

Enclosure 1

**Notification of Zero-Discharge Requirements
under the Metal Finishing Point Source Category and the General Pretreatment Regulations
WY- P000019**

Industrial User:	L&H Industrial - Sheridan 1909 and 1921 Commercial Avenue Sheridan, WY 82801
Publicly Owned Treatment Works (POTW):	City of Sheridan Publicly Owned Treatment Works, NPDES #WY-0020010
Regulated Process Wastewater:	Wastewaters generated from the chrome plating tanks A-C and the following ancillary operations: machining, grinding, cleaning, welding, painting, paint stripping and assembly defined by the Metal Finishing Point Source Category in 40 C.F.R. § 433.10(a).
Applicable Pretreatment Standards:	<i>If Discharging</i> ; 40 C.F.R. § 433.17, Pretreatment Standards for New Sources (PSNS) 40 C.F.R. §403, General Pretreatment Regulations

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PART I – Facility Information

A. General Facility Information

The L&H Industrial– Sheridan facility (facility) is located at 1909 and 1921 Commercial Avenue, Sheridan, WY 82801. According to the Notice of Discharge Requirements application submitted by the facility on March 25, 2024, 36 individuals are employed at the facility with the majority working the dayshift from Monday through Friday; and four people working the nightshift Monday through Friday.

The facility performs the following unit operations defined by the Metal Finishing Point Source Category in 40 C.F.R. § 433.10(a): chrome plating defined as a metal finishing core operation and the defined metal finishing ancillary operations: machining, grinding, cleaning, welding, painting, paint stripping and assembly.

B. Specific Prohibitions

L&H Industrial is prohibited from discharging wastewater generated from the unit operations or other non-domestic wastewater to the City of Sheridan’s POTW. The facility is required to ensure the potential for discharge is eliminated such as permanently sealing of floor drains in the process areas, and disconnecting hoses, pipes or other equipment that may allow a discharge of non-domestic wastewater.

PART II - Reporting and Notification Requirements

A. Zero-Discharge Compliance Reports (40 C.F.R. § 403.12(e); 40 C.F.R. § 403.12(l))

The facility shall submit Zero-Discharge Compliance Reports to the EPA and the POTW (see Part II.C for address) as follows:

1. Due Dates

Zero-Discharge Compliance Reports shall be submitted every six months and are due by the dates listed in Table 1. The reports shall contain information from the associated compliance period and shall not be submitted until the compliance period is complete.

Table 1 – Zero-Discharge Compliance Report Due Dates

Compliance Period	Due Date
January through June	July 31
July through December	January 31

2. Zero-Discharge Compliance Report Contents

The Zero-Discharge Compliance Reports shall include the following:

- a. Permit number.
- b. Facility name and address.
- c. If applicable, any significant changes in processes and procedures differing from those described in the NDR Application.

- d. Manifests for all off-site disposal of wastes and operational logs maintained for the evaporation unit.
- e. The certification statement required in Part II.D of this Notification of Zero-Discharge Requirements and signed by the authorized representative.
- f. The following zero-discharge certification statement, signed by the Facility's authorized representative:

"I certify that **no discharge** of any industrial wastewater or wastes prohibited by this permit has occurred in this reporting period. I have reported all required information and I understand that there are significant penalties for making false statements, including criminal penalties."

B. Notification of Changed Discharge (40 C.F.R. § 403.12(j))

The facility shall promptly notify the EPA and the POTW in advance of any substantial change in its operations that may affect the facility's current zero discharge status.

C. Reporting and Notification Contacts

1. Submission of Reports Electronically or by Hard Copy Submission

The facility must submit the Zero-Discharge Compliance Reports electronically, as described below, or submit hard copies to the address below. Other written reports and notifications required to be submitted to the EPA shall be sent to the following address:

NPDES and Wetland Enforcement Section (8ENF-W-NW)
US EPA Region 8
1595 Wynkoop Street
Denver, CO 80202
Attention: Pretreatment

2. Establishment of NetDMR Account:

- a. On October 22, 2015, the Environmental Protection Agency (EPA) published in the federal register the NPDES Electronic Reporting rule for all NPDES permit reporting and notification requirements (40 C.F.R. Part 127). The deadline for the electronic reporting of Periodic Compliance Reports for CIUs/SIUs in municipalities without an approved Pretreatment (Phase 2 of the Rule) is December 21, 2020 (40 C.F.R. § 127.16). The facility must electronically submit DMRs and notifications and must sign and certify all electronic submissions in accordance with the Signatory requirements of the Notification of Discharge Requirements. NetDMR is accessed from the internet at <https://netdmr.zendesk.com/home>. Additionally, the facility can contact the EPA via our R8NetDMR@epa.gov mailbox for any individual assistance or one-on-one training and support.

3. Written reports and notifications required to be submitted to the POTW shall be sent to the following addresses:

Brian Edwards, POTW Superintendent
City of Sheridan
393 Fort Road
Sheridan, WY 82801
bedwards@sheridanwy.gov

4. Verbal notifications required to be submitted to the EPA shall be made by calling either number below and asking to speak with NPDES Enforcement, Pretreatment Contact.

303-312-6312 or 800-227-8917

5. Verbal notifications required to be submitted to the POTW shall be made by calling the number below.

307-674-7038 Ext. 350

D. Report Signatory Requirements (40 C.F.R. § 403.12(l))

The Zero Discharge Compliance Reports shall include the following certification statement as set forth in 40 C.F.R. § 403.6(a)(2)(ii):

I certify under penalty of law that this document and all enclosures 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.

The certification statement shall be signed as follows:

1. By a responsible corporate officer, if the facility is a corporation. For the purpose of this paragraph, a responsible corporate officer means:
- a. 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
 - b. The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiate and direct other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; can ensure that the necessary systems are established or actions taken to gather complete and accurate information for control mechanism requirements; and where authority to sign

documents has been assigned or delegated to the manager in accordance with corporate procedures.

2. By a general partner or proprietor if the facility is a partnership, or sole proprietorship respectively.
3. By a duly authorized representative of the individual designated in (1) or (2) of this section if:
 - a. The authorization is made in writing by the individual described in paragraph (1) or (2);
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the facility from which the Industrial Discharge originates, such as the position of plant manager, operator of a well, or well field superintendent, or a position of equivalent responsibility, or having overall responsibility for environmental matters for the company; and
 - c. The written authorization is submitted to the EPA.
4. If an authorization under (3) of this section is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, or overall responsibility for environmental matters for the company, a new authorization satisfying the requirements of (3) of this section must be submitted to EPA prior to or together with any reports to be signed by an authorized representative.

PART III - General Conditions

A. Retention of Records (40 C.F.R. § 403.12(o))

The facility shall maintain records of all information resulting from the wastewater generation and management activities to ensure the facility maintains its zero-discharge status. The facility is required to retain records for a minimum of three (3) years. This includes but is not limited to any operation logs for the evaporation unit and manifests from the transport of non-domestic wastewater/liquids. The facility shall make such records available for inspection and copying by the EPA. This period of retention shall be extended during any unresolved litigation regarding the facility or when requested by the EPA.

B. Confidentiality (40 C.F.R. § 403.14)

In accordance with 40 C.F.R. Part 2, any information submitted pursuant to this Notification of Zero Discharge Requirements may be claimed as confidential by the submitter. Any such claim must be asserted at the time of submission in the manner prescribed on the application form or instructions, or, in the case of other submissions, by stamping the words 'confidential business information' on each page containing such information. If no claim is made at the time of submission, the EPA may make the information available to the public without further notice. Information and data provided to the EPA which is effluent data shall be available to the public without restriction.

C. Transferability (40 C.F.R. § 403.8(f)(1)(iii)(B)(2))

This Notification of Zero Discharge Requirements is non-transferable without, at a minimum, prior notification of the EPA and POTW, and the facility shall provide of a copy of the existing Notification of Zero Discharge Requirements to the new owner or operator.

D. Civil and Criminal Liability

Nothing in this permit may be construed to relieve the permittee from civil and/or criminal penalties for noncompliance. The Clean Water Act provides for specified civil and criminal monetary penalties for violations of its provisions. However, the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996, requires the EPA to adjust the civil monetary penalties for inflation on a periodic basis. The civil and criminal penalties for Pretreatment violations may be found in 40 C.F.R. Part 19 and CWA Section 1319.

E. Right of Entry

Pursuant to section 308 of the Clean Water Act, the EPA or an EPA authorized representative (including an authorized contractor acting as a representative of the EPA), upon presentation of his or her credentials, shall have a right to:

1. Enter upon the premises where a regulated facility or activity is located or conducted, or where records must be kept.
2. Have access to and copy, at reasonable times, any records that must be kept.
3. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or regulated operations.
4. Sample or monitor, for the purposes of assuring compliance, any substances or parameters at any location.
5. Inspect any production, manufacturing, fabricating, or storage area where regulated pollutants could originate, be stored, or be discharged to the POTW.

F. Cause for Reissuance or Modification

The Notice of Zero Discharge Requirements may be modified, revoked or reissued for cause: this includes the establishment of new or revised limitations to the Metal Finishing Regulations, establishment of new or revised standard or requirements in the Pretreatment Regulations or substantial changes in operation or the volume or character of pollutants in the regulated wastewater discharge. The EPA may request information periodically to ensure the Notice of Discharge Requirements is representative of current conditions.

G. Definitions

1. Publicly Owned Treatment Works (POTW) - A treatment works as defined by section 212 of the CWA, which is owned by a State or municipality (as defined by section 502(4) of the CWA). This definition includes any devices and systems used in the storage, treatment, recycling and reclamation of municipal sewage or industrial wastes of a liquid nature. It also includes sewers, pipes and other conveyances only if they convey wastewater to a POTW Treatment Plant. The term also means the municipality as defined in section 502(4) of the CWA, which has jurisdiction over the Indirect Discharges to and the discharges from such a treatment works.
2. POTW Treatment Plant - That portion of the POTW which is designed to provide treatment (including recycling and reclamation) of municipal sewage and industrial waste.