

Storm Water Construction Program

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Water Protection Bureau



Overview

- Permit Coverage
- General Permit Requirements
- Other Information

Permit Coverage

Eligibility for Permit Coverage

- Areas of ground disturbance or other pollutant sources associated with the construction activity where a storm water discharge to state surface waters can occur; and
- Construction activities that result in the disturbance of ≥ 1 acre of total land area

Storm Water

- Storm water runoff, snow melt runoff, and surface runoff and drainage
- [ARM 17.30.1102\(27\)](#)



State Surface Waters



- Perennial, intermittent, and ephemeral streams
- Irrigation systems
- Lakes
- Wetlands
- Ponds
- Other surface water
- [ARM 17.30.1102\(32\)](#), [MCA 75-5-103\(34\)](#)

Larger Common Plan of Development or Sale

- If the larger plan of development calls for the disturbance of > 1 acre, permit coverage is required



Disturbance



- Clearing
- Grubbing
- Grading
- Excavation
- Stockpiling
- Placement
- Removal
- [ARM 17.30.1102\(28\)](#)

How to Obtain Permit Coverage

- Submit a complete application package:
 - Notice of intent (NOI) with map
 - Storm water pollution plan (SWPPP) with maps
 - Sage Grouse consultation letter (if applicable)
 - Application fee
 - Initial fee (includes 1st annual fee): \$900-\$3,500
 - Annual fee \$650-\$2,800

How to Submit an Application

- FACTS
 - DEQ's online permitting system
 - OR –
 - Hardcopy application
 - Must include an original (wet) signature
 - Submit at least 10 days before start of construction



How to End Permit Coverage

- Submit a notice of termination (NOT) after final stabilization
 - Final stabilization
 - All soil disturbing activities are complete
 - Removal of temporary BMPs
 - AND –
 - Vegetation is established to at least 70% of pre-disturbance
 - OR –
 - Permanent physical erosion reduction methods

General Permit Requirements

General Permit Requirements

- **Part 1: Coverage Under the Permit**
 - Sage grouse
 - Public sign/notice requirement
- **Part 2: Effluent Limitations, Monitoring, and Reporting**
 - Technology based effluent limits
 - Water quality standards, impaired waterbodies, TMDLs
 - Inspections
 - Corrective actions/SWPPP updates

General Permit Requirements

- **Part 3: Storm Water Pollution Prevention Plan**
- SWPPP must identify and describe:
 - Site characteristics
 - Construction activity and project phasing
 - Pollutant sources
 - Best management practices (BMPs)
 - Post construction storm water management
 - Inspection procedures
 - Maintenance procedures

General Permit Requirements

- Record Keeping Requirements
- Corrective Actions
 - Updates to SWPPP and site map(s)
- Noncompliance Reporting
- Educational Requirements
 - SWPPP Administrator
 - SWPPP Preparer



Other Information

Other Applicable Permits

- MS4 Permitting Programs
- Construction Dewatering
- Disinfected Water
- 318s / 310s



Contact Information

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Questions?

