

ADMINISTRATIVE REGULATION 2012 03-2012

INDUSTRIAL WASTE WATER DISCHARGE PERMIT – TEMPORARY EXTENSION OF CURRENT, VALID PERMITS UNTIL THE COMPLETION OF EPA REVIEW AND APPROVAL OF THE CITY’S ORDINANCE UPDATE

Issued by: _____

Gregory O. Trainor, Director of Utilities, Public Works and Planning

Topic:

This regulation construes and interprets 13.04.420(b)(6) of the Grand Junction Municipal Code (GJMC) pertaining to the authority of the City to issue industrial discharge permits.

Background and Purpose:

The purpose of this Administrative Regulation is to interpret, clarify and implement the provisions of §13.04.420(b)(6) of the Grand Junction Municipal Code (“the Code” or “Code.”) that section provides as follows:

(6) Permit Duration. Industrial discharge permits are valid only for a specified time period, not to exceed five years from the date of issuance. Each significant industrial user shall apply for permit renewal at least 90 days prior to the expiration date of the existing permit.

By and through the authority created in 2.12.010, the Director may interpret and implement a means to effectuate the purpose(s) of ordinances and ensure that the same are given full and reasonable effect. That process is being utilized here. ¹

Administrative Interpretation:

The Director hereby determines that for the protection of the general health, safety and welfare of the community, that he will, through the adoption of this administrative regulation, allow an administrative extension of industrial discharge permits

Because Federal law requires the Code to be updated the Director by and through this administrative regulation does construe, interpret and clarify section 13.04.420(b)(6) to allow an industrial user with an existing permit that has filed a complete and timely application to renew its permit to continue to discharge as approved in writing by the City through an administrative extension of the existing permit for a period of not to exceed 180 days beyond the expiration date stated in the permit. The extension of up to 180 days shall be only

¹ *The Department Directors of the various departments of the City may promulgate, after public notice, administrative regulations for the purposes of interpreting, clarifying and effectuating the purposes of this code. A violation of an administrative regulation shall constitute a violation of this code. 2.12.010 GJMC*

applicable to and for the period necessary for the review and approval of the City's updated code.

This administrative regulation is duly adopted this 11th day of October, 2012.