

ORDINANCE NO. 2023 - 004
ORDINANCE OF THE CITY OF FRANKLIN, KENTUCKY
AMENDING THE SEWER USE ORDINANCE AND USER CHARGE SYSTEM

WHEREAS, the Division of Water received a local limits re-evaluation for the City of Franklin’s Pretreatment Program dated October 21, 2022;

WHEREAS, a technical review of the re-evaluation was completed, and since some limits are less stringent than previous limits, their adoption is considered a major modification under the general pretreatment regulations of 40 CFR 403.18;

WHEREAS, public notice of the program modification was published on November 10, 2022 in the *Franklin Favorite*, and no comments were received during the 30-day public comment period;

WHEREAS, the City of Franklin, Kentucky previously passed Ordinance No. 610.1 relating to the municipally-owned and operated waste water treatment facility;

WHEREAS, it has become necessary to amend said ordinance to set limits as designated below; and,

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Franklin, Kentucky as follows:

Section 55.072 Local Limits of the City of Franklin’s Code of Ordinances is amended as follows:

3. Local Limits.

In order to insure optimum and efficient operation of the Franklin Wastewater Treatment facilities, a table of “Protection Criteria Parameters and Local Effluent Limits for Industrial Users” is included as Table 1. This table establishes maximum effluent limits for individual discharges.

Table 1

PROTECTION CRITERIA PARAMETERS AND LOCAL EFFLUENT LIMITS FOR USERS

<u>Constituent</u>	<u>Daily Maximum Concentration (mg/l)</u>
Compatible Pollutants:	
Biochemical Oxygen Demand	300
Chemical Oxygen Demand	600
Total Suspended Solids	300
Nitrogen (Total Kjeldahl)	60
Nitrogen (Ammonia)	20
Fats, Oil and Grease	100
pH	6-9
Incompatible Pollutants:	
Arsenic	0.60
Cadmium	0.007

Chromium, Total	0.88
Chromium, hexavalent	No limit
Copper	0.39
Cyanide, Amenable	0.16
Lead	0.14
Mercury	0.0005
Nickel	1.25
Phosphorus (total)	10.0
Selenium	0.10
Silver	0.24
Zinc	2.50

If any section, subsection, sentence, clause, or phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate distinct, and independent provision and such holding shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

January 9, 2023 FIRST READING

January 23, 2023 SECOND READING

At a meeting held on January 23, 2023, on motion made by Commissioner McCreary and seconded by Commissioner Stewart, the foregoing ordinance was adopted, after full discussion, by the following vote:

<u>Yes</u>	JAMIE POWELL
<u>Yes</u>	HERBERT WILLIAMS
<u>Yes</u>	DALE McCREARY
<u>Yes</u>	WENDELL STEWART
<u>Absent</u>	LARRY DIXON, MAYOR

APPROVED BY:

Larry Dixon, Mayor
Larry Dixon/ Mayor

ATTEST:

Cathy Dillard
Cathy Dillard, City Clerk

2023-004



Andy Beshear
GOVERNOR

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

300 Sower Boulevard
Frankfort, Kentucky 40601
Phone: (502) 564-2150
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Rebecca Goodman
SECRETARY

Anthony R. Hatton
COMMISSIONER

December 15, 2022

Mr. Trent Coffee
City of Franklin
P. O. Box 2835
Franklin, KY 42134

Re: 2022 Local Limits Re-evaluation
Final Approval &
KPDES Permit Minor Modification
City of Franklin
KPDES No.: KY0027456
AI 3972

Dear Mr. Coffee:

The Division of Water received a local limits re-evaluation for Franklin's Pretreatment Program dated October 21, 2022. A technical review of the re-evaluation was completed, and the proposed limits were conditionally approved on October 24, 2022. Since some proposed limits were less stringent than previous limits, their adoption was considered a major modification under the general pretreatment regulations of 40 CFR 403.18. Public notice of the program modification was published in the *Franklin Favorite* on November 10, 2022. No comments were received during the 30-day public comment period.

The following limits are approved and must be adopted following Franklin's normal adoption procedure:

<u>Pollutant</u>	<u>Daily Maximum</u> (milligrams per liter)
Arsenic	0.60
Cadmium	0.007
Chromium, total	0.88
Chromium, hexavalent	No limit
Copper	0.39
Cyanide, amenable	0.16
Lead	0.14
Mercury	0.0005
Nickel	1.25
Selenium	0.10

Silver	0.24
Zinc	2.50

The City has determined that hexavalent chromium is not a pollutant of concern for the Franklin WWTP. The City should closely monitor hexavalent chromium in the influent and the effluent of Franklin's WWTP, and should it be detected or if conditions change regarding industrial discharge of hexavalent chromium, the City should re-evaluate the need for a hexavalent chromium local limit. The determination should be submitted promptly to the Division of Water for review.

The pretreatment program modification must be incorporated into the KPDES permit for the Franklin WWTP. This letter serves as the minor modification to the permit to reflect that the pretreatment program modification is an enforceable condition of the permit. During the next renewal, the latest pretreatment program modification date will be added to the permit.

Should you have any questions, please do not hesitate to contact Mark Absher at Mark.Absher@ky.gov.

Sincerely,



Diana Robertson
Pretreatment Coordinator
Kentucky Division of Water