

CENTRAL CONTRA COSTA SANITARY DISTRICT
Determination of Significant Noncompliance (SNC) and
Annual Publication of Businesses in SNC

Pursuant to the federal regulations contained in 40 CFR 403.8(f)(2)(vii), the District is required to annually publish the names of any and all industrial users of the District's public sewer system that are considered to be in significant noncompliance (SNC) with applicable pretreatment standards or other pretreatment requirements. An industrial user is in SNC if its violation meets one or more of the following criteria:

- (A) **Chronic Violations.** Violations in which 66 percent or more of all the measurements taken for the same pollutant parameter during a 6 month period exceed (by any magnitude) a numeric Pretreatment Standard or Requirement, including instantaneous limits, as defined by 40 CFR 403.3(l);
- (B) **Technical Review Criteria Violations.** Violations in which 33 percent or more of all of the measurements taken for the same pollutant parameter during a 6-month period equal or exceed the product of the numeric Pretreatment Standard or Requirement including instantaneous limits, as defined by 40 CFR 403.3(l) multiplied by the applicable TRC (TRC=1.4 for BOD, TSS, fats, oil, and grease, and 1.2 for all other pollutants except pH)
- (C) **Other Effluent Limit Violations.** Any other violation of a Pretreatment Standard or Requirement as defined by 40 CFR 403.3(l) (daily maximum, long-term average, instantaneous limit, or narrative standard) that the District determines has caused, alone or in combination with other discharges, interference (e.g., slug loads) or pass-through (including adverse effect on any toxicity testing); or endangered the health of the sewage treatment personnel or the public;
- (D) **Danger to Human Health or Welfare.** This criterion includes any discharge of a pollutant that has caused imminent endangerment to human health, welfare or to the environment and has resulted in the POTW's exercise of its emergency authority to halt or prevent such a discharge;
- (E) **Failure to meet, within 90 days after the schedule date, a compliance schedule milestone contained in a District permit or administrative order for starting construction, completing construction, or attaining final compliance;**
- (F) **Failure to provide, within 45 days after the due date, required reports such as baseline monitoring reports, 90-day compliance reports, periodic self-monitoring reports, and reports on compliance with compliance schedules;**
- (G) **Failure to accurately report noncompliance.** Failure of a user to accurately and promptly report any noncompliance. Any attempt to circumvent the reporting requirements or otherwise withhold noncompliance data from the District shall be subject to SNC status;
- (H) **Any other violation or group of violations, which may include a violation of Best Management Practices, that the District determines may adversely affect its operations or the accomplishment of the objectives of this Ordinance.**

Industrial Users (non-residential users) found to be in SNC are required to be published at least annually in the newspaper with the largest circulation for the service area of the agency. For the District, the newspaper where the SNC list is published is the Contra Costa Times.