

**CALEDONIA CHARTER TOWNSHIP
AMENDMENT TO THE SEWER ADMINISTRATION
ORDINANCE OF 1985**

THE CHARTER TOWNSHIP OF CALEDONIA ORDAINS:

SECTION 101. DEFINITIONS is amended by adding the following to the DEFINITIONS:

Significant Industrial User.

- (1) Except as provided in paragraph (2) below, the term “significant industrial user” means:
 - a. Any industrial user subject to categorical pretreatment standards under 40 CFR 403.6 and 40 CRR Chapter I, Subchapter N; or
 - b. Any other industrial user that discharges an average of twenty-five thousand (25,000) gallons per day or more of process wastewater (excluding sanitary, noncontact cooling and boiler blowdown wastewater); contributes a process wastestream which makes up five (5) percent or more of the average dry weather hydraulic or organic capacity of the treatment plant; or
 - c. Is designated as such by the public services director on the basis that the industrial user has a reasonable potential for adversely affecting the operation of the wastewater system or for violating any pretreatment standard or requirement (in accordance with 40CFR 403.(f)(6).
- (2) Upon a finding that an industrial user meeting the criteria in subparagraph (1)b. above has no reasonable potential for adversely affecting the operation of the wastewater system or for violating any pretreatment standard or requirement, the public services director may at any time on his own initiative or in response to a request from an industrial user, and in accordance with 40 CFR 403.9(f)(6), determine that such industrial user is not a significant industrial user.

Significant Noncompliance (SNC) means the noncompliance status of an industrial user with a violation or pattern of violations that meets one (1) or more of the following criteria:

- (1) Chronic violations of wastewater discharge limits, defined here as those in which sixty-six (66) percent or more of all of the measurements taken for the same pollutant parameter during a six month period exceed (by any magnitude) a numeric pretreatment standard or requirement, including an instantaneous limit, as defined in section 34-102;
- (2) Technical review criteria (TRC) violations, defined here as those in which thirty-three (33) percent or more of all of the measurements taken for the same pollutant parameter during a six month period equal or exceed the product of the numeric pretreatment standard of requirement including an instantaneous limit, as defined in section 34-102, multiplied by the applicable TRC (TRC=1.4 for BOD, TSS, fats, oil and grease, and 1.2 for all other pollutants except pH);

- (3) Any other violation of a pretreatment standard or requirement as defined in section 34-102 (daily maximum, long-term average, instantaneous limit, or narrative standard) that the public services director determines has caused, alone or in combination with other discharges, interference or pass through (including endangering the health and safety of city personnel or the general public);
- (4) Any discharge of a pollutant that has caused imminent endangerment to human health, welfare or to the environment or has resulted in an emergency suspension of service to halt or prevent such a discharge;
- (5) Failure to meet, within ninety (90) days after the schedule date, a compliance schedule milestone contained in a local control mechanism or enforcement order for starting construction, completing construction, or attaining final compliance;
- (6) Failure to provide, within thirty (30) days after the due date, required reports such as baseline monitoring reports, 90-day compliance reports, periodic self-monitoring reports, and reports on compliance with compliance schedules;
- (7) Failure to accurately report noncompliance;
- (8) Any other violation or group of violations, which may include a violation of best management practices, which the public services director determines will adversely affect the operation or implementation of the local pretreatment program.

SECTION 405. LIMITED DISCHARGES.

- (1) Specific limitations on toxic and hazardous pollutants, is amended as follows:

*delete the 8th line down “0.001 MG/L Mercury” and inserting the following:
“**0.0002 MG/L Mercury**”;

*delete the 11th line down “2.0 MG/L Cyanide (total)” and inserting the following:
“**0.56 MG/L Cyanide (free)**”;

EFFECTIVE DATE.

The amendments shall be in full force and effect on the date of final reading and publication.

A copy of the Amendment to the Sewer Administration Ordinance of 1985 may be inspected at the Caledonia Township Hall, 135 N. State Road, Owosso, Michigan 48867. Please call (989) 743-3181 for a time.

Marcy Brady, Clerk
Caledonia Charter Township