**Section 174.201 Applicability**

a) The Agency may enter into an agreement to delegate authority to issue permits for sewers required under 35 Ill. Adm. Code 309.202, 309.203, and 309.205 with any unit of local government which holds an National Pollution Discharge Emission System (NPDES) permit to operate one or more wastewater treatment plants provided that the entity submits an application which meets the requirements of Section 174.401.

b) No delegation agreement shall include the power to issue the following:

1) "construct only" permits as defined by the Agency's Guidelines for Notification of Restricted Status or Critical Review Pursuant to the Requirements of Rule 604 of Chapter 3, WPC-4.

2) permits for the construction of facilities funded in whole or in part by the Illinois Anti Pollution Bond Act, (Ill. Rev. Stat. 1981, ch. 127 par. 451 et. seq.) or under Title 2 of the Clean Water Act, (33 U.S.C. 1251 et seq. (Supp 1980-1981)).

c) The requirements that follow shall constitute the standard conditions of such an agreement. The Agency and the local unit of government may agree to conditions in addition to these.