

C. STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODE(S) FOR THIS FACILITY (See Appendix A).

a. _____ b. _____ c. _____ d. _____

D. DESCRIBE THE INDUSTRIAL ACTIVITIES THAT TAKE PLACE AT THIS FACILITY

E. CURRENT STORMWATER PERMIT COVERAGE

Does this facility currently have stormwater discharge permit coverage under a CDPS Stormwater Discharge General Permit, or an Individual Permit with stormwater requirements?

Yes No

If **Yes**, provide the permit certification or permit number CO _____

(If the facility currently has stormwater discharge permit coverage, the form will be used to inactivate existing permit coverage. The permittee does not need to submit a separate Termination Form.)

F. OTHER ENVIRONMENTAL PERMITS

Does this facility currently have any environmental permits, or is it subject to regulation, under any of the following programs?

Permit Name	Yes	No	Application Date	Permit No.
1. Colorado Division of Reclamation, Mining and Safety— permit anniversary:	<input type="checkbox"/>	<input type="checkbox"/>		
2. Underground Injection Control	<input type="checkbox"/>	<input type="checkbox"/>		
3. Clean Water Act (CWA) Section 404 permit (Army Corps of Engineers)	<input type="checkbox"/>	<input type="checkbox"/>		
4. Resource Conservation and Recovery Act (RCRA)	<input type="checkbox"/>	<input type="checkbox"/>		
5. Colorado Discharge Permit System (CDPS)	<input type="checkbox"/>	<input type="checkbox"/>		
6. Colorado State Air Pollution Emission	<input type="checkbox"/>	<input type="checkbox"/>		
7. Other	<input type="checkbox"/>	<input type="checkbox"/>		

G. EXPOSURE CHECKLIST

Are any of the following materials or activities exposed to precipitation, now or in the foreseeable future?

(Please check either “Yes” or “No” in the appropriate box for each question.) **A “Yes” to any of the questions (1) through (11), indicates the facility is not eligible for the no exposure exclusion.**

The following information and clarifications must be used in making the determinations:

i) What is the Definition of No Exposure?

No exposure means, for the items addressed below, that a storm resistant shelter is in place to prevent exposure to rain, snow, snowmelt and/or runoff. Storm-resistant shelters include completely roofed and walled buildings or structures, as well as structures with only a top cover but no side coverings, provided material under the structure is not otherwise subject to any run-on and subsequent runoff of storm water.

There are circumstances where permanent, uninterrupted sheltering of industrial activities or materials is not possible. Under such conditions, materials and activities may be sheltered with temporary covers (e.g., tarpaulins) until permanent enclosure can be achieved. In general, temporary sheltering of industrial materials and activities will only be allowed during facility renovation or construction or in similar short-term conditions. However, under all circumstances the operator must reasonably believe that there will be no exposure of pollutant sources to stormwater.

ii) Can secondary containment outside qualify for the no exposure exclusion?

In general, secondary containment that is adequately engineered to prevent any failure, leakage or overflow such that there would simply be no discharge from that area of the facility would qualify for the no exposure exclusion. Note: there must be proper disposal of any water or liquids collected from the containment (e.g., discharged in compliance with another CDPS permit, treated or trucked offsite).

iii) What are “industrial materials”?

Industrial materials are any materials that are directly related to an industrial activity covered by the stormwater regulation (see Appendix A) and include, but are not limited to, raw materials, intermediate products, by-products, and final products; or waste products. Materials not related to an industrial activity are not included, such as office supplies and cafeteria wastes.

iv) What industrial materials do not require a storm resistant shelter?

While the intent of the no exposure exclusion is to promote a condition of permanent no exposure, a storm-resistant shelter is not required for the following industrial materials:

- a) Materials stored in drums, barrels, tanks, and similar containers** intended for the outdoors storage of the contained material, that meet the requirements in 1.A., below. Containers, racks and other transport platforms (e.g., wooden pallets) used with the drums, barrels, etc., can be stored outside providing they are contaminant-free.

- b) Final products** built and intended for use outdoors (e.g., new cars), provided the final products have not deteriorated or are otherwise a potential source of contaminants. Types of final products not qualifying for a certification of no exposure include:
 - Products that would be mobilized in stormwater discharges (e.g., rock salt).
 - Products that may, when exposed, oxidize, deteriorate, leak or otherwise be a potential source of contaminants (e.g., junk cars; stockpiled train rails).
 - “Final” products that are, in actuality, “intermediate” products. Intermediate products are those used in the composition of yet another product (e.g., sheet metal, tubing and paint used in making tractors). Even if the intermediate product is “final” for a manufacturer and destined for incorporation in a “final product intended for use outdoors,” these products shall not be exposed because they may be chemically treated or are insufficiently impervious to weathering.

Checklist Questions 1 through 11

	Yes	No
<p><u>1. Industrial Machinery and Equipment</u></p> <p>Industrial Machinery and Equipment, which includes any machinery and/or equipment, including material handling equipment, that is directly related to an industrial activity covered by the stormwater regulation (see Appendix A), may not be stored where exposed to stormwater. In addition, areas with residuals from using, storing or cleaning industrial machinery or equipment must not remain and be exposed to stormwater. The following exceptions are allowed:</p> <p>A. Drums, barrels, tanks, and similar containers intended for the outdoor storage of the contained material or previously contained material, that are tightly sealed, provided those containers are not deteriorated and do not leak (“sealed” means banded or otherwise secured and without operational taps or valves), and are not otherwise a source of pollutants. The addition of material to or withdrawing of material from these containers while outside is deemed exposure, and as such, not allowed under the exclusion provisions. Containers, racks and other transport platforms (e.g., wooden pallets) used with the drums, barrels, etc., can be stored outside providing they are contaminant-free.</p> <p>B. Adequately maintained vehicles used in material handling may be exposed to stormwater. This includes adequately maintained vehicles, and vehicles awaiting maintenance, such as trucks, automobiles, forklifts, pallet jacks, carts, dollies, or other such general-purpose vehicles at the industrial site that are not industrial machinery, and that are not leaking contaminants or are not otherwise a source of industrial pollutants.</p> <p>Is there now, or in the foreseeable future, any industrial machinery or equipment stored, used, or cleaned where exposed to stormwater; or, are there any areas where residuals from using, storing, or cleaning industrial machinery or equipment are exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>2. Materials and Residuals</u></p> <p>Industrial Materials and residuals may not exist on the ground or within the stormwater collection system (i.e. stormwater inlets and storm sewers). Residuals include any material that may be mobilized by stormwater, such as oil and chemical stains, and contaminated soils.</p> <p>Are there now, or in the foreseeable future, any materials or residuals on the ground or within the stormwater collection system that are exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>3. Materials and Products from Past Industrial Activity</u></p> <p>Are there now, or in the foreseeable future, any materials or products from past industrial activities exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>4. Materials Handling Equipment</u></p> <p>Is there now, or in the foreseeable future, any materials handling equipment (except adequately maintained vehicles) exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>5. Loading, Unloading, and Transportation</u></p> <p>Are there now, or in the foreseeable future, any materials or products that are exposed to stormwater during loading, unloading, or transporting activities?</p>	<input type="checkbox"/>	<input type="checkbox"/>

	Yes	No
<p><u>6. Outdoor Storage</u></p> <p>Are there now, or in the foreseeable future, any materials or products stored outdoors (except final products intended for outside use (see section (G)(iv)))?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>7. Drums, Barrels, Tanks, and Similar Containers</u></p> <p>Are there now, or in the foreseeable future, any materials contained in open, deteriorated or leaking storage drums, barrels, tanks, and similar containers that are exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>8. Storage on Roads and Railways</u></p> <p>Are there now, or in the foreseeable future, any materials or products handled/stored on roads or railways owned or maintained by the discharger that are exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>9. Industrial Waste Material</u></p> <p>Industrial waste materials, like other industrial materials, may not be stored where exposed to stormwater. However, if the material is stored in a sealed container, such as those allowed in 1.A. above or in a covered, non-leaking container such as a lidded dumpster, that does not allow exposure to stormwater, outdoor storage is allowed.</p> <p>Lidded dumpsters must be completely covered and materials must not be allowed to drain from any holes in the bottom, or be lost in loading onto a garbage truck. Industrial refuse and trash that is stored uncovered, however, is considered exposed.</p> <p>Waste materials that are not related to an industrial activity, such as office supplies and cafeteria wastes, are not included in the definition of industrial waste materials, and although such wastes should be managed to prevent water quality impacts, are not included in this certification.</p> <p>Are there now, or in the foreseeable future, any industrial waste materials that are exposed to stormwater?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>10. Unpermitted Application or Disposal of Process Wastewater</u></p> <p>Is there now, or in the foreseeable future, any application or disposal of process wastewater, exposed to stormwater, unless otherwise permitted by a CDPS discharge permit?</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p><u>11. Roof Stacks and Vents</u></p> <p>Is there now, or in the foreseeable future, any particulate matter or visible deposit of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the stormwater outflow?</p>	<input type="checkbox"/>	<input type="checkbox"/>

H. CERTIFICATION STATEMENT

"I certify under penalty of law that I have read and understand the eligibility requirements for claiming a condition of "no exposure" and obtaining an exclusion from CDPS stormwater permitting; and that there are no discharges of stormwater contaminated by exposure to industrial activities or materials from the industrial facility identified in this document (except as allowed under the Colorado Discharge Permit System Regulations No. 61.3(2)(h)."

"I understand that I am obligated to submit a no exposure certification form at least once every five years to the Division and, if requested, to the operator of the local Municipal Separate Storm Sewer System (MS4) into which this facility discharges (where applicable). I understand that I must allow the Division, and/or MS4 operator where the discharge is into the local MS4, to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request. I understand that I must obtain coverage under a CDPS permit prior to any point source discharge of stormwater from the facility."

"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 gathered and evaluated the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly involved in 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."

Applicant Signature (submission must include original wet ink signature)

Date Signed

Name (printed)

Title

APPENDIX A

INDUSTRIES REQUIRED TO OBTAIN STORMWATER DISCHARGE PERMIT COVERAGE

The **Standard Industrial Classification (SIC) Code** or codes for the facility usually determines permit coverage. SIC Codes are assigned according to the primary activities performed by a company. They are often assigned for insurance purposes or when a business registers as a corporation. Industries can also determine their SIC Code by checking with their trade association, Chamber of Commerce, legal counsel, library for the SIC Manual, or on-line at <http://www.osha.gov/pls/imis/sicsearch.html>.

The industries are listed here by their SIC Code. The manufacturing industries are generally represented by SIC Codes 20-39. (A two-digit code, such as 42, means that **all** industries under that heading, from 4200 to 4299, are covered.) Use this table to determine which of the Division's general permits is appropriate for your facility.

SIC Code	Industry Type	Notes	Permit Type
10	Metal mining and milling	(a) (b)	COR040000
12	Coal mining	(a) (b)	COG850000
13	Oil and gas extraction	(c) (d)	COR900000
14	Mining and quarrying of nonmetallic minerals except fuels	(a) (b)	COR340000
NA	Construction	(b)	COR030000
20	Food and kindred products (except)		COR900000
2011	Meat packing plants		COR900000
2015	Poultry slaughtering and processing		COR900000
2077	Animal and marine fats and oils		COR900000
21	Tobacco products		COR900000
22	Textile mills		COR900000
23	Apparel and other finished products made from fabric and similar material		COR900000
24	Lumber and wood products except furniture (except)		COR900000
2491	Wood preserving		COR900000
25	Furniture and fixtures		COR900000
26	Paper and allied products		COR900000
27	Printing, publishing, and allied products		COR900000
28	Chemicals and allied products (except)	(b)	COR900000
283	Drugs		COR900000
285	Paints and allied products		COR900000
29	Petroleum refining and related industries (except)	(b)	COR900000
2951	Asphalt batch plants	(e)	L,N,S
30	Rubber and miscellaneous plastics products		COR900000
31	Leather Products (except)		COR900000
311	Leather tanning and finishing		COR900000
32	Stone, clay, glass and concrete products (except)		COR900000
3241	Cement manufacturing	(b)	COR900000
3273	Ready-mix concrete facilities	(e)	L,N,S
33	Primary metals industries		COR900000
34	Fabrication of metal products, except machinery and transportation equipment (except)		COR900000
3441	Fabricated structural metal		COR900000
35	Industrial and commercial machinery and computer equipment		COR900000
36	Electronic and other electrical equipment and components, except computer equipment		COR900000
37	Transportation equipment		COR900000
38	Measuring, analyzing, and controlling instruments: photographic, medical, and optical goods, watches and clocks		COR900000
39	Miscellaneous manufacturing industries		COR900000
40	Railroad transportation	(f)	COR900000
41	Local and suburban transit and interurban highway passenger transportation	(f)	COR900000
42	Motor freight transportation and warehousing (except)	(f)	COR900000
4221	Farm Product warehousing and storage		COR900000
4222	Refrigerated warehousing and storage		COR900000
4225	General warehousing and storage		COR900000
43	US Postal Facilities	(f)	COR900000
44	Water Transportation	(f)	COR900000
45	Transportation by Air	(f)(g)	COR900000
4911	Steam electric power generation (all fuel types)	(b)	COR900000
4952	Wastewater treatment plants with a design flow of 1.0 MGD or more, or required to have an approved pretreatment program under 40 CFR 403	(b)	COR900000

APPENDIX A (continued)

SIC Code	Industry Type	Permit Notes	Permit Type
4953	Hazardous waste treatment, storage or disposal facilities; incinerators (including boilers and industrial furnaces) that burn hazardous waste; and active or inactive landfills, land application sites, or open dumps with industrial waste and without a stabilized final cover	(b)	COR900000
5015	Motor vehicle parts, used		COR900000
5093	Scrap and waste materials		COR900000
5171	Petroleum bulk stations and terminals	(f)	COR900000

Notes:

- (a) For this SIC Code, a stormwater permit is required only if runoff contacts overburden, raw material, intermediate or finished product, or waste products.
- (b) For most facilities covered by the stormwater regulations, SIC codes are used to indicate the **primary** function of the facility. This footnote denotes industries, which in most cases, are covered under the stormwater regulations regardless of what other activities are conducted at the site (contact Division for details).
- (c) This SIC Code only refers to the *operation* of oil and gas facilities (exploration, production, processing, or treatment operations, or transmission facilities). *Construction* activities at oil and gas facilities (e.g., construction of well pads, roads, pipelines, etc.) are covered under the Construction general permit.
- (d) For facilities under this SIC Code, as per the Colorado Discharge Permit System Regulations, Section 61.4(3)(b)(i)(C), the operator of an existing or new discharge composed entirely of stormwater from an oil or gas exploration, production, processing, or treatment operation, or transmission facility is not required to submit a permit application unless the facility has had a discharge of a reportable quantity, or contributes to a violation of a water quality standard.
- (e) Facilities at sand and gravel operations may be covered under the Sand and Gravel general permit; facilities at construction sites may be covered under the Construction general permit; other facilities, including mobile plants, may be covered under the Light Industry general permit.
- (f) In this SIC Code, only facilities with vehicle maintenance (including fueling), equipment cleaning, or airport deicing need a stormwater permit.
- (g) Airports that use 1000 gallons of deicer(s) or more annually, and that have annual fuel sales of one million gal/year or more, are covered under the Heavy Industry general permit. Airports that do not meet these criteria need the Light Industry general permit.

Permit types:

- L: Industrial Non-extractive General Permit (Permit No. COR-900000)
- N: Construction General Permit (Permit No. COR-030000)
- S: Sand and Gravel General Permit (Permit No. COR-340000)