

EPD Permitting Update

Air Permit

- EPD has not yet received an air permit from Rivian.
- Once received there will be two 30-day comment periods.
 - one on the Rivian permit application
 - one on the EPD draft permit for Rivian
- Expect to receive air permit application sometime in the fall of 2022.

Hazardous Waste

- Rivian has not yet told EPD whether it will have hazardous waste on site or not. However, if it does then the following requirements will be placed upon them.
 - Hazardous Waste handling requirements include but are not limited to facility construction standards, storage requirements, release prevention and reporting, emergency response procedures, weekly inspections, personnel training, recordkeeping, reporting, and electronic manifests.
 - Manufacturing facilities generally do not require a Hazardous Waste Permit unless they want to store hazardous waste onsite for more than 90 days or have specific types of onsite waste treatment.
 - Permitted facilities are inspected by Georgia EPD on a frequent basis. USEPA also inspects a number of facilities handling hazardous waste every year.

Construction Permits

- Before any construction activity can take place, an Erosion, Sedimentation and Pollution Control Plan must be drawn up by a Certified Design Professional.
 - Part of this process requires the Certified Design Professional to identify all state waters and sensitive areas on the property that will be developed. The Plan will be designed to install Best Management Practices (BMPs) to protect these state waters and sensitive areas.
- This project will also require a Notice of Intent (NOI) to be submitted to EPD for the development to disturb more than 50 acres at one time.
 - Once the NOI has been filed, construction activity may begin 14 days later.
 - To date, EPD has not received an NOI from the applicant.

- Once the NOI has been submitted and construction activity has begun, EPD will conduct regular inspections of the site along with local government inspectors to ensure compliance with best management practices.

Drinking Water

- Rivian has notified EPD that it has reached an agreement with Newton County Water & Sewer Authority (NCWSA) to purchase its water from their system.

Wastewater

- Rivian proposes to send wastewater to the NCWSA. To send wastewater to NCWSA, Rivian will need to receive a pretreatment permit. Through its approved pretreatment program, NCWSA has the authority to issue local pretreatment permits.

Stream Buffer Variances

- A stream buffer variance application for this project was submitted to EPD on August 12, 2022. The stream buffer variance application is under review. Once EPD's review is complete, the stream buffer variance application will be put on public notice for public review and comment for 30 days.
 - The public notices for stream buffer variance applications can be found here: <https://epd.georgia.gov/public-announcements-0/public-advisories-requests-state-waters-buffer-variance>

Wetlands

- Streams and wetlands have been identified on the site for the proposed Rivian plant. Impacts to jurisdictional streams and wetlands are authorized by the United States Army Corps of Engineers (USACE) through 404 permits. States may issue 401 water quality certifications (WQC) for 404 permits to ensure that the activities covered by the 404 permit comply with state water quality requirements.
- The 404 permit application was submitted to the USACE on April 29, 2022.
- A pre-application meeting was requested on June 14, 2022, and the pre-application meeting was held with RLC, EPA, USACE, and EPD at the proposed site on July 8, 2022. A 401 WQC request was submitted to EPD on August 12, 2022. The 401 WQC request is currently under review.