

### § 503.13

applied to the site shall be used to determine the additional amount of each pollutant that can be applied to the site in accordance with § 503.13(a)(2)(i).

(iv) If bulk sewage sludge subject to the cumulative pollutant loading rates in § 503.13(b)(2) has been applied to the site since July 20, 1993, and the cumulative amount of each pollutant applied to the site in the bulk sewage sludge since that date is not known, an additional amount of each pollutant shall not be applied to the site in accordance with § 503.13(a)(2)(i).

(f) When a person who prepares bulk sewage sludge provides the bulk sewage sludge to a person who applies the bulk sewage sludge to the land, the person who prepares the bulk sewage sludge shall provide the person who applies the sewage sludge notice and necessary information to comply with the requirements in this subpart.

(g) When a person who prepares sewage sludge provides the sewage sludge to another person who prepares the sewage sludge, the person who provides the sewage sludge shall provide the person who receives the sewage sludge notice and necessary information to comply with the requirements in this subpart.

(h) The person who applies bulk sewage sludge to the land shall provide the owner or lease holder of the land on which the bulk sewage sludge is applied notice and necessary information to comply with the requirements in this subpart.

(i) Any person who prepares bulk sewage sludge that is applied to land in a State other than the State in which the bulk sewage sludge is prepared shall provide written notice, prior to the initial application of bulk sewage sludge to the land application site by the applier, to the permitting authority for the State in which the bulk sewage sludge is proposed to be applied. The notice shall include:

(1) The location, by either street address or latitude and longitude, of each land application site.

(2) The approximate time period bulk sewage sludge will be applied to the site.

(3) The name, address, telephone number, and National Pollutant Discharge Elimination System permit

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number (if appropriate) for the person who prepares the bulk sewage sludge.

(4) The name, address, telephone number, and National Pollutant Discharge Elimination System permit number (if appropriate) for the person who will apply the bulk sewage sludge.

(j) Any person who applies bulk sewage sludge subject to the cumulative pollutant loading rates in § 503.13(b)(2) to the land shall provide written notice, prior to the initial application of bulk sewage sludge to a land application site by the applier, to the permitting authority for the State in which the bulk sewage sludge will be applied and the permitting authority shall retain and provide access to the notice. The notice shall include:

(1) The location, by either street address or latitude and longitude, of the land application site.

(2) The name, address, telephone number, and National Pollutant Discharge Elimination System permit number (if appropriate) of the person who will apply the bulk sewage sludge.

#### § 503.13 Pollutant limits.

(a) *Sewage sludge.* (1) Bulk sewage sludge or sewage sludge sold or given away in a bag or other container shall not be applied to the land if the concentration of any pollutant in the sewage sludge exceeds the ceiling concentration for the pollutant in Table 1 of § 503.13.

(2) If bulk sewage sludge is applied to agricultural land, forest, a public contact site, or a reclamation site, either:

(i) The cumulative loading rate for each pollutant shall not exceed the cumulative pollutant loading rate for the pollutant in Table 2 of § 503.13; or

(ii) The concentration of each pollutant in the sewage sludge shall not exceed the concentration for the pollutant in Table 3 of § 503.13.

(3) If bulk sewage sludge is applied to a lawn or a home garden, the concentration of each pollutant in the sewage sludge shall not exceed the concentration for the pollutant in Table 3 of § 503.13.

(4) If sewage sludge is sold or given away in a bag or other container for application to the land, either:

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(i) The concentration of each pollutant in the sewage sludge shall not exceed the concentration for the pollutant in Table 3 of § 503.13; or

(ii) The product of the concentration of each pollutant in the sewage sludge and the annual whole sludge application rate for the sewage sludge shall not cause the annual pollutant loading rate for the pollutant in Table 4 of § 503.13 to be exceeded. The procedure used to determine the annual whole sludge application rate is presented in appendix A of this part.

(b) *Pollutant concentrations and loading rates—sewage sludge—(1) Ceiling concentrations.*

**TABLE 1 OF § 503.13—CEILING CONCENTRATIONS**

Pollutant	Ceiling concentration (milligrams per kilogram) <sup>1</sup>
Arsenic .....	75
Cadmium .....	85
Copper .....	4300
Lead .....	840
Mercury .....	57
Molybdenum .....	75
Nickel .....	420
Selenium .....	100
Zinc .....	7500

<sup>1</sup> Dry weight basis.

(2) *Cumulative pollutant loading rates.*

**TABLE 2 OF § 503.13—CUMULATIVE POLLUTANT LOADING RATES**

Pollutant	Cumulative pollutant loading rate (kilograms per hectare)
Arsenic .....	41
Cadmium .....	39
Copper .....	1500
Lead .....	300
Mercury .....	17
Nickel .....	420
Selenium .....	100
Zinc .....	2800

(3) *Pollutant concentrations.*

**TABLE 3 OF § 503.13—POLLUTANT CONCENTRATIONS**

Pollutant	Monthly average concentration (milligrams per kilogram) <sup>1</sup>
Arsenic .....	41

**TABLE 3 OF § 503.13—POLLUTANT CONCENTRATIONS—Continued**

Pollutant	Monthly average concentration (milligrams per kilogram) <sup>1</sup>
Cadmium .....	39
Copper .....	1500
Lead .....	300
Mercury .....	17
Nickel .....	420
Selenium .....	100
Zinc .....	2800

<sup>1</sup> Dry weight basis.

(4) *Annual pollutant loading rates.*

**TABLE 4 OF § 503.13—ANNUAL POLLUTANT LOADING RATES**

Pollutant	Annual pollutant loading rate (kilograms per hectare per 365 day period)
Arsenic .....	2.0
Cadmium .....	1.9
Copper .....	75
Lead .....	15
Mercury .....	0.85
Nickel .....	21
Selenium .....	5.0
Zinc .....	140

(c) *Domestic septage.* The annual application rate for domestic septage applied to agricultural land, forest, or a reclamation site shall not exceed the annual application rate calculated using equation (1).

$$AAR = \frac{N}{0.0026} \quad \text{Eq. (1)}$$

Where:

AAR=Annual application rate in gallons per acre per 365 day period.

N=Amount of nitrogen in pounds per acre per 365 day period needed by the crop or vegetation grown on the land.

[58 FR 9387, Feb. 19, 1993, as amended at 58 FR 9099, Feb. 25, 1994; 60 FR 54769, Oct. 25, 1995]

**§ 503.14 Management practices.**

(a) Bulk sewage sludge shall not be applied to the land if it is likely to adversely affect a threatened or endangered species listed under section 4 of the Endangered Species Act or its designated critical habitat.