

## Stormwater Associated with Industrial Activities - No Exposure

**NOTE:** This No Exposure Certification must be resubmitted upon each reissuance of the KYR00 to continue the exclusion for the next permit term. Applicants shall not apply for renewal certification until this General Permit renews in August 2023.

A condition of no exposure exists at an industrial facility when all industrial materials and activities are protected by a storm resistant shelter to prevent exposure to rain, snow, snowmelt, and /or runoff. 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. The exclusion from KPDES permitting is available on a facility-wide basis only, not for individual outfalls. If any industrial activities or materials are or will be exposed to precipitation, the facility is not eligible for the no exposure exclusion.

To be eligible for no exposure, none of the following conditions may occur for which materials or activities are exposed to precipitation:

1. Using, storing or cleaning industrial machinery or equipment, and areas where residual from using, storing or cleaning industrial machinery or equipment remain and are exposed to stormwater.
2. Materials or residuals on the ground or in stormwater inlets from spills or leaks.
3. Materials or products from past industrial activity.
4. Material handling equipment (except adequately maintained vehicles).
5. Materials or products during loading or unloading of transporting activities.
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 of pollutants).
7. Materials contained in open, deteriorated or leaking storage drums, barrels, tanks, and similar containers.
8. Materials or products handled or stored on roads or railways owned or maintained by the discharger.
9. Waste material (except waste in covered, non-leaking containers [e.g., dumpsters]).
10. Application or disposal of process wastewater (unless otherwise permitted).
11. Particulate matter or visible deposits of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the stormwater overflow.

KPDES Form NE (Electronic Format):

- [No Exposure Certification](#)