



## California Industrial Activities Storm Water General Permit Fact Sheet

### **What is California's Industrial General Permit?**

The State Water Resources Control Board (SWRCB) is responsible for administering the storm water permit program and has adopted a statewide general permit that applies to industrial dischargers as defined below. The statewide general permit regulates industrial discharges pursuant to Clean Water Act (CWA) section 402(p)(3)(A) (referred to herein as industrial general permit or IGP).

This fact sheet has been developed to educate potentially regulated industrial facilities on the IGP. The City does not administer or enforce the IGP. Questions related to the IGP should be directed to the SWRCB or Region 8 Santa Ana Regional Water Quality Control Board (SARWQCB).

### **Senate Bill 205**

California Senate Bill No. 205 approved in October 2019 mandates industrial facilities requiring coverage under the IGP to demonstrate enrollment prior to being issued a new or renewed business license. During the initial business license application and any renewal, each business is required to submit a completed SB205 questionnaire under penalty of perjury under the laws of California.

### **Role of the City of Jurupa Valley**

The City of Jurupa Valley (City) is mandated by the State of California through SB205 to assess the relevance of each Standard Industrial Classification Code (SIC Code). Additionally, the City must validate that the information presented for enrollment aligns with the business applying for the business license. Furthermore, the City is compelled to transmit this data to the State Water Resources Control Board (SWRCB) upon request. As stipulated in the City's Municipal Permit with the Santa Ana Regional Water Quality Control Board (SARWQCB), there is an obligation to conduct inspections of industrial and commercial businesses. Subsequently, the City is required to provide information pertaining to these inspections to the SARWQCB.

### **Do I Need Coverage?**

Industrial businesses are primarily regulated based on their SIC Code defined in Attachment A of the IGP. The facility's SIC code categorizes your primary industrial activity. Industrial facilities such as manufacturing, recycling, and transportation related businesses require coverage under the IGP. Please review Attachment A from IGP for the complete list of businesses requiring coverage. A copy of Attachment A can be found at the SWRCB's website: [http://www.waterboards.ca.gov/water\\_issues/programs/stormwater/industrial.shtml](http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml). If you don't know your facility's primary SIC Code, check with your insurance company or accountant as SIC codes are typically used on their forms. Alternatively, an SIC code search tool may be used such as OSHA's website: <https://www.osha.gov/pls/imis/sicsearch.html> or the 1987 SIC Code Manual is available at [https://www.waterboards.ca.gov/water\\_issues/programs/stormwater/docs/industrial/sic\\_manual\\_1987.pdf](https://www.waterboards.ca.gov/water_issues/programs/stormwater/docs/industrial/sic_manual_1987.pdf).

### **Where Can I Find More Information?**

General information regarding industrial general permit coverage can be found on Page 2 of this Fact Sheet. To obtain additional information on the industrial general permit, visit the SWRCB's website at [www.swrcb.ca.gov/stormwtr/industrial.html](http://www.swrcb.ca.gov/stormwtr/industrial.html). The SWRCB's website contains the permit, frequently asked questions, and monitoring requirements. SWRCB's Contact Information is also included below:

Storm Water Section PO Box 1977

Sacramento, CA 95812-1977

General Storm Water Questions:

Email: [stormwater@waterboards.ca.gov](mailto:stormwater@waterboards.ca.gov)

Phone: (866) 563-3107

Qualified California Industrial Practitioner (QISP) may also provide additional guidance. A list of QISPs can be obtained at <https://www.casqa.org/resources/qisp/>

### **What to do if you are a regulated Facility?**

If your Facility is regulated, there are two pathways to obtain coverage under the Industrial General Permit. You can either obtain “Full Coverage,” or if your facility qualifies, you can obtain a No Exposure Certification (NEC).

### **Industrial General Permit “Full Coverage” Option**

The IGP requires the development and implementation of a Storm Water Pollution Prevention Plan (SWPPP). The SWPPP identifies the site-specific sources of pollutants, describes best management practices implemented to reduce storm water pollution, and describes monitoring requirements. The Industrial General Permit also requires the implementation of management practices that meet Best Available Technology Economically Achievable (BAT) and Best Conventional Pollutant Control Technology (BCT) standards.

### **How to obtain Industrial General Permit Coverage (“Full Coverage”)?**

Facilities registering for Notice of Intent (NOI) coverage under the Industrial General Permit shall certify and submit Permit Registration Documents (PRDs) via the SWRCB’s Storm Water Multi-Application and Report Tracking System (SMARTS) (<https://smarts.waterboards.ca.gov/smarts/faces/SwSmartsLogin.jsp>) at least seven (7) days prior to commencement of industrial activities. The PRDs required for submittal through SMARTS are a certified NOI, an uploaded SWPPP, an uploaded Site Map, an application fee, and an Electronic Authorization Form, signed by the Legally Responsible Party (LRP) and sent by mail. A SMARTS Help Guide can be obtained at: <https://smarts.waterboards.ca.gov/smarts/faces/SwSmartsLogin.jsp#>.

### **What is a No Exposure Certification?**

A NEC is a statement from the facility owner certifying that the site is managed so that it has no potential to pollute storm water. If a facility does not have industrial materials outdoors, does not conduct industrial activities outdoors, and there is no exposure to storm water (in accordance with Section XVII of the Industrial General Permit) the facility may qualify for the NEC. To assess NEC applicability, consider all aspects of your facility operations including transfer operations, loading/unloading, and storage of industrial materials. Facility’s filing a valid NEC in accordance with the requirements are not required to develop a SWPPP and allows for a reduction in monitoring storm water requirements and SWRCB fees. Additional information on the NEC requirements may be found at [http://www.waterboards.ca.gov/water\\_issues/programs/stormwater/toolbox.shtml](http://www.waterboards.ca.gov/water_issues/programs/stormwater/toolbox.shtml).

### **How to obtain NEC Coverage Option?**

The facility owner must electronically certify and submit NEC Permit Registration Documents (PRDs) via SWRCB’s SMARTS website to obtain NEC coverage. This conditional exclusion does not become effective until the PRDs are submitted and the annual fee is paid. Upon receipt of the annual fee, the Discharger will electronically receive an NEC acceptance notification via SMARTS, which will include a Waste Discharge Identification (WDID) number. The facility must maintain a condition of “No Exposure” at the facility for the conditional exclusion to remain applicable. The Discharger must annually electronically re-certify the NEC via SMARTS to confirm that the conditions of “no exposure” are being maintained.

### **Penalties for Non-Compliance for Industrial Permit Coverage**

If a regulated facility ignores the industrial general permit requirements and does not obtain coverage under the industrial general permit, the facility owner/operator will be in violation of the CWA and the California Water Code. SWRCB/SARWQCB may issue significant fines and/or the facility may be subject to a citizen lawsuit.