

**AN ORDINANCE  
BY CITY UTILITIES COMMITTEE**

**07-0 -0937**

**AN ORDINANCE AMENDING ARTICLE V, CHAPTER 154, SECTION 301 OF THE CODE OF ORDINANCES SO AS TO PROVIDE FOR MODIFICATIONS TO THE CITY OF ATLANTA INDUSTRIAL PRETREATMENT PROGRAM; TO SET ALLOWABLE POLLUTANT LEVELS ON PROCESS DISCHARGES FOR INDUSTRIAL USERS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (“City”) owns and operates the a Publicly Owned Treatment Works (“POTW”) as defined by section 212 of the Clean Water Act, (33 U.S.C. § 1292); and

**WHEREAS**, the City’s existing Code of Ordinances contains an article V entitled Sewage Disposal, the purpose of which, in relevant part, is to provide for the public health and welfare; to comply with the laws and regulations of the State of Georgia and the United States of America; to set uniform requirements for all users of the City’s water pollution control facilities; to establish effluent limits; to require pretreatment, where necessary, by the system users; to regulate the use of the City’s water pollution control facilities through the issuance of permits to certain industrial users; to prevent the introduction into the City’s water pollution control facilities of pollutants which will cause the City to be in violation of any permits; to prevent introduction of toxic pollutants which would pass through the facilities in toxic amounts, into receiving waters or the atmosphere, or otherwise be incompatible with the facilities; and to prevent unauthorized discharges of pollutants into the environment; and

**WHEREAS**, pursuant to Ga. Comp. Rules and Regs. r. 391-3-6-.09, the Environmental Protection Division of the Department of Natural Resources for the State of Georgia approved the City’s proposed substantial modification to its Industrial Pretreatment Program after public notice and receiving no adverse public comments; and

**WHEREAS**, the pollutant limits in Section 154-301(a) have not been updated since 1998 (98-O-1835) and it is in the best interests of the City to update them.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1:** That Article V of Chapter 154, Section 301, Subsection (a) of the Code of Ordinances is hereby deleted in its entirety.

**SECTION 2:** That here be substituted in lieu thereof a new Article V of Chapter 154, Section 301, Subsection (a) of the Code of Ordinances to read as follows:

(a) *Limitations on wastewater strength.* No person or user shall discharge, or cause to be discharged, directly or indirectly, wastewater at such concentration or mass as to cause interference or pass-through. The limits on process discharges by the user listed below may be used as a guide in design and plant control, but may be altered by the Commissioner in the event of a discharge causing interference or pass-through. Allowable pollutant levels are provided as concentration limits and, for industrial users having discharges of less than 10,000 gallons per day (gpd), as mass limits. Industrial users classified as food processors under section 154-196 (23) of this article are granted a mass limit on phosphorus on discharges under 25,000 gallons per day (gpd). No person or user shall discharge, or cause to be discharged, wastewater containing in excess of the following limits.

TABLE INSET:

Parameter	Daily Maximum Concentration (mg/L) (24 hour composite)	Daily Maximum Mass (Lb's) (under 10,000 gpd only)
Arsenic	0.195	0.016
Beryllium	0.0005	0.0004
Cadmium	0.335	0.028
Chromium	2.25	0.187
Copper	3.104	0.259
Lead	0.653	0.055
Mercury	0.002	0.0002
Nickel	1.79	0.149
Selenium	1.31	0.109
Silver	1.47	0.123
Zinc	4.473	0.373
	Concentration, mg/l(**) Grab Sample	Daily Maximum Mass (Lb's) (under 10,000 gpd only)
Cyanide	0.894	0.075
	Daily Maximum Concentration (mg/L) (24 hour composite)	Daily Maximum Mass (Lb's) (under 25,000 gpd only)
Phosphorus	10.0(*)	2.0
* Exception for food processing industry: Food processing industry may discharge up to 25 mg/l phosphorous.		

\*\* As measured in discharge from manufacturing process only, excluding domestic waste or unpolluted discharges.

**SECTION 3:** That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

**Part II: Legislative White Paper:**

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** City Utilities

**Caption:** AN ORDINANCE  
BY CITY UTILITIES COMMITTEE

**AN ORDINANCE AMENDING ARTICLE V, CHAPTER 154, SECTION 301 OF THE CODE OF ORDINANCES SO AS TO PROVIDE FOR MODIFICATIONS TO THE CITY OF ATLANTA INDUSTRIAL PRETREATMENT PROGRAM; TO SET ALLOWABLE POLLUTANT LEVELS ON PROCESS DISCHARGES FOR INDUSTRIAL USERS; AND FOR OTHER PURPOSES.**

**Council Meeting Date:** May 21, 2007

**Requesting Dept.:** Watershed Management

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to amend the local limits in 154-301(a) to stay consistent with federal and state law.

**2. Please provide background information regarding this legislation.**

*Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

The City of Atlanta, Department of Watershed Management needs and desires to update the local limits in 154-301(a) to remain consistent with federal and state law. The modification was approved by the Georgia Environmental Protection Division with the requisite public notice and comment pursuant to state regulations.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*):

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: There is no fiscal impact for this ordinance.

7. Method of Cost Recovery:

a.

This Legislative Request Form Was Prepared By: Marc Goncher

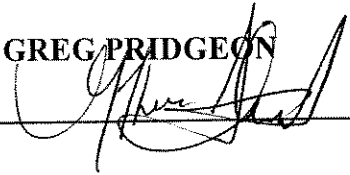


TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG BRIDGEON

Legislative Counsel (Signature): M. Theresa Stewart



Contact Number: x6207

Originating Department: Watershed Management

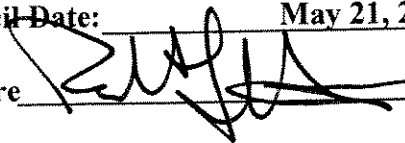
Committee(s) of Purview: City Utilities

Council Deadline: May 7, 2007

Anticipated Committee Meeting Date(s): May 15, 2007

Anticipated Full Council Date: May 21, 2007

Commissioner Signature



5.1.07

Chief Procurement Officer Signature: N/A

CAPTION

AN ORDINANCE  
BY CITY UTILITIES COMMITTEE

AN ORDINANCE AMENDING ARTICLE V, CHAPTER 154, SECTION 301 OF THE CODE OF ORDINANCES SO AS TO PROVIDE FOR MODIFICATIONS TO THE CITY OF ATLANTA INDUSTRIAL PRETREATMENT PROGRAM; TO SET ALLOWABLE POLLUTANT LEVELS ON PROCESS DISCHARGES FOR INDUSTRIAL USERS; AND FOR OTHER PURPOSES.

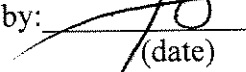
FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: \_\_\_\_\_  
(date)

Received by LC from CPO: \_\_\_\_\_  
(date)

Received by Mayor's Office: 5.1.07  
(date)

Reviewed by:   
(date)

Submitted to Council:

5/4/07 (date)