

CONSTRUCTION STORMWATER GENERAL PERMIT MODIFICATION
(4/10/2017)

The Washington State Department of Ecology (Ecology) issued the modified Construction Stormwater NPDES and State Waste General Permit (CSWGP) on March 22, 2017. The permit modification will be effective on May 5, 2017, and expires December 31, 2020. The modification was in response to an Appeal and Settlement Agreement.

Public Notice Process and Response to Comments

The draft CSWGP modification, fact sheet addendum, and draft application modification were available for review and public comment from December 21, 2016 through February 10, 2017. Ecology held an informational workshop and a public hearing on the draft permit modification. Ecology received two public comment letters. Ecology responded to public comments in Appendix D of the Fact Sheet Addendum, the Response to Public Comments on the Draft Permit Modification. You may download this document from Ecology's CSWGP website: <http://www.ecy.wa.gov/programs/wq/stormwater/construction/index.html>

Requesting Copies of the CSWGP and Other Documents

Included with this notice is a cover sheet for the modified CSWGP with a list of the changes by permit section and page number and new text highlighted. You can attach this to your current permit instead of printing a new permit. However, if you want, you may download copies of the Final CSWGP modification, modification Response to Comments, and other CSWGP-related documents from the Ecology's CSWGP website: <http://www.ecy.wa.gov/programs/wq/stormwater/construction/index.html>

You may request hardcopies of the documents from Dena Jaskar at dena.jaskar@ecy.wa.gov or (360) 407-6401.

Applying for Coverage under the CSWGP

New or unpermitted construction operations may obtain permit coverage by submitting a complete permit application to Ecology and satisfying all applicable public notice and State Environmental Policy Act (SEPA) requirements (WAC 173-226-200). The CSWGP application is electronic that requires applicants to login to SecureAccess Washington (SAW) at <https://secureaccess.wa.gov/myAccess/saw/select.do> If you have questions about the online application, please contact technical assistance staff at WQWebPortal@ecy.wa.gov, (800) 633-6193/option 3, or (360) 407-7097 (Olympia Area).

Appeal Options

The terms and conditions of this general permit modification, being issued March 22, 2017, may be appealed only by filing an appeal in writing to the Pollution Control Hearings Board (PCHB) and by serving it upon Ecology at the addresses below. E-mail is not accepted. Appeals of the general permit modification must be made within 30 days of issuance or receipt, whichever is later (see RCW 43.21B) ("RCW" is the Revised Code of Washington). The procedures and requirements for the appeal process are contained in RCW 43.21B.310. An appeal must be filed with:

Address and Location Information:

Street Addresses:

Department of Ecology
Attn: Appeals Processing Desk
300 Desmond Drive SE
Lacey, WA 98503

Pollution Control Hearings Board
1111 Israel Road SW, Suite 301

Tumwater, WA 98501

Mailing Addresses:

Department of Ecology
Attn: Appeals Processing Desk
PO Box 47608
Olympia, WA 98504-7608

Pollution Control Hearings Board
PO Box 40903
Olympia, WA 98504-0903

Questions?

If you have questions about this letter, please contact Amy Moon at amy.moon@ecy.wa.gov or (360) 407-6467.

Issuance Date: November 18, 2015
Effective Date: January 1, 2016
Expiration Date: December 31, 2020

Modification Issuance Date: March 22, 2017
Modification Effective Date: May 5, 2017

CONSTRUCTION STORMWATER GENERAL PERMIT

National Pollutant Discharge Elimination System (NPDES) and State Waste Discharge General
Permit for Stormwater Discharges Associated with Construction Activity

State of Washington
Department of Ecology
Olympia, Washington 98504

In compliance with the provisions of
Chapter 90.48 Revised Code of Washington
(State of Washington Water Pollution Control Act)
and
Title 33 United States Code, Section 1251 et seq.
The Federal Water Pollution Control Act (The Clean Water Act)

Until this permit expires, is modified, or revoked, Permittees that have properly obtained coverage under this general permit are authorized to discharge in accordance with the special and general conditions that follow.



Heather R. Bartlett
Water Quality Program Manager
Washington State Department of Ecology

Construction Stormwater General Permit - Final Permit Modification

Modification Issuance Date: March 22, 2017

Effective Date: May 5, 2017

Expiration Date: December 31, 2020

Sections modified:

S1.C.3.i (page 6) – Uncontaminated **or potable** water used to control dust. Permittees must minimize the amount of dust control water used.

Table 3: Summary of Primary Monitoring Requirements - Footnote 2 (page 15)

² If construction activity results in the disturbance of 1 acre or more, and involves significant concrete work (1,000 cubic yards of poured concrete or recycled concrete over the life of a project) or the use of engineered soils (soil amendments including but not limited to Portland cement-treated base [CTB], cement kiln dust [CKD], or fly ash), and stormwater from the affected area drains to surface waters of the State or to a storm sewer stormwater collection system that drains to other surface waters of the State, the Permittee must conduct pH sampling in accordance with Special Condition S4.D.

S4.D pH Sampling Requirements – Significant Concrete Work or Engineered Soils (page 19)

If construction activity results in the disturbance of 1 acre or more, **and** involves significant concrete work (significant concrete work means greater than 1000 cubic yards poured **concrete or recycled concrete used** over the life of a project) or the use of engineered soils (soil amendments including but not limited to Portland cement-treated base [CTB], cement kiln dust [CKD], or fly ash), and stormwater from the affected area drains to surface waters of the State or to a storm sewer system that drains to surface waters of the State, the Permittee must conduct pH sampling **as set forth below. Note: In addition, discharges to segments of water bodies on Washington State's 303(d) list (Category 5) for high pH are subject to a numeric effluent limit for pH; refer to Special Condition S8.**

- 2. For sites with recycled concrete where monitoring is required, the Permittee must begin the weekly pH sampling period when the recycled concrete is first exposed to precipitation and must continue until the recycled concrete is fully stabilized with the stormwater pH in the range of 6.5 to 8.5 (su).**

S9.B.1.f (page 28) – Engineering calculations for ponds, treatment systems, and any other designed structures.

When a treatment system requires engineering calculations, these calculations must be included in the SWPPP. Engineering calculations do not need to be included in the SWPPP for treatment systems that do not require such calculations.

S9.D.9.h (page 34) – Assure that washout of concrete trucks is performed off-site or in designated concrete washout areas only. Do not wash out concrete truck **drums** or concrete handling equipment onto the ground, or into storm drains, open ditches, streets, or streams. **Washout of concrete handling equipment may be disposed of in a designated concrete washout area or in a formed area awaiting concrete where it will not contaminate surface or ground water. Do not dump excess concrete on site, except in designated concrete washout areas. Concrete spillage or concrete discharge directly to groundwater or surface waters of the State is prohibited. Do not wash out to formed areas awaiting LID facilities.**

Appendix A – Definitions (page 52) **Significant Concrete Work** means greater than 1,000 cubic yards poured concrete **or recycled concrete** used over the life of a project.

Copies of the modified CSWGP (clean and redline versions), the Fact Sheet Addendum, and the Response to Comments are available for download and printing on Ecology's Construction Stormwater General Permit website: <http://www.ecy.wa.gov/programs/wq/stormwater/construction/index.html>