



Missouri Department of dnr.mo.gov

NATURAL RESOURCES

Eric R. Greitens, Governor

Carol S. Comer, Director

April 25, 2017

OWNER NAME
ADDRESS
CITY STATE ZIP

RE: FACILITY NAME, PERMIT NUMBER
10 CSR 20-8.500 Design Requirements for Agrichemical Facilities Rule Revisions and
Master General Permit MO-R240 Applicability

Dear Permittee:

The Missouri Department of Natural Resources has worked diligently with stakeholders and others in the industry to update the Design Requirements for Agrichemical Facilities contained in Missouri's Code of State Regulations in Title 10, Division 20, Chapter 8, Rule Number 500. These changes become effective April 30, 2017.

Changes made to the rule include the removal of the requirement that "[a]ll agrichemical facilities shall apply for an operating permit...J" (formerly codified in 10 CSR 20-8.500(2)). The rule amendment removed references to permit coverage since Chapter 8 is intended to outline requirements for agrichemical facility design and not permitting requirements. With the removal of the above language from Chapter 8, the permitting requirements outlined in Chapter 6 describe who is required to obtain an operating permit from the department. Permitting requirements are based on the facility's primary Standard Industrial Classification (SIC) Code listed in stormwater regulation at 10 CSR 20-6.200.

The master general permit MO-R240000 applies to the operation of agrichemical facilities with the primary SIC code of 287X. Those facilities with a primary SIC code of 5191 will no longer be required to maintain an operating permit from the department due to the changes to Chapter 8 Design Guides, though they may continue permit coverage if they wish.

A facility's primary SIC Code is the code from which it receives its primary source of income. SIC Industry Group 287, which includes SIC Codes 2873 Nitrogenous Fertilizers, 2874 Phosphatic Fertilizers, 2875 Fertilizer Mixing, and 2979 Pesticides and Agricultural Chemicals, Not Elsewhere Classified are listed in stormwater regulations. SIC Code 2875 is defined as "Establishments primarily engaged in mixing fertilizers from purchased fertilizer materials." SIC Code 5191 is not listed in federal stormwater regulations and the requirement for all agrichemical facilities to obtain an operating permit has been removed from state regulations.

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Therefore, facilities with a primary SIC Code of 2873, 2874, 2875, or 2879 must maintain permit coverage. For facilities with a primary SIC Code of 5191, permit coverage will not be required as of April 30, 2017, and these facilities may opt to maintain or terminate their permit coverage.

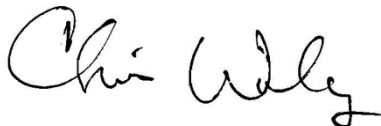
Descriptions of SIC codes can be found on the U. S. Department of Labor website at <https://www.osha.gov/pls/imis/sicsearch.html>.

If the facility's primary SIC code is 5191 and the permittee wishes to terminate their permit, the facility can request termination of the permit by completing and submitting Form H (Request for Termination of a General Permit, <http://dnr.mo.gov/forms/780-1409-f.pdf>) to the appropriate department regional office. If you have any questions or need assistance completing the form(s), please contact the Northeast Regional Office at 660-385-8000, Kansas City Regional Office at 816-251-0700, St. Louis Regional Office at 314-416-2960, Southwest Regional Office at 417-891-4300 or Southeast Regional Office at 573-840-9750.

Please be aware this facility may also be subject to any applicable county or other local ordinances or restrictions. If you have questions, please contact Mr. Greg Caldwell by phone at 573-526-1426, by email at greg.caldwell@dnr.mo.gov or Ms. Susan Higgins by phone at 573- 526-1002, by email at susan.higgins@dnr.mo.gov or by mail at the Department of Natural Resources, Water Protection Program, Operating Permits Section, P.O. Box 176, Jefferson City, MO 65102-0176. Thank you for working with the department to protect our environment.

Sincerely,

WATER PROTECTION PROGRAM



Chris Wieberg, Chief
Operating Permits Section

CW/sbs

c: Regional Offices