

**FACT SHEET  
AND SUPPLEMENTARY INFORMATION  
FOR DRAFT GENERAL PERMIT ARG750000**

For issuance of the new General Permit for Operators Discharging Car/Truck Wash Facilities located within the State of Arkansas, Permit Number ARG750000.

Information in this part is organized as follows:

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**1. Background**

Under 40 CFR 122.28, general permits may be written to cover categories of point sources having common elements, such as facilities that involve the same or substantially similar types of operations, that discharge the same types of wastes, or that are more appropriately regulated by a general permit. ADEQ has elected to renew the ARG750000 General Permit for Operators Discharging Car/Truck Wash Facilities located within the State of Arkansas.

The previous permit became effective on December 1, 2014, and expires on November 30, 2019.

**2. Proposed Changes**

The permittee is responsible for carefully reading the permit in detail and becoming familiar with all of the changes therein:

The following changes are proposed from the previously issued permit:

- 2.1** The cover page has been revised to authorize construction of car/truck washwater treatment systems.
- 2.2** Part 1, “Coverage Under This Permit”, has been clarified to note inclusion of treatment system construction in permit coverage.
- 2.3** Part 1.2.1 of the permit has been revised to authorize the construction of treatment systems for Car/Truck wash facilities.
- 2.4** The requirement of a facility to have a licensed operator is now included in part 1.2.1.4 and only applies to facilities with treatment systems.
- 2.5** Part 1.3.4 has been revised to exclude the washing of oil and gas exploration and production waste or residuals hauling vehicles. The exclusion of logging trucks has been removed.

- 2.6 Part 1.3.11 has been removed. The information regarding discharges into waterbodies with an established TMDL has been included in Part 1.3.10.
- 2.7 Part 1.4.2.8 has been added to include a link to the Notice of Intent.
- 2.8 Part 1.4.3.2 has been revised to include a link to the application for a State Construction Permit.
- 2.9 Part 1.4.4 has been added to address the construction of treatment systems.
- 2.10 Part 1.4.5 has been added to provide information for application submittal.
- 2.11 Part 1.4.6 has been added to state that no permit coverage will be issued until all ADEQ permit fees have been paid.
- 2.12 Part 1.4.7 has been added to include Notice of Coverage (NOC) information. ADEQ may specify alternate requirements for the permit and these requirements will be listed in the NOC.
- 2.13 Part 1.6.14 has been added to require the permittee to obtain an individual NPDES permit if effluent limitation guidelines are promulgated for point sources covered under the general permit that are more stringent than this general permit.
- 2.14 Part 1.6.1.5 has been added to require the permittee to obtain an individual NPDES permit if ADEQ does not renew this permit.
- 2.15 Part 1.6.2 has been revised to require the submittal of a Notice of Termination if the facility is now required to obtain an individual NPDES permit.
- 2.16 Part 1.6.2.1 has been included to clarify the requirement of timely submittals.
- 2.17 Part 1.7 has been revised to provide additional permit termination requirements.
- 2.18 The requirements of Part 1.8.6 have been combined with Part 1.8.9. These requirements are now found in Part 1.8.8.
- 2.19 Part 1.9 of the previous permit regarding the Reopener Clause, has been moved to Part 3.13 of the permit. "Continuance of the Expired General Permit" has been renumbered to Part 3.14.
- 2.20 The limitation for Dissolved Oxygen in Part 2 has been changed from monthly average to instant minimum.
- 2.21 Part 2 of the permit includes an additional significant figure for COD, TSS, and O&G.
- 2.22 Part 4.4 has been reorganized and renumbered.
- 2.23 Part 5.5 has been revised to require the use of NetDMR.
- 2.24 Part 7 has been revised to include the definitions of BMPs, COD, CWA, Direct Discharge, Eligible, gpd, NOI, NOT, surfactant, and TMDL.

### **3. Permit Coverage**

The facilities covered by this general permit include car/truck wash facilities engaged in exterior washing only which discharge treated wastewater to Waters of the State following an approved treatment system, and which have been constructed in accordance with the terms and conditions of state construction permitting requirements contained in APC&EC Reg. 6.202 and requirements listed in part 1.4.4 of the permit.

### **4. Monitoring Requirements**

All facilities operating under conditions of this general permit are required to monitor each parameter once/quarter except for pH (once/month). However, the permittee shall at all times properly operate and maintain the facilities to achieve compliance with the conditions of this permit,

including additional sampling and testing as necessary to ensure that permit limitations are not exceeded at any time.

Sampling and testing must be conducted in accordance with 40 CFR Part 136. The Department considers this frequency to be adequate since all eligible car/truck wash facilities were designed and constructed to provide adequate treatment and were issued construction permit coverage by ADEQ after approval of plans and specifications. It is also required, that the operator employ the services of a commercial laboratory for sampling and analysis required by this general permit.

## **5. Other Conditions**

### **5.1 Geographic Area and Covered Facilities**

The general permit, when issued, will authorize discharges from car/truck wash facilities and construction of washwater treatment of car/truck wash facilities throughout the State of Arkansas. The permit will be applicable only to facilities which have direct discharges to waters of the State and are, therefore, subject to the requirements of Section 301 and 402 of the Clean Water Act. Additionally, facilities with treatment systems are required to submit a statement that the facility will meet or was constructed in accordance with construction permitting requirements contained in APC&EC Reg. 6.202 and part 1.4.4 of this permit, prior to coverage under this permit.

### **5.2 Timing of Requests**

Requests for coverage shall be submitted as follows:

5.2.1 For new dischargers, at least 30 days prior to the first proposed discharge.

5.2.2 For existing dischargers, no later than the effective date of the renewal permit.

### **5.3 Expiration Date**

In accordance with 40 CFR 46(a), the general permit will expire five (5) years from the effective date of the permit. An expired permit will continue in effect until such time that the permit is renewed or a new permit is issued.

### **5.4 Individual Permits**

The Director of ADEQ may require the issuance of individual permits according to the criteria in 40 CFR 122.28(b)(3).

### **5.5 Anti-backsliding**

Effluent limits and monitoring requirements for flow, COD, TSS, O&G, pH, surfactants, DO, and total phosphorus are continued from the current permit based on EPA anti-backsliding regulations [40 CFR 122.44(l)].

The permit is consistent with the requirements to meet Anti-backsliding provisions of the Clean Water Act (CWA), Section 402(o) [40 CFR 122.44(l)]. The final effluent limitations for reissuance permits must be as stringent as those in the previous permit, unless the less stringent limitations can be justified using exceptions listed in 40 CFR 122.44(l)(2)(i).

## **6. Public Notice, Meeting, and Hearing**

The draft renewal permit public notice was published for public comment on December 1, 2018. The Last day of the comment period was thirty (30) days after the publication date. No public comments were received on the draft permit.

## **7. Economic Impact**

This permit does not place any additional undue burden on any private business entity, large or small. It does not restrict any opportunities that are available to any small businesses. The inspection and control requirements are set at a level to protect water quality while minimizing the resources required for compliance.

The permit fee of \$200 has been established by Arkansas Pollution Control and Ecology Commission Regulation No. 9 for commercial facilities.

For facilities discharging directly into a waterbody with a TMDL for nutrients, pathogens, or DO, an Individual NPDES Discharge Permit will be required. Obtaining an Individual NPDES Discharge Permit will result in additional cost for public notice and longer processing time. It may also result in additional cost if monitoring of additional parameters is required under the Individual NPDES Discharge Permit.

There may be minimal additional cost for commercial facilities to obtain a Certificate of Good Standing from the Secretary of State of any State other than Arkansas.

## **8. Contact Information**

For additional information regarding this permit, please contact the NPDES Permits Section of the Office of Water Quality:

via mail at:

NPDES Permits Section  
Office of Water Quality  
5301 Northshore Drive  
North Little Rock, AR 72218-5317

via phone at (501) 682-0623; or

via email at [water-permit-application@adeq.state.ar.us](mailto:water-permit-application@adeq.state.ar.us)

**9. Sources**

- 1.1** Previous Permit, ARG750000.
- 1.2** Title 40 of the Code of Federal Regulations (40 CFR)
- 1.3** APCEC Regulation No. 2.
- 1.4** APCEC Regulation No. 6.
- 1.5** APCEC Regulation No. 8.
- 1.6** APCEC Regulation No. 9.