

Indiana Department of Environmental Management

Office of Water Quality, Permits Branch
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In compliance with the provisions of the Federal Water Pollution Control Act, as amended by the Clean Water Act of 1977 (33 U.S.C. 1251, et seq., the "Act"), Title 13 of the Indiana Code, Articles 5 and 15 of Title 327 the Indiana Administrative Code, and regulations adopted by the Environmental Rules Board, the Indiana Department of Environmental Management (IDEM) is issuing this NPDES general permit to regulate discharges of treated sanitary wastewater from onsite residential sewage discharging disposal systems located in Allen County, Indiana into surface waters of the State of Indiana.

This permit is issued on: _____, **2018**

This permit is effective on: _____, **2018**

This permit expires on: _____, **2023**

In accordance with IC 13-15-3-6, 40 CFR 122.6, and 123.25, the conditions of this permit remain fully effective and enforceable after the expiration date of the permit if the Allen County Onsite Wastewater Management District (District) has submitted a timely Notice of Intent letter (NOI) for a new term of coverage and IDEM has not, through no fault of the District, issued a new permit on or before the expiration date of this permit.

Paul Higginbotham
Deputy Assistant Commissioner
Office of Water Quality

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1.0 GENERAL PERMIT COVERAGE

1.1 Permit Area

As established by IC 36-11, this general permit for onsite residential sewage discharging disposal systems covers Indiana counties with a population of greater than 300,000 but fewer than 400,000 people (Allen County) in the State of Indiana.

1.2 Discharges Authorized/Covered by This Permit

This general permit covers any new or existing discharges of treated sanitary wastewater from onsite residential sewage discharging disposal systems located within the Allen County Onsite Wastewater Management District that have been installed to repair or replace a sewage disposal system that fails to meet public health and environmental standards and for which an operating permit has been issued pursuant to IC 13-18-12-9. Such systems shall discharge one thousand (1,000) gallons or less per day of treated sanitary wastewater.

This National Pollutant Discharge Elimination System (NPDES) general permit shall be in effect for a term of five (5) years. In order to obtain authorization to discharge under this permit, a homeowner must first have followed the statutory and local ordinance requirements of the Fort Wayne – Allen County Department of Health and the Allen County Onsite Wastewater Management District (hereinafter referred to as the “District”). Once the homeowner receives approval from the Department of Health to install an onsite residential sewage discharging disposal system, the homeowner must submit a Notice of Intent (NOI) to the District to become a member of the District and to affirm their intent to abide by the terms and conditions of this general permit. The District must file a Notice of Intent to IDEM which includes a complete listing of all residences in the County which have active onsite residential sewage discharging disposal systems.

Except as provided in Section 1.3, when a Notice of Intent (NOI) is submitted to IDEM by the District as set forth in Section 4.0 below, a homeowner is permitted to discharge treated sanitary wastewater from onsite residential sewage discharging disposal systems to surface waters of the state in accordance with the terms of this general permit. This authorization to discharge shall become effective on the effective date of the general permit. Any discharges of sanitary wastewater from these systems to a surface water of the state not permitted under this general permit or by an individual permit are unlawful.

The District and its members (homeowners) who are covered by this general permit will remain covered under this permit until the earliest of the following:

- a) The District receives authorization for coverage under a reissued or replacement version of this permit; or

- b) IDEM's receipt of the District's submittal of a Notice of Termination (see Section 5.0); or
- c) Issuance or modification of an individual permit for the discharges covered by this general permit; or
- d) A final decision by IDEM either to revoke or to not reissue this general permit, at which time IDEM will identify a reasonable time period for the District and/or its covered dischargers to seek coverage under an alternative general permit or an individual permit. Coverage under this permit will terminate at the end of this identified time period.

1.3 Eligibility

- a) This general permit covers discharges comprised solely of wastewater from onsite residential sewage discharging disposal systems to surface waters of the state, except as limited in paragraph b below.
- b) Limitations on Coverage. The following discharges are not authorized by this permit:
 - 1) direct discharges into waters that are designated as an Outstanding National Resource Water (ONRW) defined at IC 13-11-2-149.5; and
 - 2) discharges to a receiving stream when the discharge results in an increase in the ambient concentration of a pollutant which contributes to the impairment of the receiving stream for that pollutant as identified on the current 303(d) list of impaired waters.

2.0 EFFLUENT LIMITATIONS

The District and its covered members must control discharges as necessary to meet numeric and narrative water quality standards in the receiving water for any discharges authorized by this permit, with compliance required upon commencement of the discharge.

2.1 Discharge Limitations

(a) Numeric Effluent Limitations

Table 1

Parameter	Quality or Concentration		Units	Monitoring Requirements	
	Daily minimum	Daily maximum		Measurement frequency	Sample type
Effluent Flow [1]	- -	Report	GPD	1 x monthly	24-hour Total [1]
CBOD ₅	- -	15	mg/l	2 x annually	Grab
Total Residual Chlorine [5][6] (LOQ=<0.06 mg/l)	--	0.02	mg/l	1 x quarterly	Grab
TSS	- -	18	mg/l	2 x annually	Grab

Temperature	Report	Report	°C	2 x annually	Grab
Ammonia-nitrogen	- -	2	mg/l	2 x annually	Grab
pH	6.0	9.0	s.u.	2 x annually	Grab
Dissolved Oxygen[2]				2 x annually	Grab
Winter [3]	5.0		mg/l		
Summer [4]	See footnote [7]				
<i>E. coli</i>	- -	235	Colonies/ 100 ml	1 x quarterly	Grab

- [1] Flow monitoring and reporting is required. Flows may be estimated.
- [2] Dissolved oxygen must be monitored once during the winter monitoring period, and once during the summer monitoring period.
- [3] Winter limitations apply from December 1 through April 30 of each year.
- [4] Summer limitations apply from May 1 through November 30 of each year.
- [5] The daily maximum water quality based effluent limit (WQBEL) for chlorine is greater than or equal to the limit of detection (LOD) but less than the limit of quantitation (LOQ) as defined below, which is specified in the permit. Compliance with the daily maximum limit will be demonstrated if the observed effluent concentrations are less than the LOQ.

<u>Parameter</u>	<u>Test Method</u>	<u>LOD</u>	<u>LOQ</u>
Chlorine	4500-CI-D	0.02 mg/l	0.06 mg/l
Chlorine	4500-CI-E	0.02 mg/l	0.06 mg/l
Chlorine	4500-CI-G	0.02 mg/l	0.06 mg/l

Case-Specific LOD/LOQ

The permittee may determine a case-specific LOD or LOQ using the analytical method specified above, or any other test method which is approved by IDEM prior to use. The LOD shall be derived by the procedure specified for method detection limits contained in 40 CFR Part 136, and the LOQ shall be equal to 3.18 times the LOD. Other methods may be used if first approved by IDEM.

- [6] Disinfection of the effluent is required. If chlorine is used as a disinfectant, the residual prior to dechlorination shall be maintained at a minimum of 0.5 mg/l at all times. Dechlorination is required such that the concentration of residual chlorine does not exceed the limit of quantification of 0.06 mg/l.
- [7] During the summer monitoring period, the dissolved oxygen concentration shall not be less than fifty percent (50%) of saturation as determined by Table 2 as follows:

Table 2
No one (1) sample shall be less than 4.0 mg/l.

Temperature in °C	18.0	18.5	19.0	19.5	20.0	20.5	21.0	21.5	22.0	22.5	23.0	23.5	24.0	24.5	25.0	25.5	26.0
D.O. mg/l	4.703	4.654	4.606	4.559	4.513	4.467	4.422	4.378	4.335	4.293	4.251	4.210	4.169	4.129	4.090	4.051	4.012

- (b) Samples and measurements required by this general permit shall:
- (1) be representative of the volume and nature of the monitored discharge flow;
 - (2) be taken at times that reflect the full range of effluent parameters normally expected to be present;
 - (3) be taken at times that represent seasonal variability unless otherwise approved by the commissioner;
 - (4) not be taken at times or in a manner to avoid showing elevated levels of any parameter; and
 - (5) be analyzed by a laboratory using approved methods.
- (c) The homeowner or the homeowner's certified service provider shall visually inspect the system at least one (1) time each month and complete a visual inspection form provided by the District. Completed visual inspection forms shall be maintained by the owner of the system and made available for inspection by the District or IDEM. If the person inspecting the system discovers any problem in the operation or maintenance of the system, the person shall contact the District immediately.
- (d) The analytical results of monitoring required by this general permit shall be reported as follows:
- (1) The homeowner or the homeowner's certified service provider shall submit to the District the required analytical results on or before the twenty-eighth day of the month following the month in which the samples were collected.
 - (2) The District shall submit to the Department on a semiannual basis the sampling results for all of the onsite residential sewage discharging disposal systems that are regulated under this general permit.
 - (3) Monitoring results shall be submitted to the Department on forms provided by the department.
- (e) If the results of any compliance monitoring show an exceedance of an effluent limitation under this section, a confirmation test must be conducted for each exceeded limitation no later than thirty (30) days from the date that the original sample was taken. Results of the confirmation sampling must be submitted to the District as soon as received but in no case later than seven (7) days after receipt of the sampling results. A confirmation test must be conducted every thirty (30) days until the effluent limitation is met.
- (f) If two (2) consecutive sampling results, including the confirmation samples required under subsection (e), exceed an effluent limitation, the District must submit a corrective action plan to the department within thirty (30) days of receipt of results of the second sample. The plan shall include information on corrective action taken to ensure compliance with each exceeded limitation and a plan to ensure future compliance with the limitation.

2.2 Narrative Water Quality Standards

- a) The discharge shall not contain substances, materials, floating debris, oil, scum, or other pollutants that will settle to form putrescent or otherwise objectionable deposits;
- b) The discharge shall not contain substances that are in amounts sufficient to be unsightly or deleterious;
- c) The discharge shall not contain oil or other substances that produce color, visible oil sheen, odor, or other conditions in such degree as to create a nuisance;
- d) The discharge shall not contain substances which are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans;
- e) The discharge shall not contain substances which are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such a degree as to create a nuisance, be unsightly, or otherwise impair the designated uses.

3.0 MONITORING REQUIREMENTS AND PROCEDURES

3.1 What to Sample

Samples shall be taken in accordance with the sample type specified in Section 2.1 of this general permit. The Commissioner may require the District to sample for additional parameters. When this becomes the case, the District shall be notified in writing and given the reasons for the additional sampling requirement.

3.2 Measurement Frequency

Measurement frequency of each parameter is identified in Section 2.1 above. The Commissioner may require the District to conduct more frequent measurement of one or more of these parameters. When this becomes the case, the District shall be notified in writing and given the reasons for the more frequent sampling requirement.

3.3 Representative Sampling

Samples and measurements taken in compliance with the monitoring requirements specified above shall be representative of the volume and nature of the discharge. The samples and measurements shall be taken prior to mixing with any other waters and prior to discharging to the receiving stream.

3.4 Additional Monitoring by Permittee

When the District or a service provider monitors any pollutant at the location(s) designated herein more frequently than required by this permit, using approved analytical methods as specified in section 3.5 below, the results of this monitoring shall be included in the calculation and reporting of the values required in the semi-annual Discharge Monitoring Report (DMR). Such increased frequency shall also be indicated. Other monitoring data not specifically required in this permit (such as internal process or internal waste stream data) which is collected by or for the permittee need not be submitted unless requested by the Commissioner.

3.5 Testing Procedures

The analytical and sampling methods used shall conform to the current version of 40 CFR 136. Multiple editions of Standard Methods for the Examination of Water and Wastewater are currently approved for most methods however, 40 CFR Part 136 should be checked to ascertain that a particular method is approved for a particular analyte. The approved methods may be included in the texts listed below. However, different but equivalent methods are allowable when they receive the prior written approval of the Commissioner.

- a) Standard Methods for the Examination of Water and Wastewater, 18th, 19th, or 20th Editions, 1992, 1995, or 1998, American Public Health Association, Washington, D.C. 20005.
- b) A.S.T.M. Standards, Parts 23, Water; Atmosphere Analysis, 1972 American Society for Testing and Materials, Philadelphia, PA 19103.
- c) Methods for Chemical Analysis of Water and Wastes, June 1974, Revised, March 1983, Environmental Protection Agency, Water Quality Office, Analytical Quality Control Laboratory, 1014 Broadway, Cincinnati, OH 45202.

3.6 Recording of Results

For each measurement or sample taken pursuant to the requirements of this general permit, the certified service provider (or the District) shall record the following information:

- a) the place (outfall number), date, and time of sampling;
- b) the person(s) who performed the sampling or measurements;
- c) the dates and times the analyses were performed;
- d) the person(s) and laboratory who performed the analyses;
- e) the analytical techniques or methods used; and
- f) the results of all required analyses and measurements.

3.7 Reporting Monitoring Results

- a) The District shall submit complete discharge monitoring reports (DMRs) and state monthly monitoring reports (MMRs) to the Commissioner containing results obtained during the previous monitoring period on a semi-annual basis. Results obtained during the prior summer monitoring period shall be submitted to IDEM by January 31st of each year, and results obtained during the prior winter monitoring period shall be submitted to IDEM by June 30th of each year. The District is required to enroll in the NetDMR program for the electronic submittal of the federal Discharge Monitoring Reports and the state Monthly Monitoring Reports in lieu of submitting them via U.S. Mail.
- b) DMRs must be signed and certified by the head of the governing body of the District, or his or her duly authorized representative. Such authorization must be submitted in writing and must explain the duties and responsibilities of the authorized representative.
- c) The District shall keep a duplicate copy of all completed and signed monitoring report forms submitted. These documents shall be retained either onsite at the permitted facility or in such a manner that the reports will be readily available for IDEM compliance staff review.
- d) Any communication regarding compliance with the conditions of this general permit must be addressed to both the District and:

Indiana Department of Environmental Management
Office of Water Quality, IGCN Room 1255
Compliance Data Section
100 North Senate Avenue
Indianapolis, Indiana 46204-2251.
- f) The Regional Administrator of U.S. EPA may request the District to submit monitoring reports to the U.S. EPA when the U.S. EPA deems it necessary to assure compliance with the permit.

3.8 Records Retention

All records and information resulting from the monitoring activities required by this permit, including all records of analyses performed and calibration and maintenance of instrumentation and recording from continuous monitoring instrumentation, shall be retained for a minimum of three (3) years. All records shall be kept at the permitted facility or in such a manner that the reports will be readily available for IDEM compliance staff review. The three year retention requirement shall be extended under the following conditions:

- a) automatically during the course of any litigation regarding the discharge of pollutants by the permittee; or
- b) as requested by the Regional Administrator of U.S. EPA or the Commissioner.

3.9 Reopening Clause

This general permit may be modified, or alternately, revoked and reissued, after public notice and opportunity for hearing to include any applicable effluent limitation or standard issued or approved under 301(b)(2)(C),(D) and (E), 304 (b)(2), and 307(a)(2) of the Clean Water Act, when the effluent limitation or standard so issued or approved:

- a) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
- b) controls any pollutant not limited in the permit.

If this general permit is modified or revoked and reissued all persons regulated under it will be notified by IDEM. Those persons notified under this Section shall, within one hundred twenty (120) days of the receipt of notification:

- 1) submit a complete NOI containing the information required under the modified or reissued permit; or
- 2) apply for an individual NPDES permit.; or
- 3) submit a Notice of Termination (NOT) of discharge.

4.0 NOTICE OF INTENT (NOI) REQUIREMENTS

4.1 NOI Format

The District must submit a Notice of Intent (NOI) to IDEM to seek coverage under this general permit. This action will demonstrate the District's intent to comply with the general permit. Per IC 36-11 each homeowner who has an onsite residential sewage discharging disposal system and who has complied with all requirements of the District (which includes submitting an NOI to the District) will then automatically be covered by this general permit. The NOI form for ING410000 from the District to IDEM must be signed by the head of the governing body of the District.

4.2 Deadlines for NOI Submittal

- a) For all sites that have existing, effective coverage under the general permit-by-rule (327 IAC 15-14), on the effective date of this NPDES general permit,

the existing coverage shall automatically be extended provided that the District takes one of the following actions within ninety (90) days of the effective date of the general permit.

- 1) The District submits a new NOI in accordance with Section 4.0 of this general permit to affirm it intends to comply with the requirements of this new general permit;
 - 2) The District notifies IDEM in writing of its intent to terminate general permit coverage in accordance with Section 5.0 of this general permit; or
 - 3) The District submits an individual NPDES application or modification to IDEM for the existing discharge permitted by the former general permit. In such cases, the general permit coverage will remain in effect until the effective date of coverage under an individual NPDES permit.
- b) For subsequent renewals of general permit coverage under this general permit, an NOI shall be submitted by the District not less than ninety (90) days before the general permit expires.
- c) New Residential Site: If a new (previously unpermitted) site is approved by the District after the effective date of this general permit, the District shall submit an amended NOI to IDEM at least fifteen (15) days before any discharges of wastewater, unless a later date is allowed by the Commissioner.
- d) In the case of a transfer of ownership, the homeowner is required to fully notify the new owner of the property of the existence of the onsite residential sewage discharging disposal system and the requirements of this general permit. The homeowner shall also promptly notify the District of the change in ownership for the property. The District shall notify IDEM of the updated names, addresses, and contact information via semi-annual reports.
- e) The Commissioner may, with good cause shown in writing, extend any of the submission deadline time periods required above.

4.3 Submitting the Notice of Intent

The Notice of Intent and all supporting documents shall be submitted by the District to

Indiana Department of Environmental Management
Office of Water Quality, Permits Administration Section
Indiana Government Center North, Room 1255
100 North Senate Avenue
Indianapolis, Indiana 46204-2251

IDEM continues to develop means of electronic submittals for Notice of Intent and Notice of Termination forms. Upon availability and notification by the Commissioner of an electronic application process, the District may choose to or,

may be required to, utilize this process to file the NOI, NOT and other submission requirements. If the electronic application process does become a requirement and the person does not have the ability to submit NOIs or NOTs electronically, the permittee may request an exemption from the requirement which shall include the justification of the inability to utilize an electronic filing system.

4.4 Content of the NOI from the District to IDEM

The following information must be included in an NOI:

- a) Name, email address, mailing address and telephone number of the head of the governing body of the District;
- b) Name, email address, mailing address and telephone number of any delegated representative for the head of the governing body of the District;
- c) name, telephone number, and email and mailing addresses of a contact person who is knowledgeable about the site, if other than the head of the governing body of the District;
- d) name, email address, mailing address, and phone number of contact person who will submit semi-annual monitoring reports to IDEM;
- e) a listing of all permitted onsite residential sewage discharging disposal system sites, which include the name of the current homeowner, the associated email address, the address of the site itself, and the latitudinal and longitudinal coordinates (to the nearest second) of each outfall location, the name of the surface waters receiving each discharge, and identification of any storm sewers which may initially receive any of the discharges;
- f) site map(s) identifying, via names of nearby streets or permanent structures, the location of the permitted sites where the discharges will occur; and the surface waters receiving the discharge. Multiple maps may be used if the location of the receiving waters is sufficiently distant from the site that too much detail is lost on a single map;
- g) a completed Potentially Affected Parties form (per IC 4-21.5, and mailing labels with the mail codes (Mail Code 65-42 PS) inserted on the first line of the label for each person listed; and
- h) a certification statement signed by the head of the governing body of the District.

5.0 REQUESTING TERMINATION OF COVERAGE

The District may request termination of coverage under this general permit when discharges of water to surface waters of the State have ceased. In order to do so, the District shall complete and submit a Notice of Termination (NOT) according to Section 4.3 of this permit.

The District will continue to be responsible for submitting all reports required by this permit until IDEM approves the NOT.

6.0 ADDITIONAL REQUIREMENTS

6.1 Standard Conditions for General Permits

The following standard permit conditions are incorporated by reference, as applicable to general permits.

Standard Conditions	Federal Regulatory Cite
a) Duty to comply	40 CFR 122.41(a)
b) Duty to reapply	40 CFR 122.41(b)
c) Need to halt or reduce activity not a defense	40 CFR 122.41(c)
d) Duty to mitigate	40 CFR 122.41(d)
e) Proper operation and maintenance	40 CFR 122.41(e)
f) Permit actions	40 CFR 122.41(f)
g) Property rights	40 CFR 122.41(g)
h) Duty to provide information	40 CFR 122.41(h)
i) Inspection and entry	40 CFR 122.41(i)
j) Monitoring and records	40 CFR 122.41(j)
k) Signatory requirements	40 CFR 122.41(k)
l) Reporting requirements	40 CFR 122.41(l)
m) Bypass reporting	40 CFR 122.41(m)
n) Upset reporting	40 CFR 122.41(n)

- o) The homeowner of an onsite residential sewage discharging disposal system shall allow the District, the Commissioner or an authorized representative, upon presentation of credentials, to enter upon the premises where an onsite residential sewage discharging disposal system is located to determine compliance with this general permit and state water quality standards.
- p) The District shall allow the Commissioner or an authorized representative, upon presentation of credentials, to enter the District office and have access to and copy any records that must be kept under the conditions of this general permit, in accordance with 327 IAC 15-4-1(l).
- q) The conditions of this general permit are subject to enforcement pursuant to 327 IAC 15-4-1 and IC 13-30.
- r) The District shall maintain the following records within the District office and make them available for inspection pursuant to section 3.7 of this general permit:
 - (1) Monitoring reports required under section 2.1 of this general permit for each system within the District.
 - (2) A copy of the operating permit issued by the local health department for each system within the District.
 - (3) Signed requests for inclusion in the District and coverage under this general permit for each system within the District.
 - (4) A complete up-to-date listing of all active onsite residential sewage discharging disposal systems in the District along with current contact information for each homeowner.

6.2 Other Information

When the District becomes aware of a failure to submit any relevant facts or the submission of incorrect information in an NOI or in any report, the District shall promptly submit such facts or corrected information to the Commissioner.

The District shall promptly provide to IDEM written notice of any changes to items listed on the NOI. These would include:

- a) any changes in contacts or responsible party;
- b) any changes to addresses for any contact or responsible party;
- c) any changes to telephone numbers for any contact person or responsible party; or
- d) any changes involving the person or position with delegated signature authority for any forms or reports required by this general permit as set forth in Section 6.1(k) of this general permit.

6.3 Effect of Noncompliance

All discharges shall be consistent with the terms and conditions of this general permit. Any noncompliance constitutes a violation of applicable State and Federal laws, the Clean Water Act and IC 13 and is grounds for enforcement action, termination of coverage under the permit, requiring an individual permit, and/or denial of permit coverage renewal.

When IDEM or the U.S. EPA determines that the effluent limitations contained in Sections 2.1 or 2.2 of this general permit are not being met consistently, or that the discharge is causing or contributing to an excursion above any applicable water quality standard, the District may be notified by the Commissioner in writing that an individual permit application is necessary.

6.4 Reporting Spills and Noncompliance

The District must report to IDEM any adverse incidents (including spills and leaks) which reach any surface water of the state. When the District observes or is otherwise made aware of any permit noncompliance or any adverse incident that may have resulted from a discharge from any of the permitted residential sites, the District must notify IDEM by telephone at **(888) 233-7745**:

- a) immediately for bypasses, adverse incidents or noncompliance which pose a significant danger to human health or the environment, and
- b) as soon as possible but within two (2) hours of discovery for any bypasses, adverse incidents, or noncompliance resulting in death or acute injury or illness to animals or humans (see "Spill Response and Reporting Requirements" in 327 IAC 2-6.1).

The District shall report any noncompliance and other information that is subject to the reporting requirements of 40 CFR 122.41(l)-(m) and 40 CFR 122.42(a) of this general permit within 24 hours of the District becoming aware of the permit noncompliance if it does not meet either of the conditions listed above. The District shall make the oral reports to IDEM by calling (317) 232-8670 during regular business hours or by calling (317) 233-7745 ((888) 233-7745 toll free in Indiana) during non-business hours. Written reports shall be submitted to IDEM within 5 days of the time the District becomes aware of the circumstances and may be submitted via email. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce and eliminate the noncompliance and prevent its recurrence. Written reports of noncompliance shall be submitted to IDEM via email at wwreports@idem.IN.gov.

6.5 Individual or Alternative General NPDES Permit

- a) IDEM may require the District to obtain an individual NPDES permit or an alternative general permit in accordance with the provisions of 327 IAC 15-2-9 or 40 CFR 122.28(b)(3).
- b) Any discharger authorized for coverage under this general permit may apply for coverage under an individual NPDES permit by submitting an individual NPDES application or modification to IDEM.

6.6 State and Local Laws

Coverage under this permit does not preempt any duty to obtain any other state, or local assent required by law for the discharge or for the construction or operation of the facility from which a discharge is made. Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the District from any responsibilities, liabilities, or penalties established pursuant to any applicable state law or regulation or the Clean Water Act, as amended.