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March 10, 2023

The Honorable Dionna Marker, Mayor  
Town of Depew  
P.O. Box 357  
Depew, Oklahoma 74028

Re: Authorization No. OKLAS2300002 – Retroactive Approval  
One-Time Land Application of Biosolids  
Town of Depew Wastewater Treatment Facility  
Facility No. S-20716  
OPDES Permit No. OK0021890

Dear Mayor Marker:

The Oklahoma Department of Environmental Quality (DEQ), Water Quality Division (WQD) is enclosing the retroactive authorization to operate in compliance with Authorization No. OKLAS2300002, for the land application of biosolids from the Town of Depew (Town) Wastewater Treatment Facility (WWTF) lagoons, based on the application received on July 8, 2022. This authorization is approved in accordance with requirements of Oklahoma Administrative Code (OAC) 252:606 as adopted and promulgated pursuant to the Environmental Code, 27A Oklahoma Statutes.

The permit is for the one-time application land application of biosolids to the following site which occurred during December 2018, and January 2019:

20.9 acres located within the Part of the NW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, of Section 6, Township 15 North, Range 8 East of the Indian Meridian, Creek County, Oklahoma

Records of the sludge operation authorized by this permit should be maintained in accordance with the plan approved by DEQ. This permit does not extend to land application activities conducted outside of the December 2018 to January 2019, window at the site listed above. I am returning one (1) signed copy of the Permit for your records. If you have any questions, feel free to contact me at 405-702-8109.

Sincerely,



Toby Harden, P.E., District Engineer  
Municipal Wastewater Enforcement Section  
Water Quality Division  
Oklahoma Department of Environmental Quality

Enclosure: As stated

TWH/MM/hb

TJB

cc: Jeffrey Taylor, Public Works Supervisor, Town of Depew  
Samantha Stanton, ECLS, Tulsa DEQ Office  
Debbie Nichols, Regional Manager, ECLS, DEQ

**OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY  
AUTHORIZATION FOR ONE TIME LAND APPLICATION OF SEWAGE SLUDGE  
UNDER GENERAL PERMIT NO. GP-OK65S**

**AUTHORIZATION NO. OKLAS2300002**

In compliance with Oklahoma Statute, 27A § 2-14-305 as amended, and the Rules of the Oklahoma Department of Environmental Quality (DEQ) promulgated thereunder, and in reliance on the certified statement and representation heretofore made in its application:

Town of Depew  
P.O. Box 357  
Depew, OK 74028  
Facility No. S-20716

is hereby authorized for a one-time land application of biosolids from the Town of Depew Wastewater Treatment Facility lagoons to the following site:

20.9 acres located within the Part of the NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , of Section 6, Township 15 North, Range 8 East of the Indian Meridian, Creek County, Oklahoma

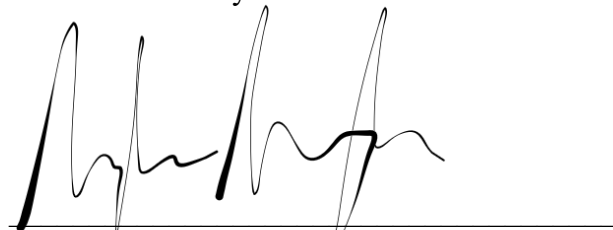
Whose site-specific and land application site conditions conform to/with requirements established under 40 Code of Federal Regulations (C.F.R.) Part 503, and in accordance with sewage sludge characteristics, monitoring requirements, and other conditions set forth in General Permit No. OK65S, and in Parts I and II, hereof.

Issuance of this Authorization in no way or in any respect affects the permittee's civil or criminal responsibilities regarding beneficial reuse of residuals, except with respect to the permittee's legal responsibility under the Environmental Code and Rules promulgated by the Board of Environmental Quality to obtain this permit.

This Authorization is non-transferable and is granted summarily by and at the discretion of the Executive Director in accordance with applicable DEQ Rules and provisions of the above-referenced Permit.

This is to certify that the proposed beneficial reuse of biosolids set forth in this Authorization meets the requirements of the DEQ Rules, provided the permittee does not exceed the loading rates and/or metal concentrations set forth in this Authorization.

Issued this 8th day of March 2023.



Myles Mungle, P.E., Engineering Manager  
Municipal Wastewater Enforcement Section  
Water Quality Division  
Oklahoma Department of Environmental Quality

**PART I: MONITORING, LOADING RATES, METAL CONCENTRATIONS AND OTHER REQUIREMENTS.**

**SECTION A - MONITORING REQUIREMENTS**

During the period beginning on the effective date and lasting through the expiration date of this Authorization, the Permittee shall monitor all land application of sewage sludge in accordance with the following schedule.

Pollutants shall be monitored at the frequency schedule(s) shown below:

<b>Amount of Sewage Sludge* (Metric tons/365 day period)</b>	<b>Frequency</b>
0 ≥ Sludge ≤ 290	Once/Year
290 ≥ Sludge ≤ 1,500	Once/Quarter
1,500 ≥ Sludge ≤ 15,000	Once/Two Months
15,000 ≥ Sludge	Once/Month

\*The amount of bulk sewage sludge applied to the land (dry weight basis).

Representative samples of sewage sludge shall be collected and analyzed in accordance with the methods referenced in 40 C.F.R. § 503.8 (b) (2011).

The required monitoring results shall be retained for the period of the Authorization. The results shall be submitted to the Department as follows:

<b>SAMPLING FREQUENCY</b>	<b>REPORTING DEADLINE(S)</b>
<b>Yearly</b>	
January	February 28
<b>Quarterly</b>	
January, February, and March	April 28
April, May, and June	July 28
July, August, and September	October 28
October, November, and December	January 28
<b>Bi-monthly</b>	
January - February	March 28
March - April	May 28
May - June	July 28
July - August	September 28
September - October	November 28
November - December	January 28
<b>Monthly Sampling</b>	<b>Due the 28<sup>th</sup> of the following month</b>

## SECTION B - LOADING RATES AND METAL CONCENTRATIONS

In addition to all other requirements and conditions of this General Permit, the Permittee is authorized to land apply sewage sludge only upon the condition that the pollutant ceiling concentration and cumulative pollutant loading rate shall not exceed the listed numerical limits.

Metal concentrations of sewage sludge - Sewage sludge shall not be applied to the land if the concentration of any of the pollutants exceeds the following pollutant concentrations:

<b>TABLE 1</b>	
<b>Pollutant</b>	<b>Ceiling Concentrations (milligrams per kilogram) *</b>
Arsenic	75
Cadmium	85
Copper	4300
Lead	840
Mercury	57
Molybdenum	75
Nickel	420
Selenium	100
Zinc	7500

\*Dry Weight Basis

Cumulative Pollutant Loading Rate Limits:

<b>TABLE 2</b>	
<b>Pollutant</b>	<b>Cumulative Pollutant Loading Rate (kilograms per hectare)</b>
Arsenic	41
Cadmium	39
Copper	1500
Lead	300
Mercury	17
Molybdenum	Monitor
Nickel	420
Selenium	100
Zinc	2800

All bulk sewage sludge which is applied to agricultural land, forest, or a reclamation site shall be treated by either Class A or Class B pathogen reduction requirements as defined in Part I Section 1.B.5 of the General Permit. The Permittee may land apply sewage sludge only during the effective date of this Authorization and shall immediately cease and desist any and all land application of sewage sludge made pursuant to such Authorization upon its expiration or at any time the required monitoring indicates that the cumulative loading rate is greater than the allowable rate set forth in this Authorization.

## **PART II: SPECIAL AND STANDARD CONDITIONS**

### **SECTION A - SPECIAL CONDITIONS**

1. There shall be no runoff or discharge from the land application site.
2. The commingling of sewage sludge with any other type of sludge or wastewater intended for land application is not allowed under this Authorization. Sludge which results from the commingling of sewage and any other additive shall not be land applied under this Authorization.
3. Special conditions and/or modification for specific land application sites will be included in the Authorization as necessary to protect the waters of the State.
4. When storage of sewage sludge is necessary, prior to land application, the sludge must be stored in a manner to prevent pollution to the waters of the State.
5. The Permittee is hereby given notice that this Authorization is in all respects subject to compliance with any and all applicable and relevant terms, conditions, provisions and requirements and any and all amendments of the laws of the State of Oklahoma and the Board of Environmental Quality's Rules. The absence of any express reference within this Authorization to any particular statutory requirement, rule(s) or standard(s) shall in no respect be deemed or construed to exempt or preclude the application of such requirement, rule(s) and standard(s) to this Authorization or the Permittee. By approval, grant and issuance of this Authorization, Permittee acknowledges receipt of true, correct, and current copies of the Board of Environmental Quality's rules (as amended) provided, however, that Permittee further acknowledges that any and all amendments thereto shall become part of this Authorization.

### **SECTION B - STANDARD CONDITIONS**

1. Duty to reapply: If the Permittee wishes to continue an activity regulated by this Authorization after the expiration date of said Authorization, the Permittee must reapply for and obtain a new Authorization. Application for renewal shall be submitted at least ninety (90) days before the expiration date of the original Authorization. The Department may grant permission to submit a renewal application out of time but not later than the original Authorization expiration date.
2. Duty to provide information: The Permittee shall furnish to the Department, within reasonable time, any information which the Department may request to determine whether cause exists for modifying or revoking the Authorization, or to determine compliance with the Authorization.
3. Facilities operation: All facilities and equipment used by the Permittee shall be operated as efficiently as possible and be maintained in good working order so as to achieve compliance with the terms and conditions of this Authorization.
4. Right to entry: The Permittee shall allow any representative of the Department, upon presentation of credentials to a responsible person to:
  - a. Enter upon the Permittee's premises where sewage sludge is being land applied or where any records are required to be kept under the terms and conditions of the permit.
  - b. At reasonable times have access to and copy any records required to be kept under the terms and conditions of this Authorization; to inspect any equipment utilized in the

land application of the sewage sludge; to take photographs; and to sample the sewage sludge being land applied or the soil at the land application site.

- c. Enter upon the Permittee's premises to examine and inspect any facilities and equipment covered under the terms of the permit.
5. Monitoring and reporting: All monitoring and reporting shall be in accordance with Part I, Section A of the Authorization.
  6. Noncompliance notification: If, for any reason, the Permittee does not comply with or is unable to comply with any term(s) or condition(s) of the permit, the Permittee shall within five (5) days of becoming aware of such condition, provide the Department with the following information in writing:
    - a. Description of the noncompliance and the cause; and
    - b. the period of noncompliance, including exact dates and times; or, if not corrected the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate and prevent recurrence of the noncompliance.
  7. Sludge application limitations: Sewage sludge shall not be applied to any site which is flooded, frozen, snow covered or within 10 meters of any water of the United States.