

State of California
State Water Resources Control Board
NOTICE OF NON-APPLICABILITY

Submission of this Notice of Non-Applicability constitutes notice that the facility operator identified on this form is not required to comply with the Industrial Activities No. 97-03-DWQ Storm Water General Permit.

I. FACILITY INFORMATION Review the information below. Provide any corrections or missing information. If you are not the current facility operator, also check this box [].

A. Facility Operator Information

B. Facility's SIC Code and Description

C. Facility Location (Only if facility location is different from facility operator address)

FACILITY NAME _____	CONTACT PERSON _____
LOCATION _____	TITLE _____
CITY _____	CA _____ ZIP _____ PHONE _____

II. REGULATORY STATUS

Have you filed a Notice of Intent for your facility(s) in the past? Yes ___ No ___ If No, go to Section III

If yes, what was your WDID# _____ When was a Notice of Termination filed? ___/___/___

Has the Regional Board approved your Notice of Termination? Yes ___ No ___

III. BASIS OF NON-APPLICABILITY

The facility operator (identified above) is not required to comply with the above General Permit for the following reason:

___ 1. NOT REQUIRED TO BE PERMITTED. The facility(s) I operate has no industrial activities which require compliance with a storm water permit. BOTH of the following are true:

- A. The SIC Code(s) shown in Section I.B. above are incorrect; and
- B. None of the facility activities are required to be permitted (see Item 3).

Type of Business _____

___ 2. CLOSED FACILITY. The facility(s) I operate is closed and all clean-up, closure, and moving activities are complete.

Date of closure ___/___/___ Did you move to new location? Yes ___ No ___

If yes, start date at new location ___/___/___ Did you file new NOI? Yes ___ No ___

NEW FACILITY OPERATOR INFORMATION

COMPANY NAME _____	CONTACT PERSON _____
MAILING ADDRESS _____	TITLE _____
CITY _____	STATE _____ ZIP _____

___ 3. NO STORM WATER DISCHARGE. None of my facility's storm water discharges directly or indirectly to waters of the United States (such as a river, lake, stream, ocean, municipal storm drain, etc.) because:

___ a. All storm water is retained on site (such as in an evaporation or percolation pond).

___ b. All storm water is discharged to a municipal sanitary sewer system.

____ c. All storm water is discharged to offsite (such as in evaporation or percolation ponds).

____ 4. REGULATED BY ANOTHER PERMIT. My facility's storm water discharge is regulated by a separate NPDES Permit.

NPDES Permit No. _____ Date coverage began ____/____/____

____ 5. NEW FACILITY OPERATOR. There is a new facility operator of my facility(s).

Date facility(s) was transferred to new facility operator ____/____/____

Have you notified the new facility operator of the storm water NPDES Permit requirements? ____ Yes ____ No

NEW FACILITY OPERATOR INFORMATION

COMPANY NAME	CONTACT PERSON	
MAILING ADDRESS	TITLE	
CITY	STATE	ZIP _____

____ 6. NEVER OPERATED FACILITY. I am not and have never been the operator of a facility required to be permitted. I have no responsibility for the facility's regulatory compliance. The correct facility operator who has regulatory responsibility for the facility is:

CORRECT FACILITY OPERATOR INFORMATION

COMPANY NAME	CONTACT PERSON	
MAILING ADDRESS	TITLE	
CITY	STATE	ZIP _____

____ 7. OTHER. Other reason for non-applicability. (If necessary, attach letter or explanation.)

IV. CERTIFICATION

I certify under penalty of law that I am not required to be permitted under the Industrial Activities Storm Water General Permit No. 97-03-DWQ for any facility that I operate. I understand that discharging storm water associated with industrial activity to waters of the United States is unlawful under the Clean Water Act where the discharge is not authorized by a NPDES permit. I am aware that there are significant penalties for submitting false information on this form, including the possibility of fine or imprisonment. I also understand that the submittal of this Notice of Non-Applicability does not release a facility operator from liability for any violations of the General Permit or the Clean Water Act.

PRINTED NAME _____ TITLE _____

SIGNATURE _____ DATE ____/____/____

CHECKLIST TO EVALUATE POTENTIAL STORM WATER POLLUTANT SOURCES

The purpose of this checklist is to 1) help you determine whether the exposure of industrial activities, materials, and equipment to storm water has been eliminated at the facility, and 2) help Regional Water Board staff evaluate the adequacy of your compliance activities and No Exposure Certification (NEC). Please answer all questions. Answering "YES" to a question does not negate your NEC. For each "yes" answer, explain what you are doing to eliminate or prevent exposure from the potential source. For example, if there are liquid storage tanks outdoors but all the storm water is collected behind secondary containment structures and discharged to the sanitary sewer, then the potential source for storm water exposure may be satisfactorily eliminated. For the purpose of this questionnaire, "outdoors" are areas of the facility that are not beneath permanent roofed structures.

1. All prohibited non-storm water discharges have been eliminated or otherwise permitted.

	Yes	No
a. Are materials or equipment cleaned outdoors?	_____	_____
b. Are wash or rinse waters generated on-site?	_____	_____
c. Are there any discharges (other than storm water) entering the storm drain system?	_____	_____
d. Do any drains under roofed areas discharge to the storm drain system?	_____	_____
e. Have there been any accidental spills into the storm drain system in the last year?	_____	_____
f. Are any process waste waters disposed of outdoors?	_____	_____

2. All significant materials related to industrial activity (including waste materials) are not exposed to storm water or authorized non-storm water discharges.

	Yes	No
a. Are there any materials stored outdoors?	_____	_____
b. Are there any materials handled outdoors?	_____	_____
c. Are there any outdoor loading docks?	_____	_____
d. Are there any above ground liquid or non-liquid storage tanks outdoors?	_____	_____
e. Are there any outdoor loading/unloading operations?	_____	_____
f. Are there any products or by-products manufactured or used outdoors?	_____	_____
g. Are there any waste products manufactured or used outdoors?	_____	_____
h. Are there any outdoor waste disposal areas?	_____	_____

	Yes	No
i. Is any process wastewater disposed of outdoors?	_____	_____
j. Are there any drums, pallets, or containers outdoors?	_____	_____
k. Are materials handled/stored on immediate access roads/railways?	_____	_____
l. Are vehicles maintained or fueled outdoors?	_____	_____
m. Are any materials stored or disposed of in outdoor ponds or impoundments?	_____	_____
n. Are materials stored outdoors temporarily?	_____	_____
o. Does any manufacturing take place outdoors?	_____	_____
p. Have there been any spills or leaks outdoors in the last year?	_____	_____
q. Are there areas where materials remain exposed to storm water from past industrial activity?	_____	_____
 3. All industrial activities and industrial equipment are not exposed to storm water or authorized non-storm water discharges.		
	Yes	No
a. Are any material handling vehicles (such as forklifts) parked outdoors?	_____	_____
b. Is permanent industrial equipment located outdoors?	_____	_____
c. Is portable industrial equipment used outdoors?	_____	_____
d. Do any material handling vehicles (such as forklifts and trucks) or outdoor industrial equipment come into contact with materials?	_____	_____
e. Is there any unhooded rooftop equipment (such as air conditioners, scrubbers, etc.)?	_____	_____

4. There is no exposure of storm water to significant materials associated with industrial activities through direct or indirect pathways such as from industrial activities that generate dust and particulates.

Yes No

a. Are there any emissions of dust or particles from stacks or air exhaust systems? _____ _____

b. Are there any emissions of dust or particles from other outlets such as windows, loading docks, etc.? _____ _____

c. Have there been any spills or leaks associated with maintenace of stacks or air exhaust systems? _____ _____