

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO (DISTRICT)

TABLE 1

PUBLICATION CRITERIA FOR PUBLISHABLE SIGNIFICANT VIOLATORS UNDER APPENDIX E, SECTION 2 OF THE SEWAGE AND WASTE CONTROL ORDINANCE (ORDINANCE)

Publication Criteria	Publication Required Under 40 CFR 403.8(f)(2)(viii)
Section 2a	
Chronic violation of effluent discharge limits, defined as 66 percent or more of all effluent discharge analyses for samples taken during a six-month period exceeding the daily maximum limit or the average limit for any pollutant.	
Indirect (sewer) discharges, Appendixes B and C	Yes
Direct (waterway) discharges, Appendix A	No
Section 2b	
Acute violation of effluent discharge limits, defined as 33 percent or more of all effluent discharge analyses for samples exceeding the daily maximum limit or the average limit for any pollutant multiplied by the following technical review criteria (TRC):	
i. For biochemical oxygen demand, total suspended solids, and fats, oils and greases, the TRC shall be 1.4.	
ii. For all other pollutants except pH, the TRC shall be 1.2.	
Indirect (sewer) discharges, Appendixes B and C	Yes
Direct (waterway) discharges, Appendix A	No
Section 2c	
Any violation of an effluent discharge standard or prohibition which causes or contributes to pass-through or interference, the imminent threat of fire, explosion or other damage to the sewerage system, imminent endangerment to human health or the environment, or which results in the District exercising its emergency authority to halt such violation.	Yes

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TABLE 1 (CONTINUED)

PUBLICATION CRITERIA FOR PUBLISHABLE SIGNIFICANT VIOLATORS UNDER APPENDIX E, SECTION 2 OF THE SEWAGE AND WASTE CONTROL ORDINANCE (ORDINANCE)

Publication Criteria	Publication Required Under 40 CFR 403.8(f)(2)(viii)
Section 2d	
Failure to submit a completed and certified report within 45 days of a report due date:	Yes
i. Facility Classification Questionnaire (FCQ)	
ii. Baseline Monitoring Report (RD-111)	
iii. Compliance Schedule (RD-112)	
iv. Final Compliance Report (RD-114)	
v. Continued Compliance Report (RD-115)	
vi. Discharge Authorization Request (RD-118)	
vii. Declaration of Compliance (DOC)	
viii. Declaration of Corrective Action (DOCA)	
ix. Copper Discharge Report (as directed by the Executive Director)	
x. Influent Wastestream Report (as directed by the Executive Director)	
xi. Priority Pollutant Self-Monitoring Report (as directed by the Executive Director)	

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TABLE 1 (CONTINUED)

PUBLICATION CRITERIA FOR PUBLISHABLE SIGNIFICANT VIOLATORS UNDER APPENDIX E, SECTION 2 OF THE SEWAGE AND WASTE CONTROL ORDINANCE (ORDINANCE)

Publication Criteria	Publication Required Under 40 CFR 403.8(f)(2)(viii)
Section 2e	
Failure to meet, within 90 days calendar days after the scheduled date, a compliance milestone date or final compliance date contained in a compliance schedule or Discharge Authorization.	Yes
Section 2f	
Failure to provide access to the industrial user's premises to representatives of the District for the purposes of inspection and sampling.	No
Section 2g	
Failure to comply with the spill containment and notification requirements regarding spills, malfunctions, bypasses, and slug loadings contained in Article V, Sections 4 and 15 of the Ordinance:	Yes
i. Failure to report the incident immediately.	
ii. Failure to submit a Pretreatment Malfunction, Slug Discharge, Bypass, or Accidental Spill Notification Report (RD-116).	
Section 2h	
Failure to report any instance of noncompliance of which the person becomes aware by self-monitoring, as required under Article V, Section 8 of the Ordinance.	Yes

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TABLE 1 (CONTINUED)

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Publication Criteria	Publication Required Under 40 CFR 403.8(f)(2)(viii)
Section 2i	
Noncompliance with any of the terms or conditions of the Ordinance, upon the determination of the Executive Director.	
i. Failure to install and maintain adequate sampling and/or flow measurement facilities (Show Cause or Legal Action).	No
ii. Failure to install and maintain adequate spill or slug containment facilities.	No
iii. Failure to install and maintain adequate pretreatment facilities to prevent a violation of the Ordinance.	No
iv. Use of dilution or increased flow as a full or partial substitution for adequate pretreatment facilities.	Yes