

TO: Applicant for National Pollutant Discharge Elimination System (NPDES) Permit

CERTIFICATION REQUIREMENT FOR APPLICATION

On September 1, 1983, the United States Environmental Protection Agency (USEPA) promulgated new regulations which revised the procedures for applying for NPDES permits. Section 40 CFR 122.22 (d) specifies that each person signing an NPDES application shall make a specific certification as to the accuracy and completeness of the information provided. Unfortunately, the NPDES application forms currently in use were developed before 1983 and do not include the proper certification statement. The forms still in use that do not include the proper certification are:

Standard Form A: For Publicly Owned Treatment Works (POTW's) serving over 10,000 capita or with flow greater than 5.0 million gallons per day (MGD) or significant industrial waste.

Form 1: To accompany all other forms under EPA's Consolidated Permits Program.

We have prepared a form (copy attached) which is to be signed by the person signing the NPDES application and submitted as a supplement to the NPDES application to show compliance with 40 CFR 122.22 (d).

Section 40 CFR 122.22 (a) also revised the signature requirements for the NPDES application and specifies that the NPDES application must be signed as follows:

For a corporation - by a responsible corporate officer, which means; (i) by a 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 for the corporation, or (ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million, if 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 respectively.

For a municipality, state, federal, or other public agency - by either a principal executive officer or ranking elected official. A principal executive officer of a federal agency includes (i) the chief executive officer of the agency or (ii) a senior executive officer having responsibility for the overall operations or a principal geographic unit of the agency.

CERTIFICATION SUPPLEMENT
FOR
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
PERMIT APPLICATION

Please Print or Type

Legal Name of Applicant: _____

Facility: _____

"I Certify under penalty of law that this document and all attachments were prepared under my direction or supervision 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."

Printed Name or Person Signing

Official Title

Signature

Date Application Signed

Date Supplement Signed

Signing the NPDES application may not be delegated by any of the above to a person at a lower level. However, reports and other submittals (other than NPDES applications) may be signed by duly authorized representative if:

- a. The authorization is made in writing by signer of the NPDES permit application; and
- b. The authorization specifies either an individual or position having responsibility for overall operation of the regulated facility, such as the position of plan manager, superintendent, or position of equivalent responsibility. (A duly authorized representative may be either a named individual or any individual occupying a named position.)

The written authorization must be submitted to:

Executive Officer
California Regional Water Quality Control Board
Los Angeles Region
320 W. 4TH Street, Suite 200
Los Angeles, CA 90013