

3.5.1 Overview of the Permit/No-Discharge Permits/ Owner, Continuing Authority and Facility

Applicability:

The owners, continuing authority, and facility information requirements are applicable to all no-discharge permits.

Content:

The No-discharge Permit rule at 10 CSR 20-6.015(4)(A) directs that the 10 CSR 20-6.010 procedures be followed. 10 CSR 20-6.010(2)(A) requires that applications for permits are to be on forms provided by the department. Permit application forms applicable to no-discharge facilities require owner, continuing authority and facility information. An application form is considered incomplete for the purpose of review without this information.

The owner is the “person”, as defined in the Clean Water Law at Section 644.016(14) and in the regulations at 10 CSR 20-2.010(52), who has lawful title to the land, structures and equipment. The owner’s name, mailing address, and telephone number where they can be reached are required. Address of the owner is the location where such a person or organization receives mail; this address may be different than the physical address of the facility.

Section 4.6.3 of the Permit Manual and 10 CSR 20-6.010(3) contain descriptions of the valid continuing authorities in the state. The address and telephone number of the continuing authority is where such a person or organization receives mail or can be reached. The continuing authority address is where correspondence from the department will be sent; this address also may be different than the physical address of the facility. It is important to note that the owner of a facility and the continuing authority do not have to be the same. If they are not the same, information about both needs to be specified in the permit application.

Evaluate the continuing authority and owner on new or original construction or operating permit applications for validity. For permit renewals, verify that the owner and continuing authority are the same as on the previous permit. Verify changes for validity.

- All corporate entities are to be checked at the Secretary of State’s website for standing information and to verify that the name is correct. The current site is at <https://www.sos.mo.gov/BusinessEntity/soskb/csearch.asp>
- The county plat maps can be viewed or the county assessors can be telephoned to verify property ownership.

The facility name and physical address are required. The facility name should be consistent from application to application but the initial naming of facility is not crucial. The physical address would be the street address or location of the facility. If the facility lacks a street name or route number, the applicant is to find the names of the closest intersection, highway, county road, etc. This is the address that would be used by someone traveling to the operation for a site visit or an inspection.

Note that all permit application forms related to no-discharge systems require a legal description be provided for the facility’s irrigation sites or outfalls (see 3.5.2 Legal Description).

Wastewater treatment facilities owned by the a publicly-owned treatment works are to be noted on the front cover of the draft operating permit as a “POTW” in the facility description portion of the permit. If the applicant is a non-POTW and the waste is domestic, the draft operating permit would contain, “Domestic Wastewater Treatment.” Specific facility descriptions for industrial and commercial sites would be required.

Legal References:

Missouri Clean Water Law, Chapter 644

[644.016\(14\)](#) Definitions

Code of State Regulations

[10 CSR 20-6.010\(2\)\(A\)](#) Construction and Operating Permits - Permit Applications - Forms, Required Map and Fees

[10 CSR 20-6.010\(3\)](#) Construction and Operating Permits - Continuing Authorities

[10 CSR 20-6.015\(4\)\(A\)](#) No-Discharge Permits - Permits - Application and Processing Procedures

Other Links:

[3.5.2 Legal Description](#)

[4.6.3 Continuing Authorities](#)

Key Words:

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