

**OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, & FORESTRY (ODAFF)
Agricultural Environmental Management Services (AEMS) Division**

**NOTICE OF TERMINATION (NOT) FOR PERMIT AUTHORIZATION TO DISCHARGE WASTEWATER FROM
CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFOs)**

Submission of this Notice of Termination constitutes notice that the party identified in Section I of this form is no longer authorized to discharge wastewater from the CAFO facility identified in Section II under the Agricultural Pollutant Discharge Elimination System (AgPDES) program.

All requested information must be provided on this form. See instructions.

SECTION I. OPERATOR INFORMATION

AgPDES Permit Authorization Number: OKG01_____

Name: _____

Mailing Address: _____ City: _____ State: _____ Zip: _____

Phone: _____ Email: _____

SECTION II. FACILITY INFORMATION

Facility Name: _____

Facility Location (physical address or location description): _____

City: _____ State: _____ Zip: _____

Latitude: _____ Longitude: _____ County: _____

Legal Description (¼, ¼, ¼ Section, Township, Range): _____

SECTION III. REASON FOR TERMINATION OF PERMIT COVERAGE (Attach additional sheets if necessary)

Note: The closure of lagoons, other earthen or synthetic lined basins, and other manure, litter, or process wastewater storage structures must be fulfilled in accordance with Part III.B of Permit OKG010000, as appropriate, and Oklahoma State Rules at OAC 35:17-4-21.

SECTION IV. CERTIFICATION

I certify under penalty of law that I am familiar with the operation of facility, and to the best of my knowledge, the information provided is true, complete, and accurate and that all discharges associated with the identified facility/operation that were authorized by the general permit OKG010000 have been eliminated. I understand that by submitting this Notice of Termination, I am no longer authorized to discharge wastewater under this general permit, and that discharging pollutants in wastewater to waters of the State is unlawful under the Clean Water Act and OAC 35:44-1-2 where the discharge is not authorized by an AgPDES permit. I also understand that the submittal of this Notice of Termination does not release me as an operator from liability for any violations of this permit or the Clean Water Act.

Name (print): _____ Title: _____

Signature: _____ Date: _____

INSTRUCTIONS FOR COMPLETING FORM AEMS096
NOTICE OF TERMINATION (NOT) FOR PERMIT TO DISCHARGE WASTEWATER FROM CAFOS

Completing the Form

Type or print, using uppercase letters, in the appropriate areas only. If you have any questions about this form, telephone ODAFF, AEMS Division at 405-522-5493.

Section I. Operator Information

Enter the existing AgPDES Permit Authorization Number assigned to the facility. If you do not know the permit authorization number, refer to the permit authorization issued by ODAFF-AEMS Division authorizing discharges under this permit or contact ODAFF-AEMS Division at 405-522-5493.

Provide the legal name of the person, firm, public organization, or any other entity that operates the facility and is covered by the permit. Enter the complete mailing address, telephone number, and email address of the operator.

Section II. Facility Information

Enter the official or legal name and complete physical address, including city, state, zip code, and county. If the project or site lacks a street address, indicate the general location of the site (e.g. intersection of State Highways 61 and 34). Provide the GPS coordinates and legal description of the site location. Complete site information must be provided for termination of permit coverage to be valid.

Section III. Reason for Termination of Permit Coverage

Describe your reason for submitting this Notice of Termination. Please attach additional sheets if necessary. The closure of lagoons, other earthen or synthetic lined basins, and other manure, litter, or process wastewater storage structures must be fulfilled in accordance with Part III.B of Permit OKG010000, as appropriate, and Oklahoma State Rules at OAC 35:17-4-21.

Facility Closure Requirements (Part III.B of the General Permit OKG010000)

The following conditions shall apply to the closure of lagoons and other earthen or synthetic lined basins and other manure, litter, or process wastewater storage and handling structures:

1. Closure of Lagoons or WRS, and Other Surface Impoundments
 - a. No lagoon or other earthen or synthetic lined basin shall be permanently abandoned.
 - b. Lagoons and other earthen or synthetic lined basins shall be maintained at all times until closed in compliance with this section.
 - c. All lagoons and other earthen or synthetic lined basins must be properly closed if the permittee ceases operation. In addition, any lagoon or other earthen or synthetic lined basin that is not in use for a period of twelve (12) consecutive months must be properly closed unless the facility is financially viable, intends to resume use of the structure at a later date, and either: (1) maintains the structure as though it were actively in use, to prevent compromise of structural integrity; or (2) removes manure and wastewater to a depth of one foot or less and refills the structure with clean water to preserve the integrity of the synthetic or earthen liner. In either case, the permittee shall submit a written report to ODAFF within thirty (30) days of basin closure detailing the actions taken, and shall conduct routine inspections, maintenance, and record keeping as though the structure were in use. Prior to restoration of use of the structure, the permittee shall notify ODAFF in writing and provide the opportunity for inspection.
 - d. All closure of lagoons and other earthen or synthetic lined basins must be consistent with Oklahoma NRCS Conservation Practice Standard Code 360 (Closure of Waste Impoundments). Consistent with this standard the permittee shall remove all waste materials to the maximum extent practicable and dispose of them in accordance with the permittee's nutrient management plan, unless otherwise authorized by ODAFF.
 - e. Unless otherwise authorized by ODAFF, completion of closure for lagoons and other earthen or synthetic lined basins shall occur as promptly as practicable after the permittee ceases to operate or, if the permittee has not ceased operations, twelve (12) months from the date on which the use of the structure ceased, unless the lagoons or basins are being maintained for possible future use in accordance with the requirements above.
2. Closure Procedures for Other Manure, Litter, or Process Wastewater Storage and Handling Structure

No other manure, litter, or process wastewater storage and handling structure shall be abandoned. Closure of all such structures shall occur as promptly as practicable after the permittee has ceased to operate, or, if the permittee has not ceased to operate, within twelve (12) months after the date on which the use of the structure ceased. To close a manure, litter, or process wastewater storage and handling structure, the permittee shall remove all manure, litter, or process wastewater and dispose of it in accordance with the permittee's nutrient management plan, or document its transfer from the permitted facility in accordance with off-site transfer requirements specified in Part III.C of the general permit OKG010000, unless otherwise authorized by ODAFF.

Section IV. Certification Information

The NOT must be signed as follows:

- For a corporation: By a responsible corporate officer. A responsible corporate officer means: (i) a 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, respectively.
- For a municipality, state, federal, or other public facility: By either a principal executive officer or ranking elected official.

Include the name and title of the person signing the form and the date of signing. An unsigned or undated NOT form will not be considered valid termination of permit coverage.

Where to File NOT

ODAFF - AEMS Division
P.O. Box 528804
Oklahoma City, OK 73152