

Gage, Hannah

From: Gilliam, Allen
Sent: Thursday, February 18, 2016 11:23 AM
To: 'Susan Hilden'
Cc: heber springs Kent Latch; Gage, Hannah
Subject: AR0022381_Defiance Metals ARP001047 Feb 2016 change in signatory authority_20160218
Attachments: ADEQ Signatory Forms DMP 2016.pdf

Thank you Susan,

Defiance Metals' changed/updated signatory authority form has been placed in your file.

Thank you for the submittal.

Sincerely,

Allen Gilliam
ADEQ State Pretreatment Coordinator
501.682.0625

ec: Kent Latch, Heber Springs General Manager

E/NPDES/NPDES/Pretreatment/Reports

From: Susan Hilden [<mailto:shilden@DEFIANCEMETAL.COM>]
Sent: Thursday, February 18, 2016 11:04 AM
To: Gilliam, Allen
Subject: Defiance Metal Products Signatory Forms 2016

Allen,

Please find attached the Signatory Authority forms for Defiance Metal Products.

Thank you,

Susan Hilden
Human Resources Manager
944 Bypass Road
Heber Springs, AR 72543
501-887-4766 Direct
501-270-5474 Cell
shilden@defiancemetal.com

RE: Documentation of authority to sign pretreatment reports.

PURPOSE: Pretreatment rules at 40 CFR 403.12(l) specify who can sign reports required by industries subject to the Pretreatment Regulations in 40 CFR 403. These rules require the information on this form and apply to those signing electronic submissions as well. Accordingly, this form must be provided before ADEQ can accept documents submitted by an individual.

USES: This form establishes who can sign documents for a Permittee provided to ADEQ in compliance with a permit for discharge of wastewater to the sanitary sewer under the Federal Pretreatment and State Waste Discharge permit programs (pretreatment permits).

APPLICABILITY: The below authorization is for submittals required of:

Defiance Metal Products Arkansas (Name of Company)

CERTIFICATION: I understand: A) the information I provide on this form is governed by rules for civil documents and the Clean Water Act. B) I must submit a new form to ADEQ when this information changes. C) I may need to periodically provide ADEQ a new form so they can verify the information is current and valid.

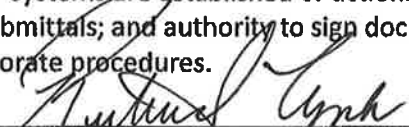
I am (check one)

A general partner or the proprietor of the business for which the permit is issued. **OR**

A responsible corporate officer. Specifically I am (further check one of the two below)

A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or a person who performs similar policy- or decision-making functions for the corporation. **OR**

The manager of one or more manufacturing, production, or operating facilities, authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and taking measures to assure compliance with environmental laws and regulations. I have the authority to ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit submittals; and authority to sign documents has been assigned or delegated to me in accordance with corporate procedures.

 2/18/16
Signature of the Responsible Official Date

Richard, A, Lynch
Name (First Name, MI, Last Name) Typed or Printed

944 S. Bypass Road Hebers Springs, AR 72543
Mailing Address City, State, and Zip

Plant Manager 501.887.4747 501.362.2214
Title Area Phone Fax
Code

Email Address: rlynch@defiancemetals.com

(Optional) I hereby designate the following person or position as my Duly Authorized Representative for purposes of signing documents required by the permit issued to this facility:

This person or position has responsibility for the overall operation of the facility from which the Industrial Discharge originates, (e.g. manager, operator, superintendent, or equivalent), or has the overall responsibility for environmental matters for the company.

This designation is in addition to prior designations.

This designation supersedes all prior authorizations

This designation is valid until _____ . (If no date given valid until rescinded)



Signature of the Duly Authorized Representative

Keith, E, Brown

Name (First Name, MI, Last Name) Typed or Printed

944 S. Bypass Road

Heber Springs, AR 72543

Mailing Address

City, State, and Zip

Engineering Manager

501

887.4747

()

Title

Phone

Cell

Email Address: kebrown@defiancemetal.com

OR I hereby designate the following position as having the authority to sign documents required by the pretreatment permit issued to this facility: _____

LEGAL CITATIONS:

40 CFR 403.12(l) *Signatory requirements for Industrial User reports.* The reports required by paragraphs (b), (d), and (e) of this section shall include the certification statement as set forth in §403.6(a)(2)(ii), and shall be signed as follows:

(1) By a responsible corporate officer, if the Industrial User submitting the reports required by paragraphs (b), (d), and (e) of this section is a corporation. For the purpose of this paragraph, a responsible corporate officer means:

(i) a president, secretary, treasurer, or 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

(ii) The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiate and direct other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; can ensure that the necessary systems are established or actions taken to gather complete and accurate information for control mechanism requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

(2) By a general partner or proprietor if the Industrial User submitting the reports required by paragraphs (b), (d), and (e) of this section is a partnership, or sole proprietorship respectively.

(3) By a duly authorized representative of the individual designated in paragraph (l)(1) or (l)(2) of this section if:

(i) The authorization is made in writing by the individual described in paragraph (l)(1) or (l)(2);

(ii) The authorization specifies either an individual or a position having responsibility for the overall operation of the facility from which the Industrial Discharge originates, such as the position of plant manager, operator of a well, or well field superintendent, or a position of equivalent responsibility, or having overall responsibility for environmental matters for the company; and

(iii) the written authorization is submitted to the Control Authority.

(4) If an authorization under paragraph (l)(3) of this section is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, or overall responsibility for environmental matters for the company, a new authorization satisfying the requirements of paragraph (l)(3) of this section must be submitted to the Control Authority prior to or together with any reports to be signed by an authorized representative.

403.6(a)(2) *Contents of Application.* Each request shall contain a statement: (ii) ...Any person signing the application statement submitted pursuant to this section shall make the following certification:

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.

**REQUEST FOR CHANGE OF AUTHORIZATION
(CERTIFICATION AND SIGNATORY REQUIREMENTS)**

NPDES Permit Number: _____ Facility Name: Defiance Metal Products

Type of Change: New Cognizant Official (or duly authorized representative) (sections 1 and 2)
 (check one) New Ranking Official (complete section 2 only)
 Both (sections 1 and 2)

1. **NEW COGNIZANT OFFICIAL** (or duly authorized representative) (See 122.22(b); the individual, authorized by the ranking official in writing, as having responsibility for the overall operation of the regulated facility or activity responsibility, or having overall responsibility for environmental matters for the company.)

The ranking official hereby designates the following individual as the cognizant official, (duly authorized representative), for signing the permit required reports, etc., including Discharge Monitoring Reports (DMR) required by the permit, and other information requested by the Director:

Richard A. Lynch 2/18/16
 Signature of the Cognizant Official (Duly Authorized Representative)
Richard A. Lynch
 Name (First Name, MI, Last Name) Typed or Printed
944 S. Bypass Rd. Heber Springs, AR 72543
 Mailing Address City, State, and Zip
Plant Manager (501) 887.4747 501.362.2214
 Title A/C Phone Fax
 Email Address: rlynch@defiancemetals.com

By signature below, the ranking official certifies that the above named individual is qualified to act as the duly authorized representative under the provisions of 40 CFR 122.22(b).

2. **RANKING OFFICIAL** (Note: The ranking official is the person authorized to sign the permit application 1/a/w 40 CFR 122.22(a). For a Corporation: it is the responsible corporate officer. Partnership or Sole Proprietorship: the general partner or proprietor. Municipality, State, Federal or other Public Agency: the principal executive officer ranking elected official.)

Rick Creedmore 02/18/16
 Signature of the Ranking Official Date
Rick Creedmore
 Name (First Name, MI, Last Name) Typed or Printed
21 Seneca St. Defiance, OH 43512
 Mailing Address City, State, and Zip
VP Operations/Quality (419) 784.5332
 Title A/C Phone Fax
 Email Address: rcreedmore@defiancemetals.com

Certification: I certify under penalty of law that this document and all attachments were prepared under my direct 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.

Will Ranking Official also be the person signing submittals? (Check one) Yes No