3745-33-02 **Ohio NPDES permit required.**

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules and federal statutory provisions referenced in this rule, see rule 3745-33-01 of the Administrative Code.]

(A) No person may discharge any pollutant or cause, permit, or allow a discharge of any pollutant without applying for and obtaining an Ohio NPDES permit in accordance with the requirements of this chapter. Any person who holds a federal NPDES permit issued under Section 402 (a) of the act is not required to obtain an Ohio NPDES permit until its expiration date. The director shall administer and enforce permits issued under Section 402 (a) of the act within this state, and may modify the terms and conditions thereof, in accordance with division (J) of section 6111.03 of the Revised Code. This includes discharging land application systems as defined in rule 3745-42-13 of the Administrative Code.

(B) Each point source shall come under the Ohio NPDES permit system. This chapter shall be administered in a manner no less stringent than the act and regulations adopted or subsequently amended by the administrator including 40 C.F.R. 122 to 125, 129 to 133, 136, 400 to 471, 501 and 503. The director may issue a single permit covering more than one point source, but authorized discharge levels, monitoring requirements, and other appropriate requirements shall be specified for each point source.

(C) No Ohio NPDES permit shall be required for any discharge exempted from the NPDES permit system by regulations adopted or subsequently amended by the administrator, including 40 C.F.R. 122.3.

(D) Ohio NPDES permits are required for sludge disposal facilities subject to Chapter 3745-40 of the Administrative Code.

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