

**DEQ
FORM
605-004
Sept. 5, 2011**



**Oklahoma Department of Environmental Quality
No Exposure Certification for Storm Water Discharges Associated
with INDUSTRIAL ACTIVITY Under an OPDES General Permit**

Submission of this No Exposure Certification constitutes notice that the entity identified in Section I does not require permit authorization for storm water discharges associated with industrial activity in the State under the ODEQ Storm Water Multi-Sector Permit due to the existence of a condition of no exposure.

A condition of no exposure exists at an industrial facility when a storm resistant shelter to prevent exposure to rain, snow, snowmelt, and / or runoff protects all industrial materials and activities. Industrial materials or activities include, but are not limited to, material handling equipment or activities, industrial machinery, raw materials, intermediate products, by-products, final products, or waste products. Material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, final product, or waste product. A storm resistant shelter is not required for the following industrial materials and activities:

- drums, barrels, tanks, and similar containers that are tightly sealed, provided those containers are not deteriorated and do not leak.

"Sealed" means banded or otherwise secured and without operational taps or valves.

- adequately maintained vehicles used in material handling; and
- final products, other than products that would be mobilized in storm water discharges (e.g., rock salt)

A No Exposure Certification must be provided for each facility qualifying for the no exposure exclusion.

All Requested Information Must Be Provided On This Form. See Instructions On The Back Of This Form.

I. Facility Operator Information:

Name: _____ Phone: _____

Mailing Address: _____

City: _____ County: _____ Zip Code: _____

Storm Water Authorization No.- OK _____ Sector (A-AD) _____ SIC or activity code _____

II. Facility/Site Location:

Name: _____

Address: _____

City: _____ County: _____ Zip Code: _____

Latitude: _____ Longitude: _____

Total size of site associated with industrial activity _____ acres.

Primary SIC Code: _____ Sector _____ Secondary SIC Code: _____ Sector _____

Have you paved or roofed over a formerly exposed, pervious area in order to qualify for the no exposure exclusion? Yes No If "Yes", indicate approximately how much area was paved or roofed over.

Amount of area covered over by pavement or roof _____ acres

If the area has been covered over with a roof, are the sides also closed in? _____

III. Exposure Checklist - Are any of the following materials or activities exposed to storm water now or in the foreseeable future. Please check "Yes or "No" in the appropriate box. If your answer is "Yes" to any of these questions (1) through (11) you are not eligible for the no exposure exclusion.

- | | <u>Yes</u> | <u>No</u> |
|--|------------|-----------|
| 1. Using, storing, or cleaning industrial machinery or equipment, and areas where residuals from using, storing or cleaning industrial machinery or equipment remain and are exposed to storm water..... | _____ | _____ |
| 2. Materials or residuals on the ground or in storm water inlets from spills/leaks..... | _____ | _____ |
| 3. Materials or products from past industrial activity..... | _____ | _____ |
| 4. Material handling equipment (except adequately maintained vehicles)..... | _____ | _____ |
| 5. Materials or products during loading / unloading or transporting activities..... | _____ | _____ |
| 6. Materials or products stored outdoors (except finished products intended for outside use)..... | _____ | _____ |
| 7. Materials contained in open, deteriorated, or leaking storage drums, barrels, tanks, etc..... | _____ | _____ |
| 8. Materials or products handled / stored on roads or railways owned or maintained by the discharger..... | _____ | _____ |
| 9. Waste Material (except waste in covered, non-leaking containers such as dumpsters)..... | _____ | _____ |
| 10. Application or disposal of process wastewater (unless otherwise permitted)..... | _____ | _____ |
| 11. Particulate matter or visible deposits of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the storm water outflow..... | _____ | _____ |

IV. Certification

I certify under penalty of law that I have read and understand the eligibility requirements for claiming a condition of no exposure and obtaining an exclusion from OPDES storm water permitting; and that there are no discharges of storm water contaminated by exposure to industrial activities or materials from the industrial facility identified in this document (except as allowed under 40 CFR 122.26(g)(2) as adopted by reference in OAC 252:606-1-3(b)(3)(L).

I understand that I am obligated to submit a no exposure certification form once every five years to the OPDES permitting authority and to the operator of the local authorized MS4 into which this facility discharges (where applicable). I understand that I must allow the OPDES permitting authority, or MS4 operator where the discharge is into the local MS4, to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request. I understand that I must obtain coverage under an OPDES permit prior to any point source discharge of storm water from the facility.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly involved in gathering the information, the information submitted is to the best of my knowledge and belief true, accurate and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations

Print Name: _____ Date: _____

Signature: _____ Print Title: _____

For DEQ use only: Assigned Application Number:



Instructions for Completing No Exposure Certification Form 605-004 for Storm Water Discharges Associated with Industrial Activity

Who May File a No Exposure Certification

State law at 27A OS § 2-6-205 as adopted by reference prohibits point source discharges of storm water associated with industrial activity to waters of the State without an Oklahoma Pollutant Discharge Elimination System (OPDES) permit. However, OPDES permit coverage is not required for discharges of storm water associated with industrial activities identified at 40 CFR 122.26 (b) (14) (I) - (ix) and (xi) if the discharger can certify that a condition of "no exposure" exists at the site of the industrial facility.

Storm water discharges from construction activities identified in 40 CFR 122.26 (b) (14) (x) and (b) (15) are not eligible for the "No Exposure Exclusion".

Obtaining and Maintaining the No Exposure Exclusion

This form is used to certify that a condition of no exposure exists at the industrial facility or site described herein. This certification must be re-submitted at least once every five years.

The industrial facility operator must maintain a condition of no exposure at its facility or site in order for the no exposure exclusion to remain applicable. If conditions change, resulting in the exposure of materials and activities to storm water, the facility operator must obtain coverage under an OPDES storm water permit immediately.

Where to File the No Exposure Certification Form

Mail the completed form to:

DEQ/ ECLS
 Storm Water Program
 P.O. Box 1677
 Oklahoma City, OK 73101

Completing the Form

You must type or print using upper case letters in appropriate areas only. One form must be completed for each facility or site for which you are seeking to certify a condition of no exposure. Make sure you have addressed all applicable questions and have made a photocopy of your records before mailing the completed form.

Section I - Facility Operator Information.

Provide the legal name of the person, firm, public organization, or any other entity that operates the facility or site described in this certification. The operator is the legal entity that controls the facility's operation and is responsible for its day-to-day activity, rather than the plant or site manager.

Insert the telephone number of the facility operator.

Provide the mailing address of the operator. Include the city, state, and ZIP code. This is where all correspondence will be sent.

Section II - Facility / Site Location

1. Enter the official or legal name of the facility or site.
2. Enter the complete street address, physical location, or geographical description (e.g., intersection of Route 9 and State Highway 5. Do not use a P.O. Box.)
3. Enter the latitude and longitude of the approximate center of the facility or site in degrees / minutes / seconds. This information can be obtained from the U.S. Geological Survey (USGS) by calling at 1-888-ASK-USGS, or by accessing the following DEQ web site at:

http://maps.scigis.com/deq_wq/

You can also obtain a quadrangle or topographic map from your local library, county commissioner, or city clerk or office supply store.

4. Indicate if the facility was previously covered under an OPDES storm water permit. If so, include the authorization number.
5. Enter the four-digit primary SIC code or the Activity Code. Use the Standard Industrial Classification Manual, 1987.
6. Enter the Sector Code (A through AD) under which your facility is permitted,
7. Enter the total size of the site associated with industrial activity in acres. Convert square feet into acres by dividing the square feet by 43,560.
8. Check "Yes" or "No" as appropriate to indicate if you have paved or roofed over a formerly exposed, pervious area (i.e., lawn, meadow, dirt, or gravel road or parking lot) in order to qualify for no exposure. Indicate how much area was paved or roofed.