

Summary

Name of Permit: NPDES Stormwater Discharges Associated with Construction Activity For Common Development Projects
Permit No.: GAR100003

This is a reissuance of a general permit for the discharge of stormwater associated with construction activity. The permit expires July 31, 2023.

Please Note the Following Changes to the Proposed Permit from the Existing Permit:

Part I Coverage Under this Permit. B. Definitions. The following definitions have been revised for clarity and/or consistency with established Regulations:

- The definition of “Blanket NOI”, “Landfill” and “Landfill Cell” were removed.
- The definition of “Design Professional” modified to add, “and that has completed the appropriate certification course approved by the Georgia Soil and Water Conservation Commission in accordance with O.C.G.A 12-7-9.
- The definition of “Division” has been modified to include “or EPD” for clarity.
- The definition for “Drainage Structure” and “Roadway Drainage Structure” were added. Definitions taken from O.C.G.A. § 12-7-1.
- The language “and areas located outside the waste disposal limits of a landfill cell that has been certified by EPD for waste disposal” has been removed from the definition of “Final Stabilization” within the Permit.
- The definition of “Permittee” has been revised to “any entity that has submitted a Notice of Intent or completed a Secondary Certification Statement and obtained permit coverage.”
- The language “and all secondary permittees” and “(excluding utility companies and/or utility contractors working under a Blanket NOI)” has been removed from the definition of “Tertiary Permittee”.

Part I.D. Authorization. Paragraph 1-3.

- Removed language requiring Secondary Permittee NOI submission.
- In Part I.D.1., added “Any person desiring coverage under this permit as a secondary permittee must adhere to Part IV.B.1 in order for stormwater discharges from construction sites to be authorized.” and deleted “A Notice of Intent for secondary permittee coverage can be submitted either concurrently with or after the submittal of a Notice of Intent by the primary permittee.” to the paragraph.
- In Part I.D.3., deleted “A secondary permittee is not required to submit a new NOI when a new primary permittee is named.” to the paragraph.

Part II. Notice of Intent Requirements. A. Deadlines for Notification.

- In Part II.A.2., language has been inserted to describe the process through which Secondary Permittees with or without existing General Construction Permit coverage may obtain 2023 Permit coverage for an existing construction site.
- In Paragraph II.A.4., removed secondary permittee submittal language.

Summary

Part II. B. Notice of Intent Contents. 2. Secondary Permittee

- In Part II.B.2., added “Secondary Permittees are not required to submit a Notice of Intent. Secondary Permittees are required to adhere to all applicable permit parts and requirements in accordance with Part IV. B. 1 of this permit.” and deleted language requiring Secondary Permittee Notice of Intent submission.

Part III. C. Discharges into, or within One Mile upstream of and within the Same Watershed as, Any Portion of a Biota Impaired Stream Segment.

- In Part III.C.2.e., “flocclulants or coagulants” was removed and replaced with “tackifiers”.
- In Part III.C.2.k., the language “Conduct soil test representative of conditions at the time of planting to identify and to implement site-specific fertilizer needs and/or” has been added for clarity. Combined from Part III.C.2.p.

Part III. D. Management Practices and Permit Violations.

- In Part III.D.6., modified language, “contaminated surfaces” replaced with “impacted areas”.

Part IV. A. Deadlines for Plan Preparation and Compliance.

- In Part IV.A.4.a., removed language regarding submittals on CD ROM.
- In Part IV.A.5., added language “and certify” and “prior to commencing with construction activities as required by Part III.D.2 of this Permit”, clarifying that inspection reports for BMP perimeter controls are required prior to commencing with construction activities.

Part IV. B. Signature and Plan Review.

- In Part IV.B.1., added, “In addition, the secondary permittee shall sign the certification that the provisions of the primary permittee’s Erosion, Sedimentation and Pollution Control Plan applicable to the secondary permittee’s activities will be adhered to while conducting any construction activity at this site and until final stabilization is reached for their portion of the site in accordance with the definition in Part I.B.”

Part IV. D. Contents of Plan. 4. Inspections.

- In Part IV.D.4.a.3., deletes, “and within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first)” and adds, “Certified personnel shall also conduct inspections within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first). Post-rain inspections will reset the 7-day inspection frequency requirement.”
- In Part IV.D.4.b.3.,b) paragraph 3 deleted, ”and within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first)” added, “and within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-

Summary

working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first)” and added, “Certified personnel shall also conduct inspections within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first). Post-rain inspections will reset the 7-day inspection frequency requirement.”

- In Part IV.D.4.b.1., the language “These inspections must be conducted until a Notice of Termination is submitted” has been revised to “These inspections must be conducted until a Final Stabilization Certification is signed.”
- In Part IV.D.4.b.3., Part IV.D.4.b.4., and Part IV.D.4.b.6., the language “Notice of Termination is submitted” has been revised to “Final Stabilization Certification is signed”.
- In Part IV.D.4.c.3., Tertiary Permittee Section (c) paragraph 3 deleted, ”and within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first)” added, “and within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first)” and added, “Certified personnel shall also conduct inspections within 24 hours of the end of a storm that is 0.5 inches rainfall or greater (unless such storm ends after 5:00 PM on any Friday or on any non-working Saturday, non-working Sunday or any non-working Federal holiday in which case the inspection shall be completed by the end of the next business day and/or working day, whichever occurs first). Post-rain inspections will reset the 7-day inspection frequency requirement.”

Part IV. D Contents of Plan. 6. Sampling Requirements.

- In Part IV.D.6.a., removed, “a drawing (referred to as a topographic map) and added, “Initial, Intermediate, and Final Plan”, to better identify location accuracy.
- In Part IV.D.6.d.3.a. and Part IV.D.6.d.3.b., y. Section (3)(a) and (b) removed reference to definition of normal business hours.

Part IV. E. Reporting.

- In Part IV.E.3., the language “to the appropriate EPD District Office or delivery receipt email to the appropriate EPD District Office resource mailbox” has been added to reflect the updates to EPD District Office reporting methods.

Part IV. F. Retention of Records

- In Part IV.F.2., the Secondary Permittee’s retention of records have been revised “Final Stabilization Certification is signed in accordance with Part VI.”

Part V. Standard Permit Conditions. A. Duty to Comply.

Summary

- In Part V.A.2., “Part II.C” was removed and “Appendix A” was added.

Part VI. Termination of Coverage. A. Notice of Termination Eligibility.

- In Part VI.A.1. and Part VI.A.2.i, language was removed discussing Secondary Permittee NOT submission.
- In Part VI.A.5., language was removed discussing Secondary Permittees NOT submission under a Blanket NOI.

Part VI. B. Notice of Termination Contents.

- In Part VI.B.5., the language “When the NOT is submitted by a secondary permittee, the primary permittee’s legal name, address, telephone number, and email address” has been revised to “When the NOT is submitted by a primary permittee, the NOT will not be accepted until Final Stabilization is attained for secondary permittees.”
- In Part VI.B.6., “A listing of the legal name, address, telephone number and email address of all secondary permittees at the site for which this notification is submitted, if applicable” has been removed from the Permit.
- In Part VI.B.7., the language is modified requiring written justification why a sampling report was not conducted submitted to EPD.
- In Part VI.B.9., language was added to address the Final Stabilization Certification contents for Secondaries.

Part VI. C. Notice of Termination Submittal.

- In Part VI.C., language added requiring the NOT submission within 14 days of project completion.

Appendix A – EPD District Office Address Updates

- Added reporting e-mail for each District Office.