## SECTION .0300 - CLASSIFICATION OF WATER POLLUTION CONTROL SYSTEMS

## 15A NCAC 08G .0301 APPLICABILITY

(a) Notwithstanding the requirements in Rules .0302 through .0307 of this Section, the Commission shall modify the classification of a water pollution control system when:

- (1) conditions created by system design features, or inherent operational requirements exist that make operation of the system more or less complex than when the system was first permitted;
- (2) upgrades or other modifications to a system are completed; or
- (3) changes in Commission classification rules are made.

(b) In-plant processes and related water pollution control equipment that are integral parts of direct industrial production shall not be considered water pollution control systems for the purpose of this Section.

(c) Water pollution control systems permitted under rules adopted by the Commission for Public Health shall be classified pursuant to Rule .0307 of this Section.

(d) Water pollution control systems permitted under rules adopted by the Environmental Management Commission shall be classified pursuant to Rules .0302 through .0308 of this Section.

(e) Reservoirs, settling ponds, and associated pumps and piping that are an integral part of closed-loop water recycle systems for the non-biological and non-toxic treatment of process water at sand, gravel, and crushed stone operations shall not be subject to the requirements of these Rules unless the Commission determines that the system is not being operated or maintained in accordance with permit conditions, as reported by regional office DEQ staff or from citizen complaints.

(f) Any water pollution control system, regardless of type or ownership, may be classified and required to designate an ORC and a Back-up ORC, in the event that the Commission determines that the system is not being operated or maintained in accordance with permit conditions, as reported by regional office DEQ staff or from citizen complaints.

History Note: Authority G.S. 90A-37; Eff. April 1, 1999; Amended Eff. December 1, 2006; Readopted Eff. September 1, 2018.