

RESOLUTION NO.

A RESOLUTION of the Port Commission of the Port of Seattle establishing a policy prohibiting illicit and non-stormwater discharges from being discharged through the SeaPort's stormwater system.

WHEREAS, on January 17, 2007, the Department of Ecology issued the Phase I Municipal Stormwater Permit ("the Phase I Permit") that regulates discharges from the Port's Municipal separate storm sewer system located within the City of Seattle; and

WHEREAS, on March 9 2007, the Port submitted a Notice of Intent, applying for coverage under the Phase I Permit; and

WHEREAS, Condition S6(E)(3)(a) of the Phase I Permit requires that the Port develop and adopt appropriate policies prohibiting illicit connections, illicit discharges and illegal dumping

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle that:

Section 1. Definitions: The definitions of illicit connections, illicit discharge and hazardous materials are contained in Exhibit A.

Section 2. Illicit Connections Policy: The construction, use, maintenance or continued existence of illicit connections to the Port's municipal storm sewer system is hereby prohibited. This prohibition includes illicit connections made in the past, regardless of whether the connection was permissible under law or acceptable practice at the time of connection. Illicit connections must be disconnected and redirected, as necessary, to an approved discharge location.

Section 3. Illicit Discharge Policy: Illicit discharges to surface water or the Port's storm sewer system, whether directly or indirectly, are either fully prohibited or conditionally prohibited, as defined in Exhibit A.

Section 4. Illegal Dumping Policy: It is prohibited to spill, dump, release, throw, deposit or place solid waste, litter, pet waste, yard waste, or hazardous materials on Port property, without permission from the Port;

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting thereof, held this _____ day of _____, 2008, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

Port Commission

Exhibit A - Definitions

- 1) “Illicit connection” means any man-made conveyance that is connected to a municipal separate storm sewer without a permit, excluding roof drains and other similar type connections. Examples include sanitary sewer connections, floor drains, channels, pipelines, conduits, inlets, or outlets that are connected directly to the municipal separate storm sewer system.

- 2) “Illicit discharge” means any discharge to a municipal separate storm sewer that is not composed entirely of storm water, except discharges pursuant to a NPDES permit (other than the NPDES permit for discharges from the municipal separate storm sewer) and discharges resulting from fire fighting activities.
 - a) **Fully prohibited discharges:** the following list provides examples of illicit discharges that are fully prohibited:
 - i) Solid waste;
 - ii) Human and animal waste;
 - iii) Antifreeze, oil, gasoline, grease and all other automotive and petroleum products;
 - iv) Flammable or explosive materials;
 - v) Metals in excess of naturally occurring amounts, whether in liquid or solid form;
 - vi) Chemicals not normally found in uncontaminated water;
 - vii) Solvents and degreasers;
 - viii) Painting products;
 - ix) Drain cleaners;
 - x) Commercial and household cleaning materials;
 - xi) Pesticides, Herbicides and Fertilizers;
 - xii) Acids and Alkalis;
 - xiii) Ink;
 - xiv) Steam-cleaning waste, laundry waste, soap, detergent; ammonia;
 - xv) Chlorine
 - xvi) Chlorinated swimming pool or hot tub water;
 - xvii) Domestic or sanitary sewage;

- xviii) Animal carcasses;
 - xix) Food and food waste;
 - xx) Yard waste, dirt, sand and gravel
- b) **Conditionally prohibited discharges:** the following list provides examples of illicit discharges that are prohibited, unless the stated conditions are met:
- i) Discharges from potable water sources, including water line flushing, hyper chlorinated water line flushing, fire hydrant system flushing, and pipeline hydrostatic test water, unless planned discharges are de-chlorinated to a concentration of 0.1 ppm or less, pH-adjusted if necessary, and volumetrically and velocity controlled to prevent resuspension of sediments in the MS4.
 - ii) Discharges from lawn watering and other irrigation runoff, unless minimized to the maximum extent practicable.
 - iii) Dechlorinated swimming pool discharges, unless the discharges are dechlorinated to a concentration of 0.1 ppm or less, pH-adjusted and re-oxygenated if necessary, and volumetrically and velocity controlled to prevent re-suspension of sediments in the MS4. Swimming pool cleaning wastewater and filter backwash shall not be discharged to the MS4.
 - iv) Street and sidewalk wash water, water used to control dust, and routine external building wash down, unless they do not contain detergents and are minimized to the maximum extent practicable. At active construction sites, street sweeping shall be performed prior to washing the street.
- c) Other non-stormwater discharges may be discharged if the Port approves a stormwater pollution prevention plan that addresses control of such discharges.
- 3) “Hazardous materials” means any material, including any substance, waste, or combination thereof, which may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.