

## RESOLUTION NO. 1422

### **A RESOLUTION SETTING INDUSTRIAL WASTE DISCHARGE LIMITS, DEFINING NORMAL WASTEWATER POLLUTANT CONCENTRATIONS, REQUIRING INDUSTRIAL WASTEWATER DISCHARGE PERMIT FEES, ESTABLISHING FEES AND CHARGES FOR THE TESTING OF INDUSTRIAL WASTEWATER, AND THEREFORE REPEALING RESOLUTION NO. 1150.**

**WHEREAS**, the Canby City Council is required, by Canby Municipal Code Chapter 13.16, to establish local discharge limits for pollutants that may be introduced into the municipal sewer system;

**WHEREAS**, the following discharge limits have been recommended to the City Council by the City Administrator and are in accordance with the Clean Water Act (33 U.S.C. 1251 et. seq.);

**WHEREAS**, all industrial users listed as Categorical Industrial Users codified by 40 CFR Chapter I, Subchapter N, Parts 405 - 471, or determined to be a Significant Industrial User as defined in Canby Municipal Code Chapter 13.16, are required to obtain an Industrial Wastewater Discharge Permit which will be valid for no more than five (5) years;

**WHEREAS**, all significant industrial users under the Industrial Pretreatment Program will be sampled and inspected annually for compliance with Canby Municipal Code Chapter 13.16 and this Resolution;

**WHEREAS**, all costs associated with sampling, monitoring and laboratory analysis will be charged to the industrial user; and

**WHEREAS**, repealing the local discharge limits established in 2013, Resolution No. 1150.

**NOW THEREFORE BE IT RESOLVED**, the following pollutant limits are established based on the DEQ approved City of Canby Local Discharge Limitations Report. The City shall publish and revise standards for specific prohibitions or limits on pollutants referred to as "Local Limits". These standards shall be developed in accordance with 40 CFR Section 403.5 and shall implement the objectives of Canby Municipal Code Chapter 13.16.

The following Sections establish pollutants and concentration limits for all wastewater's domestic/commercial and industrial and are effective immediately, for the pollutants, as set forth below:

Section 1. Conventional Pollutants established in this section apply to all users of the City sewerage system. Discharges in excess of these limits are subject to extra strength charges as determined by the City Administrator or their delegate.

Calculations to determine extra strength charges will be based on the cost to treat these pollutants in lbs/day, when compared to the standard user fee for residential customers. Unless pre-approved in writing by the Public Works Director, wastewater discharges over the Daily Maximum Limit are prohibited.

Conventional Pollutant	Daily Average Limit	Weekly Average Limit	Monthly Average Limit	Daily Maximum Limit
BOD	350 mg/L	350 mg/L	300 mg/L	1200 mg/L
TSS	350 mg/L	350 mg/L	300 mg/L	1200 mg/L
Oil & Grease	150 mg/L	150 mg/L	100 mg/L	1100 mg/L
Ammonia (NH3-N)	35 mg/L	35 mg/L	35 mg/L	70 mg/L
Phosphorus (Ortho)	10 mg/L	10 mg/L	8 mg/L	20 mg/L

Section 2. The following limits are for heavy metals and other pollutants. Violations of these discharge limits are subject to enforcement actions and other penalties defined in Canby Municipal Code Chapter 13.16, and the Industrial Pretreatment Program Enforcement Response Guide:

Constituent	Daily Maximum Limit
Arsenic	6.6 mg/L
Cadmium	2.9 mg/L
Chromium	76.2 mg/L
Copper	3.4 mg/L
Cyanide	4.6 mg/L
Lead	2.0 mg/L
Mercury	0.67 mg/L
Molybdenum	4.4 mg/L
Nickel	29.1 mg/L
Selenium	9.7 mg/L
Silver	0.52 mg/L
Zinc	6.1 mg/L
pH	6.0 – 10.0 s.u.

Section 3. The Industrial Pretreatment Program fees and charges are as follows:

Industrial Wastewater Discharge Permit Fee	\$5,000
Industrial Wastewater Discharge Permit Renewal Fee	\$2,500
Industrial Wastewater Discharge Permit Application Review Fee	\$75/hour
Industrial Wastewater Discharge Permit Modification Fee	\$75/hour
Annual Pretreatment Program Inspection and Monitoring Fee	\$1,680
Failure to Maintain Grease Control Equipment Fee	Economic Benefit x 2
Compliance Sampling and Analysis Fee	Actual Cost

**BE IT FURTHER RESOLVED**, that the Canby City Council hereby classifies the charges imposed herein as not being subject to the limitations imposed by Section 11 (b), Article XI of the Oregon Constitution and that the City Recorder is hereby directed to publish notice in Accordance with ORS 310.145.

This resolution shall take effect on March 19, 2025.

ADOPTED this 19<sup>th</sup> day of March 2025, by the Canby City Council.



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Brian Hodson  
Mayor

ATTEST:



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Maya Benham, CMC  
City Recorder