

## 3.2.6 Overview of the Permit/Site Specific Permits/ Signature Authority

### **Applicability:**

All permit applications shall be signed in accordance with requirements specified in 40 CFR 122.22 and 10 CSR 20-6.010(2)(B).

### **Content:**

The Missouri permit regulations must be and are consistent with the provisions of 40 CFR 122.22, but contain a less detailed description of the corporate signature requirements. For background purposes related to the signature authority requirements, the information below is excerpted from the federal regulations. A permit application must be signed:

For a corporation. By a responsible corporate officer. For the purpose of this section, 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; or

For a municipality, State, Federal, or other public agency. By either a principal executive officer or ranking elected official. For purposes of this section, a principal executive officer of a Federal agency includes: (i) The chief executive officer of the agency, or (ii) a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency. Missouri regulations specify that permit applications must be on forms provided by the department (see 10 CSR 20-6.010(2)(A) and the forms have certification process associated with the signature. As a background note, the Certification Statements on Missouri permit application forms are based on, although not necessarily identical with, the certification provision of 40 CFR 122.22(d).

### **Legal References:**

#### *Code of State Regulations:*

<a href="#">10 CSR 20-6.010(2)(A) and (B)</a>	Construction and Operating Permits - Permit Applications - (A)Forms, Required Map and fees and (B)Application Signatures
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#### *Code of Federal Regulations:*

<a href="#">40 CFR 122.22</a>	EPA Administered permit programs: The NPDES -- Signatories to permit applications and reports.
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### **Other Links:**

[Appendix R-1](#) Missouri Construction and Operating Permit Application Forms, especially Forms A, B, C and D

Form A – Application for Construction or Operating Permit

Form B – Application for Construction or Operating Permit for Facilities which receive basically Domestic Waste

Form C – Application for Discharge Permit - Manufacturing, Commercial, Mining and Silviculture Operations,

Form D -- Application for Discharge Permit - Primary Industries,

**Key Words:**

Signing, Signature Authority, Signatures, Certification, Owner, Authorized Representatives

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