

1.1 Background

The municipal storm water National Pollutant Discharge Elimination System (NPDES) permit (Permit) was issued to the Los Angeles County Flood Control District, the County of Los Angeles, and 84 cities by the Los Angeles Regional Water Quality Control Board on December 13, 2001. The permit requires Permittees to develop and implement an Industrial/Commercial Facilities Control Program. This document provides guidance that Permittees can follow to implement their own Industrial/Commercial Facilities Control program in compliance with the Permit.

Part 4.C of the Permit requires Permittees to conduct specific activities related to industrial/commercial facilities control, as shown in Table 1. More specifically, Permittees must maintain a list of industrial/commercial facilities to be inspected, inspect/visit industrial waste facilities, enforce implementation of BMPs from an approved list of BMPs and report quarterly on the facilities they visited. The permit requirements are fully enforceable and can only be changed through action by the Regional Board. The model program contents will be reviewed and approved by the Regional Board staff (Executive Officer) and can be changed by approval of the Executive Officer.

**Table 1
Permit Requirements -Industrial/Commercial Facilities Control Program**

Permit Section	Requirement	Compliance Date
Part 4.C.1 Track Critical Sources (page 28)	Maintain a list of industrial/commercial facilities to be inspected: restaurants; automotive service; retail gasoline; auto dealerships; and Phase 1 facilities, as listed under Tier 1 and Tier 2 in attachment B of the permit. The list can be developed and updated through business records, databases, or field surveys.	8/1/2002
Part 4.C.2 Inspect Facilities (pages 29,31)	Inspect/visit the following facilities twice during permit cycle: automotive service; retail gasoline stations and auto dealerships. Inspect/visit Phase 1 facilities, as listed under Tier 1 and Tier 2 in attachment B of the permit	The first inspection to be completed by Aug 1, 2004: If the first inspection of a Tier 2 facility shows no storm water exposure then only 20% of those facilities need to be inspected annually thereafter.
Part 4.C.3 Insure Compliance (pages 32,33) Continued	Initiate progressive enforcement for facilities failing to implement necessary BMPs by conducting follow-up inspections.	The first follow-up to be conducted within four weeks of the initial inspection. The second follow-up to be conducted within four weeks of

Permit Section	Requirement	Compliance Date
		first follow-up. If no improvements are made by the time of the follow-up, the Permittee shall enforce its code requirements. Following documentation of two follow-up inspections and two letters, violations may be referred to the RWQCB.
Part 4.C.2 Inspect Restaurants (pages 29,31)	Inspect restaurants twice during Permit cycle	The first inspection to be completed by Aug 1, 2004

The requirement to implement an Industrial/Commercial Facilities Control Program is based on the two primary objectives listed below, set forth in the Federal Clean Water Act amendments of 1987, which established the framework for regulating stormwater discharges from municipal, industrial and construction activities under the NPDES system:

- Effectively prohibit non-stormwater discharges (unless NPDES permitted, specifically exempted, or proven not to be a significant source of pollutants).
- Reduce the discharge of pollutants from storm drainage systems to the maximum extent practicable (MEP).

To meet this statutory objective, the federal regulatory requirements for municipal Permittees include implementing a comprehensive program to control pollutants in stormwater discharges to municipal systems from certain industrial facilities.

1.2 Facilities Covered Under the Permit

The Permit names specific groups of facilities that must be included in the industrial/commercial facilities control program. These groups of facilities include:

1. Commercial Facilities -restaurants, automotive service facilities; and RGOs and automotive dealership.
2. USEPA Phase I Facilities (Tier 1 and 2), discussed in Section 2.1. Refer to Appendix A, Source Identification Guidance.
3. Other Federally-mandated facilities as specified in 40 CFR 122.26(D)(2)(iv)(C), and include:
 - Municipal landfills,
 - hazardous waste treatment, disposal, and recovery facilities
 - facilities subject to SARA Title III (also known as EPCRA).

In California, these facilities are regulated under the California General Industrial Stormwater Permit (General Industrial Permit). The State Water Resources Control Board

and the nine Regional Water Quality Control Boards are responsible for enforcing the General Industrial Permit

1.3 Program Summary

Each Permittee will implement an Industrial/Commercial Facilities Control Program, which includes the following components:

- Tracking Critical Sources
- Inspecting Critical Sources
- Ensuring Compliance at Industrial and Commercial facilities that are critical sources of pollutants in storm water.

A brief summary of the program components follows. A Permittee may petition the Executive Officer to substitute this program with an alternative, equally effective, industrial/commercial facilities control program.