

J. All significant industrial users proposing to connect to or contribute to the POTW shall obtain an Industrial Wastewater Discharge Permit before connecting to or contributing to the POTW. All existing significant industrial users connected to or contributing to the POTW shall obtain an Industrial Wastewater Discharge Permit within 180 days after the effective date of this Law.

1. Users required to obtain an Industrial Wastewater Contribution Permit shall complete and file with the Village an application in the form prescribed by the Village and accompanied by a fee of Two Hundred Dollars (\$200.00). Existing users shall apply for a Wastewater Contribution Permit within 180 days after the effective date of this Law, and proposed new users shall apply at least ninety (90) days prior to connecting to or contributing to the POTW. In support of the application, the user shall submit, in units and terms appropriate for evaluation, the following information:
 - a) Name, address and location (if different from the address);
 - b) SIC number according to the Standard Industrial Classification Manual, Bureau of the Budget, 1972, as amended;
 - c) Wastewater constituents and characteristics, including, but not limited to, those mentioned in Section I-2 of this Law as determined by a reliable analytical laboratory; sampling and analysis shall be performed in accordance with procedures established by the EPA pursuant to Section 304 (g) of the Act and contained in 40 CFR, Part 136, as amended;
 - d) Time and duration of contribution;
 - e) Average daily and 60 minute peak wastewater flow rates, including daily, monthly and seasonal variations, if any;
 - f) Description of activities, facilities and plant processes on the premises, including all materials which are or could be discharged;
 - g) Where known, the nature and concentration of any pollutants in the discharge which are limited by any Village, State or Federal pretreatment standards, and a statement regarding whether or not the pretreatment standards are being met on a consistent basis

and, if not, whether additional operation and maintenance (O&M) and/or additional pretreatment is required for the user to meet applicable pretreatment standards;

- h) If additional pretreatment and/or O&M will be required to meet the pretreatment standards, the shortest time schedule by which the user will provide such additional pretreatment. The completion date in this schedule shall not be later than the compliance date established for the applicable pretreatment standard. No later than 14 days following each date in the schedule and the final date for compliance, the user shall submit a progress report to the Superintendent, including whether or not it complied with the progress to be met on such date and, if not, the date on which it expects to comply with this increment of progress, the reason for delay, and the steps being taken by the user to return the construction to the schedule established. In no event shall more than nine (9) months elapse between such progress reports to the Superintendent.
- i) Type and amount of raw materials processed (average and maximum per day);
- j) Number and type of employees, and hours of operation of plant and proposed or actual hours of operation of pretreatment system;
- k) Any other information as may be deemed by the Village to be necessary to evaluate the permit application.

The Village will evaluate the data furnished by the user and may require additional information. After evaluation and acceptance of the data furnished, the Village of Victory will submit the application to the Village of Schuylerville for review and approval. The Village may then issue a Wastewater Contribution Permit, subject to terms and conditions provided herein.

- 2. Within nine (9) months of the promulgation of a National Categorical Pretreatment Standard, the Wastewater Contribution Permit of users subject to such standard shall be revised to require compliance with such standard within the time frame prescribed by such standard.

Where a user subject to a National Categorical Pretreatment Standard has not previously submitted an application for a Wastewater Contribution Permit as required, the user shall apply for a Wastewater Contribution Permit within 180 days after the promulgation of the applicable National Categorical Pretreatment Standard. In addition, the user with an existing Wastewater Contribution Permit shall submit to the Superintendent, within 180 days after the promulgation of a National Categorical Pretreatment Standard, the information required by paragraph (h) and (i) of Section 59-30.B.

3. Industrial permits shall be issued for a specified time period, not to exceed four (4) years. A permit may be stated to expire on a specific date. The user shall apply for permit reissuance a minimum of 180 days prior to the expiration of the user's existing permit. The terms and conditions of the permit may be subject to modification by the Village during the term of the permit. The user shall be informed of any proposed changes in his permit at least ninety (90) days prior to the effective date of change. Any changes or new conditions in the permit shall include a reasonable time schedule for compliance.
4. Industrial permits shall be issued to a specific user for a specific operation. The permittee shall submit a revised permit application to the Village thirty (30) days prior to any action which would substantially change the quality or quantity of wastewater discharged to the Village sewer system. The approval process for the revision is the same as that described in K.1. above.
5. A wastewater discharge permit shall not be reassigned or transferred or sold to a new owner, new user, different premises, or a new or changed operation without the approval of the Village. Any succeeding owner or user shall also comply with the terms and conditions of the existing permit.

- K. Any user subject to a pretreatment standard, after the compliance date of such pretreatment standard or, in the case of a new source, after commencement of the discharge into the POTW, shall submit to the Superintendent during the month of June, unless required more frequently in the pretreatment standard or by the Superintendent, a report indicating the nature and concentration of pollutants in the effluent which are limited by such pretreatment standards. At the discretion of the Superintendent and in consideration of such factors as local high or low flow rates, holidays, budget cycles, etc., the Superintendent may agree to alter the months during which the above reports are to be submitted.
- L. The Village may require, to be provided and operated at the user's own expense, monitoring facilities to allow inspection, sampling and flow measurement of the building sewer and/or internal drainage systems. The monitoring facility should normally be situated on the user's premises, but the Village may, when such a location would be impractical or cause undue hardship on the user, allow the facility to be constructed in the public street or sidewalk area and located so it will not be obstructed by landscaping or parked vehicles.

There shall be ample room in or near such sampling manhole or facility to allow accurate sampling and preparation of samples for analysis. The facility, sampling and measuring equipment shall be maintained at all times in a safe and proper operating condition at the expense of the user.

Whether constructed on public or private property, the sampling and monitoring facilities shall be provided in accordance with the Village's requirements and all applicable local construction standards and specifications. Construction shall be completed within ninety (90) days following written notification by the Village.

- M. The Village shall inspect the facilities of any user to ascertain whether the purpose of this Law is being met and all requirements are being complied with. Persons or occupants of premises where wastewater is

created or discharged shall allow the Village or its representative ready access at all reasonable times to all parts of the premises for the purposes of inspection, sampling, records examination, or the performance of any of their duties. The Village of Victory, the Village of Schuylerville, NYSDEC and EPA shall have the right to set up on the user's property such devices as are necessary to conduct sampling inspection, compliance monitoring and/or metering operations. Where a user has security measures in force which would require proper identification and clearance before entry into his premises, the user shall make necessary arrangements with his security guards so that, upon presentation of suitable identification, personnel from the Village of Victory, the Village of Schuylerville, NYSDEC and EPA will be permitted to enter, without delay, for the purpose of performing their specific responsibilities.

The Superintendent and other duly authorized employees of the Village of Victory, the Village of Schuylerville, New York State and/or the EPA bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection observation, measurement, sampling and testing in accordance with the provisions of this Law. The Superintendent or his representatives shall have no authority to inquire into any processes, including metallurgical, chemical, oil refining, ceramic, paper or other industries, beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

- N. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment except as would lead to the contravention of NYSDEC stream standards, the contradiction of the USEPA Pretreatment Regulations or disapproval by the Village of Schuylerville.