

- (a) Direct discharge of any pollutant to any surface water;
- (b) Discharge of any pollutant including cooling waters to any surface water through any storm sewer not discharging to a publicly owned treatment works;
- (c) Discharge of pollutants for the purpose of disposal, treatment, or containment on land areas including land disposal systems such as, but not limited to, ridge and furrow, land spreading, spray irrigation, and absorption pond systems;
- (d) Discharge of pollutants to waters of the state from agriculture as specified in ch. NR 243;

(2) Where the discharge of pollutants as set forth in pars. (a), (b), (c), and (d) is by hauling, the applications shall be filed by the persons responsible for the origin of the pollutants.

(3) The following discharges are exempt from the requirement of sub. (1):

- (a) Discharges to publicly owned treatment works;
- (b) Sewage discharged from vessels;
- (c) Discharges from properly functioning marine engines;
- (d) Discharges of domestic sewage to disposal systems, such as to septic tanks and drain fields, defined as private sewage systems in s. 145.01 (12), Stats., with a design capacity of less than 8000 gallons per day;
- (e) The disposal of septic tank pumpage and other domestic waste to the extent that it is regulated by ch. NR 113;
- (f) The disposal of solid wastes, including wet or semi-liquid wastes, at a site or operation licensed pursuant to ch. NR 180;
- (g) Discharges from private alcohol fuel production systems as exempted in s. 147.017, Stats.;
- (h) Discharges which have been included under the provisions of a general permit to the extent that all conditions of the general permit are met.

History: Cr. Register, May, 1985, No. 353, eff. 6-1-85; r. and recr. (3) (d), Register, October, 1986, No. 370, eff. 11-1-86.

NR 200.04 Reporting of existing discharges. (1) Any person discharging pollutants into waters of the state, for which an application is required under s. NR 200.03 (1) (a) and (b), shall have had a complete application on file with the department on or before January 17, 1974 or at least 180 days prior to the date on which the person commenced the discharge.

(2) Any person discharging pollutants into waters of the state, for which a complete application is required under s. NR 200.03 (1) (c), shall have had an application on file with the department on or before July 1, 1974 or at least 180 days prior to the date on which the person commenced the discharge.

(3) Any person discharging pollutants into waters of the state, for which an application is required under s. NR 200.03 (1) (d), shall have a

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complete application on file with the department no later than 90 days following receipt of the application.

History: Cr. Register, May, 1985, No. 353, eff. 6-1-85.

NR 200.05 Reporting of new discharges. Pursuant to s. 147.14, Stats.:

(1) Any permittee discharging pollutants into waters of the state shall give notice to the department at least 180 days prior to any facility expansion, production increase, or process modification which will result in a new or increased discharge of one or more pollutants.

(a) If the new or increased discharge will result in exceeding or violating any effluent limitation of the existing permit for the discharge, the permittee shall file a new application with the department pursuant to s. 147.025, Stats., for the purpose of obtaining either a modification of the existing permit or the issuance of a new permit.

(b) If the new or increased discharge will not result in exceeding or violating any effluent limitations of the permit, the permittee shall give notice in the form of a letter addressed to the Department of Natural Resources, WPDES Permit Section, Box 7921, Madison, Wisconsin 53707, and to the appropriate district office. The letter shall refer to the number and expiration date of the existing permit, describe the proposed expansion, production increase, or process modification, and include a statement that no effluent limitation of the permit will be exceeded or violated. The letter of notification shall be signed in accordance with s. NR 200.07 (4).

(2) Any permittee who has ceased to discharge and who intends to recommence a discharge, for which an application is required under s. NR 200.03, whether under the former or new ownership or management, shall file a complete application with the department no later than 180 days prior to the date on which the permittee intends to recommence discharge.

(3) Any person who intends to commence a new discharge, for which an application is required under s. NR 200.03, shall file a complete application with the department no later than 180 days prior to the date on which the person intends to commence discharging.

(4) Any person discharging, or intending to commence discharging, into a publicly owned treatment works who is or will become subject to the discharge reporting requirements of s. 147.025 (4), Stats., shall give notice of the following, to the department and the owner or operator of the treatment works, using the form prescribed in ch. NR 202, at least 180 days prior to:

(a) Any introduction of pollutants into the treatment works from any new source, or

(b) Any introduction of types or volumes of pollutants into the treatment works which were not described in the report submitted under s. 147.025 (4), Stats.

(5) The owner or operator of a publicly owned treatment works receiving a notice under sub. (4) is subject to sub. (1) and shall also include in the notice information on the quality and quantity of effluent to be introduced into the treatment works, and any anticipated impact of the pollu-