



**Salt Lake City Department of Public Utilities
Storm Water Division
1530 S. West Temple
Salt Lake City, Utah 84115**

Date Received (internal SLCDPU only): _____

PUT Permit No (internal SLCDPU only): _____

Storm Sewer Industrial Discharge Permit - No Exposure Certification (NEC)

ALL NECESSARY INFORMATION MUST BE PROVIDED ON THIS FORM

No Exposure Certification (NEC) for exclusion from permitting requirements for Storm Water Discharges Associated with **Industrial Activities** Under the Salt Lake City Municipal Separate Storm Sewer System (MS4) UPDES Permit UTS000002 for all new and existing point source discharges of storm water to waters of the state that are associated with industrial activity identified under the coverage sections contained in Appendix I of the UPDES Multi-Sector Permit (MSGP) for Storm Water Discharges Associated with Industrial Activities.

No exposure conditions can be found in the permit document for the UPDES MSGP for Storm Water Discharges Associated with Industrial Activities. A copy of the UPDES permit may be downloaded from the internet at <https://deq.utah.gov/water-quality/general-multi-sector-industrial-storm-water-permit-updes-permits>.

Submission of this NEC constitutes the understanding that the party(s) identified in Section I of this form does not require permit authorization for its storm water discharges associated with industrial activity due to the existence of a condition of no exposure. Holding a No Exposure Certification obligates such discharger to comply with all the terms and conditions of Salt Lake City's Storm Water Ordinance Title 17.84, the State of Utah UPDES Multi-Sector General Permit (MSGP) for Storm Water Discharges Associated with Industrial Activities, and the MS4 UPDES Permit issued to Salt Lake City (UTS000002), including annual inspections and maintenance of post construction BMPs (if such infrastructure exists at the facility).

**All fields must be eligibly filled out in type or print in black/blue ink
(refer to pages 4, 5 and 6 for details and instructions)**

I. OWNER INFORMATION:

Name (Owner): _____ Phone: _____
 Address: _____
 City: _____ State: _____ Zip: _____
 Contact Person: _____ Phone: _____
 Email: _____

OPERATOR INFORMATION: (only fill out if Operator is different from Owner)

Name (Operator): _____ Phone: _____
 Address: _____
 City: _____ State: _____ Zip: _____
 Contact Person: _____ Phone: _____
 Email: _____

*If you have more co-permittees than space allows on this form, please use back of page.

II. FACILITY INFORMATION:

Facility Name: _____
 Address: _____
 City: _____ State: _____ Zip: _____
 Site Contact Person: _____ Phone: _____
 Email: _____

III. SECTOR IDENTIFICATION:

Standard Industrial Classification (SIC) or Designated Activity Code:

Primary SIC: _____ Secondary SIC: _____
 Primary Sector Identification (A-AD): _____
 Secondary Sector Identification (A-AD): _____

If there are any applicable Co-Located Sectors:

Co-Located Sector: _____ Co-Located SIC Code: _____
 Co-Located Sector: _____ Co-Located SIC Code: _____
 Co-Located Sector: _____ Co-Located SIC Code: _____



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IV. RECEIVING WATERS OF THE STATE:

Identify the Waters of the State of Utah identified under Salt Lake City’s MS4 permit that receive storm water discharges from the industrial activities site:

- Emigration Creek Parley’s Creek City Creek Jordan River
 Red Butte Creek Other: _____

Approximate distance from receiving water identified: _____

V. EXPOSURE CHECKLIST:

Are any of the following materials or activities exposed to precipitation, now or in the foreseeable future? (Please check “Yes” or “No” in the appropriate box.)

If you answer “Yes” to any of these questions (1) through (11), you are not eligible for the No Exposure Certification

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 stormwater:
Yes No
2. Materials or residuals on the ground or in stormwater inlets from spills/leaks:
Yes No
3. Materials or products from past industrial activity:
Yes No
4. Material handling equipment (except adequately maintained vehicles):
Yes No
5. Materials or products during loading/unloading or transporting activities:
Yes No
6. Materials or products stored outdoors (except final products intended for outside use [e.g., new cars] where exposure to stormwater does not result in the discharge of pollutants):
Yes No
7. Materials contained in open, deteriorated, or leaking storage drums, barrels, tanks, and similar containers:
Yes No
8. Materials or products handled/stored on roads or railways owned or maintained by the discharger:
Yes No
9. Waste material (except waste in covered, non-leaking containers [e.g., dumpsters]):
Yes No
10. Application or disposal of process wastewater (unless otherwise permitted):
Yes No
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 stormwater outflow:
Yes No



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VI. CERTIFICATION

I certify under penalty of law that I am duly authorized to sign this NEC, and that I have read and understand the eligibility requirements for claiming a “no exposure” and obtaining an exclusion from City Discharge (SSID) and UPDES (MSGP) permit requirements. I understand that continued exclusion from permit coverage is contingent upon maintaining eligibility as provided in the MSGP. I understand that I am obligated to submit a no exposure certification form every five years to SLCDPU and understand that if the conditions of no exposure change, I must obtain coverage under a City Storm Sewer Industrial Discharge (SSID) permit and UPDES MSGP prior to any point source discharge of stormwater from the facility.

I certify under penalty of law that this document and all attachments were prepared under the direction or supervision of those who have placed their signature(s) below, 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.

Owner: (print name and signature of the Owner from first page)

Printed Name: _____
Signature: _____
Date: _____

Operator: (print name and signature of the Operator from first page, if different from the Owner)

Printed Name: _____
Signature: _____
Date: _____

Who must file for a No Exposure Certification (NEC) form?

The owner or operator of an Industrial facility that has obtained NEC exclusion from coverage under the UPDES Multi-Sector General Permit for Storm Water Discharges Associated with Industrial Activities. Coverage under the UPDES MSGP is typically required for industrial facilities such as manufacturing facilities, mining operations, landfills, steam electric plants, automotive recyclers, waste and metal recycling, larger wastewater treatment plants, and transportation facilities; coverage is usually based on the facility’s Standard Industrial Classification (SIC) code or activities on site. The conditions of no exposure require that there are no discharges of storm water contaminated by exposure to industrial activities or materials.

(a) Owner: The party that owns/leases the land on which the industrial activities occur and has ultimate control over the facility, OR

(b) Operator: The party that has the day-to-day operational control of the facility and site activities and ensures compliance with this permit.



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Where to file No Exposure Certification (NEC) form:

If submitting electronically: Submit NEC form to stormwaterquality@slcgov.com (a fee will be invoiced once the form is processed).

If submitting hardcopy: Send NEC form to the following physical address (a fee will be invoiced once the form is processed):

**Salt Lake City Corporation
Department of Public Utilities
Attention: SLCDPU Storm Water Quality
1530 South West Temple
Salt Lake City, UT 84115**

Permit Application Fee: \$132

ONLINE PAYMENT WILL BE AVAILABLE BY CREDIT CARD ONCE FORM IS PROCESSED; IF REMITTING PAYMENT WITH A CHECK AT THAT TIME, MAKE CHECKS PAYABLE TO:

Salt Lake City Department of Public Utilities

Additional Fees:

Initial Site Evaluation Fee: \$132.00

Re-Inspection Fee: \$44.00

Quinquennial (5-Year) Permit Renewal Fee: \$132.00

Beginning of exclusion from coverage:

Exclusion from coverage under the SLC Storm Sewer Industrial Discharge Permit is immediate after: (1) this NEC is submitted, (2) a *Public Utilities Permit* number (PUT#) is issued, (3) application fees are paid, and (4) this *NEC* is retained on-site at the facility.

Becoming an NEC Permittee obligates such discharger to comply with all the terms and conditions of Salt Lake City's Storm Water Ordinance Title 17.84, The State of Utah UPDES Multi-Sector General Permit for Storm Water Discharges Associated with Industrial Activities, and the MS4 UPDES Permit UTS000002 including annual inspections and maintenance of post construction BMPs.

Duty to Comply:

By accepting this exclusion, the Permittee(s) must comply with all no exposure conditions of the *MSGP*. Any Permit noncompliance constitutes a violation and is grounds for escalating enforcement including but not limited to penalties, permit termination, revocation, denial for permit renewal.

Notice of Termination (NOT):

An *NOT* form must be completely filled out, and all fees and penalties must be paid when an NEC from industrial activity permit coverage and associated industrial activities are terminated.

Penalties for Violations of Permit Conditions:

Penalties will be determined using the

- *Single Event Violation Codes* (refer to Attachment I).
- *Utah Water Quality Act Civil Penalty Determination Chart* (refer to Attachment II)



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Instruction for filling out the NEC

SECTION I – FACILITY OPERATOR INFORMATION

The Owner is typically the property owner, or business owner. This section must be completely filled out with the legal name(s) of the person(s), firms(s), public or organization(s) that is responsible for the industrial activity being performed. The Operator is typically the facility manager responsible for day-to-day site operations, and coordination with the inspector(s). The owner and the operator of the facility may be the same.

SECTION II – FACILITY/SITE LOCATION INFORMATION

Enter the official or legal name and complete street address, including city, state, and ZIP code. If the facility or site lacks a street address, indicate the approximate location providing the nearest cross street address.

SECTION III – SECTOR IDENTIFICATION

Refer to the following website to determine what sector to categorize your industrial facility based on your SIC code. <https://deq.utah.gov/water-quality/explanation-of-standard-industry-classification-sic-codes-updes-permits>

SECTION IV – RECEIVING WATERS OF THE STATE

If your site’s stormwater flows into a municipal storm drain system, you should determine the ultimate destination of that system’s discharge. You may have to consult with the local agency responsible for the storm drain system to determine the waterbody to which you are discharging; contact Stormwaterquality@slcgov.com for such guidance.

SECTION V – EXPOSURE CHECKLIST

Check “Yes” or “No” as appropriate to describe the exposure conditions at your facility. If you “Yes” to ANY of the questions (1) through (11) in this section, a potential for exposure exists at your site and you cannot certify to a condition of no exposure. You must obtain (or already have) coverage under an UPDES storm water permit and obtain an SSID permit through SLCDPU. After obtaining permit coverage, you can institute modifications to eliminate the potential for a discharge of storm water exposed to industrial activity, and then certify to a condition of no exposure.



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SECTION VI - CERTIFICATION

State statutes provide for severe penalties for submitting false information on this application form. City ordinance requires this application to be signed as follows:

For a corporation: by a responsible corporate officer, which means: (i) 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, 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 initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

For a partnership or sole proprietorship: by a general partner or the proprietor; or

For a municipality, state, federal, or other public facility: by either a principal executive officer or ranking elected official.