

LAND APPLICATION PERMIT

New
 Renewal
 Modified

PERMIT NO. 97-201
SPECIAL CONDITIONS
REF/PERMIT #

Statewide permit for land application of hydrostatic test water

This permit hereby authorizes the applicant:

As per Notice of Intent

to land apply uncontaminated hydrostatic test water according to the procedures and conditions of the application number 97-201. The application site is located Statewide in the State of Wyoming. This permit shall be effective until terminated by the Department of Environmental Quality.

The issuance of this permit confirms that the Department of Environmental Quality (DEQ) has evaluated the application submitted by the permittee and determined that it meets minimum applicable standards. Compliance with DEQ standards is the responsibility of the permittee, owner, and/or operator.

Nothing in this permit constitutes an endorsement by the DEQ of the land application described herein. This permit verifies only that the submitted application meets the standards imposed by the DEQ statutes, rules and regulations. The DEQ assumes no liability for, and does not in any way guarantee or warrant the performance of, the permitted activity. The permittee, owner and/or operator are solely responsible for any liability arising from the land application. By issuing this permit, the state does not waive its sovereign immunity.

The permittee shall allow authorized representatives from the DEQ, Water Quality Division (WQD), upon the presentation of credentials and during working hours, to have access to inspect the facilities, at the above location, for the purpose of compliance with the provisions of this construction permit.

Nothing in this permit shall be construed to preclude the institution of any legal action or other proceeding to enforce any applicable provision of law or rules and regulations. It is the duty of the permittee, owner and/or operator to comply with all applicable federal, state and local laws or regulations in the exercise of its activities authorized by this permit.

The issuance of this permit does not convey any property rights in either real or personal property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations.

The permittee shall construct and operate the permitted facility in accordance with the statements, representations, procedures, terms and conditions of the permit application, supporting documents and permit. This permit does not relieve the permittee from any duty to obtain any other permit or authorization that may be required by any provision of federal, state or local laws.

In carrying out its activities authorized by this permit, the permittee, owner and/or operator shall comply with all of the following permit conditions:

- 1 of 6 The applicant will file two copies of a notice of intent to make a land application of clean hydrostatic test water in accordance with the conditions of this Statewide permit. This notice should be filed with appropriate DEQ/WQD District Office (as shown by attachment 1) a minimum of 14 calendar days before the planned application. A copy of the notice of intent shall also be provided to the local emergency management agency at least 48 hours prior to the land application.
- 2 of 6 The applicant will provide immediate oral and/or written notice to the appropriate DEQ/WQD District Office in accordance with the provisions of Section 9, Chapter III, Wyoming Water Quality Rules and Regulations of any changes or modifications which are not consistent with the terms and conditions of this permit.
- 3 of 6 Within sixty days of completion of the land application, the applicant will submit to the DEQ/WQD District Office on the form provided (CERTIFICATION OF COMPLETION), the following information:

- a. Date that the land application was made, the quantities applied; and
- b. Certification that the land application was made in accordance with the conditions of this permit.

4 of 6 The notice of intent shall include the following items:

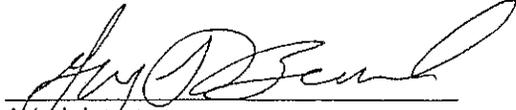
- a. The name, address and phone number of the applicant.
- b. The name, local address, and local phone number of the site supervisor for the land application.
- c. The name, address and written permission of the property owner.
- d. Description of the land application site, to include:
 - (1) Legal Description
 - (2) USGS 7 /12' Quadrangle Sheet with the limits of the land application and the nearest surface drainage marked. A good quality color copy of the area in question will be an acceptable substitute. Fax transmission or monotone copies will not be acceptable.
 - (3) A narrative description of the site, to include a discussion of the average slopes, maximum slopes, soil types, and vegetation types.
 - (4) Description of the facility to be tested, including a statement that it is all new construction.
 - (5) Source and quantity of water to be used for the hydrostatic test. Water from stock or domestic wells, municipal sources, or live streams need will not require water quality analysis. Water from all other sources will require analysis for the parameters identified in Wyoming DEQ/WQD Rules and Regulations Chapter VIII Table 1, groundwater standards.
 - (6) Method and rate of application.

5 of 6 Conditions to be met to allow use of the Statewide permit:

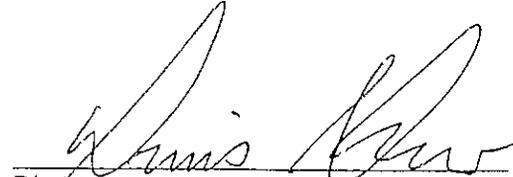
- a. The land application shall be conducted so that no violations of surface or groundwater standards will occur. Use of water with quality that does not meet Underground Water Class III standards, as defined by Wyoming DEQ/WQD Rules and Regulations Chapter VIII Table 1, will require a site specific land application permit.
- b. Must be applied so that runoff cannot reach surface waters of the State, to include intermittent streams and drainages.
- c. No additives of any type (for example, surfactants, corrosion inhibitors, or disinfection agents) may be introduced to the water.

6 of 6 The review and approval of this permit is based upon the items identified in the attached "Statement of Basis".

AUTHORIZED BY:



Administrator
Water Quality Division



Director
Department of Environmental Quality

6-18-97
Date of Issuance

LBH/bb/71997.ltr

cc: Jeff Hermansky, Don McKenzie, Randy Taylor, Todd Parfitt

Attachment 1: District Map

STATEMENT OF BASIS

- I. General information.
- A. Permit Number: 97-201
- II. Application reviewed for compliance with the following regulations. (Indicate yes or no for each section.)
- A. Chapter XI. YES
- B. Chapter XII. NO
- III. Basis for issuing permit. (Indicate yes or no for each section.)
- A. Review of application package indicates proposed facility will be in compliance with applicable regulations identified in Section II.
- YES
- B. Permit includes deviation from applicable regulations in accordance with Section 5, Chapter XI, or XII.
- NO
- C. Permit based on deviation from applicable regulations in accordance with approved policy statement.
- NO
- IV. Facilities not specifically covered by regulations. (Indicate the section number of the regulations and briefly summarize the regulation.)
- A. Identify specific sections of the regulations for which a deviation is approved and briefly summarize the regulation.
- N/A
- B. Briefly state the basis for the deviation.
- N/A
- C. Permit based on general or statewide deviation contained in approved policy statement (indicate the policy number and briefly summarize the nature of the deviation).
- N/A

- V. Application requires review to determine groundwater impacts in accordance with Section 15, Chapter III¹. (Indicate either applicable or not applicable. If not applicable delete all of section VI. from the Statement of Basis.)

NO

- VII. Documentation of Statement of Basis.

The archives file for this permit will include adequate documentation of all sections of this Statement of Basis.

CERTIFICATION

The issuance of this permit is based upon a review of the application package submitted in accordance with the requirements of Section 6, Chapter III, Wyoming Water Quality Rules and Regulations. This review was performed by Louis B. Harmon, Southeast District Engineering Supervisor, and completed on June 13, 1997. Permit issuance is recommended based upon statements, representations, and procedures presented in the permit application and supporting documents, permit conditions, and the items identified in this "Statement of Basis."

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¹Sediment ponds, public water supplies, sewerage systems and small wastewater systems are exempt from the requirements of Section 15.