

**PAG-12 NPDES General Permit for Operation of
Concentrated Animal Feeding Operations (CAFOs)
Update Memo: Deadlines for Submission
November 23, 2020**

Recently finalized amendments to the NPDES General Permit for Operation of CAFOs (PAG-12) will impact all current PAG-12 permittees who wish to continue their coverage under the General Permit. The current PAG-12 will be changing effective December 31, 2020 at 11:59 PM. The [amended PAG-12](#) will come into effect on January 1, 2021 at 12:00 AM.

To continue coverage under the amended General Permit, all CAFOs currently permitted under PAG-12 coverage must file a Notice of Intent (NOI).

- There is no filing fee due with the submission of this NOI to continue coverage under the amended PAG-12.
- The NOI must be submitted to the Southcentral Regional Office, Clean Water Program at 909 Elmerton Avenue, Harrisburg, PA 17110.
- Refer to the NOI instructions, located online at the weblink above, for further information regarding NOI completion.

Example:

- A farm (CAFO) currently permitted under PAG-12 coverage will need to submit an NOI to continue to be covered under the amended General Permit no later than January 1, 2021. This NOI submission will ensure compliance with the permit requirements.
- A farm that will become a CAFO after January 1, 2021, and seeking coverage under the General Permit, will need to submit a NOI prior to commencing operation as a CAFO.

Normally, a PAG-12 permittee must submit a CAFO Annual Report to the Department by January 1 of each year to continue PAG-12 coverage. In recognition of the need to file an NOI by January 1, 2021 and the impact COVID-19 has on how business is done, the Department is administratively extending the upcoming CAFO Annual Report submission deadline from January 1, 2021 to February 15, 2021. The annual report is for the previous year (September 2019 – October 2020) and is a compliance requirement for the prior year's operational activities.

- All CAFOs with General Permit coverage beginning **prior to** January 1, 2020 must submit the CAFO Annual Report.
 - The Annual Report must be postmarked by February 15, 2021.
 - The Annual Report must be submitted to the DEP Regional Office that inspects the facility.
- All CAFOs with General Permit coverage beginning **prior to** January 1, 2020 must submit payment of the annual NOI installment fee.
 - The annual NOI installment fee payment must be postmarked by February 15, 2021.
 - The annual NOI installment fee payment must be submitted to the Bureau of Clean Water in DEP's Central Office.

The dates for submission of the items discussed in this update memo are important. If a PAG-12 permittee thinks they are not going to be able to meet any of these submission dates, please contact the DEP Regional Office that inspects the facility as early as possible.

- CAFOs that will apply manure in the winter must submit the “Winter Period Application of Manure Notification” (Winter Manure Application) form ([3830-FM-BCW0532](#)).
 - The Winter Manure Application form must be submitted within seven days prior to the anticipated manure application.
 - The Winter Manure Application form must be submitted to the Bureau of Clean Water in DEP’s Central Office.

More information can be found in the letter dated November 2, 2020, regarding the Amendment of PAG-12 General Permit for Operation of Concentrated Animal Feeding Operations. The letter and this update memo do not replace the NOI instructions. Refer to the NOI instructions for further information regarding NOI completion.