

RIGHT-OF-ENTRY NOTICE

REGULATORY COMPLIANCE & SAFETY DIVISION

INDUSTRIAL WASTE SECTION



Access shall not be delayed or denied to representatives of the Metropolitan Sewer District of Greater Cincinnati (MSDGC) for purposes of sampling, inspection and investigation. Federal, State and Local Laws provide for unrestricted/unimpeded access to public and private portions of Industrial User facilities, and areas of spills, sampling locations, as well as records and for the performance of any additional duties.

Identification: The only credential provided by MSDGC staff is the City of Cincinnati Employee Photo Identification Badge. The Badge indicates the holder is a lawful representative of the Publicly Owned Treatment Works and is authorized to conduct sampling, perform an inspection or conduct an investigation. No other credential is required. The Badge may not leave sight of the MSDGC employee.

Safety Training: The MSDGC employee may NOT be required to take a facility's safety training course prior to entry. But, if the Industrial User has a relatively short safety briefing that does not interfere with the MSDGC employee's ability to complete the planned tasks, the training may be attended. Again, it can NOT be required. The District personnel will observe all safety rules applicable to the premises and established by the Industrial User.

Sign-In: The MSDGC employee may print or sign a visitor log/register, but may NOT sign any document involving restrictive language including confidentiality agreements or liability waivers.

Timely Access: The Industrial User shall as stated in the Permit Conditions allow MSDGC and any accompanying Environmental Protection Agency personnel access to the public and private portions of the premises for inspection, investigation or sampling. Access is to be granted without delay in order to avoid Enforcement actions. If the facilities are locked, special arrangements are to be made to allow access.

Denial of Access: If the MSDGC team member is unable to perform the required tasks, the Industrial User will incur Enforcement actions including and up to termination of the permit, referral to the Prosecutor's Office and/or a fine of up to \$10,000. Enforcement is initiated promptly.

References: The Right-of-Entry conditions may be found in Sections 1508, 2101, 2102 and 2103 of MSDGC Rules and Regulations, Section 6117.01 of the Ohio Revised Code and Section 308 (a), (b) and (c) of the Clean Water Act.

MSDGC Phone Number: If you wish to confirm the identity and mission of this individual, please call 513-557-7000.