

**STATE OF INDIANA**  
**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT PUBLIC**  
**NOTICE NO: 20241115 – IN0004693– D**  
**DATE OF NOTICE: November 15, 2024**  
**DATE RESPONSE DUE: December 16, 2024**

The Office of Water Quality proposes the following DRAFT NPDES PERMIT:

**MAJOR – MODIFICATION:**

**Indianapolis Power & Light Company dba AES Indiana Eagle Valley Generating Station**, Permit No. IN0004693, MORGAN COUNTY, 4040 Blue Bluff Road, Martinsville, IN. This facility produces electricity. The permittee requested modification of their permit to reflect that three of the former ash ponds are scheduled to be separated from two ash ponds and closed. The remaining two ash ponds will be reconfigured and developed at a later date. Permit Manager: Jodi Wray, 317/447-4176, [jwray@idem.in.gov](mailto:jwray@idem.in.gov). Posted online at <https://www.in.gov/idem/public-notices/>.

**PROCEDURES TO FILE A RESPONSE**

You are hereby notified of the availability of a 30-day public comment period regarding the referenced draft permit, in accordance with 327 IAC 5-3-9. The application and draft permit documents are available for inspection at IDEM, Office of Water Quality, Indiana Government Center North - Room 1255, 100 N. Senate Ave, Indianapolis, IN 46204 from 9:00 a.m. until 4:00 p.m., Monday thru Friday, (copies 10¢ per page). The Draft Permit is posted online on the above-referenced IDEM public notice web page. A courtesy copy has also been sent via email to the local County Health Department. Please tell others whom you think would be interested in this matter. For more information about public participation including your rights & responsibilities, please see <https://www.in.gov/idem/public-notices/>. You may want to consult our online Citizens' Guide to IDEM: <https://www.in.gov/idem/resources/citizens-guide-to-idem/>.

**Comments:** The proposed decision to issue a permit is tentative. Interested persons are invited to submit written comments on the draft permit. All comments must be delivered to IDEM or postmarked no later than the Response Due Date noted to be considered in the decision to issue a final permit. Deliver or mail all requests or comments to the attention of the Permit Manager at the above address.

**To Request a Public Hearing:** Any person may request a public hearing. A written request must be submitted to the above address on or before the Response Due Date. The written request shall include: the name and address of the person making the request, the interest of the person making the request, persons represented by the person making the request, the reason for the request and the issues proposed for consideration at the hearing. The Department will determine whether to hold a public hearing based upon the comments and the rationale for the request. Public Notice of such a hearing will be circulated in at least one newspaper in the geographical area of the discharge and to those persons submitting comments and/or on the mailing list at least 30 days prior to the hearing.



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

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**Eric J. Holcomb**  
*Governor*

**Brian C. Rockensuess**  
*Commissioner*

November 15, 2024

VIA ELECTRONIC MAIL

Mark Holbrook, Plant Manager  
Indianapolis Power & Light Company dba AES Indiana  
Eagle Valley Generating Station  
4040 Blue Bluff Road  
Martinsville, IN 46151

Dear Mark Holbrook:

Re: NPDES Permit No. IN0004693  
Draft Permit Modification  
Indianapolis Power & Light Company dba AES  
Indiana – Eagle Valley Generating Station  
Martinsville, IN – Morgan County

Your request for a permit modification has been reviewed and processed in accordance with rules adopted under 327 IAC 5. Enclosed is a copy of the draft permit modification.

Pursuant to IC 13-15-5-1, IDEM will publish the draft permit document online at <https://www.in.gov/idem/public-notices/>. Additional information on public participation can be found in the "Citizens' Guide to IDEM", available at <https://www.in.gov/idem/resources/citizens-guide-to-idem/>. A 30-day comment period is available to solicit input from interested parties, including the public.

Please review this draft permit modification and associated documents carefully to become familiar with the proposed terms and conditions. Comments concerning the draft permit modification should be submitted in accordance with the procedure outlined in the enclosed public notice form. We suggest that you meet with us to discuss major concerns or objections you may have with the draft permit modification.

Questions concerning this draft permit modification may be addressed to Jodi Wray of my staff, at 317/447-4176 or [jwray@idem.in.gov](mailto:jwray@idem.in.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Hamblin". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Richard Hamblin, Chief  
Industrial NPDES Permits Section  
Office of Water Quality

Enclosures

cc: Morgan County Health Department  
Ben Drabek, Wastewater Engineer  
Nysa Hogue, AES Indiana  
Lynn Riddle, AES Indiana  
Amy McClure, Sr. Environmental Analyst  
Kevin Burkett, Certified Operator  
Kevin Stark, IDEM  
Chief, Permits Section, U.S. EPA, Region 5

STATE OF INDIANA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AMENDED  
AUTHORIZATION TO DISCHARGE UNDER THE  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM

In compliance with the provisions of the Federal Water Pollution Control Act, as amended, (33 U.S.C. 1251 et seq., the "Clean Water Act" or "CWA"), and IDEM's authority under IC 13-15,

INDIANAPOLIS POWER & LIGHT COMPANY DBA AES INDIANA  
- EAGLE VALLEY GENERATING STATION

is authorized to discharge from an Electric Power Generation Facility that is located at 4040 Blue Bluff Road, Martinsville, Indiana 46151 to receiving waters identified as West Fork of White River in accordance with effluent limitations, monitoring requirements, and other conditions set forth in Parts I, II, and III hereof.

The permit, as issued on March 31, 2023, is hereby amended, as contained herein. The amended provisions shall become effective \_\_\_\_\_. All terms and conditions of the permit not modified at this time remain in effect. Further, any existing condition or term affected by the amendments will remain in effect until the amended provisions become effective. This permit may be revoked for the nonpayment of applicable fees in accordance with IC 13-18-20.

This permit and the authorization to discharge, as amended, shall expire at midnight March 31, 2028. In order to receive authorization to discharge beyond the date of expiration, the permittee shall submit such information and forms as are required by the Indiana Department of Environmental Management no later than 180 days prior to the date of expiration.

Issued on \_\_\_\_\_ for the Indiana Department of Environmental Management.

Jerry Dittmer, Chief  
Permits Branch  
Office of Water Quality

PART I

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

- The permittee is authorized to discharge from the outfall listed below in accordance with the terms and conditions of this permit. The permittee is authorized to discharge from Outfall 003, located at Latitude 39° 29' 10", Longitude -86° 25' 50". The discharge is limited to cooling tower blowdown, water treatment system wastewater (RO reject water, multimedia filter backwash water, and zeolite softener brine regenerant), HRSG blowdown, auxiliary boiler blowdown, floor drains treated with oil/water separator wastewater and storm water runoff (and discharge from Internal Outfalls 103 and 104). Samples taken in compliance with the monitoring requirements below shall be taken at a point representative of the discharge but prior to entry into West Fork of White River. Such discharge shall be limited and monitored by the permittee as specified below:

DISCHARGE LIMITATIONS [1][2][7][12][13]  
 Outfall 003

Table 1

Parameter	Quantity or Loading		Units	Quality or Concentration		Units	Monitoring Requirements	
	Monthly Average	Daily Maximum		Monthly Average	Daily Maximum		Measurement Frequency	Sample Type
Flow								
Effluent[14]	Report	Report	MGD	-	-	-	Daily	24 Hour Total
Upstream	Report	Report	MGD	-	-	-	Daily	Gage[21]
Temperature[5]								
Upstream	-----	-----	----	Report	Report	°F	Daily	Gage[21]
Effluent	-----	-----	----	Report	Report	°F	Daily	Continuous[6]
Mixed River	-----	-----	----	Report	Report	°F	Daily	Calculated
Total Residual Chlorine[17]								
Continuous[8][10]----		-----	----	0.02[16]	0.04[16]	mg/l	Weekly	Grab
Intermittent[8][10]----		-----	----	-----	0.2	mg/l	Weekly	Grab
Total Residual Oxidants[11]								
Continuous [8][10]---		-----	----	-----	0.06	mg/l	Weekly	Grab
Intermittent [8][10]--		-----	----	-----	0.2	mg/l	Weekly	Grab
Chlorination/Bromination Frequency[9] -----		4	times/day -----	-----	-----	-----	Daily	Report
Chlorination/Bromination Dose Duration[9][10]-		40	minutes/dose---	-----	-----	-----	Daily	Report
Chlorination/Bromination Duration/day[9][10]---		120	minutes/day----	-----	-----	-----	Daily	Report
Zinc[4][12][20] -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
T. Chromium[4][12][20] -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
TSS -----		-----	----	29.2	97.4	mg/l	1 X Weekly	24-Hr. Comp
O+G -----		-----	----	14.6	19.5	mg/l	1 X Monthly	Grab
Chloride[20] -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
Boron -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
Selenium[4][17] -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
Fluoride[4][17] -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
Sulfate -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp
Total Dissolved Solids (TDS) -----		-----	----	Report	Report	mg/l	1 X Monthly	24-Hr. Comp

2. The permittee is authorized to discharge from the outfall listed below in accordance with the terms and conditions of this permit. The permittee is authorized to discharge from Outfall 103, located at Latitude 39° 29' 06", Longitude -86° 25' 42". The discharge is limited to contact stormwater from former ash ponds A, B, and C, and fugitive dust suppressant runoff. The permittee is authorized to discharge from Outfall 104, located at Latitude 39° 29' 06", Longitude -86° 25' 28. The discharge is limited to contact stormwater from former ash ponds D and E, and fugitive dust suppressant runoff. Samples taken in compliance with the monitoring requirements below shall be taken at a point representative of the discharge but prior to entry into Outfall 003 discharge canal. Such discharge shall be limited and monitored by the permittee as specified below:

**DISCHARGE LIMITATIONS [1][2]**  
Outfall 103 and Outfall 104

<u>Parameter</u>	Quantity or Loading			Quality or Concentration			Monitoring Requirements	
	Monthly	Daily	<u>Units</u>	Monthly	Daily	<u>Units</u>	Measurement	Sample
	<u>Average Report</u>	<u>Maximum Report</u>		<u>Average</u>	<u>Maximum</u>		<u>Frequency[9]</u>	<u>Type</u>
Flow[6]	-----	-----	MGD	-----	-----	-----	Daily	24-Hour Total
Zinc[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
T. Chromium[4]	----	-----	-----	Report	Report	mg/l	Daily	Grab
TSS	-----	-----	-----	24.0	78.0	mg/l	Daily	Grab
O+G	-----	-----	-----	12.0	16.0	mg/l	Daily	Grab
Chloride	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Arsenic[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Cadmium[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Lead[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Mercury[4][5][7]	-----	-----	-----	Report	Report	ng/l	6 X Annually	Grab
Nickel[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Selenium[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Sulfate	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Boron	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Calcium[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Fluoride[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Antimony[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Barium[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Beryllium[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Hexavalent Chromium[7][8]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Cobalt[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Lithium[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Molybdenum[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Thallium[4][7]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Radium 226 and 228 combined[4][7]	----	-----	-----	Report	Report	pCi/L	Daily	Grab
Ammonia, as N	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Manganese[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab
TDS	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Phosphorus	-----	-----	-----	Report	Report	mg/l	Daily	Grab
Aluminum[4]	-----	-----	-----	Report	Report	mg/l	Daily	Grab

Table 2

<u>Parameter</u>	Quality or Concentration			Monitoring Requirements	
	Daily	Daily	<u>Units</u>	Measurement	Sample
	<u>Minimum</u>	<u>Maximum</u>			<u>Frequency</u>
pH [3]	6.0	9.0	s.u.	Daily	Grab



**National Pollutant Discharge Elimination System**  
**Fact Sheet for**  
**Indianapolis Power & Light Company dba AES Indiana –**  
**Eagle Valley Generating Station**  
**Draft modification: November 2024**  
**Final modification: TBD**

**Indiana Department of Environmental Management**

100 North Senate Avenue  
 Indianapolis, Indiana 46204  
 (317) 232-8603  
 Toll Free (800) 451-6027  
[www.idem.IN.gov](http://www.idem.IN.gov)

<b>Permittee:</b>	Indianapolis Power & Light Company dba AES Indiana 4040 Blue Bluff Road Martinsville, Indiana 46151
<b>Existing Permit Information:</b>	Permit Number: IN0004693 Expiration Date: March 31, 2028
<b>Facility Contact:</b>	Ben Drabek, Wastewater Engineer (770) 608-9230, benjaminj.drabek@aecom.com
<b>Facility Location:</b>	4040 Blue Bluff Road Martinsville, Indiana 46151 Morgan County
<b>Receiving Stream:</b>	West Fork of White River
<b>GLI/Non-GLI:</b>	Non-GLI
<b>Proposed Permit Action:</b>	Modify
<b>Date Application Received:</b>	October 23, 2024
<b>Source Category</b>	NPDES Major – Industrial
<b>Permit Writer:</b>	Jodi Wray (317) 447-4176; jwray@idem.in.gov

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## 1.0 INTRODUCTION

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The Indiana Department of Environmental Management (IDEM) received a request from AES Indiana – Eagle Valley Generating Station on October 23, 2024 to modify National Pollutant Discharge Elimination System (NPDES) Permit IN0004693. The current five year permit was issued with an effective date of April 1, 2023 in accordance with 327 IAC 5-2-6(a).

The Federal Water Pollution Control Act (more commonly known as the Clean Water Act), as amended, (Title 33 of the United States Code (U.S.C.) Section 1251 et seq.), requires an NPDES permit for the discharge of pollutants into surface waters. Furthermore, Indiana law requires a permit to control or limit the discharge of any contaminants into state waters or into a publicly owned treatment works. This proposed permit action by IDEM complies with and implements these federal and state requirements.

In accordance with Title 40 of the Code of Federal Regulations (CFR) Sections 124.8 and 124.56, as well as Title 327 of the Indiana Administrative Code (IAC) Article 5-3-8, a Fact Sheet is required for certain NPDES permits. This document fulfills the requirements established in these regulations. This Fact Sheet was prepared in order to document the factors considered in the development of NPDES Permit effluent limitations. The technical basis for the Fact Sheet may consist of evaluations of promulgated effluent guidelines, existing effluent quality, receiving water conditions, Indiana water quality standards-based wasteload allocations, and other information available to IDEM. Decisions to award variances to Water Quality Standards or promulgated effluent guidelines are justified in the Fact Sheet where necessary. This Fact Sheet also identifies the modified pages of the permit as issued on March 31, 2023.

## 2.0 FACILITY DESCRIPTION

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### 2.1 General

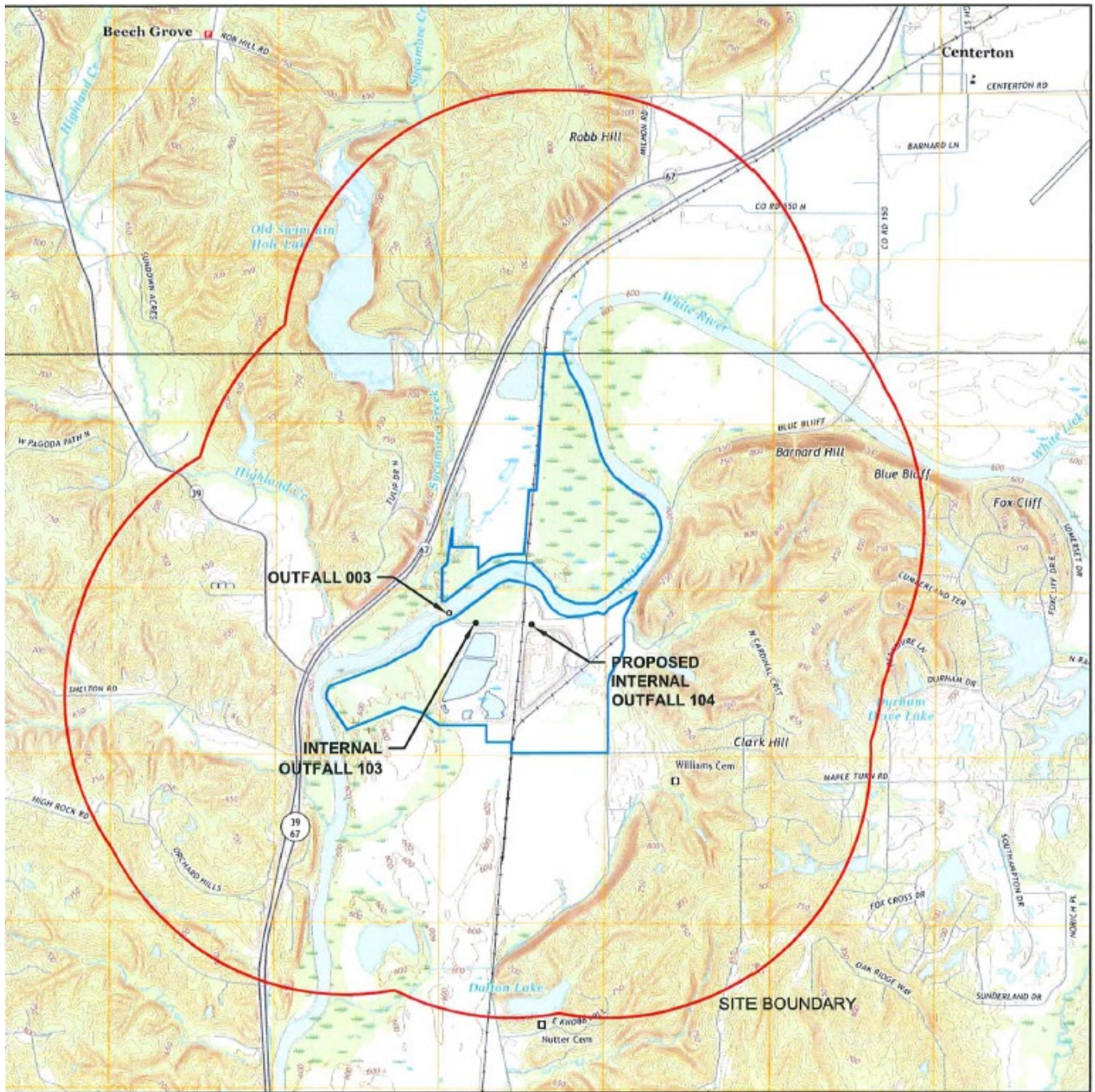
AES Indiana – Eagle Valley Generating Station is classified under Standard Industrial Classification (SIC) Code 4911- Electric Services.

The facility produces electricity. AES Indiana Eagle Valley Generating Station was a coal-fired generating station with a normal capacity of 344 megawatts. The facility decommissioned and demolished the coal units and has commissioned a combined-cycle natural-gas turbine (CCGT) operation which consists of two (2) combined-cycle natural-gas turbines with steam being produced by two (2) Heat Recovery Steam Generators with a duct burner each supplying a steam turbine generator and an auxiliary boiler to replace the coal-fired generation units. The facility stopped coal use in 2016; the CCGT commercial operation began in 2018.

The source water for the facility is well-water.

A map showing the location of the facility has been included as Figure 1.

Figure 1: Facility Location/Site Map



4040 Blue Bluff Road  
Martinsville, IN – Morgan County

## 2.2 Outfall Locations

Outfall 003	Latitude: 39° 29' 10" Longitude: -86° 25' 50"
Outfall 103	Latitude: 39° 29' 06" Longitude: -86° 25' 42"
Proposed Outfall 104	Latitude: 39° 29' 06" Longitude: -86° 25' 28"

## 3.0 PERMIT MODIFICATION

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### 3.1 Modification Request

AES Indiana Eagle Valley Generating Station's former ash ponds are scheduled to be closed. The permittee developed a Closure and Post-Closure (CPC) Plan for the closure of ash ponds A, B, and C. On August 30, 2024, the Indiana Department of Environmental Management's Office of Land Quality provided a draft approval for closure of these ash ponds. The CPC Plan for the closure of ash ponds D and E will be developed at a later date.

Former ash ponds A, B, and C are separated from former ash ponds D and E by the Indiana Southern Railroad that traverses the site north to south. An existing storm sewer network conveys stormwater from former ash ponds D and E to former ash ponds A, B, and C which ultimately is conveyed to Internal Outfall 103 at the facility's discharge canal. The CPC Plan calls for the demolition of the existing storm sewer network thereby bifurcating ash ponds D and E from ash ponds A, B, and C. The bifurcations will include the following modifications:

1. A new 24" discharge pipe will be installed to convey discharge from former ash ponds D and E to the discharge canal.
2. The current discharge pipe associated with Internal Outfall 103 and former ash ponds A, B, and C will be increased from a 24" discharge pipe to a 36" discharge pipe.

As a result of these modifications to the storm sewer network and bifurcating the former ash ponds A, B, C from former ash ponds D and E, the existing drainage area will be separated in two. No increase in drainage area or new pollutant sources will result from this work. Therefore, the following modifications to the current NPDES permit are proposed:

1. The existing Internal Outfall 103 will consist of discharge from the watershed of former ash ponds A, B, and C only, as former ash ponds D and E are to be separated.
2. The existing storm sewer will be modified to convey stormwater from former ash ponds D and E to the discharge canal via a new discharge point, Outfall 104.
3. The current permit includes language for the removal of Internal Outfall 103 at a future date as part of the closure activities. This language should also be included for the proposed Internal Outfall 104 as part of future closure activities for former ash ponds D and E.

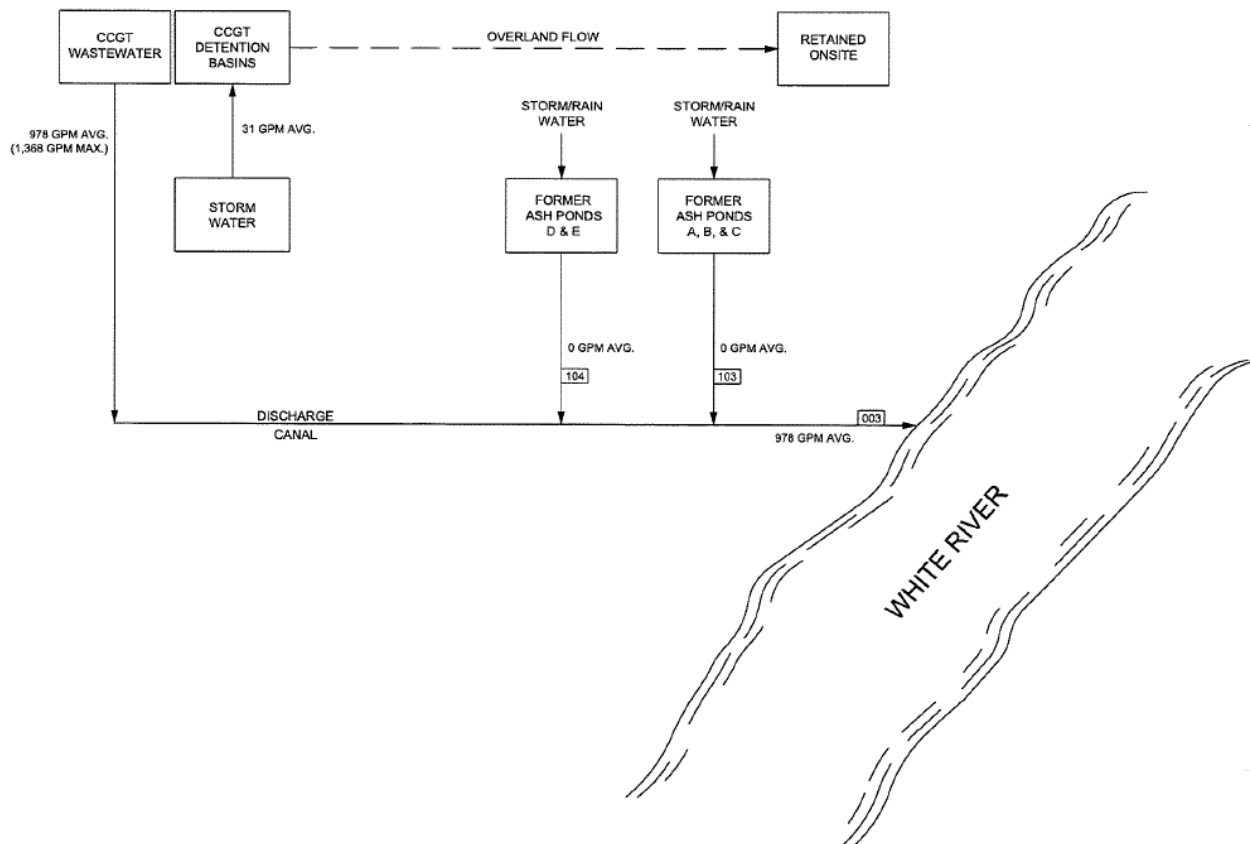
There have been no discharges from Internal Outfall 103 since the 2017 permit was issued and the outfall remains permitted for the discharge of contact stormwater and fugitive dust suppression runoff should a discharge occur. This modification is not expected to affect the nature (quantity or pollutants) of the discharge as the drainage area is simply being separated with discharge continuing to be conveyed to the facility's discharge canal.

Similar to Internal Outfall 103, discharge from Internal Outfall 104 is not expected to occur but may contain contact stormwater and fugitive dust suppression runoff should a discharge occur. AES Indiana requests that Internal Outfall 104 be permitted for the potential discharge of contact stormwater and fugitive dust suppressant runoff, should this scenario occur, until a future permit notification is submitted for the removal of this outfall after former ash ponds D and E are closed.

Closure of former ash ponds A, B and C will consist of placing a cap over the drainage area such that non-contact stormwater will be directed to current NPDES Internal Outfall 103. Upon closure of former ash ponds A, B and C, the discharge from Internal Outfall 103 will consist of non-contact stormwater only and a separated permit modification will be submitted at a future undefined date for the removal of Internal Outfall 103 from the facility's NPDES permit. Similarly, a separate permit modification will be submitted at a future undefined date for the removal of Internal Outfall 104 from the facility's NPDES permit upon closure of former ash ponds D and E.

A Water Balance Diagram has been included as Figure 2 to display the proposed changes.

**Figure 2: Water Balance Diagram**



### 3.2 IDEM’s Proposed Modification

IDEM proposes to make the requested changes to this NPDES permit. The description for Internal Outfall 103 has been updated to specify that the discharge is limited to contact stormwater from the former ash ponds A, B, and C and fugitive dust suppressant runoff. The description for Outfall 003 has been updated to include discharge from Internal Outfall 104 as an authorized discharge. This permit modification includes the proposed Internal Outfall 104 which contains the same limits and monitoring requirements that Internal Outfall 103 has. The discharge at Internal Outfall 104 is limited to contact stormwater from the former ash ponds D and E and fugitive dust suppressant runoff.

### 3.3 Antibacksliding

Indiana’s prohibitions on backsliding under 327 IAC 5-2-10(a)(11) are applicable to BPJ case-by-case technology-based effluent limitations, when proposed to be increased based on subsequently promulgated effluent guidelines under Section 304(b) of the CWA, and limitations based on Indiana water quality standards or treatment standards (327 IAC 5-10). Prohibitions on other types of backsliding (e.g., backsliding from limitations derived from effluent guidelines, from existing case-by-case limitations to new case-by-case limitations, and from conditions such

as monitoring requirements that are not effluent limitations) are covered under federal regulation at 40 CFR 122.44(l)(1).

Under 327 IAC 5-2-10(a)(11), unless an exception under 327 IAC 5-2-10(a)(11)(B) applies, a permit may not be renewed, reissued or modified to contain effluent limitations that are less stringent than the comparable effluent limitations in the previous permit. For effluent limitations based on Indiana water quality or treatment standards, less stringent effluent limitations may also be allowed if they are in compliance with Section 303(d)(4) of the CWA. Under 40 CFR 122.44(l)(1), a permit may not be renewed or reissued to contain less stringent interim effluent limitations, standards or conditions than the final effluent limitations, standards or conditions in the previous permit unless the circumstances on which the previous permit was based have materially and substantially changed since the time the permit was issued and would constitute cause for permit modification or revocation and reissuance under 40 CFR 122.62.

None of the limits included in this permit are less stringent than the comparable effluent limitations in the previous permit, therefore, backsliding is not an issue in accordance with 327 IAC 5-2-10(a)(11) and 40 CFR 122.44(l)(1).

### **3.4 Antidegradation**

Indiana's Antidegradation Standards and Implementation procedures are outlined in 327 IAC 2-1.3. The antidegradation standards established by 327 IAC 2-1.3-3 apply to all surface waters of the state. The permittee is prohibited from undertaking any deliberate action that would result in a new or increased discharge of a bioaccumulative chemical of concern (BCC) or a new or increased permit limit for a regulated pollutant that is not a BCC unless information is submitted to the commissioner demonstrating that the proposed new or increased discharge will not cause a significant lowering of water quality, or an antidegradation demonstration submitted and approved in accordance 327 IAC 2-1.3-5 and 2-1.3-6.

The NPDES permit does not propose to establish a new or increased loading of a regulated pollutant; therefore, the Antidegradation Implementation Procedures in 327 IAC 2-1.3-5 and 2-1.3-6 do not apply to the permitted discharge. This modification addresses the "change in process" to the former ash pond system by bifurcating former ash ponds D and E from former ash ponds A, B, and C. The proposed addition of a discharge pipe (Internal Outfall 104) from the former ash pond system is expected to produce a net effect of no new or increase pollutant loadings.

### **3.5 Spill Response and Reporting Requirement**

Reporting requirements associated with the Spill Reporting, Containment, and Response requirements of 327 IAC 2-6.1 are included in Part II.B.2.(d), Part II.B.3.(c), and Part II.C.3. of the NPDES permit. Spills from the permitted facility meeting the definition of a spill under 327 IAC 2-6.1-4(15), the applicability requirements of 327 IAC 2-6.1-1, and the Reportable Spills requirements of 327 IAC 2-6.1-5 (other than those meeting an exclusion under 327 IAC 2-6.1-3 or the criteria outlined below) are subject to the Reporting Responsibilities of 327 IAC 2-6.1-7.



It should be noted that the reporting requirements of 327 IAC 2-6.1 do not apply to those discharges or exceedances that are under the jurisdiction of an applicable permit when the substance in question is covered by the permit and death or acute injury or illness to animals or humans does not occur. In order for a discharge or exceedance to be under the jurisdiction of this NPDES permit, the substance in question (a) must have been discharged in the normal course of operation from an outfall listed in this permit, and (b) must have been discharged from an outfall for which the permittee has authorization to discharge that substance.

### **3.6 Permit Processing/Public Comment**

Pursuant to IC 13-15-5-1, IDEM will publish the draft permit document online at <https://www.in.gov/idem/public-notices/>. Additional information on public participation can be found in the "Citizens' Guide to IDEM", available at <https://www.in.gov/idem/resources/citizens-guide-to-idem/>. A 30-day comment period is available to solicit input from interested parties, including the public.