



Milwaukee Metropolitan Sewerage District Notice of Intent to Discharge Non-domestic Wastewater

I. Persons who must submit a *Notice of Intent*

A person must submit a *Notice of Intent* before discharging a new non-domestic wastewater to the sewerage system, significantly modifying an existing non-domestic wastewater discharge, or taking possession or control of an existing facility that discharges process wastewater. You must submit a *Notice of Intent* if you are:

- (a) constructing a new facility that will discharge process wastewater to the sewerage system;
- (b) changing the physical size or operations at an existing facility to the extent that wastewater volume or content will be substantially changed, including, but not limited to, a change in the annual average daily discharge flow rate of 20% or more;
- (c) taking possession or control of an existing facility that discharges process wastewater;
- (d) proposing to discharge contaminated groundwater;
- (e) commencing or modifying a discharge of hazardous waste that requires reporting according to sec. 11.412, MMSD Rules; or
- (f) proposing to discharge any other non-domestic wastewater not previously reported to the District.

II. Timing

The District must receive the *Notice of Intent* at least 30 days before the planned commencement of discharge.

You may commence discharging only after receiving written approval from the District.

III. Submitting the *Notice of Intent*

Mail or deliver the District's copy of the *Notice of Intent* to:

Mr. Harvey Matyas
Milwaukee Metropolitan Sewerage District
260 West Seeboth Street
Milwaukee, Wisconsin 53204-1446

You may email the *Notice of Intent* to tnowicki@mmsd.com or fax it to 414-272-0270.

The municipality in which the facility or project is located must also receive a copy of the *Notice of Intent*.

IV. Contact person

The *Notice of Intent* must identify a contact person, who must be an employee, operator, or owner of the discharging facility or project. The contact person must be someone with operational responsibilities and a technical knowledge of the processes, equipment, or operations that will cause the discharge. The contact person is not necessarily the same person who must sign this *Notice of Intent*. If a consultant is preparing this *Notice of Intent*, please identify the consultant separately. While a consultant may prepare and submit the *Notice of Intent*, the *Notice of Intent* must still identify the owner or operator. Also, someone representing the owner or operator must sign the *Notice of Intent*, according to Part VII of this introduction.

V. Identity and concentration of pollutants

You must provide enough information for the District to identify the pollutants that have a potential to be in the wastewater and to determine whether any pollutant would violate the limits or prohibitions established by secs. 11.202 or 11.203, MMSD Rules.

If you are not currently able to sample the wastewater, then you must use your best engineering judgment to predict the pollutants that may be present. You may base this prediction upon the raw materials, processes, operations, and circumstances that will produce the non-domestic wastewater. You can obtain information regarding potential pollutants from material safety data sheets, equipment vendors, other persons with similar processes, and development documents for any applicable categorical standards.

If you are able to sample the wastewater, then you must submit analytical results with the *Notice of Intent*. You must analyze the wastewater for the pollutants listed in sec. 11.203(1)(a), MMSD Rules, and for pH. If the wastewater is related to a remedial action at a site of a leaking underground storage tank, then you must analyze the wastewater for the chemicals that the tank contained, in addition to the pollutants listed in sec. 11.203(1)(a), MMSD Rules. You may exclude pollutants if you have no reasonable expectation that they will be present and if you provide your reasoning to the District. The results must be from samples collected within three months before the submission of the *Notice of Intent*.

Contact the District at 414-225-2275 if you have questions regarding characterizing your wastewater.

VI. Signature

Someone who satisfies the requirements of secs. 11.401(2)(c) and 11.417, MMSD Rules, must sign the *Notice of Intent*. Generally, the required person is an officer of a corporation, a partner, or a proprietor. A representative of one of these persons may sign the *Notice of Intent* if the representative has written authorization and the written authorization is submitted to the District.

VII. Fee

Whether a fee is required depends on the circumstances of the discharge. A fee is not required when: the facility is already paying an industrial surcharge; the site or project has previously paid a fee within the same calendar year; or the facility, site, or project is owned or operated by a government. In all other cases, the fee is \$250.

You must submit this fee with the *Notice of Intent*. Make checks payable to the Milwaukee Metropolitan Sewerage District. The District will not evaluate a *Notice of Intent* unless this fee is paid. This fee is nonrefundable, even if the District denies permission to discharge.

VIII. Applicable wastewater regulations

Every person who discharges to the sewerage system is subject to Chapter 11, MMSD Rules. In addition to the MMSD Rules, various state or federal regulations may apply. If you have questions regarding the applicable requirements, you may contact the District at 414-225-2275. Please note, however, that the District will not provide comprehensive engineering advice or legal counsel. You are responsible for obtaining any necessary engineering consultants, legal counsel, or both.

IX. Review of proposed wastewater treatment systems

If you intend to install facilities or equipment to treat wastewater before discharge, then you must submit plans, specifications, and operating procedures to the District, according to sec 11.414, MMSD Rules. You are not required to submit this information with the *Notice of Intent*. However, you must submit this information before the commencement of operation of the treatment facilities or equipment.

In addition, you must submit plans, specifications and operating procedures to the Department of Natural Resources (DNR), according to ch. NR 108, Wis. Adm. Code. You must provide to the District a copy of the approval letter from the DNR before the commencement of discharge. Alternatively, you may provide a copy of a letter from the DNR indicating that your treatment system is exempt from approval requirements. Currently, the DNR prohibits commencing the construction of any wastewater treatment system before receiving approval from the DNR.

X. The District's response

The District will respond to *Notices of Intent* with either a letter of approval, a letter of disapproval, or a request for additional information. The District will require additional information if the District concludes that the proposed discharge requires a wastewater discharge permit, which the District must issue to any facility that is "significant industrial user" according to sec. 11.103, MMSD Rules. Other circumstances may also cause a request for additional information.

The District may request an opportunity to inspect the site of the proposed discharge.

If the District determines that a wastewater discharge permit is necessary, then you must submit a *Baseline Report*, according to sec. 11.402, MMSD rules. This report is mandatory if the proposed discharge will be subject to a categorical standard set forth in 40 CFR 405 to 471 or if the District has classified a facility as a significant industrial user for some other reason.

You may commence discharging only after receiving either an approval letter or a wastewater discharge permit.

XI. Additional instructions and information

- (a) Please type or print clearly.
- (b) If the form does not allow you to completely explain your circumstances, please attach a cover letter providing more information.
- (c) "NAICS" means the North American Industrial Classification System and "SIC" means the standard industrial classification, as established by the federal Office of Management and Budget.
- (d) For domestic wastewater discharges, you may estimate 2.3 gallons per employee hour.
- (e) Section 11.102, MMSD Rules, provides definitions for several important terms used in the *Notice of Intent*.

- (f) Instead of using the *Notice of Intent* form, you may provide all of the required information in a letter or other format.
- (g) Chapter 11, MMSD Rules, and the District's *Cost Recovery Procedures Manual* are available at www.mmsd.com or from the District's record center at 414-272-5100.
- (h) The District will assess a sewer user charge of \$2.50 per thousand gallons if the discharge is not otherwise included in the basis for sewer user charges and if the volume discharged exceeds 50,000 gallons. For this purpose, you must implement techniques for determining the volume discharged.
- (i) If you have questions regarding the *Notice of Intent*, please contact the District at 414-225-2164 or hmatyas@mmsd.com.

Thank you for your cooperation