



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

## DEPARTMENT OF NATURAL RESOURCES

[dnr.mo.gov](http://dnr.mo.gov)

Val & Karen Koniectny  
Ivy Bend Resort & Marina  
33321 Marina Drive  
Stover, MO 65078

Dear Permittee:

Please note that as per the request for transfer of ownership form signed and dated by Ivy Bend Resort & Marina Inc and Val & Karen Koniectny on March 7, 2011 and March 18, 2011, respectively and received in this office on March 28, 2011, the Missouri State Operating Permit MO-0130605 is hereby transferred as per the following:

Past Permittee: Ivy Bend Resort & Marina  
Ivy Bend Resort & Marina Inc  
33321 Marina Drive  
Stover, MO 65078

Current Permittee: Ivy Bend Resort & Marina  
Val & Karen Koniectny  
33321 Marina Drive  
Stover, MO 65078

The enclosed permit is for your official record.

Please read your permit and enclosed Standard Conditions. They contain important information on monitoring requirements, effluent limitations, sampling frequencies and reporting requirements.

This permit is both your federal discharge permit and your new state operating permit and replaces all previous state operating permits for this facility. In all future correspondence regarding this facility, please refer to your state operating permit number and facility name as shown on page one of the permit.



Recycled Paper

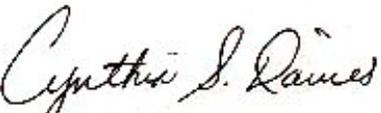
Ivy Bend Resort and Marina, Inc.  
Page 2

Pursuant to Section 621.250.3, RSMo, if you were adversely affected by this decision, you may appeal to have the matter heard by the administrative hearing commission. To appeal, you must file a petition with the administrative hearing commission within thirty days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If any such petition is sent by registered mail or certified mail, it will be deemed filed on the date it is mailed; if it is sent by any method other than registered mail or certified mail, it will be deemed filed on the date it is received by the administrative hearing commission. Any appeal shall be directed to: Administrative Hearing Commission, Truman Building, Room 640, P.O. Box 1557, Jefferson City, MO 65102.

If you have any questions concerning this permit, please contact Mr. Chris Ray of my staff by calling 417-891-4300 or via mail at Southwest Regional Office, 2040 W. Woodland, Springfield, MO 65807-5912.

Sincerely,

SOUTHWEST REGIONAL OFFICE



Cynthia S. Davies  
Regional Director

CSD/crk

Enclosures

c: Ms. Linda Bosley

STATE OF MISSOURI  
**DEPARTMENT OF NATURAL RESOURCES**  
MISSOURI CLEAN WATER COMMISSION



**MISSOURI STATE OPERATING PERMIT**

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92<sup>nd</sup> Congress) as amended,

Permit No. MO-0130605

Owner: Val & Karen Koniectny  
Address: 33321 Marina Drive, Stover, MO 65078

Continuing Authority: Same as Above  
Address: Same as Above

Facility Name: Ivy Bend Resort & Marina WWTF  
Facility Address: 33321 Marina Drive, Stover MO 65078

Legal Description: NE¼, SW¼, Sec. 25, T40N, R19W, Morgan County  
UTM (X/Y): 501534/ 4228301

Receiving Stream: Lake of the Ozarks (L2) 303 (d)  
First Classified Stream and ID: Lake of the Ozarks (L2) (07205) 303 (d)  
USGS Basin & Sub-watershed No.: (10290109-040006)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

**FACILITY DESCRIPTION**

Outfall #001 - Resort / Sewerage Works - SIC #7999/ 4952

Recirculating sand filter / ultraviolet disinfection / sludge disposal by contract hauler

Design organic population equivalent is 30.  
Design average daily flow is 3,000 gallons per day.  
Design sludge production is 0.21 dry tons/year.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

May 24, 2010                      April 15, 2011  
Effective Date                      Revised

  
Sara Parker Pauley, Director, Department of Natural Resources

May 23, 2015  
Expiration Date

  
Cynthia S. Davies, Regional Director, Southwest Regional Office

**A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS**

PAGE NUMBER 2 of 5

PERMIT NUMBER MO-0130605

The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The interim effluent limitations shall become effective upon issuance and remain in effect until **April 30, 2013**. Such discharges shall be controlled, limited and monitored by the permittee as specified below:

OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	INTERIM EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	GPD	*		*	once/quarter**	24 hr. estimate
Biochemical Oxygen Demand <sub>5</sub>	mg/L		30	20	once/quarter**	grab
Total Suspended Solids	mg/L		30	20	once/quarter**	grab
pH – Units	SU	***		***	once/quarter**	grab
Fecal Coliform (Note 1)	#/100 ml	1000		400 (Note 2)	once/quarter**	grab
Total Phosphorus as P	mg/L	*		*	once/quarter**	grab
Total Nitrogen	mg/L	*		*	once/quarter**	grab
Ammonia as N	mg/L	*		*	once/quarter**	grab
Temperature	°C	*		*	once/quarter**	grab
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM	WEEKLY AVERAGE MINIMUM	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #001						
Dissolved Oxygen	mg/L	*		*	once/quarter**	grab

MONITORING REPORTS SHALL BE SUBMITTED QUARTERLY; THE FIRST REPORT IS DUE July 28, 2011. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)					PAGE NUMBER 3 of 5	
					PERMIT NUMBER MO-0130605	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective <b>May 1, 2013</b> and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	GPD	*		*	once/quarter**	24 hr. estimate
Biochemical Oxygen Demand <sub>5</sub>	mg/L		30	20	once/quarter**	grab
Total Suspended Solids	mg/L		30	20	once/quarter**	grab
pH – Units	SU	***		***	once/quarter**	grab
Fecal Coliform (Note 1)	#/100 ml	1000		400 (Note 2)	once/quarter**	grab
Total Phosphorus as P	mg/L	*		*	once/quarter**	grab
Total Nitrogen	mg/L	*		*	once/quarter**	grab
Ammonia as N	mg/L	12.1		4.6	once/quarter**	grab
Temperature	°C	*		*	once/quarter**	grab
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM	WEEKLY AVERAGE MINIMUM	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #001						
Dissolved Oxygen	mg/L	*		*	once/quarter**	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> THE FIRST REPORT IS DUE <u>July 28, 2013</u> . THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
<b>B. STANDARD CONDITIONS</b>						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I &amp; III</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

\* Monitoring requirement only.

\*\* **Sampling shall occur once per quarter in the periods of January through March, April through June, July through September, and October through December, please note that monitoring reports shall be submitted no later than the 28th day of the month following the monitoring period (April 28th, July 28th, October 28th, and January 28th, respectively).**

\*\*\* pH is measured in pH units and is not to be averaged. The pH for all facilities except lagoons is limited to the range of 6.0-9.0 pH units.

Note 1 - Final limitations and monitoring requirements for Fecal Coliform are applicable only during the recreational season from April 1 through October 31.

Note 2 - Monthly average limit for Fecal Coliform is expressed as a geometric mean. Geometric mean for n samples =  $[a_1 \times a_2 \times a_3 \dots \times a_n]^{1/n}$

C. SPECIAL CONDITIONS

1. This permit may be reopened and modified, or alternatively revoked and reissued, to:

- (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
  - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
  - (2) controls any pollutant not limited in the permit.
- (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
- (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

2. All outfalls must be clearly marked in the field.

3. Permittee will cease discharge by connection to a facility with an area-wide management plan per 10 CSR 20-6.010(3)(B) within 90 days of notice of its availability.

4. Changes in Discharges of Toxic Substances

The permittee shall notify the Director as soon as it knows or has reason to believe:

- (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
  - (1) One hundred micrograms per liter (100 µg/L);
  - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
  - (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
  - (4) The level established in Part A of the permit by the Director.
- (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.

5. Report as no-discharge when a discharge does not occur during the report period.

6. Water Quality Standards

- (a) Discharges to waters of the state shall not cause a violation of water quality standards rule under 10 CSR 20-7.031, including both specific and general criteria.
- (b) General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
  - (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;

C. SPECIAL CONDITIONS (continued)

- (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
- (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
- (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
- (5) There shall be no significant human health hazard from incidental contact with the water;
- (6) There shall be no acute toxicity to livestock or wildlife watering;
- (7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
- (8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.

D. SCHEDULE OF COMPLIANCE

1. By **May 24, 2011** submit a completed application for construction permit, application fee, and one copy each of an engineering report, plans and specifications prepared by a professional engineer registered in the State of Missouri to the Missouri Department of Natural Resources, 2040 West Woodland, Springfield, Missouri, 65807, for providing wastewater treatment facility improvements to comply with the final effluent limitations as listed in Part A of this permit, designed in accordance with Missouri Clean Water Law Regulation 10 CSR 20 Chapter 8.

Please note that you may be able to meet the Ammonia final effluent limits without a construction permit. If the final effluent limits can be achieved without a construction permit please submit in writing by **May 24, 2011** how you are planning to meet the new effluent limits.

2. Within fifteen (15) calendar days of receipt of any request for additional information or changes in the engineering report, plans or specifications, respond and if necessary submit engineering modifications to the department.
3. Within 365 calendar days of issuance of the construction permit, construct the permitted wastewater treatment facility improvements.
4. Within fifteen (15) calendar days of completion of construction of wastewater treatment facility improvements, submit a Statement of Work Completed form, signed, sealed, and dated by a professional engineer registered in the State of Missouri certifying that the project has been completed substantially in accordance with the approved plans and specifications. In addition to the Statement of Work Completed, submit an application for a Missouri State Operating Permit modification complete with the appropriate modification fee to the Missouri Department of Natural Resources, 2040 West Woodland, Springfield, Missouri, 65807.
5. Annual progress reports shall be submitted on January 28<sup>th</sup> of each year until the construction completed. The report shall include what step of the process the facility is at, how much construction has been completed, approximately time of completion, etc. The first report is due **January 28, 2011**.

If you have questions you may contact the Missouri Department of Natural Resources, Southwest Regional Office by calling 417-891-4300 or by mail at 2040 West Woodland, Springfield, Missouri, 65807.

**Missouri Department of Natural Resources**  
**Statement of Basis**  
**MSOP #: MO-0130605**

This Statement of Basis (Statement) gives pertinent information regarding minor/simple modification(s) to the above listed operating permit without the need for a public comment process.

A Statement is not an enforceable part of a Missouri State Operating Permit.

FACILITY DESCRIPTION

Outfall #001 - Resort / Sewerage Works - SIC #7999/ 4952

Recirculating sand filter / ultraviolet disinfection / sludge disposal by contract hauler

Design organic population equivalent is 30.

Design average daily flow is 3,000 gallons per day.

Design sludge production is 0.21 dry tons/year.

MODIFICATION RATIONALE

This operating permit is hereby modified to reflect a change of ownership.

No other changes were made at this time.