

**CLERK'S OFFICE  
APPROVED**

Date: 11-21-00

Submitted by: Chairman of the Assembly at  
the Request of the Mayor  
Prepared by: Anchorage Water &  
Wastewater Utility  
For reading: NOVEMBER 21, 2000

ANCHORAGE, ALASKA  
AO NO. 2000 - 129(S)

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 26.50 SEWER SERVICE TO PROVIDE NEW OR AMENDED DEFINITIONS AND REVISED TECHNICALLY BASED DISCHARGE LIMITATIONS FOR TOXIC POLLUTANTS, STANDARDS FOR SEWERAGE DISCHARGE, PERMIT FORMS AND PROCEDURES, SAMPLING REQUIREMENTS AND METHODOLOGY, REPORTING REQUIREMENTS, AND ENFORCEMENT MECHANISMS AND FINES TO COMPLY WITH FEDERAL LAW.

WHEREAS, ENVIRONMENTAL PROTECTION AGENCY REGULATIONS APPLICABLE TO REGION X REQUIRE THAT ANCHORAGE MUNICIPAL CODE CHAPTER 26.50 REGARDING SEWER SERVICE BE UPDATED AND BROUGHT INTO CONSISTENCY WITH THE ENVIRONMENTAL PROTECTION AGENCY'S MODEL ORDINANCE; AND

WHEREAS, THE EPA REQUIRES THAT AWWU HAVE AUTHORITY TO LEVY CIVIL PENALTIES OF UP TO \$1,000 PER DAY, AND

WHEREAS, IMPLEMENTATION OF AN EFFECTIVE PRETREATMENT PROGRAM IS CRITICAL FOR CONTINUANCE OF ANCHORAGE'S 301(h) WAIVER AND PROVIDES A SIGNIFICANT SAVINGS FOR AWWU'S RATE PAYERS; NOW THEREFORE

THE ANCHORAGE ASSEMBLY ORDAINS:

**Section 1.** The Table of Contents to Anchorage Municipal Code chapter 26.50 is hereby amended to read as follows:

**Chapter 26.50**

**SEWER SERVICE\***

**Part 1. General Provisions**

<u>26.50.010</u> [26.50.011]	Purpose and objectives of chapter.
<u>26.50.020</u> [26.50.012]	Definitions.
<u>26.50.030</u> [26.50.013]	Rates, fees and charges.

**Part 2. Rules and Regulations**

26.50.020	[CUSTOMER AGREEMENT.]
<u>26.50.040</u> [26.50.021]	General conditions of service.
<u>26.50.050</u> [26.50.022]	Prohibited acts.
<u>26.50.060</u> [26.50.023]	Specific discharge limitations.
<u>26.50.070</u> [26.50.024]	Compliance with state limitations on discharge.
<u>26.50.080</u> [26.50.025]	Compliance with federal categorical pretreatment standards.
<u>26.50.090</u> [26.50.026]	Dilution of discharge.
<u>26.50.100</u> [26.50.027]	Accidental and slug discharges.
<u>26.50.110</u>	Operating upsets.

<u>26.50.120</u> [26.50.028]	Notice of intent to commence <u>new or significantly altered</u> discharge.
<u>26.50.130</u> [26.50.029]	Control manhole.
<u>26.50.140</u> [26.50.030]	Utility inspection and sampling.
<u>26.50.150</u> [26.50.031]	Wastewater pretreatment facilities.
<u>26.50.160</u> [26.50.032]	Connection to sanitary sewer system.
<u>26.50.170</u>	<u>Industrial management practice plans.</u>
<u>26.50.180</u>	<u>Hauled wastewater.</u>
<u>26.50.190</u>	<u>Special agreement.</u>

**Part 3. Wastewater Discharge Permits**

<u>26.50.200</u> [26.50.041]	<u>Requirement.</u> [INITIAL COMPLIANCE STATUS REPORT.]
<u>26.50.210</u> [26.50.042]	<u>Application Contents.</u> [DETERMINATION OF NEED FOR PERMIT.]
<u>26.50.220</u> [26.50.043]	<u>Issuance.</u> [PERMIT CONDITIONS.]
<u>26.50.230</u>	<u>Permit contents.</u>
<u>26.50.240</u> [26.50.044]	Modifications.
<u>26.50.250</u> [26.50.045]	Duration; renewal.
<u>26.50.260</u> [26.50.046]	Transfer.
<u>26.50.270</u>	<u>Baseline monitoring reports.</u>
<u>26.50.280</u> [26.50.047]	Periodic compliance status reports.
<u>26.50.290</u> [26.50.048]	Sampling requirements for user self-monitoring.
<u>26.50.300</u> [26.50.049]	Sample analysis.
<u>26.50.310</u> [26.50.050]	Confidentiality of information.
<u>26.50.320</u>	<u>Records retention.</u>

\*Cross reference(s)--Water and wastewater utilities commission, § 4.70.020; fines, § 14.60.030; public nuisances, ch. 15.20; wastewater disposal regulations, ch. 15.65; connection of on-site disposal systems to public sewer systems required, § 15.65.110; allocation of costs of sewer improvements, ch. 19.70; sewer assessments for connections, ch. 19.80; plumbing code requirements, ch. 23.25.

**Part 4. Enforcement**

<u>26.50.330</u> [26.50.061]	Emergency suspension of service and permit.
<u>26.50.340</u> [26.50.062]	Revocation of permit.
<u>26.50.350</u> [26.50.063]	Notice of violation. [; SPECIAL ORDER]
<u>26.50.360</u>	<u>Compliance order.</u>
<u>26.50.370</u> [26.50.064]	Judicial proceedings.
<u>26.50.380</u> [26.50.065]	Annual publication of <u>users in significant noncompliance.</u>
<u>26.50.390</u> [26.50.066]	[ENFORCEMENT ACTIONS.]
<u>26.50.067</u>	Right to administrative ruling.
<u>26.50.068</u>	[OPERATING UPSETS.]
	[RECORDS RETENTION.]

**[PART 5. PENALTIES]**

<u>26.50.400</u> [26.50.071]	Civil penalties.
<u>26.50.410</u> [26.50.072]	Recovery of costs incurred by Utility.
<u>26.50.420</u> [26.50.073]	<u>Criminal prosecution.</u> [FALSIFYING INFORMATION.]

**Section 2.** Anchorage Municipal Code section 26.50.011 is hereby renumbered and amended to read as follows:

**26.50.010 [26.50.011] Purpose and objectives of chapter.**

- A. This chapter sets forth uniform requirements for wastewater discharges into the municipal sewerage system and enables the municipality to comply with applicable state and federal laws required by the Clean Water Act, as amended, the National Pollutant Discharge Elimination System (NPDES) permit regulations (40 CFR 122), the Urban Area Pretreatment

Regulations Applicable to Utilities with a 301(h) Waiver (40 CFR 125), and the General Pretreatment Regulations (40 CFR 403).

B. The objectives of this chapter are to prevent the introduction of pollutants into the municipal sewerage system that:

1. Will interfere with the normal operation of the system or contaminate the resulting sludges;
2. [DO NOT RECEIVE ADEQUATE TREATMENT, AND THAT W] Will pass through the treatment system inadequately treated and into receiving waters [OR THE ATMOSPHERE] or otherwise be incompatible with the treatment system; or [AND]
3. May cause a hazard to the life or health of Utility personnel or the general public.

C. This chapter provides for the regulation of wastewater [INDUSTRIAL WASTE] discharges to the municipal sewerage system through the issuance of wastewater discharge [AND ACCIDENTAL SPILL PREVENTION] permits to certain users and through enforcement of general requirements for all users.[,] This chapter authorizes monitoring, compliance, and enforcement activities;[,] establishes administrative review procedures; provides for the setting of fees for the equitable distribution of costs resulting from the program established; and requires user reporting.

(AO No. 86-118, 9-4-86)

**Section 3.** Anchorage Municipal Code section 26.50.012 is hereby renumbered, amended by amending or enacting the following definitions as indicated: *(the remaining definitions are not affected and therefore not set out)*

**26.50.020 [26.50.012] Definitions.**

A. The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Act means the Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, 33 U.S.C. 1251 *et seq.*

Applicable pretreatment standards means any of the discharge standards in sections 26.50.050 through 26.50.080. Where two or more standards are applicable, the most stringent shall apply.

Authorized representative of the user means:

1. If the user is a corporation:

- a. The president, secretary, treasurer, or a 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
  - b. The manager of one or more manufacturing, production, or operation facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million, if authority to sign document has been assigned or delegated to the manager in accordance with corporate procedures.
2. If the user is an LLC, the managing member. If there is no managing member then any member.
  3. If the user is a partnership or sole proprietorship: a general partner or proprietor, respectively.
  4. If the user is a Federal, State, or local governmental facility: a director or highest official appointed or designated to oversee the operation and performance of the activities of the government facility, or his/her designee.
  5. The individuals described in paragraphs 1 through 4 above may designate another authorized representative if the authorization is in writing, the authorization specifies the individual or position responsible for the overall operation of the facility from which the discharge originates or having overall responsibility for environmental matters for the company, and the written authorization is submitted to the Utility.

AWWU means the Anchorage Water and Wastewater Utility

Biochemical oxygen demand (BOD) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20 degrees Celsius[.], usually expressed as a concentration in milligrams per liter (mg/L).

Categorical user means a user covered by one of EPA's Categorical Pretreatment Standards.

Composite sample means the sample resulting from the combination of individual wastewater samples taken at selected intervals based on an increment of either flow or time.

Control manhole means a manhole through which the [TOTAL] facility industrial wastewater flows, and which may contain[S] installed equipment for wastewater sampling and flow measurement.

EPA means the United States Environmental Protection Agency.

Existing source means any building, structure, facility or installation from which there is or may be a discharge, the construction of which began before publication [PROMULGATION] of proposed categorical pretreatment standards that [which] are applicable to such source, if such standards are thereafter promulgated.

Existing user means any noncategorical user that is discharging wastewater prior to the effective date

of this chapter.

*General Manager* means the person designated by the municipality to supervise the operation of the sewerage system, and who is charged with certain duties and responsibilities by this chapter, or a duly authorized representative.

*Interference* means a discharge, which alone or in conjunction with a discharge or discharges from other sources, causes, an inhibition or disruption of the municipal sewerage system, its treatment processes or operations, or its sludge processes, use or disposal; or which is a cause of a violation of any requirement of the municipality's NPDES permits (including an increase in the magnitude or duration of a violation) or of the prevention of sewage sludge use or disposal by the municipality in accordance with the following statutory provisions and regulations or permits issued thereunder, or more stringent state or local regulations: section 405 of the Clean Water Act, the Solid Waste Disposal Act (SWDA), including title II, more commonly referred to as the Resource Conservation and Recovery Act (RCRA), and including state regulations contained in any state sludge management plan prepared pursuant to subtitle D of the SWDA, the Clean Air Act, the Toxic Substance Control Act, and the Marine Protection Research and Sanctuaries Act.

*Liquid Waste Hauler* means any operator of pumper trucks used in the transport of domestic septic tank wastewater, commercial or industrial holding tank wastewater or other wastewater subject to discharge requirements established by the Utility. The definition of liquid waste hauler is synonymous with septic hauler.

*Medical waste* means regulated identifiable medical wastes for which sewer disposal is not recommended by the national standards, as amended, applied by the Joint Commission on Accreditation of Healthcare Organizations (JCAHO), Centers for Disease Control and Prevention (CDC), and College of American Pathologists (CAP), including but not limited to sharps, contaminated bedding, and gross body parts. If any of the above standards conflict, the more stringent will apply.

*MOA* means the Municipality of Anchorage.

[(A) *NEW SOURCE* MEANS ANY BUILDING, STRUCTURE, FACILITY, OR INSTALLATION FROM WHICH THERE IS OR MAY BE A DISCHARGE, FOR WHICH CONSTRUCTION IS COMMENCED AFTER ADOPTION OF UTILITY PRETREATMENT STANDARDS WHICH ARE APPLICABLE TO SUCH SOURCE.]

[(B)] *New source* [ALSO] means any building, structure, facility or installation from which there is or may be a discharge, for which construction is commenced after the publication of proposed pretreatment standards under section 307(c) of the Act which are applicable to such source if such standards are thereafter promulgated in accordance with that section.

[(C)] New sources shall have the following additional characteristics:

1. The building, structure, facility or installation is constructed at a site at which no other source is located; or

2. The building, structure, facility or installation totally replaces the process or production equipment that causes the discharge of pollutants at an existing source; or
3. The production or wastewater generating processes of the building structure, facility or installation are substantially independent of an existing source at the same site.

New user means a user that applies to the MOA for a new building permit or any person who occupies an existing building and plans to discharge wastewater to the municipal sewerage system after the effective date of this chapter. Any person that buys an existing facility that is discharging nondomestic wastewater will be considered an existing user if no significant changes are made in the manufacturing operation.

Pass-through means the discharge of pollutants through the municipal sewerage system into waters of the United States in quantities or concentrations, which, alone or in conjunction with discharges from other sources, is a cause of a violation of any requirement of the municipality's NPDES permits, including an increase in the magnitude or duration of a violation, or a violation of applicable water quality standards.

Permit means an industrial wastewater discharge permit [OR ACCIDENTAL SPILL PREVENTION PROGRAM PERMIT, AS APPROPRIATE,] issued by the Utility pursuant to this chapter.

Person means any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, governmental entity, or any other legal entity; or their legal representatives, agents, or assigns. This definition includes all Federal, State, or local governmental entities.

pH means a measure of the acidity or alkalinity of a solution expressed in standards units ranging from 0 to 14, where 7 represents neutrality.

Pollutant means any dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, medical wastes, chemical wastes, biological materials, radioactive materials, heat, wrecked or discharged equipment, rock, sand, cellar dirt, agricultural and industrial wastes, and the characteristics of the wastewater [i.e., pH, temperature, suspended solids, turbidity, color, BOD, chemical oxygen demand (COD), toxicity, or odor].

Pretreatment requirement means any substantive or procedural requirement related to pretreatment imposed on a user, other than a pretreatment standard.

Pretreatment standard means prohibited discharge standards, categorical pretreatment standards, and local limits established by the Utility.

Prohibited discharge standards or prohibited discharges means absolute prohibitions against the discharge of certain substances; these prohibitions appear in Section 26.50.050 of this chapter.

Septic tank waste means any sewage from holding tanks such as vessels, chemical toilets, campers,

trailers, and septic tanks.

Sewage means human excrement and gray water (from household showers, dishwashing operations, etc.).

Significant industrial user means a user of the municipal sewerage system that meets the criteria established under Section 26.50.200(A).

[SIGNIFICANT USER MEANS A USER OF THE MUNICIPAL SEWERAGE SYSTEM WHO IS SUBJECT OR POTENTIALLY SUBJECT TO FEDERAL CATEGORICAL PRETREATMENT STANDARDS, OR WHO IS DETERMINED BY THE UTILITY TO DISCHARGE OR HAVE THE POTENTIAL FOR DISCHARGING SIGNIFICANT AMOUNTS OR CONCENTRATIONS OF TOXIC POLLUTANTS OR TO HAVE A SIGNIFICANT IMPACT OR POTENTIAL FOR SIGNIFICANT IMPACT, EITHER SINGULARLY OR IN COMBINATION WITH OTHER USERS, ON THE WASTEWATER TREATMENT SYSTEM, THE QUALITY OF SLUDGE RESIDUE, THE SYSTEM'S EFFLUENT QUALITY, THE AIR EMISSIONS GENERATED BY THE SYSTEM, OR THE HEALTH AND SAFETY OF UTILITY PERSONNEL OR THE GENERAL PUBLIC.]

Significant noncompliance means a significant violation or pattern of violations which meets one or more of the criteria listed under section 26.50.380.

Slug load means any substance released in a discharge at a rate or concentration that could cause a violation of the discharge standards in sections 26.50.050 through 26.50.080 or any discharge of a non-routine, episodic nature, including, but not limited to, an accidental spill or a non-customary batch discharge. [CAUSES INTERFERENCE WITH THE MUNICIPAL SEWERAGE SYSTEM]

[STANDARD INDUSTRIAL CLASSIFICATION MEANS A CLASSIFICATION PURSUANT TO THE STANDARD INDUSTRIAL CLASSIFICATION MANUAL ISSUED BY THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF MANAGEMENT AND BUDGET, 1972, AS AMENDED.]

[STANDARD METHODS MEANS THE CURRENT EDITION OF STANDARD METHODS FOR THE EXAMINATION OF WATER AND WASTEWATER AS PREPARED AND PUBLISHED BY THE AMERICAN PUBLIC HEALTH ASSOCIATION, THE AMERICAN WATER WORKS ASSOCIATION, AND THE WATER POLLUTION CONTROL FEDERATION.]

Storm water means any flow occurring during or following any form of natural precipitation, and resulting from such precipitation, including snowmelt.

Suspended solids means the quantity of material removed from wastewater [IN A] by laboratory [TEST, AS PRESCRIBED IN STANDARD METHODS AND REFERRED TO AS NONFILTERABLE RESIDUE] filtration (EPA Method 160.2) and expressed in terms of milligrams per liter.

Total Aromatic Hydrocarbons (TAH) means those collective dissolved and water-borne

monoaromatic hydrocarbons, excluding floating surface oils and greases, as determined by EPA Method 602 plus xylenes.

Total Aqueous Hydrocarbons (TAqH) means those collective dissolved and water-borne monoaromatic and polynuclear aromatic hydrocarbons, excluding floating surface oils and greases, as determined by a combination of EPA Method 602 plus xylenes and EPA Method 610.

User means any person or entity responsible for the discharge of wastewater into the municipal sewerage system.

Utility means the Anchorage Water and Wastewater Utility, owned and operated by the Municipality of Anchorage.

(AO No. 81-207; AO No. 86-118, 9-4-86)

**Section 4.** Anchorage Municipal Code section 26.50.013 is renumbered and amended to read as follows:

**26.50.030 [26.50.013] Rates, fees and charges.**

Sanitary sewer service rates, fees and charges are as established in the AWWU wastewater [MUNICIPAL SEWER UTILITY] tariff, as [WHICH HAS BEEN DULY] adopted and approved by the Regulatory Commission of Alaska [STATE PUBLIC UTILITIES COMMISSION], unless another rate, fee or charge is provided for in a special contract filed with and approved by the Regulatory Commission of Alaska [STATE PUBLIC UTILITIES COMMISSION].

(AO No. 86-118, 9-4-86; AO No. 89-51(S-3); AO No. 91-142(S-1))

**Section 5.** Anchorage Municipal Code section 25.50.020 is hereby repealed.

**26.50.020 [CUSTOMER AGREEMENT.]**

[CUSTOMERS ACCEPTING SEWER SERVICE MUST AGREE TO ABIDE BY THE RULES AND REGULATIONS ESTABLISHED IN THE DULY APPROVED ANCHORAGE WASTEWATER UTILITY TARIFF AND BY THOSE SET FORTH IN THIS CODE, INCLUDING THOSE ALTERATIONS OR AMENDMENTS WHICH MAY BE MADE FROM TIME TO TIME.]

(AO NO. 86-118, 9-4-86)

**Section 6.** Anchorage Municipal Code sections 26.50.021, 26.50.022, and 26.50.023 are hereby renumbered and amended to read as follows:

**26.50.040 [26.50.021] General conditions of service.**

**A.** Customers accepting sanitary sewer service must agree to abide by the rules and regulations established in the duly approved AWWU Wastewater Tariff and by those set forth in this code, including those alterations or amendments which may be made from time to time.



The Utility reserves the right to establish, by ordinance or in wastewater discharge permits, more stringent standards or requirements on discharges to the municipal sewerage system.

B. [A] All users receiving sewer service are obligated to pay for such service in accordance with the applicable rate schedule as set forth in the approved AWWU [municipal] Wastewater [utility] Tariff. However, in the case of a landlord/tenant relationship, the property owner will be held liable for all unpaid billings to the premises.

C. [B] Failure to receive a sewer billing for any given period of time does not relieve the customer of the responsibility for full payment for service provided. In the case of a failure by the Utility to render a bill to the customer, back payments shall be limited to the most recent six-month period.

D. [C] The Utility may inspect the monitoring facilities of any discharger to determine compliance with the requirements of this Code. The user shall allow the Utility or its representatives, upon presentation of credentials of identification, to enter upon the premises of the user at all reasonable hours, for the purposes of inspection, sampling or records examination. The Utility will have the right to set upon the discharger's property such devices as are necessary to conduct sampling, inspection, compliance monitoring and metering operations. Any temporary or permanent obstruction to safe and easy access to the facility to be inspected shall be promptly removed by the user at the written or verbal request of the Utility and shall not be replaced without written Utility approval. The cost of clearing such access shall be borne by the user.

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G. [F] The customer is responsible for all frozen sewer connections and extensions, unless otherwise provided in the AWWU Wastewater Tariff or this Code.

(AO No. 81-207; AO No. 86-118, 9-4-87; AO No. 86-119)

**26.50.050 [26.50.022] Prohibited acts.**

A. It shall be unlawful for any user [RECEIVING SEWER SERVICE] to:

1. Introduce or cause to be introduced into the municipal sewerage system any pollutant or wastewater which causes pass through or interference. This general prohibition and the specific prohibitions below apply to all users whether or not they are subject to categorical pretreatment standards or any other national, state, or local pretreatment standards or requirements.

2. [A] [PROHIBITED DISCHARGES.] Discharge or cause to be discharged any of the following described pollutants, substances, or wastewater [WATERS OR WASTES] into the municipal sewerage system:

a.[1.] Any stormwater, surface water, surface runoff, groundwater, roof runoff,

subsurface drainage, cooling water or other unpolluted water.

b.[2.] Any water or wastewater which contains petroleum oil, nonbiodegradable cutting oil, or products of mineral oil origin in amounts that will cause interference or pass through or which in the opinion of the Utility are in amounts greater than that which would be normally construed as incidental in normal discharges. [MORE THAN 100 PARTS PER MILLION BY WEIGHT OF FAT, OIL, OR GREASE;]

c.[3.] Any solid or viscous substance, or liquid that can become viscous when cooled, in amounts capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewerage [WORKS] system such as, but not limited to, fat, grease, uncomminuted garbage, animal guts or tissues, hair, hide, fleshings or entrails. [ASHES, CINDERS, SAND, MUD, METAL, FEATHERS, GLASS, RAGS, PLASTICS, WOOD, LIME, SLURRY, LIME RESIDUES, CHEMICAL RESIDUES, PAINT OR INK RESIDUES, OR BULK SOLIDS]

d.[4.] Any wastewater which creates a fire or explosive hazard, including, but not limited to, wastewaters with a closed-cup flashpoint of less than 140°F (60°C) using the test methods specified in 40 CFR 261.21. At no time shall two (2) successive readings on an explosion meter, at the point of discharge into the system (or at any point in the system), be more than five (5%) per cent nor any single reading over ten (10%) per cent of the lower explosive limit (LEL) of the meter. [LIQUIDS, SOLIDS, OR GASES SUCH AS, BUT NOT LIMITED TO GASOLINE, DIESEL OIL, OIL, BENZENE, NAPHTHA, FUEL, MINERAL SPIRITS OR SOLVENT, THAT BY REASON OF THEIR NATURE OR QUANTITY ARE, OR MAY BE, SUFFICIENT EITHER ALONE OR BY INTERACTION WITH OTHER SUBSTANCES TO CAUSE FIRE OR EXPLOSION OR BE INJURIOUS IN ANY OTHER WAY TO THE OPERATION OF THE SEWERAGE WORKS;

e.[5.] Any wastewater [WATERS OR WASTES] having a pH lower than 5.0 or higher than 12.5 [11.0] at any time, or having any corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewerage works.

f.[6.] Any wastewater which results in the presence of toxic gases, vapors, or fumes in a quantity that, in the opinion of the Utility, may cause acute worker health and safety problems. [WATERS OR WASTES CONTAINING A TOXIC OR POISONOUS SUBSTANCE IN CONCENTRATIONS OR QUANTITIES WHICH, IN THE OPINION OF THE UTILITY, ARE SUFFICIENT TO CONSTITUTE A HAZARD TO HUMANS OR ANIMALS OR TO INTERFERE WITH ANY SEWAGE TREATMENT PROCESS OR CREATE ANY HAZARD IN THE WATERS RECEIVING DISCHARGE FROM THE SEWAGE TREATMENT PLANT, OR WHICH

EXCEED THE LIMITATIONS SET FORTH IN EITHER A USER'S PERMIT OR A FEDERAL CATEGORICAL PRETREATMENT STANDARD, IF APPLICABLE]

g.[7.] Any wastewater [WATERS] containing [QUANTITIES OF] radioactive substances except in compliance with applicable state or federal regulations. [IN EXCESS OF PRESENTLY EXISTING OR SUBSEQUENTLY ACCEPTED LIMITS FOR DRINKING WATER AS ESTABLISHED BY THE NATIONAL COMMITTEE ON RADIATION PROTECTION AND MEASURING]

h.[8.] Any noxious or malodorous liquids, gases or solids which either singly or by interaction with other wastes are sufficient to create a public nuisance, or hazard to life or health, or that are sufficient to prevent entry into the municipal sewerage system for its maintenance and repair.

[9. ANY SUBSTANCE WITH OBJECTIONABLE COLOR NOT REMOVED IN THE MOA SEWERAGE SYSTEM.]

i. [10] Any substance that will cause the Utility to violate its NPDES permit.

j. [11] Any substance that may cause the municipal sewerage system's treatment residues, sludges, incinerator ash or scums to be unsuitable for reclamation and reuse or to interfere with the reclamation process.

k. [12] Any wastewater that [HEAT IN AMOUNTS WHICH WILL INHIBIT BIOLOGICAL ACTIVITY IN THE MOA TREATMENT WORKS RESULTING IN INTERFERENCE, BUT IN ALL CASES HEAT IN SUCH QUANTITIES THAT] causes the temperature at the treatment works influent to exceed[S] 40 degrees Celsius (104 degrees Fahrenheit) [UNLESS THE WORKS IS DESIGNED TO ACCOMMODATE SUCH HEAT].

l. [13] Any pollutants, including oxygen demanding pollutants, released at a flow rate or concentration that, either singly or by interaction with other pollutants, will interfere with operation of the municipal sewerage system.

m. Any wastewater containing medical wastes from industrial users including but not limited to hospitals, clinics, offices of medical doctors, convalescent homes, medical laboratories or other medical facilities.

3.[B] Prohibited connection of sanitary sewer with storm sewer system. Interconnect or cause to be interconnected directly or indirectly any part of a sanitary sewer system with any part of a storm sewer system.

4.[C] Prohibited discharge at unapproved location. Discharge or cause to be discharged into a sanitary sewer any waters or wastes whatsoever other than through an

approved, permanent sewer extension, or at a sewage dump station or other location that has been specifically so designated by the Utility.

**B. Vandalism.** No person or entity shall willfully or negligently break, damage, destroy, uncover, deface, tamper with, or prevent access to any structure, appurtenance or equipment, or other part of the municipal sewerage system.

**C. Any person or entity found in violation of this section shall be subject to the sanctions set out in this chapter.**

(AO No. 81-207; AO No. 86-118, 9-4-86)

**26.50.060 [26.50.023] Specific discharge limitations.**

A. No user receiving sewer service may discharge or cause to be discharged, either directly or indirectly, into the municipal sewerage system, [EXCEPT AS AUTHORIZED IN A WASTEWATER DISCHARGE PERMIT,] any wastewater containing concentrations of pollutants in excess of the following:

	<i>Pollutant</i>	<i>Limitation (mg/l)</i>
1.	Arsenic	<u>3.7</u> [10]
<u>2.</u>	<u>Beryllium</u>	<u>14.5</u>
[2]	[BOD]	[500]
3.	Cadmium	<u>0.69</u> [1.0]
4.	Chromium [TOTAL]	<u>2.77</u> [10]
[5.]	[CHROMIUM— HEXAVALENT]	[4.0]
<u>5.</u> [6.]	Copper	<u>3.38</u> [0.3]
<u>6.</u> [7.]	Cyanide	<u>1.7</u> [0.3]
<u>7.</u> [8.]	Lead	<u>0.69</u> [5.0]
<u>8.</u> [9.]	Mercury	<u>0.2</u> [0.002]

9. [10.]	Nickel	3.88 [1.5]
10. [11.]	<u>Oil or Grease of Animal or Vegetable Origin</u>	250
11.	Silver	2.5 [0.02]
12.	<u>Total Aromatic Hydrocarbons</u>	5.0
[12.]	[SUSPENDED SOLIDS]	[1,100]
13.	Zinc	5.62 [9.0]

- B. The limitations listed in subsection A of this section apply to the total discharge from a user at the point where the wastewater is discharged to the municipal sewerage system [EXCLUSIVE OF SANITARY WASTEWATER]. All concentrations for metallic substances are for total metals. The General Manager may impose mass limitations in addition to, or in place of, the concentration-based limitations above. Where a user is also subject to a state limitation (section 26.50.070) or a federal categorical pretreatment standard (section 26.50.080), the more stringent limit or applicable pretreatment standard shall apply.

(AO No. 81-207; AO No. 86-118, 9-4-86)

**Section 7.** Anchorage Municipal Code section 26.50.024 is hereby renumbered as follows:

**26.50.070 [26.50.024] Compliance with state limitations on discharge.**

(AO No. 86-118, 9-4-86)

**Section 8.** Anchorage Municipal Code section 26.50.025 is hereby renumbered and amended to read as follows:

**26.50.080 [26.50.025] Compliance with federal categorical pretreatment standards.**

- A. The Federal Categorical Pretreatment Standards found at 40 CFR Chapter I, Subchapter N, Parts 405-471 are hereby incorporated. [UPON THE PROMULGATION OF FEDERAL CATEGORICAL PRETREATMENT STANDARDS, PURSUANT TO SECTION 307(B) OF THE ACT, AS AMENDED, SUCH STANDARDS, IF MORE STRINGENT THAN ANY LIMITATION IMPOSED UNDER THIS CHAPTER, SHALL APPLY, AND] It [IT] shall be unlawful for any user to discharge into any public sanitary sewer in violation of such applicable standards.

- B. A user may obtain a variance from a categorical pretreatment standard if the user can prove, pursuant to the procedural and substantive provisions in 40 CFR 403.13, that factors relating

to its discharge are fundamentally different from the factors considered by EPA when developing the categorical pretreatment standard. Requests for a variance based on fundamentally different factors must be submitted to the EPA Administrator within 180 days following the date on which the categorical pretreatment standard is published in the Federal Register or within 30 days following a final decision on categorical determination. [B. INDUSTRIAL USERS SUBJECT TO FEDERAL CATEGORICAL PRETREATMENT STANDARDS SHALL SUBMIT REPORTS AS REQUIRED UNDER 40 CFR 403.12. THE UTILITY WILL PROCESS ALL REQUIRED REPORTS AND WILL CONDUCT FOLLOWUP ON SUCH REPORTS AS REQUIRED. THE APPLICABLE REPORTING REQUIREMENTS UNDER 40 CFR 403.12 ARE AS FOLLOWS:]

- [1. WITHIN 180 DAYS OF THE DATE OF PROMULGATION OF A FEDERAL CATEGORICAL PRETREATMENT STANDARD, ANY USER DISCHARGING A WASTEWATER FROM A PROCESS THAT IS REGULATED BY SUCH STANDARD SHALL SUBMIT TO THE UTILITY A BASELINE MONITORING REPORT IN ACCORDANCE WITH THE GENERAL PRETREATMENT REGULATIONS, 40 CFR 403.12(B) AND (C).]
- [2. WITHIN 90 DAYS FOLLOWING THE DATE FOR FINAL COMPLIANCE WITH A FEDERAL CATEGORICAL PRETREATMENT STANDARD OR, IN THE CASE OF A NEW SOURCE, FOLLOWING COMMENCEMENT OF THE INTRODUCTION OF WASTEWATER INTO THE MUNICIPAL SEWERAGE SYSTEM, ANY USER SUBJECT TO A FEDERAL CATEGORICAL PRETREATMENT STANDARD SHALL SUBMIT TO THE UTILITY A REPORT IN ACCORDANCE WITH THE GENERAL PRETREATMENT REGULATIONS, 40 CFR 403.12(D) AND (G).]
- [3. ANY USER SUBJECT TO A FEDERAL CATEGORICAL PRETREATMENT STANDARD, AFTER THE COMPLIANCE DATE OF SUCH STANDARD, OR, IN THE CASE OF A NEW SOURCE, FOLLOWING COMMENCEMENT OF THE INTRODUCTION OF WASTEWATER INTO THE MUNICIPAL SEWERAGE SYSTEM, SHALL SUBMIT TO THE UTILITY PERIODIC REPORTS ON CONTINUED COMPLIANCE IN ACCORDANCE WITH THE GENERAL PRETREATMENT REGULATIONS, 40 CFR 403.12(E) AND (G). SAMPLING CONDUCTED FOR THE PURPOSE OF COMPLETING PERIODIC COMPLIANCE REPORTS SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS PRESCRIBED IN THE USER'S WASTEWATER DISCHARGE PERMIT.]

C. A user may obtain a net gross adjustment to a categorical standard in accordance with 40 CFR 403.15.

(AO No. 81-207; AO No. 86-118, 9-4-86)

**Section 9.** Anchorage Municipal Code sections 26.50.026 and 26.50.027 are hereby renumbered and amended to read as follows:

**26.50.090 [26.50.026] Dilution of discharge.**

- A. No 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 chapter or any other applicable standard, limitation or regulation.
- B. The Utility may impose mass limitations on users that it believes may be [ARE] using dilution to meet the requirements of this chapter, or in other cases where the imposition of mass limitations is deemed appropriate by the Utility.

(AO No. 86-118, 9-4-86)

**26.50.100 [26.50.027] Accidental and slug discharges.**

- A. Each user shall provide protection from discharges including, but not limited to, accidental discharges, discharges of a nonroutine, episodic nature, a noncustomary batch discharge or a slug load, that may cause potential problems for the municipal sewerage system. [THE ACCIDENTAL DISCHARGE OF PROHIBITED OR REGULATED MATERIALS OR SUBSTANCES ESTABLISHED BY THIS CHAPTER] The General Manager may require any user to develop and implement an accidental discharge/slug control plan in accordance with (D) below. Where necessary, facilities to prevent [THE] accidental or slug discharges of pollutants [PROHIBITED MATERIALS] shall be provided and maintained at the user's expense. An accidental spill prevention plan/slug control plan to provide this protection shall be submitted to the Utility for review and approval before implementation. The Utility shall determine which user is required to develop a plan and require said plan to be submitted within 60 days after notification by the Utility. Each user shall implement its plan as submitted or as modified after such plan has been reviewed and approved by the Utility. Review and approval of such plans and operating procedures by the Utility shall not relieve the user from the responsibility to modify its facility as necessary to meet the requirements of this section.
- B. Users shall notify the Utility in person or by calling 564-2762 immediately upon the occurrence of an accidental or slug discharge [OF SUBSTANCES PROHIBITED BY THIS CHAPTER]. The notification shall include the location of the discharge, the date and time thereof, the type of waste, the concentration and volume, and the corrective actions taken. [IN ADDITION, THE USER SHALL IMMEDIATELY NOTIFY THE STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION OF THE ACCIDENTAL SPILL.]
- C [B]. Within five days following an accidental or slug discharge, the user shall submit to the Utility a detailed written report describing the cause of the discharge and measures to be taken by the user to prevent similar future occurrences. [C.] Such written notification shall not relieve the user of any expense, loss, damage or other liability which may be incurred as a result of damage of the municipal sewerage system; nor shall such notification relieve the user of any fines, civil penalties or other liabilities which may be imposed by this chapter or any other

applicable law.

D. Any user required to develop and implement an accidental discharge/slug control plan shall submit a plan which addresses, at a minimum, the following:

1. Description of discharge practices, including non-routine batch discharges;
2. Description of stored chemicals;
3. Procedures for immediately notifying the Utility of any accidental or slug discharge. Such notification must also be given for any discharge which would violate any of the standards in Sections 26.50.50 through 26.50.80 of this chapter; and
4. Procedures to prevent adverse impact from any accidental or slug discharge. Such procedures include, but are not limited to, inspection and maintenance of storage areas, handling and transfer of materials, loading and unloading operations, control of plant site runoff, worker training, building of containment structures or equipment, measures for containing toxic organic pollutants (including solvents), and/or measures and equipment for emergency response.
5. Requirements for signs to be permanently posted in conspicuous places on the user's premises advising employees whom to call in the event of a slug or accidental discharge.

[D. THE REPORT REQUIRED BY SUBSECTION B OF THIS SECTION SHALL BE SIGNED BY A PRINCIPAL EXECUTIVE OFFICER OF THE USER, OR HIS DESIGNEE.]

[E. EACH USER REQUIRED TO DO SO UNDER THE UTILITY'S ACCIDENTAL SPILL PREVENTION PROGRAM (ASPP) SHALL DEVELOP INTERNAL EMERGENCY NOTIFICATION PROCEDURES TO ENSURE THAT THE UTILITY WILL BE NOTIFIED IMMEDIATELY UPON THE DETERMINATION BY THE USER THAT AN ACCIDENTAL SPILL HAS TAKEN PLACE.]

(AO No. 86-118, 9-4-86)

**Section 10.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding a new section to read as follows:

**26.50.110      Operating Upsets.**

- A. Any user that experiences an upset in operations that places the user in a temporary state of noncompliance with this chapter or a wastewater discharge permit issued pursuant hereto shall inform the Utility thereof within 24 hours of first awareness of the commencement of the upset.
- B. Where such information is given orally, a written follow-up report shall be filed by the user



with the Utility within five days providing the following information:

1. Description of the upset, the cause thereof and the upset's impact on a user's compliance status.
2. Duration of noncompliance, including exact dates and times of noncompliance, and if the noncompliance continues, the time by which compliance is reasonably expected to occur.
3. All steps taken or to be taken to reduce, eliminate and prevent recurrence of such an upset or other conditions of noncompliance.

C. A documented and verified bona fide operating upset for which a written report was timely filed containing the matters required in paragraph B shall be an affirmative defense to any enforcement action brought by the Utility against a user for any noncompliance with this chapter or any wastewater discharge permit issued pursuant hereto, which arises out of violations alleged to have occurred during the period of the upset. A user who wishes to establish the affirmative defense of upset shall also demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that the facility was at the time being operated in a prudent and workman-like manner and in compliance with applicable operation and maintenance procedures.

**Section 11.** Anchorage Municipal Code sections 26.50.028, 26.50.029, 26.50.030, and 26.50.031 are renumbered and amended as follows:

**26.50.120 [26.50.028] Notice of intent to commence new or significantly altered discharge.**

- A. The following users shall file a written notice of intent with the Utility at least 90 [30] days before commencing discharge into the municipal sewerage system:
1. Users purchasing an existing facility from which a discharge of a nondomestic pollutant [INDUSTRIAL WASTEWATER] into the municipal sewerage system is proposed.
  2. Users constructing a new facility from which a discharge of a nondomestic pollutant [INDUSTRIAL WASTEWATER] into the municipal sewerage system is proposed.
  3. Users proposing to discharge a nondomestic pollutant [AN INDUSTRIAL WASTEWATER] into the municipal sewerage system from a facility which currently does not discharge a nondomestic pollutant [AN INDUSTRIAL WASTEWATER].
  4. Users planning to alter or change the activity at the user's facility that will significantly increase or decrease the volume or alter the content of any existing source of nondomestic pollutant [INDUSTRIAL WASTEWATER] discharge into the municipal sewerage system. This does not include changes in volume or content resulting from shifts in existing production levels at the user's facility. For purposes

of this subsection, a significant increase or decrease is defined as a 30 [50] percent increase or decrease in the volume of [INDUSTRIAL] wastewater currently being discharged by a user whose daily average volume of [INDUSTRIAL] wastewater discharged into the municipal sewerage system is 100,000 gallons per day or less. For users whose daily average volume of [INDUSTRIAL] wastewater discharged into the municipal sewerage system is greater than 100,000 gallons per day, a significant increase or decrease is defined as a ten percent increase or decrease in the volume of [INDUSTRIAL] wastewater currently being discharged. An alteration is defined as any change in chemicals utilized within a process, which will significantly alter the characteristics of the wastewater [INDUSTRIAL WASTE] discharge.

- B. Users identified under subparagraph A shall submit the notice of intent [SHALL BE SUBMITTED] in writing on a form provided by the Utility and shall contain such information as required to allow the Utility to evaluate the effect of the proposed discharge on its facilities and operations and to ensure compliance with this chapter. The notice of intent shall be signed by a principal executive officer of the user, or his designee. The user must receive written approval of the notice of intent from the Utility before commencing or significantly altering its discharge. Based upon the Utility's evaluation of the notice of intent, the user may be required to provide additional information, in accordance with section 26.50.210. The user may be issued a wastewater discharge permit or a permit modification, as appropriate, in accordance with section 26.50.240 [ 26.50.044].

(AO No. 86-118, 9-4-86; AO No. 86-218)

**26.50.130 [26.50.029] Control manhole.**

- A. Any user discharging a new source of nondomestic pollutants [INDUSTRIAL WASTES] into the municipal sewerage system shall, unless this requirement is waived upon formal request, construct and maintain a control manhole to allow inspection, control and flow measurement of each [INDUSTRIAL] wastewater discharge to the municipal sewerage system.
- B. Any user discharging an existing source of nondomestic pollutants [INDUSTRIAL WASTES] into the municipal sewerage system shall, at the request of the Utility, construct and maintain a control manhole to allow inspection, sampling and flow measurement of each [INDUSTRIAL] wastewater discharge to the municipal sewerage system.
- C. Each control manhole shall be situated on the user's premises, as defined in the Utility's design criteria. Whenever applicable, the General Manager may require the construction and maintenance of sampling facilities at specific locations (e.g., at the end of a manufacturing line or a wastewater treatment system). [EXCEPT, WHERE SUCH A LOCATION WILL BE IMPRACTICAL OR CAUSE UNDUE HARDSHIP ON THE USER, THE UTILITY MAY ALLOW THE FACILITY TO BE CONSTRUCTED IN THE PUBLIC STREET OR SIDEWALK AREA PROVIDED THAT THE FACILITY IS LOCATED SO THAT IT WILL NOT BE OBSTRUCTED BY LANDSCAPING OR PARKED VEHICLES] There shall be ample room in or near such control manhole or sampling facilities to allow accurate

sampling and preparation of samples for analysis. The facility shall be maintained at all times in a safe and proper operating condition at the expense of the user. Access to the control manhole shall be available at all times. All devices used to measure wastewater flow and quality shall be calibrated to ensure their accuracy.

- D. To ensure that any control manhole constructed is acceptable for use by the Utility, drawings and specifications for such facilities shall be submitted to the Utility for review and must be acceptable to the Utility before construction of the facility.

(AO No. 86-118, 9-4-86)

**26.50.140 [26.50.030] Utility inspection and sampling.**

- A. The Utility may inspect the monitoring facilities and wastewater pretreatment facilities of any user to determine compliance with the requirements of this chapter. The user shall allow the Utility or its representatives, exhibiting proper credentials and identification, ready access to all parts of [ENTER UPON] the premises of the user at all reasonable hours[,] for the purposes of inspection, sampling, and any additional duties [OR], and during regular business hours for the purpose of records examination and copying.
- B. Reasonable hours in the context of inspection and sampling will include any time the user is operating any process, which results in a [PROCESS] wastewater discharge to the Utility sewerage system.
- C. The Utility will have the right to set up on the user's property such devices as are necessary to conduct sampling, inspection, compliance monitoring or metering operations.
- D. Where a user has security measures in force which will require proper identification and clearance before entry into its premises, the user shall make necessary arrangements with its security guards so that, upon presentation of suitable identification, personnel from the Utility shall be permitted to enter, without delay, for the purposes of performing their specific responsibility.

(AO No. 86-118, 9-4-86)

**26.50.150 [26.50.031] Wastewater pretreatment facilities.**

- A. Users shall provide necessary wastewater treatment as required to comply with this chapter and shall achieve compliance within the time limitations specified by the state, EPA, or the Utility, whichever is more stringent. Any facilities required to pretreat wastewater to a level acceptable to the Utility shall be provided, operated and maintained at the user's expense.
- B. Detailed drawings and specifications showing the pretreatment facilities and operating procedures shall be submitted to the Utility for review, and must be acceptable to the Utility before construction of [COMMENCEMENT OF DISCHARGE FROM] the facility. The

review of such drawings, specifications and operating procedures will not relieve the user from the responsibility of modifying the facility as necessary to produce an effluent acceptable to the Utility under the provisions of this chapter.

C. Any subsequent changes in the pretreatment facilities or method of operation shall be reported to and be acceptable to the Utility before the user's initiation of the changes.

D. Grease, oil, and sand interceptors shall be provided when, in the opinion of the General Manager, they are necessary for the proper handling of wastewater containing excessive amounts of grease and oil, or sand; except that such interceptors shall not be required for residential users. All interception units shall be of type and capacity approved by the General Manager and shall be so located to be easily accessible for cleaning and inspection. Such interceptors shall be inspected, cleaned, and repaired regularly, as needed, by the user at their expense.

(AO No. 86-118, 9-4-86)

**Section 12.** Anchorage Municipal Code section 26.50.032 is hereby renumbered to read as follows:

**26.50.160 [26.50.032] Connection to sanitary sewer system.**

(GAAB 16.45.050; AO No. 86-118, 9-4-86; AO No. 86-119; AO No. 91-120)

**Section 13.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding new sections 26.50.170, 26.50.180 and 26.50.190 to read as follows:

**26.50.170 Industrial Management Practice Plans.**

A. The General Manager may require any user to develop, submit for approval, and implement an Industrial Management Practice Plan (IMP). An IMP shall address, at a minimum, the following:

1. Description of discharge practices, including nonroutine batch discharges;
2. Description of stored chemicals;
3. Procedures for immediately notifying the Utility of any accidental or slug discharge or load, as required by section 26.50.100; and
4. Plans and procedures to minimize the discharge of toxic or hazardous pollutants to the municipal sewerage system, or reduce the impact of toxic/hazardous pollutant discharges by avoiding short-term, high concentration discharges. Such plans and procedures include, but are not limited to, inspection and maintenance of storage areas, handling and transfer of materials, loading and unloading operations, control of plant site runoff, worker training, building of containment structures or equipment, measures for containing toxic organic pollutants, including solvents, waste recycling and minimization, and/or measures and equipment for emergency response.

**26.50.180 Hauled wastewater.**

- A. Septic tank waste and other liquid wastes approved for discharge may be introduced into the municipal sewerage system only at the Turpin Street or the King Street Septage Dump Stations or locations designated by the General Manager, and at such times as are established by the General Manager. Such wastes shall not violate Part 2 of this ordinance or any other requirements established by the Utility. The General Manager may require liquid waste haulers to obtain wastewater discharge permits.
- B. The General Manager may require generators of hauled commercial or industrial waste to obtain wastewater discharge permits. The General Manager may require haulers of commercial or industrial waste, including but not limited to wastes from sediment traps, industrial (categorical and non-categorical) or commercial holding tanks, grease traps, and oil/water separators, to obtain Utility approval for the acceptance of said wastes. Special conditions for acceptance of such waste may be established in an addendum to the hauler's wastewater discharge permit. The permit addendum will specify any special conditions and/or procedures for the Utility approved collection, sampling and disposal of such waste types. The General Manager also may prohibit the disposal of hauled commercial or industrial waste.
- C. Liquid waste haulers must provide, at the time of discharge, a "Septic Haulers Trip Ticket" for every load on a form prescribed by the Utility. This form shall include, at a minimum, the name and address of the liquid waste hauler, discharge permit number, truck identification, names and addresses of source(s) of waste, and volume and characteristics of waste. The form shall identify the type of commercial or industrial business, known or suspected waste constituents, and that the wastes are considered non-hazardous under RCRA (Resource Conservation and Recovery Act, 40 CFR 261). The General Manager may require the liquid waste hauler to provide a waste analysis of any commercial or industrial load or mixed loads prior to discharge.

**26.50.190 Special agreement.**

The Utility reserves the right to enter into special agreements with users setting out special terms under which they may discharge to the municipal sewerage system. In no case will a special agreement waive compliance with a categorical pretreatment standard or federal pretreatment requirement. However, the user may request a net gross adjustment to a categorical standard in accordance with 40 CFR 403.15. They may also request a variance from the categorical pretreatment standard from the Regional Administrator of EPA Region X in accordance with 40 CFR 403.13.

**Section 14.** Anchorage Municipal Code chapter 26.50 is hereby amended by repealing section 26.50.041 and enacting a new section to read as follows:

**26.50.041 [INITIAL COMPLIANCE STATUS REPORT.]**

- [A. UPON REQUEST BY THE UTILITY, AN INDUSTRIAL USER OR PROPOSED INDUSTRIAL USER SHALL COMPLETE, WITHIN 60 CALENDAR DAYS OF SUCH REQUEST, AN INITIAL COMPLIANCE STATUS REPORT TO ENABLE THE UTILITY

1 TO DETERMINE THE USER'S OR PROPOSED USER'S COMPLIANCE STATUS WITH  
2 ALL LIMITATIONS ESTABLISHED IN THIS CHAPTER.

3  
4 B. THIS REPORT SHALL PROVIDE THE FOLLOWING INFORMATION:

- 5  
6 1. THE NAME, ADDRESS AND LOCATION OF THE USER.  
7  
8 2. QUANTITY AND CONCENTRATION DATA FOR THOSE POLLUTANTS  
9 REGULATED BY APPLICABLE UTILITY LIMITATIONS FOR EACH  
10 OUTFALL WHICH DISCHARGES, WILL DISCHARGE, OR MAY  
11 ACCIDENTALLY DISCHARGE INDUSTRIAL WASTEWATER INTO THE  
12 UTILITY SEWERAGE SYSTEM.  
13  
14 3. AVERAGE DAILY WASTEWATER FLOW RATES FOR EACH OUTFALL  
15 WHICH DISCHARGES OR WILL DISCHARGE INDUSTRIAL WASTEWATER  
16 INTO THE MUNICIPAL SEWERAGE SYSTEM. ALL FLOWS SHALL BE  
17 MEASURED UNLESS OTHER VERIFIABLE TECHNIQUES ARE APPROVED  
18 BY THE UTILITY.  
19  
20 4. A STATEMENT REGARDING WHETHER OR NOT THE APPLICABLE  
21 UTILITY LIMITATIONS ARE BEING MET OR WILL BE MET ON A  
22 CONSISTENT BASIS, AND, IF NOT, WHETHER ADDITIONAL OPERATION  
23 AND MAINTENANCE ACTIVITIES OR ADDITIONAL PRETREATMENT  
24 FACILITIES WILL BE REQUIRED FOR THE USER TO ACHIEVE  
25 COMPLIANCE WITH THE UTILITY LIMITATIONS.  
26  
27 5. WHERE ADDITIONAL PRETREATMENT OPERATION AND MAINTENANCE  
28 OR ACCIDENTAL SPILL PREVENTION ACTIVITIES OR FACILITIES WILL  
29 BE REQUIRED TO ACHIEVE COMPLIANCE WITH THE APPLICABLE  
30 UTILITY LIMITATIONS, THE USER SHALL PROVIDE A DECLARATION OF  
31 THE SHORTEST SCHEDULE BY WHICH THE USER WILL PROVIDE SUCH  
32 ADDITIONAL ACTIVITIES OR FACILITIES.  
33

34 C. THE SCHEDULE REQUIRED BY SUBSECTION B.5 OF THIS SECTION SHALL MEET  
35 THE FOLLOWING REQUIREMENTS:

- 36  
37 1. THE SCHEDULE SHALL CONTAIN MILESTONE DATES FOR THE  
38 COMMENCEMENT AND COMPLETION OF MAJOR EVENTS LEADING TO  
39 THE CONSTRUCTION AND OPERATION OF ADDITIONAL PRETREATMENT  
40 OR ACCIDENTAL SPILL PREVENTION FACILITIES REQUIRED FOR THE  
41 USER TO ACHIEVE COMPLIANCE WITH THE APPLICABLE UTILITY  
42 LIMITATIONS.  
43  
44 2. NO INCREMENT OF TIME BETWEEN MILESTONE DATES SHALL EXCEED  
45 NINE MONTHS.  
46

3. NOT LATER THAN 14 DAYS FOLLOWING EACH MILESTONE DATE IN THE SCHEDULE AND THE FINAL DATE FOR COMPLIANCE, THE USER SHALL SUBMIT A COMPLIANCE SCHEDULE PROGRESS REPORT TO THE UTILITY, INCLUDING, AS A MINIMUM, A STATEMENT AS TO WHETHER OR NOT IT COMPLIED WITH THE INCREMENT OF PROGRESS REPRESENTED BY THAT MILESTONE DATE AND, IF NOT, THE DATE ON WHICH IT EXPECTS TO COMPLY WITH THIS INCREMENT OF PROGRESS, THE REASON FOR DELAY, AND THE STEPS BEING TAKEN BY THE USER TO RETURN TO THE APPROVED SCHEDULE. IN NO EVENT SHALL MORE THAN NINE MONTHS ELAPSE BETWEEN SUCH PROGRESS REPORTS TO THE UTILITY.
4. ALL INITIAL COMPLIANCE STATUS REPORTS SHALL BE SIGNED AND SWORN TO BY A PRINCIPAL EXECUTIVE OFFICER OF THE USER, OR HIS DESIGNEE.
5. ALL COMPLIANCE SCHEDULE PROGRESS REPORTS SHALL BE SIGNED BY A PRINCIPAL EXECUTIVE OFFICER OF THE USER, OR HIS DESIGNEE.
6. EACH USER REQUIRED TO DO SO UNDER THE ACCIDENTAL SPILL PREVENTION PROGRAM MUST SUBMIT AN ACCIDENTAL SPILL PREVENTION PLAN WITHIN 90 DAYS OF NOTIFICATION BY THE UTILITY AND IMPLEMENT THE PLAN WITHIN 180 DAYS OF NOTIFICATION.

**26.50.200 Requirement to Obtain Permit.**

- A. No significant industrial user shall discharge wastewater into the municipal sewerage system without first obtaining a wastewater discharge permit from the Utility. The Utility will establish the status as a significant industrial user, if the user:
1. Is subject to categorical pretreatment standards; or
  2. Meets one or more of the following criteria:
    - a. Discharges an average of twenty-five thousand (25,000) gpd or more of wastewater to the municipal sewerage system (excluding sanitary, noncontact cooling, and boiler blowdown wastewater);
    - b. Contributes a wastestream which makes up five (5) percent or more of the average dry weather hydraulic capacity of the treatment plant or contains more than 1,000 pounds/day (daily maximum) or 500 pounds/day (monthly average) of BOD or suspended solids; or
    - c. Is designated as such by the Municipality on the basis that it has a reasonable potential for adversely affecting the municipal sewerage

system's operation or for violating any pretreatment standard or requirement.

3. Upon a finding that a user meeting the criteria in Subsection (2) has no reasonable potential for adversely affecting the municipal sewerage system's operation or for violating any pretreatment standard or requirement, the Municipality may at any time on its own initiative or in response to a petition received from a user, and in accordance with procedures in 40 CFR 403.8(f)(6), determine that such user should not be considered a significant industrial user.

B. The Utility may require other users obtain wastewater discharge permits as necessary to carry out the purposes of this chapter. All users shall provide appropriate information to the Utility as the Utility may require.

C. Any violation of the terms and conditions of a wastewater discharge permit shall be deemed a violation of this chapter and subjects the permittee to the sanctions set out under Part 4 of this chapter.

D. Obtaining a wastewater discharge permit does not relieve a permittee of its obligation to comply with all federal and state pretreatment standards or requirements or with any other requirements of federal, state, and local law.

E. Any user required to obtain a wastewater discharge permit must obtain such permit prior to commencing discharge. An application for this wastewater discharge permit must be filed at least 90 days prior to the date upon which any discharge will commence.

(AO NO. 86-118, 9-4-86)

**Section 15.** Anchorage Municipal Code sections 26.50.042 and 26.50.043 are hereby repealed as follows:

**26.50.042** **[DETERMINATION OF NEED FOR PERMIT.]**

[ALL SIGNIFICANT USERS SHALL OBTAIN A WASTEWATER DISCHARGE PERMIT. THE DETERMINATION AS TO WHETHER A USER IS SIGNIFICANT WILL BE MADE BY THE UTILITY BASED UPON INFORMATION PROVIDED IN INITIAL COMPLIANCE STATUS REPORTS, BASELINE MONITORING REPORTS, AND THE ACCIDENTAL SPILL PREVENTION PROGRAM. FOR NEW SOURCES, PERMITS SHALL BE APPLIED FOR AT LEAST 90 DAYS BEFORE COMMENCING DISCHARGE.]

(AO NO. 86-118, 9-4-86)

**26.50.043** **[PERMIT CONDITIONS.]**

[A. WASTEWATER DISCHARGE PERMITS SHALL BE SUBJECT TO ALL PROVISIONS OF THIS CHAPTER AND ALL OTHER APPLICABLE REGULATIONS AND FEES ESTABLISHED BY THE UTILITY.



- 1  
2 B. PERMITS MAY CONTAIN ANY OR ALL OF THE FOLLOWING CONDITIONS:  
3  
4 1. LIMITS ON THE AVERAGE OR MAXIMUM WASTEWATER CONSTITUENTS  
5 AND CHARACTERISTICS WHICH MAY BE DISCHARGED.  
6  
7 2. LIMITS ON AVERAGE OR MAXIMUM RATE AND TIME OF DISCHARGE OR  
8 REQUIREMENTS FOR FLOW REGULATION AND EQUALIZATION.  
9  
10 3. REQUIREMENTS FOR INSTALLATION AND MAINTENANCE OF SAMPLING  
11 AND MONITORING FACILITIES.  
12  
13 4. SPECIFICATIONS FOR MONITORING PROGRAMS, WHICH MAY INCLUDE  
14 SAMPLING LOCATIONS, FREQUENCY OF SAMPLING, NUMBER, TYPES,  
15 TESTING STANDARDS AND REPORTING SCHEDULES.  
16  
17 5. COMPLIANCE SCHEDULES.  
18  
19 6. REQUIREMENTS FOR SUBMITTAL OF VARIOUS REPORTS.  
20  
21 7. REQUIREMENTS FOR MAINTAINING AND RETAINING PLANT RECORDS  
22 RELATED TO WASTEWATER DISCHARGE AND ACCIDENTAL SPILLS AS  
23 SPECIFIED BY THE UTILITY AND AFFORDING UTILITY ACCESS  
24 THERETO.  
25  
26 8. REQUIREMENTS FOR NOTIFICATION OF THE UTILITY OF ANY NEW  
27 INTRODUCTION OF WASTEWATER CONSTITUENTS OR ANY  
28 SUBSTANTIAL CHANGE IN THE VOLUME OR CHARACTER OF THE  
29 WASTEWATER CONSTITUENTS BEING INTRODUCED INTO THE  
30 MUNICIPAL SEWERAGE SYSTEM.  
31  
32 9. OTHER CONDITIONS AS DEEMED APPROPRIATE BY THE UTILITY TO  
33 ENSURE COMPLIANCE WITH THIS CHAPTER.]  
34

35 (AO NO. 86-118, 9-4-86)  
36

37 **Section 16.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding new sections  
38 26.50.210, 26.50.220, and 26.50.230 to read as follows:  
39

40 **26.50.210 Application contents.**  
41

- 42 A. All users required to obtain a wastewater discharge permit must submit a permit application  
43 on a form prescribed by the Utility. The Utility may require all users to submit as part of an  
44 application the following information:  
45  
46 1. All information required under Section 26.50.270 of this chapter.

2. Other information on the user's facility, processes, raw material, flows, pollutant discharge, storage areas, production, and other environmental permits held.

B. All wastewater discharge permit applications and user reports must be signed by an authorized representative of the user and contain the following certification statement:

"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."

**26.50.220      Issuance.**

The Utility will evaluate the data furnished by the user and may require additional information. Within 30 days of receipt of a complete wastewater discharge permit application, the Utility will determine whether or not to issue a wastewater discharge permit. Upon a determination to issue, the permit shall be issued within 30 days of full evaluation and acceptance of the data furnished.

**26.50.230      Contents.**

A. A wastewater discharge permit shall include such conditions as are deemed reasonably necessary by the Utility to prevent pass through or interference, protect the quality of the water body receiving the treatment plant's effluent, protect worker health and safety, facilitate sludge management and disposal, and protect against damage to the municipal sewerage system. Wastewater discharge permits shall contain the following conditions:

1. A statement that indicates the permit duration;
2. A statement that the wastewater discharge permit is non-transferable without prior notification to and written approval from the Utility and provisions for furnishing the new owner or operator with a copy of the existing wastewater discharge permit;
3. Applicable pretreatment standards and requirements, including any special state or federal requirements;
4. Self-monitoring, sampling, reporting, notification, submittal of technical reports, compliance schedules, and record-keeping requirements. These requirements shall include an identification of pollutants to be monitored, sampling location, sampling frequency, and sample type method? based on federal, state, and local law;
5. Requirement for immediate notification to the Utility where self-monitoring results indicate non-compliance;

6. Requirement to report a by-pass or upset of a pretreatment facility;
7. Requirement for the significant industrial user who reports non-compliance to repeat the sampling and analysis and submit results to the Utility within 30 days after becoming aware of the violation;
8. A statement of applicable civil, criminal, and administrative penalties for violation of the permit and any applicable compliance schedule.

B. A permit may contain, but need not be limited to, the following conditions:

1. Limits on the average and/or maximum rate of discharge, time of discharge, and/or requirements for flow regulation and equalization;
2. Requirements for the installation of pretreatment technology, pollution control, or construction of appropriate containment devices, designed to reduce, eliminate, or prevent the introduction of pollutants into the treatment works;
3. Requirements for the development and implementation of spill control plans or other special conditions including management practices necessary to adequately prevent accidental, unanticipated, or routine discharges;
4. Development and implementation of waste minimization plans to reduce the amount of pollutants discharged to the municipal sewerage system;
5. The unit charge or schedule of user charges and fees for the management of the wastewater discharged to the municipal sewerage system;
6. Requirements for installation and maintenance of inspection and sampling facilities and equipment;
7. A statement that compliance with the wastewater discharge permit does not relieve the permittee of responsibility for compliance with all applicable federal and state pretreatment standards, including those which become effective during the term of the wastewater discharge permit;
8. Any special agreements the General Manager chooses to continue or develop between the Utility and user;
9. Other conditions as deemed appropriate by the General Manager to ensure compliance with this chapter, and state and federal laws, rules, and regulations.

Section 17. Anchorage Municipal Code sections 26.50.044, 26.50.045, and 26.50.046 are hereby renumbered and amended to read as follows:

**26.50.240 [26.50.044] Modifications.**

- A. The terms and conditions of a wastewater discharge permit may be subject to modification by the Utility at any time as limitations or requirements as identified in sections 26.50.040 [26.50.021] through 26.50.170 [26.50.032] are modified or other just cause exists. Other causes for modifying a permit include, but are not limited to, violation of the permit, significant changes in the user's operation, processes, or wastewater volume or character; changes in the municipal sewerage system that require a reduction in the authorized discharge; information indicating that the permittee or discharge poses a threat to the municipal sewerage system, Utility personnel, or the receiving waters; to revise incomplete or incorrect information; to correct typographical or other errors in the permit; and to reflect a transfer of the facility ownership or operation to a new owner or operator.
- B. A permit may also be modified to incorporate special conditions resulting from the issuance of a compliance [SPECIAL] order in accordance with section 26.50.360 [26.50.063].
- C. Any modifications which result in new conditions in the permit shall include a reasonable time schedule for compliance, if necessary.

(AO No. 86-118, 9-4-86; AO No. 86-218)

**26.50.250 [26.50.045] Duration; renewal.**

- A. All permits will be issued for a term not to exceed five [TEN] years, subject to amendment or revocation as provided in this chapter.
- B. At least 180 days before expiration of a permit, the permittee shall submit a new permit application in a form designated by the Utility [PERMIT REAPPLICATION] in accordance with subsection C of this section.
- C. The [RE]application for the permit shall consist of a written request for [RE]issuance of the permit, including a statement that all terms and conditions of the existing permit and this chapter are being complied with. This statement shall be signed and sworn to by a principal executive officer of the permittee, or his designee, and contain the certification statement specified in subsection 26.50.210 (B) of this chapter.

(AO No. 86-118, 9-4-86)

**26.50.260 [26.50.046] Transfer.**

- A. Wastewater discharge [AND ACCIDENTAL SPILL] permits are issued to a specific user for a specific operation and are not assignable to another user or transferable to any other location without the prior written approval of the Utility. Sale of a source shall obligate the

purchaser to seek prior written approval of the Utility for continued discharge to the municipal sewerage system.

B. Wastewater discharge permits may be reassigned or transferred to a new owner and/or operator only if the permittee gives at least 60 days notice to the General Manager and the General Manager approves the wastewater discharge permit transfer. The notice to the General Manager must include a written certification by the new owner and/or operator which:

1. states that the new owner and/or operator has no immediate intent to change the facility's operations and processes;
2. identifies the specific date on which the transfer is to occur; and a point of contact for the permittee as of the date of transfer.
3. acknowledges full responsibility for complying with the existing wastewater discharge permit.

C. Failure to provide advance notice of a transfer renders the wastewater discharge permit voidable as of the date of facility transfer.

D. Provided that the above occurs and that there were no significant changes to the manufacturing operation or wastewater discharge, the new owner will be considered an existing user and be covered by the existing limits and requirements in the previous owner's permit.

(AO No. 86-118, 9-4-86)

**Section 18.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding a new section to read as follows:

**26.50.270 Baseline monitoring reports.**

A. Within one hundred eighty (180) days after either the effective date of a categorical pretreatment standard, or the final administrative decision on a category determination under 40 CFR 403.6(a)(4), whichever is later, existing categorical users currently discharging to or scheduled to discharge to the municipal sewerage system shall submit to the Utility a report which contains the information listed in subsection B. At least ninety days prior to commencement of their discharge, new sources, and sources that become categorical users subsequent to the promulgation of an applicable categorical standard, shall submit to the Utility a report which contains the information listed in subsection B. A new source shall report the method of pretreatment it intends to use to meet applicable categorical standards. A new source also shall give estimates of its anticipated flow and quantity of pollutants to be discharged.

B. Users described above shall submit the information set forth below.

1. *Identifying Information.* The name and address of the facility, including the name of the operator and owner.
2. *Environmental Permits.* A list of any environmental control permits held by or for the facility.
3. *Description of Operations.* A brief description of the nature, average rate of production, and standard industrial classifications of the operation(s) carried out by such user, including a list of all raw materials and chemicals stored at the facility which are, or could accidentally or intentionally be, discharged to the municipal sewerage system; number and type of employees; hours of operation; each product produced by type, amount, process or processes and rate of production; type and amount of raw materials processed (average and maximum per day) and the time and duration of discharges. This description should also include a schematic process diagram, which indicates points of discharge to the municipal sewerage system from the regulated processes.
4. *Flow Measurement.* Information showing the measured average daily and maximum daily flow, in gallons per day, to the municipal sewerage system from regulated process streams and other streams, as necessary, to allow use of the combined wastestream formula set out in 40 CFR 403.6(e).
5. *Measurement of Pollutants.*
  - a. The user shall identify the applicable categorical pretreatment standards for each regulated or manufacturing process;
  - b. In addition, the user shall submit the results of sampling and analysis identifying the nature and concentration (or mass) of regulated pollutants in the discharge from each regulated process. Both daily maximum and average concentration (or mass, where required) shall be reported. The sample shall be representative of daily operations and shall conform to sampling and analytical procedures outlined in sections 26.50.290 and 26.50.300;
  - c. Where an alternate concentration or mass limit has been calculated in accordance with 40 CFR 403.6(e) this adjusted limit along with supporting data shall be submitted as part of the application;
6. *Certification.* A statement, reviewed by an authorized representative of the user and certified by a qualified professional as outlined in section 26.50.210, indicating whether the applicable pretreatment standards are being met on a consistent basis, and, if not, whether additional operation and maintenance and/or additional pretreatment is required for the user to meet the applicable pretreatment standards and requirements;
7. *Compliance Schedule.* If additional pretreatment and/or operation and maintenance

will be required to meet the applicable pretreatment standards, the shortest schedule by which the user will provide such additional pretreatment and/or operation and maintenance. The user's schedule shall contain increments of progress in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the user to meet the applicable pretreatment standards (e.g., hiring an engineer, completing preliminary plans, completing final plans, executing contract for major components, commencing construction, completing construction, etc.) No increment of progress shall exceed 9 months. The completion date in this schedule shall not be later than the compliance date established for the applicable pretreatment standard.

**Section 19.** Anchorage Municipal Code sections 26.50.047, 26.50.048, 26.50.049 and 26.50.050 are hereby renumbered and amended to read as follows:

**26.50.280 [26.50.047] Periodic compliance status reports.**

- A. Any significant industrial user whose permit requires compliance with a federal categorical pretreatment standard shall submit periodic compliance status reports to the Utility during the months of June and December, unless required on other dates or more frequently by the Utility [IN ACCORDANCE WITH SECTION 26.50.025.B.3 AND ANY APPLICABLE TERMS AND CONDITIONS CONTAINED IN THE USER'S WASTEWATER DISCHARGE PERMIT]. The frequency of monitoring shall be as prescribed within the waste discharge permit. At a minimum, users shall sample their discharge at least twice per year.
- B. Any significant industrial user whose permit requires compliance with standards contained in sections 26.50.050 [26.50.022] and 26.50.060 [26.50.023] shall submit periodic compliance status reports in accordance with the terms and conditions of its wastewater discharge permit, but in no case less than twice per year. At [AS] a minimum, this report shall consist of an indication of the nature and concentration of all regulated pollutants that are required to be monitored, [IN THE WASTEWATER DISCHARGES WHICH ARE REGULATED BY THE STANDARDS SET FORTH IN THE USER'S PERMIT,] and the measured or estimated average and maximum daily flows for the reporting period. The report shall be based on at least one sampling event during the period covered by the report. If any pollutant is monitored more frequently than required by the user's wastewater discharge permit, the results of this monitoring shall be included in the report. Sampling shall be representative of the user's daily operations and shall be taken in accordance with the requirements specified in section 26.50.290.
- C. Any user subject to a compliance schedule under subsection 26.50.270(B)(7) shall submit a progress report to the Utility not later than 14 days following each date in the schedule and the final date for compliance. The report shall include, at a minimum, whether or not the user complied with the increment of progress to be met on such date and, if not, the date on which it expects to comply with this increment of progress, the reason for delay, and the steps being taken by the user to return the construction to the schedule established. In no event shall more than 9 month elapse between such progress reports.

- 1        D. Any user subject to equivalent mass or concentration limits or by unit production limits shall  
2        report production data during the sampling period.
- 3
- 4        E. If the Utility calculated limits to factor out dilution flows or non-regulated flows, the user  
5        will be responsible for providing flow from the regulated process flows, dilution flows and  
6        non-regulated flows.
- 7
- 8        F [C]. All periodic compliance status reports required under this section shall be signed and sworn  
9        to by a principal executive officer of the significant user, or his designee, and contain the  
10       certification statement specified in subsection 26.50.210 (B) of this chapter.

11  
12 (AO No. 86-118, 9-4-86)

13  
14 **26.50.290 [26.50.048] Sampling requirements for user self-monitoring.**

- 15
- 16       A. All samples collected by a user for the purpose of completing either a wastewater discharge  
17       permit application [AN INITIAL COMPLIANCE STATUS REPORT] required by section  
18       26.50.200 [26.50.041] or a periodic compliance status report required by section 26.50.280  
19       [26.50.047] shall be flow proportioned composite samples collected over a time period of 24  
20       hours if the regulated discharge occurs over a 24-hour period. The samples shall be collected  
21       over the period of regulated discharge if less than 24 hours. In situations where a user's  
22       monitoring facilities have not yet been upgraded to allow the collection of a flow  
23       proportioned sample, a time composite will be acceptable provided it is collected only during  
24       the period when process waste will be present in the waste stream being sampled. The Utility  
25       may allow the use of either time composite samples or a minimum of four (4) grab samples  
26       in situations where these sampling techniques will result in the obtaining of representative  
27       samples. Use of sampling techniques other than flow proportioned composites must have  
28       prior written approval of the Utility.
- 29
- 30       B. A minimum of four (4) grab samples must be used for analyses of oil and grease, pH,  
31       cyanide, phenols, sulfides, or volatile organics.
- 32
- 33       C. Samples should be taken:
- 34
- 35           1. immediately downstream from pretreatment facilities if such exist; or  
36
- 37           2. immediately downstream from the regulated or manufacturing process if no  
38           pretreatment exists; or
- 39
- 40           3. as determined by the Utility and contained in the user's wastewater discharge permit.
- 41
- 42
- 43       D. All sample results shall indicate the time, date, and place of sampling, and methods of  
44       analysis, and shall certify that such sampling and analysis is representative of normal work  
45       cycles and expected pollutant discharges from the user.
- 46



1 E. If sampling performed by a user indicates a violation, the user shall notify the Utility within  
2 24 hours of becoming aware of the violation. The user shall also repeat the sampling within  
3 5 days and submit the results of the repeat analysis to the Utility within 30 days after  
4 becoming aware of the violation, except the user is not required to resample if the Utility  
5 performs sampling at the user at a frequency of at least once per month, or the Utility  
6 performs sampling at the user between the time when the user performs its initial sampling  
7 and the time when the user receives the results of this sampling.  
8

9 F. Where applicable, the Utility will follow the same procedures as outlined above for users.  
10

11 (AO No. 86-118, 9-4-86)  
12

13 **26.50.300 [26.50.049] Sample analysis.**  
14

15 Sampling and analysis for the purposes of satisfying the requirements of this chapter shall be  
16 performed by the user and the Utility in accordance with the techniques prescribed in 40 CFR 136  
17 and amendments thereto. Where 40 CFR 136 does not contain sampling or analytical techniques for  
18 the pollutant in question, or where the Utility determines that the 40 CFR 136 sampling and  
19 analytical techniques are inappropriate for the pollutant in question, sampling and analysis shall be  
20 performed by using validated analytical methods or any other applicable sampling and analytical  
21 procedures approved by the EPA and the Utility.  
22

23 (AO No. 86-118, 9-4-86)  
24

25 **26.50.310 [26.50.050] Confidentiality of information.**  
26

27 A. Information and data furnished to the Utility with respect to the nature and frequency of  
28 discharge will be available to the public or other governmental agency without restriction  
29 unless the user specifically requests and is able to demonstrate to the satisfaction of the  
30 Utility that the release of such information will divulge information, processes or methods of  
31 production entitled to protection as trade secrets or proprietary information of the user under  
32 applicable state and municipal law.  
33

34 B. When requested by a user furnishing a report and after a determination of confidentiality, the  
35 portions of a report that may disclose trade secrets or secret processes will not be made  
36 available for inspection by the public but will be made available to governmental agencies  
37 immediately upon [WRITTEN] request for uses related to this chapter or the Utility's NPDES  
38 permits, and in enforcement proceedings involving the person furnishing the report[;  
39 PROVIDED, HOWEVER, THAT SUCH PORTIONS OF A REPORT WILL BE MADE  
40 AVAILABLE FOR USE BY THE STATE IN JUDICIAL REVIEW OR ENFORCEMENT  
41 PROCEEDINGS INVOLVING THE USER FURNISHING THE REPORT]. Wastewater  
42 constituents and characteristics and other effluent data as defined by 40 CFR 2.302 will not  
43 be recognized as confidential information and will be available to the public without  
44 restriction.  
45

- [C. INFORMATION ACCEPTED BY THE UTILITY AS CONFIDENTIAL WILL NOT BE TRANSMITTED TO ANY GOVERNMENTAL AGENCY OR TO THE GENERAL PUBLIC BY THE UTILITY UNTIL AND UNLESS NOTIFICATION IS GIVEN TO THE USER.]

(AO No. 86-118, 9-4-86)

**Section 20.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding a new section to read as follows:

**26.50.320      Records retention.**

- A. Except as provided in paragraph B, all users subject to this chapter shall retain, preserve, and make available for inspection and copying, for no less than three years, any records, books, documents, memoranda, reports, correspondence and any and all summaries thereof, related to monitoring, sampling and chemical analyses made by or on behalf of a user in connection with its regulated discharge. This period of retention shall be extended when requested by the EPA Regional Administrator. Records shall include the date, exact place, method, and time of sampling and the name of the person(s) taking the samples; the dates analyses were performed; who performed the analyses; the analytical techniques or methods used; and the results of such analyses.
- B. All records that pertain to matters that are the subject of special orders or any other enforcement or litigation activities regarding the user or the Utility shall be retained and preserved by the user and the Utility until all enforcement activities have concluded and all periods of limitation with respect to any and all appeals have expired.

**Section 21.** Anchorage Municipal Code sections 26.50.061, 26.50.062, 26.50.063, and 26.50.064 are renumbered and amended as follows:

**26.50.330 [26.50.061]Emergency suspension of service and permit.**

- A. The General Manager [UTILITY] may suspend the wastewater service or the wastewater discharge permit of a user by informal notice [SPECIAL ORDER] when it appears to the Utility that an actual or threatened discharge presents or may present an imminent or substantial danger to the health or welfare of persons, or substantial danger to the environment, interfere with the operation of the municipal sewerage system, or cause the Utility to violate any condition of its NPDES discharge permits.
- B. Any user notified of the suspension of the Utility's wastewater service shall immediately [, WITHIN A REASONABLE PERIOD OF TIME AS DETERMINED BY THE UTILITY,] cease all discharges.
- C. Any user notified of the suspension of the user's wastewater discharge permit shall, within a reasonable period of time as determined by the Utility, cease all discharges regulated under this chapter.

- 1  
2 D. In the event of failure of the user to comply voluntarily with the suspension order within the  
3 specified time, the General Manager [UTILITY] may take such steps as deemed necessary,  
4 including immediate severance of the sewer connection, to prevent or minimize damage to  
5 the municipal sewerage system, its receiving water, or endangerment to any individuals  
6 [COMMENCE JUDICIAL PROCEEDINGS IMMEDIATELY THEREAFTER TO  
7 COMPEL THE USER'S COMPLIANCE WITH SUCH ORDER].  
8  
9 E. The Utility may reinstate the wastewater discharge permit or the wastewater service and  
10 terminate pending judicial proceedings upon proof by the user of the elimination of the  
11 noncomplying discharge or conditions creating the threat of imminent or substantial danger.  
12

13 (AO No. 81-207; AO No. 86-118, 9-4-86; AO No. 86-119)  
14

15 **26.50.340 [26.50.062] Revocation of permit.**  
16

- 17 A. The Utility may revoke the wastewater discharge permit of any user for good cause,  
18 including, but not limited to, [ANY OF] the following reasons:  
19  
20 1. Failure to factually report the wastewater constituents and characteristics of its  
21 discharge;  
22  
23 2. Failure to report significant changes in wastewater constituents or characteristics;  
24  
25 3. Failure to reapply for a wastewater discharge permit within the time period specified  
26 in section 26.50.250 [26.50.045];  
27  
28 4. Refusing reasonable access to the user's premises by representatives of the Utility for  
29 the purpose of inspection or monitoring; [OR]  
30  
31 5. Violating the conditions of a wastewater discharge permit or this chapter or any final  
32 judicial order entered with respect thereto[.];  
33  
34 6. Misrepresentation or failure to fully disclose all relevant facts in the wastewater  
35 discharge permit application;  
36  
37 7. Tampering with monitoring equipment;  
38  
39 8. Failure to meet effluent limitations;  
40  
41 9. Failure to pay fines;  
42  
43 10. Failure to pay sewer charges;  
44  
45 11. Failure to meet compliance schedules; or  
46

12. Failure to provide advance notice of the transfer of business ownership of a permitted facility.

- B. Any user whose wastewater discharge permit has been revoked shall, within a reasonable period of time as determined by the Utility, cease all discharges regulated under this chapter.

(AO No. 86-118, 9-4-86)

**26.50.350 [26.50.063] Notice of violation[: SPECIAL ORDER].**

- [A. EXCEPT AS PROVIDED IN SECTION 26.50.061, W]Whenever the Utility finds that any user has violated or is violating this chapter, its wastewater discharge permit, or any prohibition, limitation or requirement contained in this chapter, the Utility may issue a written notification of violation. [THE NOTIFICATION OF VIOLATION WILL BE DELIVERED PERSONALLY OR BY REGISTERED MAIL, RETURN RECEIPT REQUESTED, AND WILL STATE THE NATURE OF THE ALLEGED VIOLATION.] Any user receiving a written notification of violation shall respond to the allegations contained therein within 30 days. The response shall include a specific plan for the satisfactory correction of the violation and prevention of further violations. Submission of this plan in no way relieves the user of liability for any violations occurring before or after receipt of the Notice of Violation.

**26.50.360 Compliance order.**

- [B. EXCEPT AS PROVIDED IN SECTION 26.50.061, W]Whenever the Utility finds that any user has violated or is violating this chapter, its wastewater discharge permit, or any prohibition, limitation or requirement contained in this chapter, the Utility may serve a [SPECIAL] compliance order upon the user. [THE ISSUANCE OF A SPECIAL ORDER MAY BE PRECEDED BY DELIVERY OF A WRITTEN NOTICE OF VIOLATION IN ACCORDANCE WITH SUBSECTION A OF THIS SECTION.]

(AO No. 86-118, 9-4-86)

**26.50.370 [26.50.064] Judicial proceedings.**

Following the entry of any special order by the Utility, with respect to the conduct of a user, the Utility may commence an action for appropriate relief.

(AO No. 86-118, 9-4-86)

**Section 22.** Anchorage Municipal Code chapter 26.50 is hereby amended by adding a new section to read as follows and section 26.50.065 is hereby repealed to read as follows:

**26.50.380      Annual publication of users in significant noncompliance.**

A. The Utility shall publish annually, in the largest daily newspaper published in the Anchorage Metropolitan area, a list of the users which, during the previous twelve (12) months, were in significant noncompliance with applicable pretreatment standards and requirements. Users meeting any of the following criteria set forth in 40 CFR 403.8(f)(2)(vii), shall be listed as significantly noncompliant:

1. Chronic violations of wastewater discharge limits, defined here as those in which sixty-six percent or more of wastewater measurements taken during a six-month period exceed the daily maximum limit or average limit for the same pollutant parameter by any amount;
2. Technical Review Criteria (TRC) violations, defined here as those in which thirty-three percent or more of all of the measurements for each pollutant parameter taken during a six-month period equals or exceeds the product of the daily maximum limit or the average limit multiplied by the applicable criteria (1.4 for BOD, TSS, Total Oil and Grease, and 1.2 for all other pollutants except pH);
3. Any other violation of a pretreatment effluent limit (daily maximum or longer-term average) that the Utility determines has caused, alone or in combination with other discharges, interference or pass through (including endangering the health of Utility personnel or the general public),
4. Any discharge of pollutants that has caused imminent endangerment to the public or to the environment, or has resulted in the Utility's exercise of its emergency authority to halt or prevent such a discharge;
5. Failure to meet, within 90 days of the scheduled date, a compliance schedule milestone contained in a wastewater discharge permit or enforcement order for starting construction, completing construction, or attaining final compliance;
6. Failure to provide, within 30 days after the due date, any required reports, including baseline monitoring reports, reports on compliance with categorical pretreatment standard deadlines, periodic self-monitoring reports, and reports on compliance with compliance schedules;
7. Failure to accurately report noncompliance; or
8. Any other violation(s) that the Utility determines will adversely affect the operation or implementation of the local pretreatment program.

**26.50.065 [Annual publication of enforcement actions.]**

[A LIST OF ALL USERS THAT WERE THE SUBJECT OF ENFORCEMENT PROCEEDINGS PURSUANT TO THIS CHAPTER DURING THE 12 PREVIOUS MONTHS WILL BE ANNUALLY PUBLISHED BY THE UTILITY IN THE TWO LARGEST DAILY NEWSPAPERS IN THE ANCHORAGE METROPOLITAN AREA, SUMMARIZING THE ENFORCEMENT ACTIONS TAKEN AGAINST THE USERS DURING THE SAME 12 MONTHS, WHOSE VIOLATIONS REMAINED UNCORRECTED 45 OR MORE DAYS AFTER NOTIFICATION OF NONCOMPLIANCE, OR WHICH HAVE EXHIBITED A PATTERN OF NONCOMPLIANCE OVER THAT 12-MONTH PERIOD, OR WHICH INVOLVE FAILURE TO ACCURATELY REPORT NONCOMPLIANCE.]

(AO NO. 86-118, 9-4-86)

**Section 23.** Anchorage Municipal Code section 26.50.066 is hereby amended to read as follows:

**26.50.390 [26.50.066] Right to administrative ruling or appeal.**

As long as no special order of the Utility has been issued, any user or any interested party shall have the right to administrative procedures provided in the Utility's tariff or in chapters 3.60, 14.30, and 14.40 to challenge any grant or denial given under this Chapter. After exhausting administrative remedies, any user or interested party may appeal to the RCA or to superior court, depending on which body may have jurisdiction over the matter.

(AO No. 86-118, 9-4-86)

**Section 24.** Anchorage Municipal Code sections 26.50.067 and 26.50.068 are hereby repealed as follows:

**26.50.067 [OPERATING UPSETS.]**

- [A. ANY USER THAT EXPERIENCES AN UPSET IN OPERATIONS THAT PLACES THE USER IN A TEMPORARY STATE OF NONCOMPLIANCE WITH THIS CHAPTER OR A WASTEWATER DISCHARGE PERMIT ISSUED PURSUANT TO THIS CHAPTER SHALL INFORM THE UTILITY THEREOF WITHIN 24 HOURS OF FIRST AWARENESS OF THE COMMENCEMENT OF THE UPSET.
- B. WHERE SUCH INFORMATION IS GIVEN ORALLY, A WRITTEN FOLLOWUP REPORT SHALL BE FILED BY THE USER WITH THE UTILITY WITHIN FIVE DAYS PROVIDING THE FOLLOWING INFORMATION:
1. A DESCRIPTION OF THE UPSET, THE CAUSE THEREOF AND THE UPSET'S IMPACT ON A USER'S COMPLIANCE STATUS.
  2. DURATION OF NONCOMPLIANCE, INCLUDING THE EXACT DATES AND TIMES OF NONCOMPLIANCE, AND, IF THE NONCOMPLIANCE CONTINUES, THE TIME BY WHICH COMPLIANCE IS REASONABLY

EXPECTED TO OCCUR.

3. ALL STEPS TAKEN OR TO BE TAKEN TO REDUCE, ELIMINATE AND PREVENT RECURRENCE OF SUCH AN UPSET OR OTHER CONDITIONS OF NONCOMPLIANCE.

C. A DOCUMENTED AND VERIFIED BONA FIDE OPERATING UPSET FOR WHICH A WRITTEN REPORT WAS TIMELY FILED CONTAINING THE MATTERS REQUIRED IN SUBSECTION B OF THIS SECTION SHALL BE AN AFFIRMATIVE DEFENSE TO ANY ENFORCEMENT ACTION BROUGHT BY THE UTILITY AGAINST A USER FOR ANY NONCOMPLIANCE WITH THIS CHAPTER OR ANY WASTEWATER DISCHARGE PERMIT ISSUED PURSUANT TO THIS CHAPTER, WHICH ARISES OUT OF VIOLATIONS ALLEGED TO HAVE OCCURRED DURING THE PERIOD OF THE UPSET.]

(AO NO. 86-118, 9-4-86)

**26.50.068**    **[RECORDS RETENTION.]**

[A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, ALL USERS SUBJECT TO THIS CHAPTER SHALL RETAIN AND PRESERVE, FOR NO LESS THAN FIVE YEARS, ANY RECORDS, BOOKS, DOCUMENTS, MEMORANDA, REPORTS, CORRESPONDENCE AND ANY AND ALL SUMMARIES THEREOF, RELATED TO MONITORING, SAMPLING AND CHEMICAL ANALYSES MADE BY OR ON BEHALF OF A USER IN CONNECTION WITH ITS REGULATED DISCHARGE.

B. ALL RECORDS THAT PERTAIN TO MATTERS THAT ARE THE SUBJECT OF SPECIAL ORDERS OR ANY OTHER ENFORCEMENT OR LITIGATION ACTIVITIES BROUGHT BY THE UTILITY SHALL BE RETAINED AND PRESERVED BY THE USER UNTIL ALL ENFORCEMENT ACTIVITIES HAVE CONCLUDED AND ALL PERIODS OF LIMITATION WITH RESPECT TO ANY AND ALL APPEALS HAVE EXPIRED.]

(AO NO. 86-118, 9-4-86)

**Section 25.** Anchorage Municipal Code sections 26.50.071, 26.50.072 and 26.50.073 are hereby renumbered and amended to read as follows:

**26.50.400** **[26.50.071] Civil penalties.**

Any user who is found to have violated a special order of the Utility or who has failed to comply with any provision of this chapter, the rules and regulations of the Utility, or orders of any court of competent jurisdiction, or permits issued under this chapter, may be subjected to the imposition of a civil penalty of up to \$1,000 per violation, per day. Civil penalties are covered by subsection 26.10.070.A and section 14.60.030.

(AO No. 86-118, 9-4-86; AO No. 93-167(S-1), § 23, 4-13-94)

**26.50.410 [26.50.072] Recovery of costs incurred by the Utility.**

Any user violating any of the provisions of this chapter, or who discharges or causes a discharge producing a deposit of obstruction, or causes damage to or impairs the municipality's sewerage system, shall be liable to the Utility for any expense, loss or damage caused by such violation or discharge. The Utility will bill the user for the costs incurred by the Utility for any cleaning, repair or replacement work caused by the violation or discharge. Refusal to pay the assessed costs shall constitute a violation of this chapter enforceable under sections 26.50.330 [ 26.50.061] through 26.50.390 [26.50.068].

(AO No. 86-118, 9-4-86; AO No. 86-218)

**26.50.420 [26.50.073] Criminal Prosecution [Falsifying information].**

Any person who knowingly makes any false statement or certification in any application, record, report, plan or other document filed or required to be maintained pursuant to this chapter, or a wastewater discharge permit, or who falsifies, tampers with or knowingly renders inaccurate any monitoring device or method required under this chapter, or who willfully or negligently violates any provision of this chapter, may be punished under the criminal laws of the state as well as being subjected to civil penalties and relief.

(AO No. 86-118, 9-4-86)

**Section 26.** Anchorage Municipal Code section 14.60.030 is hereby amended to read as follows:

**14.60.030 Fine schedule.**

The fine schedule under this chapter is as follows:

<u>Code Section</u>	<u>Offense</u>	<u>Penalty/Fine</u>
***	***	***
<u>26.50.040</u>	<u>General conditions of service</u>	
	A. <u>Failure to comply with rules and regulations in the AWWU Wastewater Tariff</u>	<u>\$ 75.00 to \$1,000.00</u>
	B. <u>Failure to pay for service</u>	<u>\$ 75.00 to \$300.00</u>
	C. <u>Failure to pay back billing</u>	<u>\$ 75.00 to \$300.00</u>
	D. <u>Failure to provide access</u>	<u>\$ 75.00 to \$1,000.00</u>



	<u>E. Failure to install checkvalve when required</u>	<u>\$ 75.00 to \$300.00</u>
	<u>F. Failure to install cleanout when required</u>	<u>\$ 75.00 to \$300.00</u>
	<u>G. Failure to be responsible for frozen sewer service</u>	<u>\$ 75.00 to \$300.00</u>
	<u>H. Failure to install control manhole</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.050</u> [26.50.022]	Prohibited acts:	
	<u>A1. General prohibitions</u> [IMPROPER DISCHARGE TO SEWER SYSTEM]	<u>\$ 75.00 to \$1,000.00</u>
	<u>2. Specific prohibitions</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>3. Interconnection of a sanitary system with a storm sewer system</u> [B. IMPROPER DISCHARGE OF WASTES]	<u>\$ 75.00 to \$1,000.00</u>
	<u>4. Discharge of wastes at unapproved location</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>B. Vandalism</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.060</u> [26.50.023]	Specific discharge limitations:	
	<u>A. Excess concentrations of pollutants</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.070</u> [26.50.024]	<u>Discharge in excess of state limitations</u> [REQUIREMENTS]	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.080</u>	<u>Discharge in excess of federal categorical pretreatment standards</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.090</u> [26.50.026]	Dilution:	

	<u>        </u> A. <u>Improper use of dilution</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> B. <u>Failure to implement mass limitations</u>	<u>\$75.00 to \$1,000.00</u>
	<u>26.50.100</u> [26.50.027] <u>Accidental and slug discharges:</u>	
	<u>        </u> A. <u>Failure to submit and/or implement an Accidental Spill Prevention Plan/Slug Control Plan</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> B. [A.] <u>Failure to notify of accidental or slug discharge</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> C. [B.] <u>Failure to file follow-up spill/slug report</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> D. <u>deficient spill/slug plan</u>	<u>\$75.00 to \$1,000.00</u>
	<u>26.50.110</u> <u>Operating upsets</u>	
	<u>        </u> A. <u>Failure to notify of operational upset</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> B. <u>Failure to file timely report</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>26.50.120</u> [26.50.028] <u>Failure to file written notice of intent of new or significantly altered discharge</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>26.50.130</u> <u>Control manhole</u>	
	<u>        </u> A. <u>Failure to construct and/or maintain</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> B. <u>Failure to construct and/or maintain</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> C. <u>Failure to maintain</u>	<u>\$ 75.00 to \$1,000.00</u>
	<u>        </u> D. <u>Failure to submit manhole drawings and specifications prior to construction</u>	<u>\$ 75.00 to \$1,000.00</u>

<u>26.50.140</u>	<u>Utility inspection and sampling</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.150</u>	<u>Wastewater pretreatment facilities</u>	
_____ A.	<u>Failure to pretreat wastes as required</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ B.	<u>Failure to submit detailed drawings and specifications and operating procedures prior to construction</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ C.	<u>Failure to report changes in the pretreatment facilities or method of operation</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ D.	<u>Failure to maintain grease, oil and sand interceptors</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.160</u>	<u>Connection to sanitary sewer system</u>	
_____ A.	<u>Failure to comply</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ B.	<u>Failure to meet Utility's Design Criteria for Sanitary Sewer and Water Improvements</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.170</u>	<u>Failure to implement an Industrial Management Practice Plan</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.180</u>	<u>Hauled Wastewater</u>	
_____ A.	<u>Failure to obtain wastewater discharge permit</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ B.	<u>Discharge of commercial or industrial waste without prior approval</u>	<u>\$ 75.00 to \$1,000.00</u>
_____ C.	<u>Failure to provide required documentation</u>	<u>\$ 75.00 to \$1,000.00</u>
<u>26.50.190</u>	<u>Failure to comply with Special Agreement</u>	<u>\$ 75.00 to \$1,000.00</u>

26.50.200 [26.50.042]

Discharge Permit Requirement  
[DISCHARGE WITHOUT PERMIT \$ 75.00]

A. Discharge without a permit \$ 75.00 to \$1,000.00

B. Failure to provide required information \$ 75.00 to \$1,000.00

C. Failure to comply with discharge permit's terms and/or conditions \$ 75.00 to \$1,000.00

D. Failure to comply with all applicable federal, state, and local pretreatment standards or law \$ 75.00 to \$1,000.00

E. Failure to obtain permit prior to discharge \$ 75.00 to \$1,000.00

26.50.230 Discharge permit terms and conditions \$ 75.00 to \$1,000.00

26.50.260 Unapproved transfer of discharge permit \$ 75.00 to \$1,000.00

26.50.270 Failure to submit Baseline Monitoring Report \$ 75.00 to \$1,000.00

26.50.280 Failure to submit periodic compliance status report \$ 75.00 to \$1,000.00

26.50.290 User self monitoring \$75.00 to \$1,000.00

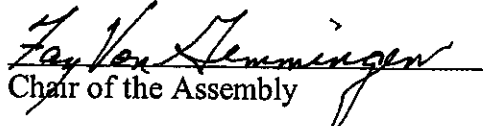
26.50.300 Sample analysis \$75.00 to \$1,000.00


26.50.320 Records retention \$75.00 to \$1,000.00

**Section 26.** This ordinance shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 21st day of November, 2000.

ATTEST:

  
Chair of the Assembly

  
Municipal Clerk

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