

CHAPTER 62-621 GENERIC PERMITS

62-621.100	Scope/Applicability
62-621.101	Procedural Requirements
62-621.250	General Conditions
62-621.260	Best Management Practices (BMP) Plan
62-621.300	Permits
62-621.303	Toxicity Testing Requirements
62-621.500	Permits

62-621.100 Scope/Applicability.

This chapter sets forth the procedures to obtain National Pollutant Discharge Elimination System (NPDES) and Non-NPDES generic permits authorized under Chapter 403, Florida Statutes (F.S.), and Chapter 62-620, Florida Administrative Code (F.A.C.). For the purpose of this chapter “NPDES Generic Permit” means a type of general permit issued under the authority of Section 403.0885, F.S., (general permit under 40 CFR 122.28) and “Non-NPDES Generic Permit” means a type of general permit issued under the authority of Section 403.087, F.S. As an alternative to individual permits, the Department may promulgate by rule a generic permit to regulate a category of wastewater facilities or activities. The Department shall issue a generic permit to regulate such a category of wastewater facilities or activities only if they all involve the same or substantially similar types of operations; discharge the same types of wastes or engage in the same types of residuals or industrial sludge use or disposal practices; require the same effluent limitations, operating conditions, or standards for residuals or industrial sludge use or disposal; require the same or similar monitoring; and the NPDES generic permit is approved by the EPA pursuant to subsection 62-620.710(3), F.A.C.

Rulemaking Authority 403.061, 403.087, 403.088, 403.0885, 403.08851, 403.814 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 8-22-95, Amended 12-24-96, 5-1-97, 10-22-00, 5-22-03, 12-23-04.

62-621.101 Procedural Requirements.

Generic permits issued under this chapter are subject to the procedural requirements of subsections 62-110.106(6), 62-620.510(1)-(5) and (8), and Rule 62-620.710, F.A.C., unless otherwise specified in the generic permit, Chapter 62-620 or 62-621, F.A.C.

Rulemaking Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

62-621.250 General Conditions.

Unless stated otherwise in this chapter, all permits listed in this chapter are subject to the conditions in subsections 62-620.610(1)-(5), (7), (9)-(10), (13)-(15), (17)-(18), and (20)-(23), F.A.C. Additionally, the following conditions apply:

(1) When requested by the Department, the permittee shall provide any information required by law which is needed to determine whether there is cause for revising, revoking and reissuing, or terminating coverage under this permit, or to determine compliance with the permit. The permittee shall also provide to the Department upon request copies of records required by this permit to be kept. If the permittee becomes aware of relevant facts that were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be submitted or corrections reported to the Department within 10 days of discovery.

(2) Unless specifically stated otherwise in Department rules, the permittee, in accepting this permit coverage, agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

(3) The use of generic permits issued under this chapter is limited to a term not to exceed five years. The renewal of permit coverage shall be in accordance with Rule 62-620.335, F.A.C., unless otherwise specified in the generic permit. The application requirements for submittal of request for coverage are located in Rule 62-621.300, F.A.C., or each specific generic permit.

(4) Coverage under this generic permit may be suspended, revoked and reissued, or terminated in accordance with Rule 62-620.345, F.A.C., if the Secretary determines that there has been a violation of any of the terms or conditions of the permit, there has been a violation of state water quality standards or the permittee has submitted false, incomplete or inaccurate data or information.

Rulemaking Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 8-22-95, Amended 5-1-97, 2-14-00, 10-22-00, 12-23-04.

62-621.260 Best Management Practices (BMP) Plan.

When a BMP plan is required by a generic permit listed in this chapter, the permittee shall prepare the plan in accordance with the following procedures:

- (1) The permittee shall maintain the BMP plan at the facility and shall make the plan available to the Department upon request.
- (2) The permittee shall develop and implement a BMP plan which prevents, or minimizes the potential for, the release of pollutants from ancillary activities, including:
 - (a) Material storage areas;
 - (b) Plant site runoff;
 - (c) In-plant transfer, process and material handling areas;
 - (d) Loading and unloading operations; and
 - (e) Sludge and waste disposal areas, to the surface waters of the state through plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage. The term “pollutants” refers to any substance listed as toxic under Section 307(a)(1) of the Clean Water Act (Act); oil, as defined in Section 311(a)(1) of the Act; and substances listed as hazardous under Section 311 of the Act.
- (3) The publication “Guidance Manual for Developing Best Management Practices (BMP),” document number EPA 833-B-93-004, can be used as a reference which contains technical information on BMPs and the elements of the BMP program. Copies of this publication can be obtained by submitting written requests to: Department of Environmental Protection, Bureau of Water Facilities Regulation, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or Director, Water Management Division, U.S. EPA Region IV, 61 Forsyth Street, Atlanta, Georgia 30303.

Rulemaking Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

62-621.300 Permits.

- (1) Generic Permit for Discharges From Petroleum Contaminated Sites.
 - (a) The document “Generic Permit for Discharges From Petroleum Contaminated Sites,” document number 62-621.300(1), issued by the Department and effective February 14, 2000, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing to the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department’s website.
 - (b) The document referenced in paragraph 62-621.300(1)(a), F.A.C., contains the specific discharge limits, operating requirements, and application requirements for discharges from petroleum contaminated sites.
- (2) Generic Permit for Discharge of Ground Water from Dewatering Operations.
 - (a) The document “Generic Permit for Discharge of Ground Water from Dewatering Operations,” document number 62-621.300(2)(a), issued by the Department and effective February 10, 2015, is hereby adopted and incorporated by reference. This document may be obtained by contacting either the local Department District Office, by writing to the Department of Environmental Protection, Industrial Wastewater Program, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, from the Department’s website or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04262>.
 - (b) Form 62-621.300(2)(b), Notice of Intent to Use the Generic Permit for Discharge of Ground Water from Dewatering Operations, (NOI), effective February 10, 2015, is hereby adopted and incorporated by reference. This form may be obtained by either contacting the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Program, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department’s website or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04263>.
- (c) Applicability and Coverage.
 1. Coverage under this generic permit is available for discharge of ground water from dewatering operations to surface waters of the State, provided all criteria specified in this generic permit are met. Applicants seeking coverage under this permit shall submit a Notice of Intent to Use the Generic Permit for Discharge of Ground Water from Dewatering Operations, DEP Form 62-

621.300(2)(b) as specified in that form. The permittee shall meet the effluent limitations and requirements specified in this generic permit.

2. This generic permit authorizes the discharge of ground water from dewatering operations through a point source to surface waters of the State under the State's Federally-approved NPDES program only and does not relieve the permittee of the responsibility of obtaining any other federal, state, or local government permit.

3. For the purposes of this section, 'dewatering operations' means temporarily lowering the water table by draining or pumping of ground water from activities such as excavations, building foundations, vaults, trenches and aquifer performance tests for exploratory purposes.

4. Beginning (February 10, 2015) dewatering operations as defined herein seeking coverage under the NPDES Generic Permit for Stormwater Discharges from Large and Small Construction Activities under subsection 62-621.300(4), F.A.C, are not required to obtain separate coverage under this permit.

5. Coverage under this generic permit shall not be effective until the applicant receives written notification from the Department.

(d) Discharges of ground water from dewatering operations are limited to a term not to exceed five years from the effective date of coverage.

(e) Requests for Coverage.

1. Requests for coverage under this generic permit shall be submitted at least 14 days prior to the planned commencement of discharge, to the industrial wastewater program at the local DEP office. Electronic submittal is preferred and may be available at the DEP Business Portal. The submission shall include the following: Completed Notice of Intent to Use Generic Permit for Discharge of Ground Water from Dewatering Operations, DEP Form 62-621.300(2)(b) and applicable fee as indicated in the form. Prior to the submittal of the NOI, the applicant shall develop best management practices consistent with Part IV of this generic permit (DEP Document 62-621.300(2)(a)), which shall be implemented upon commencement of discharge.

2. The permittee may request renewal of coverage under this generic permit by submitting DEP Form 62-621.300(2)(b) and applicable fee as indicated in the form at least 14 days before expiration of current coverage.

3. Request for transfer of ownership under this generic permit shall be submitted to the industrial wastewater program at the local DEP office using DEP Form 62-620.910(11) and a \$50.00 processing fee pursuant to Rule 62-4.050, F.A.C.

4. There is no annual fee for sites authorized to discharge under this generic permit pursuant to Rule 62-4.052, F.A.C.

5. Existing dewatering operations with current coverage under the Generic Permit for Discharge of Produced Ground Water From any Non-Contaminated Site Activity effective February 14, 2000, shall continue to meet the requirements of that permit unless the permittee elects to submit a complete DEP Form 62-621.300(2)(b), to convert to coverage under this generic permit.

(f) To terminate coverage under this generic permit the permittee shall submit DEP Form 62-621.300(2)(f). Notice of Termination Generic Permit for Discharge of Ground Water from Dewatering Operations effective February 10, 2015, which is hereby adopted and incorporated by reference. This form may be obtained by contacting the Florida Department of Environmental Protection, Bob Martinez Center, Industrial Wastewater Program, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04264>.

(3) Generic Permit for Discharges from Concrete Batch Plants.

(a) The document "Generic Permit for Discharges from Concrete Batch Plants," document number 62-621.300(3)(a), issued by the Department and dated March 10, 1997, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(b) Form number 62-621.300(3)(b), Notice of Intent to Use Generic Permit for Discharges from Concrete Batch Plants, effective May 10, 2005, is hereby incorporated by reference and made part of this chapter. This form may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website.

(c) Document number 62-621.300(3)(a) referenced in item (a) of this section contains specific design and operating requirements for discharges from wastewater and stormwater management systems at concrete batch plants.

(4) Generic Permit for Stormwater Discharge from Large and Small Construction Activities.

(a) The document "Generic Permit for Stormwater Discharge from Large and Small Construction Activities," document number

62-621.300(4)(a), issued by the Department and effective February 10, 2015, is hereby adopted and incorporated by reference. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #3585, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website at http://www.dep.state.fl.us/water/stormwater/npdes/permits_forms.htm or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04265>. The manual entitled State of Florida Erosion and Sediment Control Designer and Reviewer Manual, FDOT, FDEP (2013) is hereby adopted and incorporated by reference. Copies of this manual are available from the Department of Environmental Protection, NPDES Stormwater Program, MS #3585, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, online at <http://stormwater.ucf.edu/publications/RevisedDesignerManual.pdf> or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04227>.

(b) Form number 62-621.300(4)(b), Notice of Intent to Use Generic Permit for Stormwater Discharge from Large and Small Construction Activities, effective February 10, 2015, is hereby adopted and incorporated by reference. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #3585, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website at http://www.dep.state.fl.us/water/stormwater/npdes/permits_forms.htm or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04266>.

(5) Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity.

(a) The Department hereby adopts and incorporates by reference Federal Register, Volume 60, Number 189, pages 50804-51319, published on September 29, 1995; Federal Register, Volume 61, Number 28, pages 5248-5254, published on February 9, 1996; Federal Register, Volume 61, Number 34, page 6412, published on February 20, 1996; Federal Register, Volume 63, Number 152, pages 42534-42548, published on August 7, 1998; Federal Register, Volume 63, Number 189, pages 52430-52577, published on September 30, 1998; and, Federal Register, Volume 64, Number 11, pages 2898-2900, published on January 19, 1999, which shall hereinafter be referred to as the "Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity." When used in the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, the following shall mean:

1. EPA shall mean the Department of Environmental Protection.
2. Regional Administrator, Director, or State Director, shall mean the Secretary of the Department of Environmental Protection or the Secretary's designee where appropriate.

(b) Form number 62-621.300(5)(b), Notice of Intent to Use Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, effective October 22, 2000, is hereby incorporated by reference and made part of this chapter. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(c) Facilities or activities seeking coverage under this generic permit shall apply to the Department on the form referenced in paragraph 62-621.300(5)(b), F.A.C., and in accordance with the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, and shall include the appropriate processing fee as required by Rule 62-4.050, F.A.C.

(d) Form number 62-621.300(5)(b), Notice of Intent to Use Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity shall be submitted either by mail to: Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; or electronically using the Department's Interactive Notice of Intent (iNOI) at <http://www.dep.state.fl.us/water/stormwater/npdes>. All other certifications, reports, or any other information required to be submitted under the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, excluding discharge monitoring reports, shall be submitted to Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(e) Discharge monitoring reports (DMRs) required to be submitted under the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity shall be sent to Department of Environmental Protection, NPDES Stormwater MSGP DMR, Mail Station #2511, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(f) The effective date of coverage under this generic permit shall be two (2) days after a complete Notice of Intent is submitted to the Department in accordance with paragraph 62-621.300(5)(c), F.A.C.

(g) Coverage under this generic permit is limited to a term not to exceed five years from the effective date of coverage. Permittees may request continued coverage under this generic permit in accordance with the requirements of Rule 62-621.300(5)(c), F.A.C. Request for continued coverage shall be made at least two (2) days before expiration of the current coverage.

(6) Form number 62-621.300(6), National Pollutant Discharge Elimination System (NPDES) Stormwater Notice of Termination effective February 10, 2015, is hereby incorporated by reference and made a part of this chapter. Facilities or activities seeking to terminate coverage under the generic permits in subsections 62-621.300(4) and (5), F.A.C., as well as the conditional exclusion for "no exposure" of industrial activities and materials to stormwater provided in paragraph 62-620.100(2)(o), F.A.C., shall file a National Pollutant Discharge Elimination System (NPDES) Stormwater Notice of Termination with the Department. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #3585, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website at http://www.dep.state.fl.us/water/stormwater/npdes/permits_forms.htm or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-04267>.

(7) Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems.

(a) The document "Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems," document number 62-621.300(7)(a), issued by the Department and effective May 1, 2003, is hereby incorporated by reference and made a part of this chapter.

(b) Form number 62-621.300(7)(b), "Notice of Intent to Use Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems," document number 62-621.300(7)(b), issued by the Department and effective May 1, 2003, is hereby incorporated by reference and made part of this chapter. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(8) Generic Permit for Pollutant Discharges to Surface Waters of the State from the Application of Pesticides.

(a) Coverage under this Generic Permit is available for discharges of pollutants resulting from the application of pesticides (biological pesticides and chemical pesticides which leave a residue) to surface waters of the state from the following use patterns:

1. Mosquito and Other Flying Insect Pest Control – to control public health/nuisance and other flying insect pests that develop or are present during a portion of their life cycle in or above standing or flowing water. Public health/nuisance and other flying insect pests in this use category include mosquitoes, midges and biting flies;

2. Aquatic Weed and Algae Control – to control invasive or other nuisance weeds and algae in or on water and at water's edge, including irrigation ditches and/or irrigation canals;

3. Aquatic Nuisance Animal Control – to control invasive or other nuisance animals in or on water and at water's edge. Aquatic nuisance animals in this use category include invasive vertebrates and invertebrates; and

4. Forest Canopy or Other Area Wide Pest Control – aerial or ground application of a pesticide over or into a forest canopy or other vegetation to control the population of a pest species (e.g., insect or pathogen) where to target the pests effectively a portion of the pesticide unavoidably will be applied over and deposited to water.

(b) The table below describes the operators that are required to submit a Notice of Intent (NOI) to the Department for coverage under this permit for a specific use pattern.

Use Patterns	Operators Required to Submit NOIs
Mosquito and Other Flying Insect Pest Control	Mosquito Control Programs or Districts organized under the authority of Chapter 388, F.S., and Florida Department of Agriculture and Consumer Services
Aquatic Weed and Algae Control	Florida Fish and Wildlife Conservation Commission, South Florida Water Management District, Southwest Florida Water Management District, and St. Johns River Water Management District as created in Section 373.069, F.S., U.S. Army Corp of Engineers, U.S. Forest Service, U.S. National Park Service, and U.S. Fish and Wildlife Service
Aquatic Nuisance Animal Control	Florida Fish and Wildlife Conservation Commission, South Florida Water Management District, Southwest Florida Water Management District, and St. Johns River Water Management District as created in Section 373.069, F.S., U.S. Army Corp of Engineers, U.S. Forest Service, U.S. National Park Service, and U.S. Fish and Wildlife Service
Forest Canopy or Other Area Wide Pest Control	Florida Department of Agriculture and Consumer Services, U.S. Army Corp of Engineers, U.S. Department of Agriculture, U.S. Forest Service, U.S.

(c) This permit also authorizes operators other than those listed in the table above to discharge pollutants resulting from the application of pesticides to surface waters of the state without the need to submit an NOI pursuant to 40 CFR 122.28 (b) (2) (v), July 1, 2010, which is hereby adopted and incorporated by reference and made part of this rule. This document may be obtained by contacting the Florida Department of Environmental Protection, Bob Martinez Center, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website, www.dep.state.fl.us, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00127>.

(d) The permit application and surveillance fee for operators required to submit an NOI for coverage under the Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides is \$500. The application fee must be submitted to the Department along with the NOI.

(e) The document "Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides," document number 62-621.300(8)(e), issued by the Department and effective April 14, 2011, whichever is later), is hereby adopted and incorporated by reference and made part of this rule. This document may be obtained by contacting the Florida Department of Environmental Protection, Bob Martinez Center, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website, www.dep.state.fl.us, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00243>.

(f) Form 62-621.300(8)(f), Notice of Intent (NOI) to Use the Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides, effective April 14, 2011, is hereby adopted and incorporated by reference and made part of this rule. This form may be obtained by contacting the Florida Department of Environmental Protection, Bob Martinez Center, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website, www.dep.state.fl.us, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00134>.

(g) Form 62-621.300 (8)(g), Notice of Termination (NOT) of Coverage Under the Generic Permit for Pollutant Discharges to Surface Waters of the State From the Application of Pesticides, effective April 14, 2011, is hereby adopted and incorporated by reference and made part of this rule. This form may be obtained by contacting the Florida Department of Environmental Protection, Bob Martinez Center, Industrial Wastewater Section, Mail Station 3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website, www.dep.state.fl.us, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00242>.

Rulemaking Authority 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS. Law Implemented 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS. History—New 12-24-96, Amended 5-1-97, 2-14-00, 10-22-00, 5-1-03, 12-23-04, 4-20-05, 5-10-05, 2-17-09, 4-14-11, 2-10-15.

62-621.303 Toxicity Testing Requirements.

When specifically required by the NPDES generic permit, the toxicity standards and procedures set forth in subsection 62-4.244(3), Rules 62-4.246, 62-301.200, 62-302.200 and subsections 62-302.500(1)(a), (4), F.A.C., shall apply.

Rulemaking Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

62-621.500 Permits.

(1) Generic Permit for Discharges from Fresh Citrus Fruit Packinghouses to Percolation Ponds.

(a) The document "Generic Permit for Discharges from Fresh Citrus Fruit Packinghouses to Percolation Ponds," document number 62-621.500(1)(a), issued by the Department and dated 09-06-2012, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-01549>.

(b) Form number 62-621.500(1)(b), Notice of Intent to Use the Generic Permit for Discharges from Fresh Citrus Fruit Packinghouses to Percolation Ponds, effective 9-6-2012, is hereby incorporated by reference and made part of this chapter. This form may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-01550>.

(c) Definitions.

1. "Existing fresh citrus fruit packinghouse" or "existing facility" means a packinghouse which was in operation, under construction or under expansion on or before (effective date of this revised rule).

2. "Expanded fresh citrus fruit packinghouse" means a facility that increases the quantity of discharge flow.

3. "New fresh citrus fruit packinghouse" or "new facility" means a fresh citrus fruit packinghouse that begins construction after (effective date of this revised rule).

(d) Applicability and Coverage.

1. This generic permit authorizes:

a. Construction and operation of new or expanded fresh citrus fruit packinghouses under Section 403.814, F.S., that use percolation ponds to dispose wash water to ground water; and

b. Operation of existing fresh citrus fruit packinghouses under Section 403.814, F.S., that use percolation ponds to dispose wash water to ground water.

2. This generic permit does not authorize:

a. Construction and operation of storm water management facilities under Part IV of Chapter 373, F.S.;

b. Discharge of domestic wastewater;

c. Discharge of vehicle or mobile equipment wash water; or

d. Discharge of pollutants to waters of the United States under the National Pollutant Discharge Elimination System or surface waters of the state.

3. Existing facilities with current individual industrial wastewater permits or coverage under the generic permit adopted May 10, 2005, may submit DEP Form 62-621.500(1)(b), F.A.C., with Parts I, II, III and VI completed to convert directly to coverage under this generic permit, provided that:

a. The facility has no unresolved consent orders or notices of violation related to wastewater activities, and

b. The facility certifies in DEP Form 62-621.500(1)(b), F.A.C., that it does not propose to expand its discharge flow as defined in subparagraph 62-621.500(1)(c)2., F.A.C.

4. Coverage under this generic permit is available provided all criteria specified in the permit are met.

5. Coverage under this generic permit shall be effective upon written notification by the Department.

6. Coverage under this generic permit is limited to a term not to exceed five years from the effective date of coverage.

7. Fresh Citrus Fruit Packinghouses that do not qualify for coverage or do not choose to be covered under this generic permit shall:

a. Apply for an individual wastewater permit in compliance with Chapter 62-620, F.A.C.; or

b. Obtain an exemption from permitting pursuant to Rule 62-4.040, F.A.C.

8. This generic permit does not relieve the permittee of the responsibility for obtaining any other permits required by the Department or any federal, state, or local agency.

9. This generic permit does not apply to citrus juice plants.

10. This generic permit does not apply to fresh citrus fruit packinghouses that use sprayfield type land application wash water disposal systems, or other types of land application wash water disposal systems not otherwise complying with the requirements of this rule.

(e) Exemptions. Fresh Citrus Fruit Packinghouses generating less than 5,000 gallons of wash water per day during the operating season are exempt from the requirement to obtain a Department industrial wastewater permit if all of the following requirements are met:

1. The facility can document the volume of wash water generated.

2. Wash water is not discharged to surface waters or to ground waters through wells or sinkholes that allow direct contact with Class G-I, F-1 or G-II ground waters as defined in Chapter 62-520, F.A.C.;

3. The disposal of the facility's wash water does not cause or contribute to a violation of surface water and/or ground water quality standards; and

4. Best Management Practices (BMPs) are implemented to minimize overflows and runoff from the land application site, and ensure proper pond maintenance.

(f) Requests for Coverage. Request for coverage under this generic permit shall be submitted to the appropriate district office of the Department. New or expanded facilities shall submit requests for coverage at least 30 days prior to planned commencement of

construction. Facilities seeking conversion from individual permits and facilities seeking continued coverage shall submit requests at least 30 days prior to expiration of current permit coverage. All requests for coverage shall include the following:

1. Completed Notice of Intent to Use the Generic Permit for Discharges From Fresh Citrus Fruit Packinghouses to Percolation Ponds, DEP Form 62-621.500(1)(b);

2. Applicable generic permit fee pursuant to Rule 62-4.050, F.A.C., and Section 403.087, F.S., as specified in Form 62-621.500(1)(b), Notice of Intent to Use the Generic Permit for Discharges from Fresh Citrus Fruit Packinghouses to Percolation Ponds.

(2) Generic Permits for Domestic Wastewater Facilities. These generic permits authorize operation of wastewater facilities under the provisions of Section 403.814, F.S., and applicable rules of the Florida Administrative Code and do not relieve the permittee of the responsibility for obtaining any other permits required by the Department or any federal, state, or local agency.

(a) Generic Permit for Domestic Wastewater Facilities that Discharge to Slow-Rate/Restricted Access Land Application Systems.

1. The document "Generic Permit for Domestic Wastewater Facilities that Discharge to Slow-Rate/Restricted Access Land Application Systems," DEP Document 62-621.500(2)(a), issued by the Department and dated 2-7-06, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, contacting the delegated local program, or from the Department's website.

2. Only domestic wastewater treatment facilities with permitted capacities less than 100,000 gallons per day and discharging solely through a Part II Slow-Rate/Restricted Access Land Application System meeting the requirements of Chapter 62-610, F.A.C., are eligible for this generic permit. Such facilities shall meet the storage requirements of Rule 62-610.414, F.A.C.

3. Only domestic wastewater treatment facilities that hold a valid domestic wastewater permit from the Department are eligible for this generic permit upon renewal.

4. New facilities and facilities applying for any substantial revision as defined in Rule 62-620.200, F.A.C., are not eligible for this generic permit.

5. Facilities that are subject to pretreatment program requirements under Chapter 62-625, F.A.C., are not eligible for this generic permit.

6. Facilities that have compliance problems are not eligible for this generic permit. For purposes of this rule, compliance problems means the facility is operating under a permit with an associated administrative order; the facility has an active consent order; the facility has enforcement actions pending against it by the Department; or the facility is not meeting the Capacity Analysis Report requirements in Rule 62-600.405, F.A.C.

7. Facilities that are required to provide high level disinfection as established in Rule 62-600.440, F.A.C., are not eligible for this generic permit.

8. Only facilities that transport biosolids, also known as domestic wastewater residuals, to a Biosolids Management Facility (BMF) or to another facility for treatment or disposal and/or landfill biosolids are eligible for this generic permit.

9. Facilities that accept biosolids or septage from another facility are not eligible for this generic permit.

(b) Generic Permit for Domestic Wastewater Facilities that Discharge to Rapid-Rate Infiltration Basin and Absorption Field Systems.

1. The document "Generic Permit for Domestic Wastewater Facilities that Discharge to Rapid-Rate Infiltration Basin and Absorption Field Systems," DEP Document 62-621.500(2)(b), issued by the Department and dated 2-7-06, is hereby incorporated by reference and made part of this chapter. This document may be obtained by either contacting the local Department District Office, contacting the delegated local program, or from the Department's website.

2. Only existing domestic wastewater treatment facilities with permitted capacities less than 100,000 gallons per day and discharging solely through a Part IV Rapid Rate Infiltration Basin or Absorption Field System meeting the requirements of Chapter 62-610, F.A.C., are eligible for this generic permit.

3. Grandfathered rapid-rate land application projects (projects originally permitted before April 5, 1989, which have not been subsequently modified or expanded after April 5, 1989) are eligible for this generic permit.

4. The following types of rapid rate land application projects which are permitted as new, modified, or expanded facilities after April 5, 1989 under Part IV of Chapter 62-610, F.A.C., are not eligible for this generic permit:

a. Projects permitted under Rule 62-610.525, F.A.C.;

b. Projects located over Class F-I, G-I, or G-II ground waters in aquifers used for public water supply, which are unconfined and

have highly permeable soil types such that rapid movement of reclaimed water into the aquifer will occur;

c. Projects located over Class F-I, G-I, or G-II ground waters in aquifers used for public water supply, which are located in karst areas having solution features or fractures such that rapid movement of reclaimed water into the aquifer will occur;

d. Projects designed for continuous loading to a single rapid infiltration basin, percolation pond, cell, or absorption field. This also includes projects having multiple rapid infiltration basins, percolation ponds, cells, or portions of absorption fields, which are continuously loaded or are never allowed to dry or are unable to dry;

e. Projects having rapid infiltration basins, percolation ponds, cells, or absorption field application distribution systems which are excavated into the receiving ground water; or

f. Projects involving average annual loading rates greater than 9 inches per day.

5. The eligibility requirements of subparagraphs 62-621.500(2)(a)3. through 9., F.A.C., are applicable to facilities using the Generic Permit for Domestic Wastewater Facilities that Discharge to Rapid-Rate Infiltration Basin and Absorption Field Systems.

(c) Requests for Use.

1. DEP Form 62-621.500(2)(c), Notice of Intent to Use Generic Permit for Domestic Wastewater Facilities Under paragraph 62-621.500(2)(a) or (b), F.A.C., effective 2-7-06, is hereby incorporated by reference and made part of this chapter. This form may be obtained by contacting either the local Department District Office, contacting the delegated local program, or from the Department's website.

2. Request for use of this generic permit shall be submitted to the appropriate office of the Department or delegated local program. Requests shall include the completed Notice of Intent to Use Generic Permit for Domestic Wastewater Facilities, DEP Form 62-621.500(2)(c); and the applicable generic permit fee pursuant to Rule 62-4.050, F.A.C.

3. Use of the generic permits under subsection 62-621.500(2), F.A.C., shall be effective upon receipt of written notification by the Department.

4. Use of the generic permit under subsection 62-621.500(2), F.A.C., is limited to a term not to exceed five years from the effective date.

5. The permittee may request continued coverage under this generic permit in accordance with the requirements contained in paragraph 62-621.500(2)(c), F.A.C., above. Request for continued coverage under this generic permit shall be made at least 180 days before expiration of current coverage.

6. Request for transfer of ownership under this generic permit shall be submitted to the appropriate office of the Department or delegated local program using DEP Form 62-620.910(11) and the appropriate processing fee pursuant to Chapter 62-4.050, F.A.C.

Rulemaking Authority 403.061, 403.087, 403.088, 403.814 FS. Law Implemented 403.061, 403.087, 403.0877, 403.088, 403.814 FS. History—New 5-10-05, Amended 2-7-06, 9-6-12.