

Environmental Conservation

ARTICLE 17 WATER POLLUTION CONTROL

TITLE 5 PROHIBITIONS

- Section 17-0501. General prohibition against pollution.
- 17-0503. Prohibition against pollution of waters of marine district.
- 17-0505. Prohibition against certain acts without permit.
- 17-0507. Prohibition against modification of wastes discharged through existing outlet or point source without permit.
- 17-0509. Minimum treatment required.
- 17-0511. Restrictions on discharge of sewage, industrial waste or other wastes.

§ 17-0501. General prohibition against pollution.

1. It shall be unlawful for any person, directly or indirectly, to throw, drain, run or otherwise discharge into such waters organic or inorganic matter that shall cause or contribute to a condition in contravention of the standards adopted by the department pursuant to section 17-0301.

§ 17-0503. Prohibition against pollution of waters of marine district.

1. Sewage, industrial waste or other wastes, or any substance injurious to edible fish and shellfish, or the culture or propagation thereof, or which shall in any manner affect the flavor, color, odor or sanitary condition of such fish or shellfish so as to injuriously affect the sale thereof, or which shall cause any injury to the public and private shell fisheries of this state shall not be placed or allowed to run into the waters of the state in the marine district nor into any waters of Long Island, tributary to the marine district.

2. Garbage, cinders, ashes, oils, sludge or refuse of any kind shall not be thrown, dumped or permitted to run into the waters of the marine district.

§ 17-0505. Prohibition against certain acts without permit.

The making or use of an outlet or point source discharging into the waters of the state, and the operation or construction of disposal systems, without a valid SPDES permit as provided by section 17-0701 or title 8 hereof are prohibited.

§ 17-0507. Prohibition against modification of wastes discharged through existing outlet or point source without permit.

Increasing or altering the content of the wastes discharged through an outlet or a point source into the waters of the state by a change in

volume or physical, chemical or biological characteristics without a SPDES permit so to do as provided by section 17-0701 or title 8 hereof, or standards, criteria, limitations, rules or regulations promulgated or applied pursuant thereto, is prohibited.

§ 17-0509. Minimum treatment required.

1. As used in this section, the term "effective secondary treatment" shall mean the removal of substantially all floating and settleable solids and the removal of at least eighty-five percent of suspended solids and at least eighty-five percent of five day biochemical oxygen demand, or such other standard as may be adopted pursuant to the Act.

2. The minimum degree of treatment required for the discharge of sanitary sewage into the surface waters of the state shall be effective secondary treatment, provided, however, that additional treatment may be required consistent with the standards established for specific waters by the department pursuant to section 17-0301 or with standards, criteria, limitations, rules or regulations promulgated or applied pursuant to title 8 hereof.

§ 17-0511. Restrictions on discharge of sewage, industrial waste or other wastes.

The use of existing or new outlets or point sources, which discharge sewage, industrial waste or other wastes into waters of this state is prohibited unless such use is in compliance with all standards, criteria, limitations, rules and regulations promulgated or applied by the department pursuant to this article.