

STATE OF NORTH CAROLINA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DIVISION OF WATER RESOURCES

Draft PERMIT

TO DISCHARGE WASTEWATER UNDER THE  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM

In compliance with the provision of North Carolina General Statute 143-215.1, other lawful standards and regulations promulgated and adopted by the North Carolina Environmental Management Commission, and the Federal Water Pollution Control Act, as amended,

Duke Energy Carolinas, LLC

is hereby authorized to discharge wastewater from a facility located at the

**Riverbend Steam Station**

Mount Holly  
Gaston County

to receiving waters designated as the Catawba River (Mountain Island Lake) in the Catawba River Basin

in accordance with effluent limitations, monitoring requirements, and other applicable conditions set forth in Parts I, II, III, and Appendix A.

This permit shall become effective

This permit and authorization to discharge shall expire at midnight on

Signed this day February

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S. Daniel Smith, Director  
Division of Water Resources  
By Authority of the Environmental Management Commission

## SUPPLEMENT TO PERMIT COVER SHEET

All previous NPDES Permits issued to this facility, whether for operation or discharge are hereby revoked. As of this permit issuance, any previously issued permit bearing this number is no longer effective. Therefore, the exclusive authority to operate and discharge from this facility arises under the permit conditions, requirements, terms, and provisions included herein.

Duke Energy Carolinas, LLC is hereby authorized to:

1. Continue to discharge:
  - Remediation groundwater (Outfall 002A).  
From a facility located at Riverbend Steam Station, Mount Holly in Gaston County, and
  
2. Discharge wastewater from said treatment works at the location specified on the attached map into the Catawba River, which is classified WS-IV and B-CA waters in the Catawba River Basin.

**Part I**

**A. (1.) EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (Outfall 002A)** [15A NCAC 02B .0400 et seq., 02B .0500 et seq.]

During the period beginning on the effective date of this permit and lasting until expiration, the Permittee is authorized to discharge from outfall 002A – Extracted Groundwater Discharge. Such discharges shall be limited and monitored by the Permittee as specified below:

EFFLUENT CHARACTERISTICS	LIMITS		MONITORING REQUIREMENTS		
	Monthly Average	Daily Maximum	Measurement Frequency	Sample Type	Sample Location <sup>1</sup>
Flow, MGD			Weekly	Pump logs or estimate	Effluent
Total Suspended Solids	23.0 mg/L	75.0 mg/L	Monthly	Composite	Effluent
Oil and Grease	11.0 mg/L	15.0 mg/L	Monthly	Grab	Effluent
Total Selenium			Quarterly	Composite	Effluent
Total Arsenic			Quarterly	Composite	Effluent
Total Mercury <sup>2</sup>			Quarterly	Composite	Effluent
pH <sup>3</sup>			Monthly	Grab	Effluent
Chronic Toxicity <sup>4</sup>			Quarterly	Composite	Effluent

**Notes:**

1. Effluent samples shall be collected prior to the discharge to the receiving stream.
2. The facility shall use EPA method 1631E.
3. The pH shall not be less than 6.0 standard units nor greater than 9.0 standard units.
4. Whole Effluent Toxicity shall be monitored by chronic toxicity (*Ceriodaphnia*) P/F at 0.25%, see Part A. (2.) for details.

**There shall be no discharge of floating solids or visible foam in other than trace amounts.**

**ALL FLOWS SHALL BE REPORTED ON MONTHLY DMRS. SHOULD NO FLOW OCCUR DURING A GIVEN MONTH, THE WORDS “NO FLOW” SHOULD BE CLEARLY WRITTEN ON THE FRONT OF THE DMR. ALL SAMPLES SHALL BE OF A REPRESENTATIVE DISCHARGE.**

**A. (2.) CHRONIC TOXICITY PASS/FAIL PERMIT LIMIT (Outfall 002)** [15A NCAC 02B .0200 et seq.]

The effluent discharge shall at no time exhibit observable inhibition of reproduction or significant mortality to *Ceriodaphnia dubia* at an effluent concentration of **0.25%**.

The permit holder shall perform at a minimum, **quarterly** monitoring using test procedures outlined in the “North Carolina *Ceriodaphnia* Chronic Effluent Bioassay Procedure,” (Revised December 2010, or subsequent versions) or “North Carolina Phase II Chronic Whole Effluent Toxicity Test Procedure” (Revised December 2010, or subsequent versions). The tests will be performed **during the months of January, April, July, and October**. These months signify the first month of each three-month toxicity testing quarter assigned to the facility. Effluent sampling for this testing must be obtained during representative effluent discharge and shall be performed at the NPDES permitted final effluent discharge below all treatment processes.

**If the test procedure performed as the first test of any single quarter results in a failure or ChV below the permit limit, then multiple-concentration testing shall be performed at a minimum, in each of the two following months as described in “North Carolina Phase II Chronic Whole Effluent Toxicity Test Procedure” (Revised-December 2010, or subsequent versions).**

All toxicity testing results required as part of this permit condition will be entered electronically using the Division’s eDMR system for the months in which tests were performed, using the parameter code **TGP3B** for the pass/fail results and **THP3B** for the Chronic Value. Additionally, DWR Form AT-3 (original) is to be sent to the following address:

North Carolina Division of Water Resources  
Water Sciences Section/Aquatic Toxicology Branch  
1621 Mail Service Center  
Raleigh, NC 27699-1621

Or, results can be sent to the email, [ATForms.ATB@ncdenr.gov](mailto:ATForms.ATB@ncdenr.gov).

Completed Aquatic Toxicity Test Forms shall be filed with the Water Sciences Section no later than 30 days after the end of the reporting period for which the report is made.

Test data shall be complete, accurate, include all supporting chemical/physical measurements and all concentration/response data, and be certified by laboratory supervisor and ORC or approved designate signature. Total residual chlorine of the effluent toxicity sample must be measured and reported if chlorine is employed for disinfection of the waste stream.

Should there be no discharge of flow from the facility during a month in which toxicity monitoring is required, the permittee will complete the information located at the top of the aquatic toxicity (AT) test form indicating the facility name, permit number, pipe number, county, and the month/year of the report with the notation of “No Flow” in the comment area of the form. The report shall be submitted to the Water Sciences Section at the address cited above.

Should the permittee fail to monitor during a month in which toxicity monitoring is required, monitoring will be required during the following month. Assessment of toxicity compliance is based on the toxicity testing quarter, which is the three-month time interval that begins on the first day of the month in which toxicity testing is required by this permit and continues until the final day of the third month.

Should any test data from this monitoring requirement or tests performed by the North Carolina Division of Water Resources indicate potential impacts to the receiving stream, this permit may be re-opened and modified to include alternate monitoring requirements or limits.

NOTE: Failure to achieve test conditions as specified in the cited document, such as minimum control organism survival, minimum control organism reproduction, and appropriate environmental controls, shall constitute an **invalid test** and will require immediate follow-up testing to be completed no later than the last day of the month following the month of the initial monitoring.

### **A. (3.) BIOCIDES CONDITION**

The permittee shall not use any biocides except those approved in conjunction with the permit application. The permittee shall notify the Director in writing not later than ninety (90) days prior to instituting use of any additional biocide used in cooling systems which may be toxic to aquatic life other than those previously reported to the Division of Water Resources. Such notification shall include completion of Biocide Worksheet Form 101 and a map locating the discharge point and receiving stream. Completion of a Biocide Worksheet 101 is not necessary for the introduction of a new biocide into an outfall currently being tested for toxicity.

### **A. (4.) SPECIAL CONDITIONS**

The following special conditions are applicable to all outfalls regulated by NC0004961:

- There shall be no discharge of polychlorinated biphenyl compounds.
- Discharge of any product registered under the Federal Insecticide, Fungicide, and Rodenticide Act to any waste stream which may ultimately be released to lakes, rivers, streams or other waters of the United States is prohibited unless specifically authorized elsewhere in this permit. Discharge of chlorine from the use of chlorine gas, sodium hypochlorite, or other similar chlorination compounds for disinfection in the plant potable and service water systems and in sewage treatment is authorized. Use of restricted use pesticides for lake management purposes by applicators licensed by the N.C. Pesticide Board is allowed.
- The Permittee shall report all visible discharges of floating materials, such as an oil sheen, to the Director when submitting DMRs

### **A. (5.) STRUCTURAL INTEGRITY INSPECTIONS OF ASH POND DAM**

The facility shall meet the dam design and dam safety requirements per 15A NCAC 2K.

### **A. (6.) FISH TISSUE MONITORING**

The facility shall conduct fish tissue monitoring annually and submit the results with the NPDES permit renewal application. The objective of the monitoring is to evaluate potential uptake of pollutants by fish tissue near the discharge. The parameters analyzed in fish tissue shall be arsenic, selenium, and mercury. The monitoring shall be conducted in accordance with the Sampling Plan approved by the Division.

The sampling is required upon commencement of the extracted groundwater discharge.

### **A. (7.) INSTREAM MONITORING**

The facility shall conduct semiannual instream monitoring (one upstream and one downstream of the remediation groundwater discharge) for arsenic, selenium, mercury (method 1631E), chromium, lead, cadmium, copper, zinc, total hardness, and total dissolved solids (TDS). Instream monitoring should be conducted at the stations that have already been established through the BIP monitoring program: B (upstream of the Outfall 002) and C (downstream of the Outfall 002). The monitoring results shall be submitted with the NPDES permit renewal application.

The sampling is required upon commencement of the extracted groundwater discharge.

**A. (8.) ELECTRONIC REPORTING OF DISCHARGE MONITORING REPORTS** [G.S. 143-215.1(b)]

Federal regulations require electronic submittal of all discharge monitoring reports (DMRs) and program reports. The final NPDES Electronic Reporting Rule was adopted and became effective on December 21, 2015.

NOTE: This special condition supplements or supersedes the following sections within Part II of this permit (*Standard Conditions for NPDES Permits*):

- Section B. (11.) Signatory Requirements
- Section D. (2.) Reporting
- Section D. (6.) Records Retention
- Section E. (5.) Monitoring Reports

**1. Reporting Requirements [Supersedes Section D. (2.) and Section E. (5.) (a)]**

The permittee shall report discharge monitoring data electronically using the NC DWR's Electronic Discharge Monitoring Report (eDMR) internet application.

Monitoring results obtained during the previous month(s) shall be summarized for each month and submitted electronically using eDMR. The eDMR system allows permitted facilities to enter monitoring data and submit DMRs electronically using the internet. The eDMR system may be accessed at: <https://deq.nc.gov/about/divisions/water-resources/edmr>.

If a permittee is unable to use the eDMR system due to a demonstrated hardship or due to the facility being physically located in an area where less than 10 percent of the households have broadband access, then a temporary waiver from the NPDES electronic reporting requirements may be granted and discharge monitoring data may be submitted on paper DMR forms (MR 1, 1.1, 2, 3) or alternative forms approved by the Director. Duplicate signed copies shall be submitted to the following address:

NC DEQ / Division of Water Resources / Water Quality Permitting Section  
ATTENTION: Central Files  
1617 Mail Service Center  
Raleigh, North Carolina 27699-1617

See "How to Request a Waiver from Electronic Reporting" section below.

Regardless of the submission method, the first DMR is due on the last day of the month following the issuance of the permit or in the case of a new facility, on the last day of the month following the commencement of discharge.

Starting on **December 21, 2020**, the permittee must electronically report the following compliance monitoring data and reports, when applicable:

- Sewer Overflow/Bypass Event Reports; (This does not include the flow of waters over the dam of OOF2 drainage waters from water treatment due to wet weather events causing OOF2 drainage flow rates to be above dry weather flows.)
- Pretreatment Program Annual Reports; and
- Clean Water Act (CWA) Section 316(b) Annual Reports.

The permittee may seek an electronic reporting waiver from the Division (see "How to Request a Waiver from Electronic Reporting" section below).

## **2. Electronic Submissions**

In accordance with 40 CFR 122.41(l)(9), the permittee must identify the initial recipient at the time of each electronic submission. The permittee should use the EPA's website resources to identify the initial recipient for the electronic submission.

Initial recipient of electronic NPDES information from NPDES-regulated facilities means the entity (EPA or the state authorized by EPA to implement the NPDES program) that is the designated entity for receiving electronic NPDES data [see 40 CFR 127.2(b)].

EPA plans to establish a website that will also link to the appropriate electronic reporting tool for each type of electronic submission and for each state. Instructions on how to access and use the appropriate electronic reporting tool will be available as well. Information on EPA's NPDES Electronic Reporting Rule is found at:

<https://www.federalregister.gov/documents/2015/10/22/2015-24954/national-pollutant-discharge-elimination-system-npdes-electronic-reporting-rule>

Electronic submissions must start by the dates listed in the "Reporting Requirements" section above.

## **3. How to Request a Waiver from Electronic Reporting**

The permittee may seek a temporary electronic reporting waiver from the Division. To obtain an electronic reporting waiver, a permittee must first submit an electronic reporting waiver request to the Division. Requests for temporary electronic reporting waivers must be submitted in writing to the Division for written approval at least sixty (60) days prior to the date the facility would be required under this permit to begin submitting monitoring data and reports. The duration of a temporary waiver shall not exceed 5 years and shall thereupon expire. At such time, monitoring data and reports shall be submitted electronically to the Division unless the permittee re-applies for and is granted a new temporary electronic reporting waiver by the Division. Approved electronic reporting waivers are not transferrable. Only permittees with an approved reporting waiver request may submit monitoring data and reports on paper to the Division for the period that the approved reporting waiver request is effective.

Information on eDMR and the application for a temporary electronic reporting waiver are found on the following web page:

<http://deq.nc.gov/about/divisions/water-resources/edmr>

## **4. Signatory Requirements [Supplements Section B. (11.) (b) and Supersedes Section B. (11.) (d)]**

All eDMRs submitted to the permit issuing authority shall be signed by a person described in Part II, Section B. (11.) (a) or by a duly authorized representative of that person as described in Part II, Section B. (11.) (b). A person, and not a position, must be delegated signatory authority for eDMR reporting purposes.

For eDMR submissions, the person signing and submitting the DMR must obtain an eDMR user account and login credentials to access the eDMR system. For more information on North Carolina's eDMR system, registering for eDMR and obtaining an eDMR user account, please visit the following web page:

<http://deq.nc.gov/about/divisions/water-resources/edmr>

Certification. Any person submitting an electronic DMR using the state's eDMR system shall make the following certification [40 CFR 122.22]. NO OTHER STATEMENTS OF CERTIFICATION WILL BE ACCEPTED:

*"I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."*

**5. Records Retention [Supplements Section D. (6.)]**

The permittee shall retain records of all Discharge Monitoring Reports, including eDMR submissions. These records or copies shall be maintained for a period of at least 3 years from the date of the report. This period may be extended by request of the Director at any time [40 CFR 122.41].

**A. (9.) ADDITIONAL CONDITIONS AND DEFINITIONS**

1. EPA methods 200.7 or 200.8 (or the most current versions) shall be used for analyses of all metals except for total mercury.
2. All effluent samples for all external outfalls shall be taken at the most accessible location after the final treatment but prior to discharge to waters of the U.S. (40 CFR 122.41(j)).