Notice of Intent (NOI) for Discharges from Quarries in Certain Water Quality Protection Areas under TPDES General Permit No. TXG500000

**IMPORTANT:**

* Use the [INSTRUCTIONS](#INSTRUCTIONS) to fill out each question in this form.
* Once processed, your permit authorization can be viewed using TCEQ’s General Permit Search engine at: <http://www.tceq.texas.gov/goto/wq-dpa>

**APPLICATION FEE:**

* You must pay the **$1,215** Application Fee to TCEQ for the application to be complete.
* Payment and the NOI along with the Core Data Form and Technical Attachments must be mailed to separate addresses.
* You can pay the application fee online:

Go to <http://www.tceq.texas.gov/goto/epay>

Select Fee Type: GENERAL PERMIT WASTEWATER DISCHARGE FROM QUARRIES APPLICATION

* **Provide your payment information below, for verification of payment**

Mailed Check/Money Order Number: Click here to enter text.

Name Printed on Check: Click here to enter text.

Copy of check enclosed? Yes

EPAY Voucher Number: Click here to enter text.

Copy of Payment Voucher enclosed? Yes

**One (1) copy of the NOI, Core Data Form(s), and Technical Attachments MUST be submitted with the original application.**

**REASON FOR APPLICATION:**

**Select the reason you are submitting this application:**

  New authorization

  Change in owner or operator for authorization number: TXG50 Click her enter t

  Renewal of authorization number: TXG50 Click here to enter text.

# Section 1. OWNER (Applicant)

If there is more than one owner, complete Attachment A for each additional owner.

1. If the applicant is currently a customer with TCEQ, what is the Customer Number (CN) issued to this entity? CN Click here to enter text.
2. What is the Legal Name of the entity (applicant) applying for this permit? (The legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal document forming the entity.)

Click here to enter text.

1. Complete and attach a Core Data Form ([TCEQ 10400](https://www.tceq.texas.gov/permitting/central_registry/guidance.html)) for this customer.

# Section 2. OPERATOR (Applicant)

Is the Operator the same as the Owner?

  Yes, go to Section 3.

  No, complete section below:

If there is more than one operator, complete Attachment A for each additional operator.

1. If the applicant is currently a customer with TCEQ, what is the Customer Number (CN) issued to this entity? CN Click here to enter text.
2. What is the Legal Name of the entity (applicant) applying for this permit? (The legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal document forming the entity.)

Click here to enter text.

1. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

# Section 3. ANNUAL BILLING CONTACT

The applicant is responsible for paying the annual fee. The annual fee will be assessed to permits active on September 1 of each year. TCEQ will send a bill to the address provided in this section. The applicant is responsible for terminating the permit when it is no longer needed.

Is the billing contact and contact information the same as the Owner or the Operator identified in Section 1) or Section 2) above?

  Yes, specify which applicant on the line below and go to Section 4.

Click here to enter text.

  No, complete section below:

Prefix (Mr. Ms. or Miss): Click here to enter text.

First and Last Name: Click here to enter text. Suffix: Click here to enter text.

Title: Click here to enter text. Credentials: Click here to enter text.

Phone Number: Click here to enter text. Fax Number: Click here to enter text.

Email: Click here to enter text.

Mailing Address: Click here to enter text.

City, State, and Zip Code: Click here to enter text.

# Section 4. APPLICATION CONTACT

This is the person TCEQ will contact if additional information is needed about this application.

Is the application contact and contact information the same as the Owner or Operator identified in Section 1) or Section 2) above?

  Yes, specify which applicant on the line below and go to Section 5.

Click here to enter text.

  No, complete section below:

Prefix (Mr. Ms. or Miss): Click here to enter text.

First and Last Name: Click here to enter text. Suffix: Click here to enter text.

Title: Click here to enter text. Credentials: Click here to enter text.

Phone Number: Click here to enter text. Fax Number: Click here to enter text.

Email: Click here to enter text.

Mailing Address: Click here to enter text.

City, State, and Zip Code: Click here to enter text.

# Section 5. REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE

1. If this is an existing permitted site, what is the Regulated Entity Number (RN) issued to this site? RN Click here to enter text.
2. Name of project or site as known by the local community:

Click here to enter text.

# Section 6. GENERAL CHARACTERISTICS

1. Is this site located on Indian Country Lands?

  Yes. Stop! Do not submit this application form. You must obtain authorization through U.S. EPA, Region 6.

  No, continue to item b.

1. Indicate the water quality protection area where this site is located:

John Graves Scenic Riverway

Coke Stevenson Scenic Riverway

1. Technical Attachments
2. I certify that the Restoration Plan is attached to this NOI and has been developed according to the provisions of General Permit TXG500000.

  Yes

1. I certify that the Proof of Financial Assurance for Restoration is attached to this NOI and has been developed according to the provisions of General Permit TXG500000.

  Yes

1. I certify that the Pollution Prevention Plan (P3) is attached to this NOI and has been developed according to the provisions of General Permit TXG500000.

  Yes

1. Outfall Information. For each point of discharge (aka outfall) provide the requested information. If there are more than two outfalls, complete Attachment B.

Outfall Number 001

* 1. What is the latitude for this outfall? Click here to enter text.
  2. What is the longitude for this outfall? Click here to enter text.
  3. What is the name of the first water body to receive the discharge?

Click here to enter text.

* 1. What is the segment number of the classified water body that the discharge will eventually reach? Click here to enter text.
  2. Provide a complete description of the discharge route from this outfall to the nearest classified segment:

Click here to enter text.

Outfall Number 002

1. What is the latitude for this outfall? Click here to enter text.
2. What is the longitude for this outfall? Click here to enter text.
3. What is the name of the first water body to receive the discharge?

Click here to enter text.

1. What is the segment number of the classified water body that the discharge will eventually reach? Click here to enter text.
2. Provide a complete description of the discharge route from this outfall to the nearest classified segment:

Click here to enter text.

1. Contact Responsible for Discharge Monitoring Reports (DMRs)

Provide the name and contact information for the person responsible for submitting DMRs.

Prefix (Mr. Ms. or Miss): Click here to enter text.

First and Last Name: Click here to enter text. Suffix: Click here to enter text.

Title: Click here to enter text. Credentials: Click here to enter text.

Phone Number: Click here to enter text. Fax Number: Click here to enter text.

Email: Click here to enter text.

Mailing Address: Click here to enter text.

City, State, and Zip Code: Click here to enter text.

1. Do you have a Water Quality issued authorization associated to this application?

   Yes. If yes, please provide the following information for the Water Quality issued authorization associated to this application:

1. Authorization Number: Click to enter text.
2. Reason for this association: Click here to enter text.

   No

# Section 7. CERTIFICATION

Check Yes to the certifications below. Failure to indicate Yes to ALL items may result in denial of coverage under the general permit.

1. I certify that I have obtained a copy and understand the terms and conditions of

General Permit TXG500000. Yes

1. I certify that the activities at this site qualify for coverage under General Permit TXG500000. Yes
2. I understand that a notice of termination letter and a Final Stabilization Report must be submitted when this authorization is no longer needed, and that the conditions of General Permit TXG500000 must continue to be met until TCEQ terminates authorization. Yes
3. I understand that permits active on September 1st of each year will be assessed an Annual Water Quality Fee Yes

## Owner Certification:

Owner Signatory Name: Click here to enter text.

Owner Signatory Title: Click here to enter text.

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 there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under 30 Texas Administrative Code §305.44 to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature (use blue ink): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date: \_\_\_\_\_\_\_\_\_\_\_

## Operator Certification:

Operator Signatory Name: Click here to enter text.

Operator Signatory Title: Click here to enter text.

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 there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under 30 Texas Administrative Code §305.44 to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature (use blue ink): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date: \_\_\_\_\_\_\_\_\_\_\_

**Attachment A**

**Co-Applicant Information and Certification**

Use this page to provide information and certification if there is more than one owner or operator.

Is this co-applicant an owner or operator? Owner    Operator

1. If the co-applicant is currently a customer with TCEQ, what is the Customer Number (CN) issued to this entity? CN Click here to enter text.
2. What is the Legal Name of the entity applying for this permit? (The legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal document forming the entity.)

Click here to enter text.

1. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

**Co-Applicant Certification:**

Co-Applicant Signatory Name: Click here to enter text.

Co-Applicant Signatory Title: Click here to enter text.

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 there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under 30 Texas Administrative Code §305.44to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature (use blue ink): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date: \_\_\_\_\_\_\_\_\_\_\_\_\_

**Attachment B**

**Outfall Information**

Use this page if your facility has more than two outfalls. For each additional outfall, provide the requested information. Number each additional outfall consecutively (003, 004, 005, etc). Make additional copies of this page as necessary.

Outfall Number: Click here to enter text.

1. What is the latitude for this outfall? Click here to enter text.
2. What is the longitude for this outfall? Click here to enter text.
3. What is the name of the first water body to receive the discharge?

Click here to enter text.

1. What is the segment number of the classified water body that the discharge will eventually reach? Click here to enter text.
2. Provide a complete description of the discharge route from the outfall to the nearest classified segment:

Click here to enter text.

Outfall Number: Click here to enter text.

1. What is the latitude for this outfall? Click here to enter text.
2. What is the longitude for this outfall? Click here to enter text.
3. What is the name of the first water body to receive the discharge?

Click here to enter text.

1. What is the segment number of the classified water body that the discharge will eventually reach? Click here to enter text.
2. Provide a complete description of the discharge route from the outfall to the nearest classified segment:

Click here to enter text.

Texas Commission on Environmental Quality

General Permit Payment Submittal Form

**Use this form to submit your Application Fee only if you are mailing your payment.**

* Complete items 1 through 5 below.
* Staple your check in the space provided at the bottom of this document.
* Do not mail this form with your NOI form.
* Do not mail this form to the same address as your NOI.

**Mail this form and your check to:**

BY REGULAR U.S. MAIL

Texas Commission on Environmental Quality

Financial Administration Division

Cashier’s Office, MC-214

P.O. Box 13088

Austin, TX 78711-3088

BY OVERNIGHT/EXPRESS MAIL

Texas Commission on Environmental Quality

Financial Administration Division

Cashier’s Office, MC-214

12100 Park 35 Circle

Austin, TX 78753

Fee Code: GPA General Permit: TXG500000

1. Check / Money Order No: Click here to enter text.
2. Amount of Check/Money Order: Click here to enter text.
3. Date of Check or Money Order: Click here to enter text.
4. Name on Check or Money Order: Click here to enter text.
5. NOI INFORMATION

If the check is for more than one NOI, list each Project/Site (RE) Name and Physical Address exactly as provided on the NOI. DO NOT SUBMIT A COPY OF THE NOI WITH THIS FORM AS IT COULD CAUSE DUPLICATE PERMIT ENTRIES.

If more space is needed, you may attach a list.

Project/Site (RE) Name: Click here to enter text.

Project/Site (RE) Physical Address: Click here to enter text.

Staple Check in This Space

Instructions for Notice of Intent (NOI) for Discharges from Quarries in Certain Water Quality Protection Areas under TPDES General Permit No. TXG500000

# GENERAL INFORMATION

## Where to Send the Notice of Intent (NOI), Core Data Forms, and Technical Attachments

**NOTE: one (1) copy of the NOI, Core Data Form, and Technical Attachments must be submitted with the original application.**

**BY REGULAR U.S. MAIL:**

Texas Commission on Environmental Quality

Water Quality Division (MC-148)

P.O. Box 13087

Austin, Texas 78711-3087

**BY OVERNIGHT/EXPRESS MAIL:**

Texas Commission on Environmental Quality

Water Quality Division (MC-148)

12100 Park 35 Circle

Austin, TX 78753

**Application Fee**

The application fee of $1,215 is required to be paid at the time the NOI is submitted. Failure to submit payment at the time the application is filed will cause delays in acknowledgment or denial of coverage under the general permit. Payment of the fee may be made by check or money order, payable to TCEQ, or through EPAY (electronic payment through the web).

**Mailed Payments:**

Use the attached General Permit Payment Submittal Form. The application fee is submitted to a different address than the NOI. Read the General Permit Payment Submittal Form for further instructions.

**ePAY Electronic Payment:** <http://www.tceq.texas.gov/epay>

When making the payment you must select Water Quality, and then select the fee category “**General Permit Wastewater Discharge From Quarries Application**”. You must include a copy of the payment voucher with your NOI. Your NOI will not be considered complete without the payment voucher.

## TCEQ Contact List

Small Business and Local Government Assistance 800-447-2827

Application – status and form questions: 512-239-4671

Technical questions: 512-239-4671

Environmental Law Division: 512-239-0600

Records Management - obtain copies of forms: 512-239-0900

Reports from databases (as available): 512-239-DATA (3282)

Cashier’s office: 512-239-0357 or 512-239-0187

## Notice of Intent Process

When your application (NOI, Core Data Form, and Technical Attachments) is received by the program, it will be processed as follows:

1. **Administrative Review**: Each item on the form will be reviewed for a complete response. In addition, the operator’s legal name must be verified with Texas Secretary of State as valid and active (if applicable). The address(es) on the form must be verified with the U.S. Postal Service (USPS) as receiving regular mail delivery. Verify the address with the USPS at <https://tools.usps.com/go/ZipLookupAction!input.action>. Do not give an overnight/express mailing address.
2. **Notice of Deficiency:** If an item is incomplete or not verifiable as indicated above, a notice of deficiency (NOD) will be mailed to the operator. The operator will have 30 days to respond to the NOD. The response will be reviewed for completeness.
3. **Technical Review of Restoration Plan, Financial Assurance of Restoration, and Pollution Prevention Plan: Each document will be reviewed to verify that it meets the requirements of the General Permit No. TXG500000. More information may be requested by phone, email, or an NOD letter may be mailed to the application contact listed on the NOI.**
4. **Acknowledgment of Coverage:** An Acknowledgment Certificate will be mailed to the operator. This certificate acknowledges coverage under the general permit.

or

**Denial of Coverage:** If the operator fails to respond to the NOD or the response is inadequate, coverage under the general permit may be denied. If coverage is denied, the operator will be notified.

## General Permit (Your Permit)

Coverage under the general permit begins upon acknowledgment of coverage by the TCEQ. **Operation of a new quarry cannot begin until the Acknowledgment Certificate has been received.**

You must have a copy of General Permit No. TXG500000 when submitting your application. You may view and print the permit for which you are seeking coverage, on the TCEQ website [http://www.tceq.texas.gov](http://www.tceq.texas.gov/). Search using keyword TXG500000.

## Change in Owner or Operator

An authorization under the general permit is ***not transferable***. If the owner or operator changes, the present permittee must submit a Notice of Termination (NOT) letter and the new owner and operator must submit a Notice of Intent, Core Data Forms, and Technical Attachments. The NOT letter and the NOI with Core Data Forms and Technical Attachments must be submitted concurrently and no later than 10 days prior to the change in status.

## Annual Water Quality Fee

This fee is assessed to permittees with an active authorization under the general permit on September 1 of each year. The designated billing contact will receive an invoice for payment of the annual fee in November of each year. The payment will be due 30 days from the invoice.

A 5% penalty will be assessed if the payment is not received by TCEQ by the due date. Annual fee assessments cannot be waived as long as the authorization under the general permit is active on September 1.

## Terminating Coverage

When coverage under the general permit is no longer needed, the authorization must be terminated as follows:

1. The permittee shall submit:

* an NOT letter; and
* a Stabilization Report that meets the requirements in Part VIII of General Permit No. TXG500000.

1. The executive director will review of the NOT letter and Stabilization Report and determine that the documents:

* meet the general permit requirements and acknowledge termination by providing a notification;
* meet the general permit requirements, but a site visit is necessary to confirm stabilization prior to acknowledging termination;
* are incomplete and send a notice of deficiency to obtain additional information; or
* are either incomplete or not in compliance with the general permit and deny termination.

NOTE: The permittee shall continue to meet the requirements of the general permit, including financial assurance for restoration, until receiving acknowledgement of termination from the TCEQ.

# INSTRUCTIONS FOR FILLING OUT THE FORM

**Renewal of General Permit:** Upon issuance of a renewed general permit, dischargers holding active authorizations under the expired general permit are required to submit a NOI, Core Data Forms, and Technical Attachments to continue coverage. If a renewal NOI is not submitted by the deadline specified by TCEQ, existing permits under the expired general permit will be considered expired on that date.

The existing permit number must be provided. If the permit number provided was terminated or denied, or was not provided, a new permit number will be issued.

**Change in Owner or Operator:** An authorization under the general permit is ***not transferable***. If the owner or operator changes, the present permittee must submit an NOT letter and the new owner and operator must submit a Notice of Intent, Core Data Forms, and Technical Attachments. The NOT letter and the NOI with Core Data Forms and Technical Attachments must be submitted concurrently and no later than 10 days prior to the change in status.

## Section 1. and 2. Owner and Operator (Applicant)

If there is more than one owner or operator, complete Attachment A for each additional owner and operator.

1. **Customer Number (CN)**

TCEQ assigns each customer a number that begins with CN, followed by nine digits. This is not a permit number, registration number, or license number. If the applicant is an existing TCEQ customer, the Customer Number can be located using TCEQ’s Central Registry Customer Search available at the following website: <http://www15.tceq.texas.gov/crpub/>. If the applicant is not an existing TCEQ customer, leave the space for CN blank.

1. **Legal Name of Applicant**

Provide the current legal name of the applicant. The name must be provided exactly as filed with the Texas Secretary of State, or on the legal documents forming the entity as filed with the county. If filed in the county, provide a copy of the legal documents showing the legal name. Each legal entity must apply as a co-applicant.

1. **Core Data Form**

Complete and attach a Core Data Form (TCEQ 10400) for each customer.

## Section 3. Annual Billing Contact

An annual water quality fee is assessed to each operator holding active authorization under the general permit on September 1 of each year.

Provide the contact name and complete mailing address where the annual fee invoice should be mailed. Verify the address with the USPS. It must be an address for delivery of regular mail, not overnight express mail. Also, provide a phone of the operator’s representative responsible for payment of invoice.

The phone number should provide contact to the individual responsible for paying the annual fee.

The fax number and e-mail address are optional and should correspond to the individual responsible for paying the annual fee.

## Section 4. Application Contact

Provide the name, title and contact information of the person that TCEQ can contact for additional information regarding this application. The mailing address must be recognized by USPS. Verify the address on the USPS website.

## Section 5. Regulated Entity (RE) Information on Project or Site

1. **Regulated Entity Reference Number (RN)**

The RN is issued by TCEQ to sites where an activity is regulated by TCEQ. This is not a permit number, registration number, or license number. Search TCEQ’s Central Registry Regulated Entity Search to see if the site has an assigned RN at <http://www15.tceq.texas.gov/crpub/>. If this regulated entity has not been assigned an RN, leave this space blank.

If the site of your business is part of a larger business site, an RN may already be assigned for the larger site. Use the RN assigned for the larger site.

If the site is found, provide the assigned RN and provide the information for the site to be authorized through this application. The site information for this authorization may vary from the larger site information.

An example is a chemical plant where a unit is owned or operated by a separate corporation that is accessible by the same physical address of your unit or facility. Other examples include industrial parks identified by one common address but different corporations have control of defined areas within the site. In both cases, an RN would be assigned for the physical address location and the permitted sites would be identified separately under the same RN.

1. **Name of the Project or Site**

Provide the name of the site or project as known by the public in the area where the site is located. The name you provide on this application will be used in the TCEQ Central Registry as the Regulated Entity name.

## Section 6. General Characteristics

1. **Indian Country Lands**

If your site is located on Indian Country Lands, the TCEQ does not have authority to process your application. You must obtain authorization through U.S. EPA, Region 6, in Dallas. Do not submit this application form to TCEQ.

1. **Water Quality Protection Area**

**Provide the water quality protection area where the site is located.**

***John Graves Scenic Riverway*: This area is that portion of the Brazos River Basin, and its contributing watershed, located downstream of the Morris Shepard Dam on the Possum Kingdom Reservoir in Palo Pinto County and extending to the county line between Parker and Hood Counties**

***Coke Stevenson Scenic Riverway*: This area is the South Llano River and its contributing watershed in Kimble County, located upstream of the river’s confluence with the North Llano River at the City of Junction**

1. **Technical Attachments**

**These attachments must be prepared and attached to the NOI and Core Data Form that are submitted to the TCEQ.**

**1. Restoration Plan**

This plan identifies how the applicant will restore the receiving waters to background concentrations in the event of an unauthorized discharge that affects those receiving waters. The requirements of this plan are identified in Part III of General Permit TXG500000.

2. **Proof of Financial Assurance for Restoration**

Financial assurance must be established and maintained in accordance with TCEQ rules at 30 TAC Chapter 37. The requirements related to submitting proof of financial assurance for restoration are identified in Part IV of General Permit TXG500000.

3. **Pollution Prevention Plan (P3)**

The P3 must address the entire quarry. The specific requirements of the P3 are identified in Part V of General Permit TXG500000.

1. **Outfall Information**

For each outfall provide the requested information. If there are more than 2 outfalls, complete Attachment B.

1. Provide the **latitude** for the outfall. Use the TCEQ’s **Location Mapper** (formerly the HB 610 Viewer) to obtain the latitude and longitude, located at: <https://www.tceq.texas.gov/gis/hb-610-viewer>.
2. Provide the **longitude** for the outfall. Use the TCEQ’s **Location Mapper** (formerly the HB 610 Viewer) to obtain the latitude and longitude, located at <https://www.tceq.texas.gov/gis/hb-610-viewer>.
3. Identify the first water body where the discharge or potential discharge will reach. This may include a drainage ditch, unnamed tributary, or a named creek, lake, or river
4. Identify the segment number (required) where the discharge or potential discharge will eventually reach. Use the TCEQ’s **Surface Water Quality Viewer** to obtain the segment number of the classified water body, located at: <https://www.tceq.texas.gov/gis/segments-viewer> .
5. Provide a complete description of the discharge route from the point(s) of discharge to the nearest classified segment. Two examples of a discharge route are: (1) through a six-inch pipe to a county drainage ditch; thence to Apple Creek; thence to the Brazos River, or; (2) to an unnamed tributary of Joe Creek; thence to Joe Creek; thence to Quail Creek; thence to the Doe Lake. For assistance, you may call the technical staff at 512-239-4671.
6. **DMR Contact**

Provide the name and contact information for the person responsible for submitting DMRs. The DMRs must be submitted electronically using the NetDMR reporting system available through the TCEQ website.

1. **Associated Water Quality Authorizations**

If the facility has a Water Quality issued authorization associated to this application, you must provide the authorization number and reason for the association for each associated Water Quality issued authorization.

Provide one of the following associated reasons: Effluent Trade Partner, Associated Permit Record, Switched To An Individual Permit, Switched To A General Permit, Associated Pretreatment Program, MS4 Co-Permittee, Formerly Unpermitted Facility.

## Section 7. Certifications

Failure to indicate “Yes” to ALL of the certification items may result in denial of coverage under the general permit.

The certification must bear an original signature of a person meeting the signatory requirements specified under 30 Texas Administrative Code §305.44.

IF YOU ARE A CORPORATION:

The regulation that controls who may sign an application form is 30 Texas Administrative Code §305.44(a), which is provided below. According to this code provision, any corporate representative may sign an NOI or similar form so long as the authority to sign such a document has been delegated to that person in accordance with corporate procedures. By signing the NOI or similar form, you are certifying that such authority has been delegated to you. The TCEQ may request documentation evidencing such authority.

IF YOU ARE A MUNICIPALITY OR OTHER GOVERNMENT ENTITY:

The regulation that controls who may sign an NOI or similar form is 30 Texas Administrative Code §305.44(a), which is provided below. According to this code provision, only a ranking elected official or principal executive officer may sign an NOI or similar form. Persons such as the City Mayor or County Commissioner will be considered ranking elected officials. In order to identify the principal executive officer of your government entity, it may be beneficial to consult your city charter, county or city ordinances, or the Texas statutes under which your government entity was formed. An NOI or similar document that is signed by a government official who is not a ranking elected official or principal executive officer does not conform to §305.44(a) (3). The signatory requirement may not be delegated to a government representative other than those identified in the regulation. By signing the NOI or similar form, you are certifying that you are either a ranking elected official or principal executive officer as required by the administrative code. Documentation demonstrating your position as a ranking elected official or principal executive officer may be requested by the TCEQ.

If you have any questions or need additional information concerning the signatory requirements discussed above, please contact the Texas Commission on Environmental Quality’s Environmental Law Division at 512-239-0600.

30 Texas Administrative Code §305.44. Signatories to Applications

(a) All applications shall be signed as follows.

(1) For a corporation, the application shall be signed by a responsible corporate officer. For purposes of this paragraph, a responsible corporate officer means 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 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 (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit or post-closure order applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

(2) For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

(3) For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this paragraph, a principal executive officer of a federal agency includes the chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., regional administrator of the EPA).