



State of Oregon  
Department of  
Environmental  
Quality

Oregon Department of Environmental Quality  
811 SW 6<sup>th</sup> Avenue  
Portland, Oregon 97204

## NO-EXPOSURE CERTIFICATION For Underground Injection Control

Submission of this No-Exposure Certification constitutes notice that the facility or municipality owning or operating storm water injection systems certifies that the areas with hazardous substances use are not in contact with storm water which is being injected. This certification is required as part of inventory registration to qualify as rule authorized for storm water disposal to an injection system.

A condition of no exposure exists at a site, facility or municipality when all industrial materials and activities are protected by a storm-resistant shelter to prevent exposure to rain, snow, snowmelt, and/or runoff. Industrial materials or activities include, but are not limited to, stored or generated toxic or hazardous materials, petroleum products, material handling equipment or activities, industrial machinery, raw materials, intermediate products, by-products, final products, or waste products. Material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, final product or waste product. A storm resistant shelter is not required for the following industrial materials and activities:

- drums, barrels, tanks, and similar containers that are tightly sealed, provided those containers are not deteriorated and do not leak. "Sealed" means banded or otherwise secured and without operational taps or valves;
- adequately maintained vehicles used in material handling; and
- final products, other than products that would be mobilized in storm water discharges (e.g., rock salt).

A No-Exposure Certification must be provided for each site or facility as part of the qualifications for rule authorization. If any industrial activities or materials are or will be exposed to precipitation, the facility or site is not eligible for the no-exposure exclusion.

By signing and submitting this No-Exposure Certification form, the entity is certifying that a condition of no exposure exists at its facility or site, and is obligated to comply with the terms and conditions of 40 CFR 122.26(g) and OAR 340-44.

ALL INFORMATION MUST BE PROVIDED ON THIS FORM.

**Detailed instructions for completing this form and obtaining the No-Exposure exclusion are provided on page 3 and 4.**

### A. Facility Operator Information

1. Name: \_\_\_\_\_ 2. Phone: \_\_\_\_\_
3. Mailing Address: a. Street/P.O. Box: \_\_\_\_\_
- b. City: \_\_\_\_\_ c. State: \_\_\_\_\_ d. Zip Code: \_\_\_\_\_

### B. Facility/Site Location Information

1. Facility Name: \_\_\_\_\_
2. a. Street Address: \_\_\_\_\_
- b. City: \_\_\_\_\_ c. County: \_\_\_\_\_
- d. State: OR e. Zip Code: \_\_\_\_\_
3. Is the facility located on Indian Lands? Yes  No
4. Is this a Federal facility? Yes  No
5. a. Latitude (decimal): \_\_\_\_\_ b. Longitude (decimal): \_\_\_\_\_
6. a. Was or is the facility or site previously covered under a WPCF permit? Yes  No
- b. If yes, enter WPCF permit number: \_\_\_\_\_ c. If under an NPDES permit, enter permit number: \_\_\_\_\_
7. SIC/Activity Codes: \_\_\_\_\_ Primary: \_\_\_\_\_ Secondary (if applicable): \_\_\_\_\_
8. Total size of site associated with industrial activity: \_\_\_\_\_ acres
9. a. Have you paved or roofed over a formerly exposed, pervious area in order to qualify for the No-Exposure exclusion? Yes  No
- b. If yes, please indicate approximately how much area was paved or roofed over. Completing this question does not disqualify you for the No-Exposure exclusion. However, DEQ may use this information in considering whether storm water discharges from your site are likely to have an adverse impact on water quality, in which case you could be required to obtain permit coverage.
- Less than one acre  One to five acres  More than five acres

**C. Exposure Checklist**

Are any of the following materials or activities exposed to precipitation in the area served by your injection systems, now or in the foreseeable future? (Please check either "Yes" or "No" in the appropriate box.) **If you answer "Yes" to any of these questions, you do not qualify for the No-Exposure certification or rule authorization.**

	Yes	No
1. Using, storing or cleaning industrial machinery or equipment, and areas where residuals from using, storing or cleaning Industrial machinery or equipment remain and are exposed to storm water .....	<input type="checkbox"/>	<input type="checkbox"/>
2. Materials or residuals on the ground, in trenches, running into injection systems or in storm water inlets resulting from spills/leaks (e.g. petroleum products) .....	<input type="checkbox"/>	<input type="checkbox"/>
3. Materials or products from past industrial activity .....	<input type="checkbox"/>	<input type="checkbox"/>
4. Material handling equipment (except adequately maintained vehicles) .....	<input type="checkbox"/>	<input type="checkbox"/>
5. Materials or products handling during loading/unloading or transporting activities [e.g. drywell at loading dock] .....	<input type="checkbox"/>	<input type="checkbox"/>
6. Materials or products stored outdoors (except final products intended for outside use [e.g., new cars] where exposure to storm water does not result in the discharge of pollutants) .....	<input type="checkbox"/>	<input type="checkbox"/>
7. Materials contained in open, deteriorated or leaking storage drums, barrels, tanks, and similar containers .....	<input type="checkbox"/>	<input type="checkbox"/>
8. Materials or products handled/stored on roads or railways owned or maintained by the discharger ....	<input type="checkbox"/>	<input type="checkbox"/>
9. Waste material (except waste in covered, non-leaking containers [e.g., dumpsters]) .....	<input type="checkbox"/>	<input type="checkbox"/>
10. Application or disposal of process wastewater (unless otherwise permitted, such as vehicle washing)	<input type="checkbox"/>	<input type="checkbox"/>
11. Particulate matter or visible deposits of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the storm water outflow .....	<input type="checkbox"/>	<input type="checkbox"/>

**D. Certification Statement**

I certify under penalty of law that I have read and understand the eligibility requirements for claiming a condition of "no exposure" to be considered as qualifying for Rule Authorization for storm water injection. I certify under penalty of law that there are no discharges of storm water contaminated by exposure to industrial activities or materials from the industrial facility or site identified in this document (except as allowed under 40 CFR 122.26(g)(2)) and/or OAR 340-44 UIC rules.

I understand that I am obligated to submit a No-Exposure certification form once every five years to DEQ. I understand that I must allow the DEQ permitting authority, where the discharge is to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request.

Additionally, 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 gathered and evaluated 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 fine and imprisonment for knowing violations.

Print Name: \_\_\_\_\_

Print Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Who May File a No-Exposure Certification

State law prohibits discharges of storm water associated with industrial activity into waters of the U.S., including groundwater, without qualifying as Rule Authorized or under a permit. However, WPCF permit coverage is not required for discharges of storm water associated with industrial activities if the discharger can certify that a condition of "no exposure" exists at the facility or site.

## Obtaining and Maintaining the No-Exposure Exclusion

This form is used to certify that a condition of no exposure exists at the facility or site described herein. This certification is only applicable where DEQ is the UIC permitting authority and must be re-submitted at least once every five years.

The facility operator must maintain a condition of no exposure at its facility or site in order for the No-Exposure exclusion to remain applicable. If conditions change resulting in the exposure of materials and activities to storm water, the facility operator must obtain coverage under a WPCF storm water permit immediately.

## Where to File the No-Exposure Certification Form

Mail the completed No-Exposure Certification Form to:  
DEQ UIC Coordinator  
811 SW 6<sup>th</sup> Avenue, WQ Division  
Portland, Oregon 97204

## Completing the Form

You must type or print, using uppercase letters, in appropriate areas only. One form must be completed for each facility or site for which you are seeking to certify a condition of no exposure. Please make sure you have addressed all applicable questions and have made a photocopy for your records before sending the completed form to the above address.

## Section A. Facility Operator Information

1. Provide the legal name of the person, firm, public organization, or any other entity that operates the facility or site described in this certification. The name of the operator may or may not be the same as the name of the facility. The operator is the legal entity that controls the facility's operation, rather than the plant or site manager.
2. Provide the telephone number of the facility operator.
3. Provide the mailing address of the operator (P.O. Box numbers may be used). Include the city, state, and zip code. All correspondence will be sent to this address.

## Section B. Facility/Site Location Information

1. Enter the official or legal name of the facility or site.
2. Enter the complete street address (if no street address exists, provide a geographic description [e.g., Intersection of Routes 9 and 55]), city, county; state, and zip code.
3. Indicate whether the facility is located on Indian Lands.
4. Indicate whether the facility is operated by a municipality, state agency, or a department of the Federal Government.
5. Enter the latitude and longitude\* of the approximate center of the facility or site in decimal degrees if possible. Latitude and longitude can be obtained by accessing DEQ's web site at <http://deq12.deq.state.or.us/fp20/>. If a GPS unit is used to determine lat/long, set the datum to the state standard, NAD83; otherwise, location data will not be accurate.  
  
\*Latitude and longitude for a facility is preferred in decimal form rather than degrees (°), minutes ('), and seconds (") for proper entry on the certification form. To convert decimal latitude or longitude degrees/minutes/seconds, access the mapping web site listed above.
6. Indicate whether the facility was previously covered under an NPDES or WPCF storm water permit. If so, include the permit number.
7. Enter the 4-digit SIC code which identifies the facility's primary activity, and second 4-digit SIC code identifying the facility's secondary activity, if applicable. SIC codes can be obtained from the [Standard Industrial Classification Manual, 1987](#) or from Federal OSHA's web site at <http://www.osha.gov/oshstats/sicer.html>.
8. Enter the total size of the site associated with industrial activity in acres. Acreage may be determined by dividing square footage by 43,560, as demonstrated in the following example.

Example: Convert 54,450 ft<sup>2</sup> to acres

Divide 54,450 ft<sup>2</sup> by 43,560 square feet per acre:

$$54,450 \text{ ft}^2 \div 43,560 \text{ ft}^2/\text{acre} = 1.25 \text{ acres.}$$

9. Check "Yes" or "No" as appropriate to indicate whether you have paved or roofed over a formerly exposed, pervious area (i.e., lawn, meadow, dirt or gravel parking lot) in order to qualify for no exposure. If yes, also indicate approximately how much area was paved or roofed over and is now impervious area.

**Section C. Exposure Checklist**

Check “Yes” or “No” as appropriate to describe the exposure conditions at your facility. If you answer “Yes” to **ANY** of the questions (1) through (11) in this section, a potential for exposure exists at your site and you cannot certify to a condition of no exposure. You must obtain (or already have) coverage under a WPCF storm water permit. After obtaining permit coverage, you can institute modifications to eliminate the potential for a discharge of storm water exposed to industrial activity, and then certify to a condition of no exposure.

**Section D. Certification Statement**

State statutes provide for penalties for submitting false information on this application form. State regulations require this application to be signed as follows:

**For a corporation:** by a responsible corporate officer, which means:

- (i) president, secretary treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or
- (ii) the manager of one or more manufacturing, production, or operating facilities, provided the manager is authorized to make management

decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

**For a partnership or sole proprietorship:** by a general partner or the proprietor; or

**For a municipal, State, Federal, or other public facility:** by either a principal executive or ranking elected official.

**Where to File This Form**

**Send Signed Original Document to:**

Oregon Department of Environmental Quality (DEQ)  
 Water Quality Division - LAL  
 UIC Coordinator  
 811 SW 6<sup>th</sup> Avenue  
 Portland, OR 97204-1390

**Or Fax to:** (503) 229-6037

For office use only – UIC Verification of No-Exposure Certification	
Agency: DEQ Water Quality –UIC Coordinator	UIC #:
Inspection Date:                    /            /	Date Approved:                    /            /
Inspector (Signature):	Inspector (print):