

#### **15A NCAC 02H .0904 REQUIRED PRETREATMENT PROGRAMS**

(a) The regulations regarding pretreatment program development by the control authority promulgated by the EPA and codified as 40 CFR 403.8(a) through 403.8(e) are hereby incorporated by reference, including any subsequent amendments and editions. A copy of the reference material can be found at <http://www.ecfr.gov/cgi-bin/text-idx?SID=002b8fe78be0d299d7289c36ef66652d&mc=true&tpl=/ecfrbrowse/Title40/40CISubchapN.tpl>, free of charge.

(b) The Division may allow a control authority having a combined permitted flow less than or equal to two million gallons per day and less than four significant industrial users to develop and implement a modified pretreatment program that encompasses a portion of the requirements in Rules .0905 and .0906 of this Section, as designated by the Division Director. In making the decision to allow modified pretreatment program development and implementation, the Division Director shall consider factors including percent industrial flow, industrial waste characteristics, compliance status of the facility, and the potential for industrial growth.

*History Note:* Authority G.S. 143-215.1(a); 143-215.1(b); 143-215.3(a)(14);  
Eff. March 28, 1980;  
Amended Eff. April 1, 2011; November 1, 1994; October 1, 1987; December 1, 1984;  
Readopted Eff. July 1, 2019.