



PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY

Stormwater Illicit Discharge Detection and Elimination Policy Policy #911

Purpose

To protect public health and the environment through the regulation of non-stormwater discharges to the storm drainage system to the maximum extent practicable as required by federal and state law; to provide for inspection, monitoring and enforcement procedures to ensure compliance; and, to establish penalties. This policy establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system (MS4) in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process. The objectives of this policy are:

- 1) To regulate the contribution of pollutants to the MS4
- 2) To prohibit illicit connections and discharges to the MS4
- 3) To establish legal authority to carry out all inspection, monitoring and enforcement procedures necessary to ensure compliance with this ordinance

Applicability

This policy shall apply to all discharges entering the storm drain system generated on any developed and undeveloped Chelan PUD owned lands unless explicitly exempted by Chelan PUD.

Responsibility for Administration

Chelan PUD shall administer, implement, and enforce the provisions of this policy.

Discharge Prohibitions

No person shall throw, drain, or otherwise discharge, cause, or allow others under its control to throw, drain, or otherwise discharge into the MS4 any pollutants or waters containing any pollutants, other than stormwater. The illicit discharge to the storm drain system is prohibited except as described as follows:

- 1) The following discharges are exempt from discharge prohibitions established by this policy:
 - a. Diverted stream flows,
 - b. Rising ground waters,
 - c. Uncontaminated ground water infiltration,
 - d. Uncontaminated pumped ground water,
 - e. Foundation drains,
 - f. Air conditioning condensation,
 - g. Irrigation water from agricultural sources that is commingled with urban stormwater,
 - h. Springs,
 - i. Water from crawl space pumps,
 - j. Emergency firefighting activities.
- 2) The following non-stormwater discharges are prohibited unless the stated conditions are met:
 - a. Discharges from potable water sources, including water line flushing, hyperchlorinated water line flushing, fire hydrant system
 - b. Discharges from lawn watering and other irrigation runoff shall be kept to a minimum;
 - c. Street and sidewalk wash water, water used to control dust, and routine external building wash down shall not contain soaps or detergents and shall be kept to a minimum. Practices shall be implemented prior to washing to reduce pollutants from entering the MS4 including but not limited to sweeping, picking up litter and controlling velocity of discharge.
 - d. Discharge of fertilizers, pesticides, paints, and vehicle washwater under all circumstances.

Prohibition of Illicit Connections

The construction, use, maintenance or continued existence of illicit connections to the storm drain system is prohibited.

Improper connections in violation of this policy must be disconnected and redirected.

Requirements to Prevent, Control, and Reduce Stormwater Pollutants by the use of Best Management Practices

Chelan PUD and employees shall provide reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of structural and non-structural best management practices (BMPs).

Spills

Notwithstanding other requirements of law, as soon as any Chelan PUD employee has information of any known or suspected release of materials which are resulting or may result in illicit discharges or pollutants discharging into stormwater, the storm drain system, or waters of the United States, the employee shall take all necessary steps to ensure the discovery, containment, and cleanup of such release. In the event of such a release of hazardous materials, the person shall immediately notify their supervisor. The supervisor will notify the Environmental Program Manager and emergency response agencies will be notified if necessary.

Enforcement Plan

Chelan PUD's authority to enforce this policy includes its Administrative Policies, Park Rules & Regulations, contractual terms with contractors, and property rights.

- 1) The Administrative Policies require compliance with state and federal law and apply to all Chelan PUD employees. Causing an illicit discharge could be considered a violation of state and federal law and therefore a violation of the Administrative Policies. Violations of Administrative Policies may result in appropriate disciplinary actions, up to and including dismissal.
- 2) Parks Rules & Regulations prohibit pollution and require compliance with state and federal laws. The Parks Rules & Regulations apply to all users of parks with MS4s. Enforcement actions for non-compliance will be in accordance with the enforcement provisions in the Parks Rules & Regulations.
- 3) Standard contract provisions in Chelan PUD contracts require compliance with state and federal laws and apply to all contractors that work in the vicinity of an MS4. Violation of the contractual requirement will be subject to contractual enforcement mechanisms potentially including damages and termination.

In addition, through its property rights, Chelan PUD may pursue claims including trespass, waste, or injury to land as a legal means to stop and to penalize illicit discharge.

Once an illicit discharge has been identified and an investigation has determined the source of the discharge, the appropriate actions need to be taken and documented to eliminate the discharge. Appropriate action includes immediate notification to the responsible party of the requirement to correct the illicit discharge and remediate the area affected by the discharge. Appropriate action may also include disciplinary or enforcement actions as applicable under the authorities listed above.

Voluntary compliance is preferred for first-time, minor offenders. More severe enforcement action may be necessary for recurring or egregious illicit discharge

incidents and for refusal by the responsible party to voluntarily take corrective action on an illicit discharge once it is brought to their attention.

The enforcement mechanisms are non-exclusive, and Chelan PUD may use one or more enforcement mechanism if applicable. Chelan PUD reserves the right to rely on enforcement authorities and procedures in addition to those provided herein.

Contact Information

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Formerly:	N/A
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