** – Initiative to eliminate, reduce and control discharge of the wastewater containing these pollutants/contaminants.

# GLWA Needs its Own Legal Authority to Become an Independent Control Authority

Need Legal Authority to carry out NPDES Permit requirements for an IPP, et.al.

In 2016, GLWA sought to update the existing rules for IPP, Surcharge Rules, Hauled Waste Rules, Groundwater Program, that had been developed during the past 40 years.

GLWA's Board adopted the changes.



# Changes since November 2016 Adoption of the Rules

State of Michigan wanted additional changes and revisions.

- Required deletion of Federal-based language not recognized by State rules;
- Required revision of administrative appeal procedure;
- Wanted additional proofs and dialogue on derivation of local limitation values submitted by GLWA in 2016 study;
- State's opinion on Community adoption protocol now required all communities to adopt concurring resolutions before enactment.

We also used this opportunity to incorporate changes mandated in its recent NPDES Permit renewal:

- PFOS/PFOA Minimization Requirements
- Address post-adoption questions from Users

# Who are Today's Active Users?

Active Users – All Classes		Total Users in Service Area (Active)
Industrial Pretreatment Program		12,543
Federal Categorical Users	130	
Local Users	121	
Surcharge Program	143	
Septage Program	27	
Groundwater/Special Discharge	28	
General Discharge – Breweries	36	
Minor Users	12,058	



# RULE Change OVERVIEW

# Chapter I: Definitions

**Objective: Have clear and consistent definitions for use in all Regulatory Programs and Deleted unnecessary/superfluous definitions:**

Added or Revised Definition		Deleted Definitions	
Authorized Representative	Instantaneous Limit	Dental Industrial User	Non-significant Categorical User
Chief Compliance Officer	PFAS Compounds	Great Lakes Water Authority	Users
Existing Source	POTW	Minor User	May
High Strength Wastewater	Users, Nondomestic User	Great Lakes Water Authority Member Community	
Industrial User	Waters		



# Chapter II: IPP

## **Article I: Control Authority Responsibilities**

- Place program responsibilities on GLWA CEO as Control Authority

## **Article II: General Sewer Use Requirements – No changes**

## **Article III: Pretreatment of Wastewater**

- Reference NPDES permit for Collection System/CSO Systems
- Immediate notification for Slug Discharge

## **Article IV: Classification of Wastewater Sources – No changes**

## **Article V: Reporting and Notification Requirements**

- Updated Hazardous Waste Notification Procedure

## **Article VI: Inspection & Monitoring Requirements**

- Added language of sampling result disputes by Conference

## **Article VII: Wastewater Discharge Permits & Control Mechanisms**

- Deleted language for “Non-significant Categorical Industrial User” and “Dental Industrial User”



# Chapter II: IPP continued

## **Article VIII: Significant Industrial User Requests**

- Deleted language for reducing periodic compliance reporting frequency

## **Article IX: Public Information & Confidential Information- No changes**

## **Article X: Enforcement**

- Added Requirements for PFAS Compounds

## **Article XI: Affirmative Defenses – Revised Language**

## **Article XII: Publication – Significant Noncompliance – Revised Language**

## **Article XIII: Fees & Charges – No changes**

## **Article XIV: Appeal Procedures – No changes**

# Other Changes

**Chapter III: Surcharge Program** - Added notation to Tables

**Chapter IV- Septage and Hauled Wastes** – No changes

**Chapter V: Revenues Supporting regulatory Programs** – No changes

**Chapter VI: Regulatory Flow-metering** – No changes

**Chapter VII: Environmental Remediation, Groundwater, Occasional and Special Wastes** – Addition of 40 CFR 136 Reference

**Chapter VIII: Administrative Appeal Procedures**

- Revised Appeal Rules

# Process & Schedule

Public Comment process opened on August 28, 2019 and all written public comments must be received on or before Midnight, September 25, 2019.

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**GLWA**

*Great Lakes Water Authority*