



RULE 6 NOTICE OF TERMINATION/EXCLUSION (NOT/E) LETTER

State Form 54087 (11-09)
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

For questions regarding this form and requirements for permit termination/exclusion, contact:

IDEM – Rule 6 Coordinator
100 North Senate Avenue
Mail Code 65-42 Room 1255
Indianapolis, IN 46204

Phone: (317) 233-0202 or
(800) 451-6027, ext. 30202 (within Indiana)

Web Access:
www.idem.IN.gov/4901.htm

NOTE: Storm water run-off associated with industrial activity NPDES General Permit Rule 327 IAC 15 (rule 6). Please read all instructions before completing this form.

- Return this form by mail to the Indiana Department of Environmental Management, Rule 6 Coordinator at the address listed in the box on the upper-right
- This NOT/E Letter must be completed and submitted to the Indiana Department of Environmental Management within thirty (30) days of the date of closure or transfer.
- This form must be submitted with the required additional information for all facilities claiming an exclusion from Rule 6 permit coverage.

PART A: GENERAL INFORMATION FOR FACILITY

1. Facility permit number

2. Facility name

3. Facility address (*number and street*)

City

ZIP code

County

PART B: GENERAL INFORMATION FOR RESPONSIBLE INDIVIDUAL

4. Responsible individual name (*Last, first, middle*)

5. Responsible individual title

6. Responsible individual mailing address (*number, street, P.O. Box*)

City

State

ZIP code

7. Responsible individual telephone number

8. Responsible individual FAX number

9. Responsible individual e-mail address

PART C: TERMINATION/EXCLUSION INFORMATION

10. Date facility intends to terminate permit (*mm, dd, yyyy*) _____

By submitting this application and claiming a termination/exclusion you are certifying that the facility no longer authorized to discharge storm water associated with the industrial activity in accordance with 327 IAC 15-6. Discharging storm water associated with industrial activity to waters of the state is unlawful and is not authorized by an NPDES permit.

(Check the appropriate box below for which the termination/exclusion is being requested.)

Closure of the facility.

If applicable, the new owner or operator must submit a new Notice of Intent within sixty (60) days of the date of closure.

Transfer of ownership or operations

The new owner or operator must submit a new Notice of Intent within sixty (60) days of the date of transfer. If this option for termination is selected, please provide the new owner/operator's contact information in items 11-14. Items 11-14 must be completed in order for your termination to be valid.

No exposure of all facility industrial activities exposed to storm water.

A complete "No Exposure Certification" form (U.S. EPA Form 3510-11(10-99) referenced in 327 IAC 15-6-12 (b)(1) must be submitted with this form.

All storm water run-off from the facility flows into a combined sewer system

A certification letter from the responsible party of the combined sewer system, on responsible party letterhead, must be submitted with the form.

PART C: TERMINATION/EXCLUSION INFORMATION *(continued)*

An individual permit has been issued for the facility. Storm water run-off associated with industrial activities is incorporated into the permit

The permit number assigned to the facility is _____

A condition of “no discharge” of storm water run-off exists.

Check the condition that is being claimed for the facility

The facility does not have a point source discharge.

The run-off from the facility does not discharge to a “water of the state.”

In addition to this form, the operator/owner of the facility must submit:

- A site map that shows the property boundaries, areas of industrial activity, storm water flow direction (represented by arrows), local water bodies (including the distance of the facility from rivers, streams, ponds, ditches, etc), and identification of adjacent properties (farmland, residential, etc.).
- Location of any facility drinking water wells or the location of any private drinking wells that are located within ¼ mile of the property boundary of the facility (only applies to claims of no discharge based on infiltration).

To claim that a facility meets one of the conditions above, the “responsible individual” should carefully evaluate the operations at the facility as well as all potential discharge points. If there is a potential for storm water discharge, the “responsible individual” should not file termination and continue to operate the facility in accordance with 327 IAC 15-6 and all other applicable permits.

A claim of “no discharge” under one of the conditions listed above will be evaluated by the agency. This will be accomplished through an on-site inspection of the facility to verify that the claim is valid. In addition, the agency may request additional information from the “responsible individual” that has filed a claim of “no discharge”.

11. New facility name

12. New facility responsible individual

13. New facility responsible individual telephone number

14. New facility responsible individual address (*number and street*)

City

State

ZIP code

PART D: CERTIFICATION AND SIGNATURE

“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 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.

Signature of responsible corporate officer or duly authorized representative under 327 IAC 15-4-3(g)

Print name _____ Title _____

Signature _____ Date (*mm/dd/yyyy*) _____

INSTRUCTIONS FOR COMPLETING RULE 6 NOTICE OF TERMINATION/EXCLUSION (NOT/E) LETTER

GENERAL

By completing and submitting this form you are certifying to IDEM that your facility, cited in Part A, is no longer discharging storm water associated with industrial activity.

All information on this application must be complete and where appropriate supporting documentation must be attached and submitted with the form. Incomplete applications will be denied termination or exclusion until the required information is submitted and your application is complete.

The agency may schedule an inspection of the facility to verify claims of termination/exclusion are valid.

PART A: GENERAL INFORMATION FOR FACILITY

- 1. Enter the facility's permit identification number as assigned by IDEM. If you do not know the permit identification number, you can find it on the Notice of Sufficiency (NOS) Letter from IDEM responding to your most recent Notice of Intent (NOI) application. Leave this item blank if the facility does not have an active Rule 6 permit and is filing for exclusion.*
- 2. Enter the facility's name as listed on your most recent Notice of Intent application.*
- 3. Enter the facility's street address, city, county, and ZIP code.*

PART B: GENERAL INFORMATION FOR RESPONSIBLE INDIVIDUAL

- 4-9 Enter the responsible individual's name and corresponding information. Responsible individual means:*
- (A) For a corporation, by a responsible corporate officer. As used in this section, "responsible corporate officer" means:*
 - (i) a president, secretary, treasurer, any 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*
 - (ii) the manager of one (1) or more manufacturing, production, or operating facilities employing more than two hundred fifty (250) persons or having gross annual sales or expenditures exceeding twenty-five million dollars (\$25,000,000) (in second quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.*
 - (B) For a partnership or sole proprietorship, by a general partner or the proprietor, respectively.*
 - (C) For a municipality, state, federal, or other public agency or political subdivision thereof, by either a principal executive officer or ranking elected official.*

PART C: TERMINATION/EXCLUSION INFORMATION

- 10. Enter the date (dd/mm/yyyy) the facility ceased operations and no longer had any significant materials remaining on-site and exposed to storm water.
Indicate the reason for submitting this NOT/E Letter by checking the appropriate box and submitting the required addendum in concurrence with this form.*
- 11-14 If the transfer of ownership option for termination is selected, please provide the new owner/operator's contact information. These items must be completed in order for your termination to be valid.*

PART D: CERTIFICATION AND SIGNATURE

This statement should be read carefully by the permittee(s). The responsible official or authorized representative of the operator (and owner, if the owner has co-permittee status) shall print their names for clarity, then sign and date the document on the lines provided.