



COMMISSION FILE NO: 26-049-4 **DATE INTRODUCED:** April 13, 2026

INTRODUCED BY: Executive Director (Signature on File in the Office of the Commission)

REFERRED BY COMMISSION CHAIRPERSON TO: Policy, Finance, and Personnel Committee

RELATING TO: Adoption of Amendments to MMSD Rules, Chapter 11, Discharge Regulations and Enforcement Procedures

SUMMARY:

The Commission is requested to adopt proposed amendments to MMSD Rules, Chapter 11, Discharge Regulations and Enforcement Procedures, as required by Wis. Stats. Sec. 200.45(1)(c). The proposed amendments address changes and additions mandated by the Environmental Protection Agency (EPA) and Wisconsin Department of Natural Resources (WDNR) following the 2024 District Pretreatment Program Audit and otherwise update the chapter to reflect the current needs of the Industrial Waste Pretreatment Program.

The District’s Industrial Waste Pretreatment Program has been in place since 1983. Regular audits by the EPA and DNR ensure that rules are being enforced and changes that occur to federal and State regulations are reflected in District rules.

On November 17, 2025, the Commission approved public notice and hearing. The public hearing occurred on January 21, 2026, and the period for written comments ended on January 22, 2026. The District received several comments at the hearing and in writing. The District staff addressed the comments either in the revised rules or with additional instructions that will accompany future permits for Industrial Waste Pretreatment.

ATTACHMENTS: BACKGROUND KEY ISSUES RESOLUTION
FISCAL NOTE SBE OTHER Chapter 11 redline and clean version

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COMMITTEE ACTION: _____ **DATE:** _____

COMMISSION ACTION: _____ **DATE:** _____

SUMMARY (Cont'd)

Adoption of Amendments to MMSD Rules, Chapter 11, Discharge Regulations and Enforcement Procedures

Proposed changes include updated references and EPA and DNR mandates as follows:

- Significant industrial user classification.
- Prohibition of noncontact cooling water discharges in combined sewer area during gate closure combined sewer overflow events.
- Use of a written application for reissuance of a permit that includes laboratory results and sampling waivers.
- Expanded requirements for the transfer of a wastewater discharge permit.
- Inclusion of the location of a bypass when a user reports.
- Clarification regarding discharge reporting to the District.
- Requirement that users implement best management practices (BMP's) for operation/maintenance of pretreatment equipment and processes to prevent accidental discharges.
- Creation of sampling waiver application and termination process.
- Inclusion of streamlining requirements for users that qualify for reduced inspection frequency.
- Clarification of compliance schedule requirements.
- Inclusion of category that requires publishing a user in significant noncompliance related to BMP's or other violations that have adversely affected the operation or implementation of the pretreatment program.
- Addition of permit revocation reason of failure to obtain approval for wastewater discharge permit transfer.
- Removal of centralized waste treater requirements; the requirements are now in the Federal Register.
- Removal of dental amalgam management requirements; the requirements are now in the Federal Register.
- Requiring the owner to provide the occupancy permit from the municipality prior to issuing permit.
- Renaming the compliance reports to self-monitoring reports.
- Removal of notice of intent requirement for existing facilities for new owner operators and changing physical size of a site that causes and change in discharge volume.
- Inclusion of discharge factor certification which is required for user charge calculations.
- Clarification of hazardous waste reporting.
- Requirement for external sampling manhole for all centralized waste treaters.
- Clarification of enforcement processes.
- Clarification that any discharge that threatens the health, welfare of people, the environment, or operation of the District's water reclamation facilities is reason for permit revocation.
- Total organic compound limit will apply to all sites that are contaminated.

RESOLUTION

Adoption of Amendments to MMSD Rules, Chapter 11, Discharge Regulations and Enforcement Procedures

RESOLVED, by the Milwaukee Metropolitan Sewerage Commission, that the amendments to MMSD Rules, Chapter 11, are adopted, as shown in the attachment and will be effective upon publication.