

**TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE E: AGRICULTURE RELATED POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD**

**PART 503
OTHER AGRICULTURAL AND SILVICULTURAL ACTIVITIES**

Section

- 503.101 Fish and Aquatic Animal Production Facilities
- 503.102 Irrigation Activities
- 503.103 Silvicultural Activities
- Appendix A References to Previous Rules

AUTHORITY: Implementing Sections 9, 12, 13, 21, and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1981, ch. 111 1/2, pars. 1009, 1012, 1013, 1021 and 1022) and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1981, ch. 111 1/2, par. 1027).

SOURCE: Filed and effective January 1, 1978; amended 2 Ill. Reg. 44, p. 137, effective October 30, 1978; codified at 7 Ill. Reg. 10592.

Section 503.101 Fish and Aquatic Animal Production Facilities

- a) National Pollutant Discharge Elimination System (NPDES) permits are required for the construction, modification, or operation of facilities such as hatcheries, fish farms or other facilities which contain, grow or hold aquatic animals in ponds, raceways or other similar structures for purposes of production and from which there is or may be a discharge for any 30 or more days per year, except that NPDES permits are not required for:
 - 1) Closed ponds which discharge only during periods of excess runoff; or
 - 2) Facilities which produce less than 20,000 pounds of aquatic animals per year.
- b) NPDES permits are required for any fish or aquatic animal facility which contains, grows, or holds any species of fish or other aquatic animal life non-native to the United States, from which there is a discharge to a navigable water at any time. The non-native species of fish are as defined in Special Publication No. 6 of the American Fisheries Society, entitled "A List of Common and Scientific Names of Fishes from the United States and Canada" (Washington, D.C., American Fisheries Society, 1970); except that carp (*Cyprinum carpio*),

goldfish (*Carassius auratus*) and brown trout (*Salmo trutta*) are considered to be native species for purposes of this regulation.

Section 503.102 Irrigation Activities

NPDES permits are required for discharges of irrigation return flow (such as tailwater, tile drainage, surfaced groundwater flow or bypass water) operated by public or private organizations or individuals if:

- a) There is a point source of discharge (e.g., a pipe, ditch or other defined or discrete conveyance, whether natural or artificial); and
- b) The return flow is from land areas of more than 3000 contiguous acres, or 3000 noncontiguous acres which use the same drainage system.

Section 503.103 Silvicultural Activities

NPDES permits are required for discharges from silvicultural point sources.

(Source: Added at 2 Ill. Reg. 44, p. 137, effective October 30, 1978)

Section 503.APPENDIX A References to Previous Rules

The following table is provided to aid in referencing old Board rule numbers to section numbers pursuant to codification.

Chapter 5: Agriculture Related Pollution	35 Ill. Admin. Code 503 Part III, Other Agricultural and Silvicultural Activities
Rule 301	Section 503.101
Rule 302	Section 503.102
Rule 303	Section 503.103