

CRITERIA FOR SIGNIFICANT NONCOMPLIANCE (SNC)

A Significant Industrial User (SIU) is in significant noncompliance if it incurs violations that meet one (1) or more of the following criteria:

- (1) Sixty-six percent (66%) or more of all measurements taken during two (2) consecutive calendar quarters at a given sample point exceed (by any magnitude) the daily maximum limit or average limit for the same pollutant parameter;
- (2) Thirty-three percent (33%) or more of all measurements taken during two (2) consecutive calendar quarters at a given sample point equal or exceed the product of the daily maximum limit or average limit multiplied by the applicable Technical Review Criteria (TRC) factor (TRC = 1.4 for oil & grease, and 1.2 for all other pollutants except pH);
- (3) Any other violation of a pretreatment limit (daily or average) that IWCP determines has caused, alone or in combination with other discharges, **interference** or **pass through** (including endangering the health of sewage treatment personnel or the general public);
- (4) Any discharge of a pollutant that has caused imminent endangerment to human health, welfare or to the environment or has resulted in the exercise of emergency authority, under 40 CFR 403.8(f)(1)(vi)(B), to halt or prevent such a discharge;
- (5) Failure to meet, within ninety (90) days after the schedule date, a compliance schedule milestone;
- (6) **Failure to provide, within forty-five (45) days after the due date, required reports including baseline monitoring reports, self monitoring reports, and compliance reports;**
- (7) **Failure to accurately report noncompliance;**
- (8) Any other violation that IWCP determines will adversely affect the operation or implementation of the Pretreatment Program.

Pursuant to 40 CFR 403.8(f)(2)(vii), the **Industrial Wastewater Control Program will publish in the San Diego Union Tribune** the names of all SIUs who, at any time during the previous calendar year, were in SNC with applicable pretreatment requirements.