



**Mail form to:** Maine Department of Environmental Protection  
17 State House Station, Augusta, ME 04333-0017

**NO EXPOSURE CERTIFICATION from MEPDES Stormwater Permitting**

Submission of this No Exposure Certification constitutes notice that the entity listed in Section A does not require permit authorization for stormwater discharges associated with industrial activity under Maine's Multi-Sector General Permit due to the existence of a condition of No Exposure. A condition of No Exposure exists at an industrial facility when all industrial materials, some final products, and activities are protected by a storm-resistant shelter. This shelter prevents rain, snow, snowmelt, ice melt, and runoff from co-mingling with the industrial product or activity. Industrial materials or activities include, but are not limited to, 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
- some 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 facility qualifying for the No Exposure exclusion. In addition, the exclusion from MEPDES permitting is available on a facility-wide basis only and does not include individual outfalls. If industrial activities or materials are (or will be) exposed to precipitation, the facility is not eligible for the No Exposure exclusion. By signing and submitting this No Exposure Certification form, the entity listed in Section A 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).

**A. Company Information – Legal Name, Billing Address & Identifier**

1. Permit Owner (Legal name)		ME State Charter Number	
2. Billing Address (Street/P.O. Box, City/Town, State, Zip)			
3. E-mail address		Daytime Phone	

**B. Facility/Site Information**

1. Facility/Site Name					
2. Physical Address (Street, City/Town, State, Zip)					
3. Location Latitude			Longitude		
4. Type of facility	Private	Tribal	Federal	State	Other _____
5. Was the facility or site previously covered under a MEPDES stormwater permit or NEC?	Yes	No	If yes, enter the MEPDES permit or NEC number		
6. Primary SIC/Activity Code		Secondary SIC/Activity Code (if applicable)			

7. Total size of site industrial activity		Acres		
8. Does your site's stormwater convey to waters of the State? Waters of the State are classified as named or unnamed rivers, ponds, lakes, wetlands, vernal pools, bogs, streams, tributaries, creeks, brooks, shore land, bays, estuaries, and ocean waters.				Yes No
9. Name of receiving water(s)		Discharge to MS4?	Yes No	If yes, name of MS4?
<b>C. Are any of the following materials or activities exposed to precipitation now or in the foreseeable future?</b> If you answer "Yes" to any one of questions (1) through (11), you are <i>not eligible</i> for the No Exposure exclusion.				
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 stormwater.				Yes No
2. Materials or residuals on the ground or in stormwater inlets from spills/leaks.				Yes No
3. Materials or products from past industrial activity.				Yes No
4. Material handling equipment and industrial machinery (except adequately maintained vehicles).				Yes No
5. Materials or products during loading, unloading or transporting activities.				Yes No
6. Materials or products stored outdoors (except final products intended for outside use [e.g. new cars] where exposure to stormwater does not result in the discharge or pollutants).				Yes No
7. Materials contained in open, deteriorated or leaking storage drums, barrels, tanks and similar containers.				Yes No
8. Materials or products handled or stored on roads or railways owned or maintained by the discharger.				Yes No
9. Waste material (except waste in covered, non-leaking containers [e.g., dumpsters]).				Yes No
10. Application or disposal of process wastewater (unless otherwise permitted).				Yes No
11. Particulate matter or visible deposits of residuals from roof stacks or vents not otherwise regulated (i.e. under an air quality control permit) and evident in the storm water outflow.				Yes No
<b>D. Certification Statement</b>				
<p>I am a responsible official as identified in Section A of this form and by signing below, 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 process or site identified in this document (except as allowed under 40 CFR 122.26 (g) (2)).</p> <p>I understand that I am obligated to submit a No Exposure Certification form to the Maine Department of Environmental Protection and, if requested, to the operator of the local municipal separate storm sewer system (MS4) into which the facility discharges (if applicable). The most current MSGP was signed on December 7, 2016 and becomes effective 90 days thereafter. I understand that I must allow the Maine Department of Environmental Protection, or MS4 operator (where the discharge is into the local MS4), to perform inspections to confirm the condition of No Exposure.</p>				
Name			Date	
Title				
Signature				

## ***Instructions for Completing the No Exposure Certification Form***

To complete this No Exposure Certification (NEC) form, type or print in the appropriate areas only. If printing, use uppercase letters. Make sure you have addressed all applicable questions and have made a photocopy for your records. Send the completed form to: **Maine Department of Environmental Protection, 17 State House Station, Augusta, ME 04333-0017.**

### **Section A: Company Information – Legal Name & Billing Address**

1. Provide the full legal name of the person, partnership, co-partnership, firm, company, corporation, association, trust, estate, governmental entity or other legal entity that owns/operates the facility or site. This may be the given name of an individual (as listed on their social security card) or a registered legal entity (please provide Maine State Charter number). In the absence of such a registration number, the NEC form must be filed in the name of an individual, whether they are conducting business under an unregistered assumed name or not. The responsible party is the legal entity that controls the facility's operations, not the plant or site manager.
2. Provide the mailing address of the facility operator. Include the street address or P.O. Box, city, state and zip code. Any correspondence regarding the NEC will be sent to this address not the facility address in Section B.
3. Provide the email address and telephone number of the facility operator.

### **Section B: Facility/Site Information**

1. Enter the official or legal name of the facility or site.
2. Enter the complete street address (Enhanced 9-1-1 address in Maine). If no street address exists, provide a geographic description (e.g., Intersection of Routes 9 and 55), city/town, county, state and zip code. Do not use a P.O. Box.
3. Enter the latitude and longitude of the approximate center of the facility or site in degrees/minutes/seconds. Latitude and longitude can be obtained by using a GPS unit, or by searching for your facility's address on several commercial map sites on the internet.
4. Check the appropriate box to indicate whether the facility is operated by a private, tribal, federal, state, or other entity, such as city, town or county.
5. Indicate whether the facility or site was previously covered under a MEPDES stormwater permit or No Exposure Certification (NEC). If yes, enter the MEPDES permit or NEC number.
6. List your primary and secondary 4-digit Standard Industrial Classification (SIC) codes or 2-character Activity Codes that best describes the principal products or services provided at the facility or site identified in Section B of this application. See Attachment A in the Multi-Sector General Permit or an Individual Permit.
7. Enter the total size of site industrial activity.
8. Does your site's stormwater convey to a water of the State? Waters of the State are classified as rivers, ponds, lakes, wetlands (named or unnamed), vernal pools, bogs, estuaries, streams (named and unnamed), tributaries (named and unnamed), creeks, (named or unnamed), brooks (named and unnamed), shore land, bays and ocean waters.
9. Provide the name of the waterbody and/or the municipal separate stormwater sewer system (MS4), if applicable, that receives stormwater discharge from your facility.

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### **Section C: Exposure Checklist**

Enter Yes or No to questions #1 through #11 to describe the exposure conditions at your facility. If you answer "Yes" to any of the questions 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 the Multi-Sector General Permit or an Individual Permit. After obtaining permit coverage, you may be able to institute modifications to eliminate the potential for a discharge of stormwater exposed to industrial activity, and then certify to a condition of No Exposure.

For more information on eligibility requirements of a NEC contact your regional Industrial Inspector.

### **Section D: Certification**

Enter the printed name, date, title of position and signature. This application must be signed by the following:

- For a corporation - a responsible corporate officer
- For a partnership or sole proprietorship - a general partner or the proprietor
- For a municipal, State, Federal, or other public facility - either a principal executive or ranking elected official

### **If you have questions concerning this form, please contact your regional stormwater inspector.**

Portland:	Alison Moody	207-615-8936
Augusta:	Stacia Hoover	207-592-6726
Bangor:	Elias Pantaz	207-458-3627
Presque Isle:	Sean Bernard	207-554-9547