

Notice of Intent (NOI)
for Stormwater Discharges from
Municipal Separate Storm Sewer Systems (MS4)
General Permit 3-9014



Submission of this Notice of Intent (NOI) constitutes notice that the entity in Section A intends to be authorized to discharge pollutants to waters of the State under Vermont's Municipal Separate Storm Sewer Systems (MS4) permit. Submission of the NOI also constitutes notice that the party identified in Section A of this form has read, understands and meets the eligibility conditions; agrees to comply with all applicable terms and conditions; and understands that continued authorization under the MS4 General Permit is contingent on maintaining eligibility for coverage. In order to be granted coverage, all information required on this form and the Minimum Control Measure attachments must be completed and a complete Stormwater Management Program (SWMP) Plan must be submitted.

A. Permittee Information

Name of MS4: Village of Essex Junction
 Name of Principle Executive Officer (PEO) or Chief Elected Official (CEO): Lauren Morrisseau Title: CO-Manager
 Mailing Address: 2 Lincoln Street
 Street/P.O. Box: Essex Junction State: VT Zip: 05452
 Phone: 802-878-6944 Email: lauren@essexjunction.org

B. Primary contact responsible for overall coordination of SWMP, if different than PEO/CEO

Name: James Jutras
 Mailing Address: 2 Lincoln Street
 Street/P.O. Box: Essex Junction State: VT Zip: 05452
 Phone: 802-878-6943 x201 Email: jim@essexjunction.org

C. Partnering organization responsible for Minimum Control Measure implementation (if applicable)

If you are participating in the CCRPC MOU to implement MCM1 &/or MCM2 check here: MCM 1
 Or, if you are relying on another entity to implement a MCM, please complete the following: MCM 2

Organization: RSEP via CCRPC Contact: Dan Senecal-Albrecht
 Minimum Control Measure being implemented: MCM 1 Regional Stormwater Education Program
 Mailing Address: 110 West Canal Street Suite 202
 Street/P.O. Box: Winooski State: VT Zip: 05404-2109
 Phone: 802-846-4490 x29 Email: dalbrecht@ccrpcvt.org

Organization: CCST via CCRPC Contact: Dan Senecal-Albrecht
 Minimum Control Measure being implemented: MCM 2 Chittenden County Stream Team
 Mailing Address: 110 West Canal Street Suite 202
 Street/P.O. Box: Winooski State: VT Zip: 05404-2109
 Phone: 802-846-4496 x29 Email: dalbrecht@ccrpcvt.org

D. Municipal Separate Storm Sewer System (MS4) Information

Estimate of the square mileage served by the MS4: 4.6

Identify the names of all know waters that receive a discharge from the MS4:

Receiving water	# of outfalls	Impaired status	Nature of impairment
Indian Brook	47	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Stormwater
Sunderland Brook	10	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Stormwater
Winooski River	40	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Unnamed-All tribs or subtribs to Indian/Sunderland/Winooski	15	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	

E. Stormwater Impaired Waters Information

Does the MS4 discharge into a stormwater impaired water? Yes No

If yes, the MS4 must comply with all requirements listed in Part IV.C. of the permit, including the requirement to develop a Flow Restoration Plan (FRP) for the stormwater impaired water.

F. Certification

This NOI shall be signed by a principal executive officer, ranking elected official or other duly authorized employee consistent with 40 CFR §122.22(b) and certified as follows:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name: Lauren Morrissseau Title: Co-Manager

Signature: Lauren M Date: 5/30/13

Submit this **Original** form and the \$1320 fee to:

MS4 Permit Coordinator
 VTDEC · Watershed Management Division
 Stormwater Management Program
 One National Life Drive
 Montpelier, Vermont 05620-3522

Instructions for Public Comment, Public Hearings, and Appeals

PUBLIC COMMENT

Public comments concerning this Notice of Intent to discharge under General Permit No 3-9014 and the accompanying Stormwater Management Plan (SWMP) are invited and must be submitted within 10 days of receipt of this Notice by the Municipal Clerk. Comments should address how the application complies or does not comply with the terms and conditions of General Permit No. 3-9014. A letter of interest should be filed by those persons who elect not to file comments but who wish to be notified if the comment period is extended or reopened for any reason. All written comments received within the time frame described above will be considered by the Department of Environmental Conservation in its final ruling to grant or deny authorization to discharge under General Permit No. 3-9014.

All submitted NOIs and SWMPs can be found on the Stormwater Program's website at:
http://www.vtwaterquality.org/stormwater/htm/sw_ms4.htm

Send written comments to: VT DEC, Watershed Management Division
Stormwater Management Program, MS4 Permit Coordinator
One National Life Drive
Montpelier, VT 05620-3522

PUBLIC HEARING REQUEST

During the notice period, any person may submit a written request to this office for a public hearing to consider the proposed permit authorization. The request must state the interest of the party filing such request and the reasons why a hearing is warranted. A hearing will be held if there is a significant public interest (including the filing of requests or petitions for such hearing) in holding such a hearing. If the Secretary determines that useful information and data may be obtained thereby, the Secretary may hold a public hearing any time prior to the issuance of the authorization. Notice of a public hearing will be circulated 30 days prior to the hearing. (40 C.F.R. § 124.12 and Vermont Water Pollution Control Permit Regulations, Chapter 13.3G)

APPEALS

Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach to the Notice of Appeal the entry fee of \$250.00, payable to the state of Vermont.

The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal.

The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings.

For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at www.vermontjudiciary.org. The address for the Environmental Court is 2418 Airport Road, Suite 1, Barre, VT 05641 (Tel. # 802-828-1660)

A copy of General Permit No. 3-9014 may be obtained by calling (802) 490-6173; by visiting the Department at the above address between the hours of 7:45 am and 4:30 pm; or by downloading from the Watershed Management Division's Web site at www.vtwaterquality.org.

Attachment A: Selected Minimum Control Measures

BMP ID	Public Education	Responsible Dept. or Person	Measurable Goal
1-1	Maintain SW website	James Jutras	update with most current annual and semi-annual reports as completed (www.essexjunction.org)
1-2,3,4	Participate in RSEP, other regional SW ed. strategy, or submit individual plan	James Jutras	Participate in RSEP
1-5a	Develop or acquire informational brochures	RSEP	Participate in RSEP
1-5b	Distribute SW brochures 2x in first year and 1x in subsequent years	RSEP	Participate in RSEP
1-5c	Seek local news media to run at least 2 news or feature stories per year	RSEP	Participate in RSEP
1-5d	For municipalities: Develop school materials and teacher trainings	RSEP	Participate in RSEP
1-5e	For non-traditional: Develop public education campaign for facility users	N/A	N/A

Attachment A: Selected Minimum Control Measures

BMP ID	Public Participation	Responsible Dept. or Person	Measurable Goal
2-9	Participate in the Stream Team or other regional SW participation program, or submit individual plan	James Jutras	Participate in Chittenden County Stream Team (CCST)
Implement a program that includes at least 3 of the following:			
2-1	Form a citizen SW advisory panel	N/A	N/A
2-2	Establish or support a WQ monitoring program involving citizen volunteers	CCST	Participate in CCST
2-3	Institute an on-going public workshop series on SW awareness	CCST	Participate in CCST
2-4	Institute a continuing storm drain stenciling project	James Jutras	Will mark where appropriate and reasonably maintain remaining permanent markers
2-5	Sponsor periodic community stream corridor clean-up days	CCST	Participate in CCST
2-6	Establish and support a citizen "stormwater watch" group	N/A	N/A
2-7	Create or support an "adopt-a-stream" program	CCST	Participate in CCST
2-8	Undertake a program similar in content and scope to the above with permission of Secretary	N/A	N/A
Note: The items noted may or may not be part of CCST Annual Work plan as determined by consensus of the group			

Attachment A: Selected Minimum Control Measures

BMP ID	Illicit Discharge Detection & Elimination	Responsible Dept. or Person	Measurable Goal
3-1	Develop and enforce a program to detect and eliminate illicit discharges	James Jutras	Existing routine infrastructure inspections, staff/resident reporting and follow up. To be reviewed and adjusted as warranted during the permit cycle.
3-2	Develop and maintain storm sewer GIS or AutoCAD map	James Jutras	ongoing update/review map annually for changes or additions
3-3	Develop and enforce illicit discharge ordinance	James Jutras	Compliant: see Land Development Code. Will review and modify as warranted during permit cycle
3-4	Develop and implement illicit discharge detection plan, focus on impaired waters and random dumping	James Jutras	Periodic sampling of outfalls at a minimum of once/permit cycle with detailed follow up as warranted
3-5	Inform public of illicit discharge and disposal hazards	James Jutras	Make CSWD pamphlets available at Village Office
3-6	Address specific categories of illicit discharges, if necessary	N/A	Develop a swimming pool winterization pamphlet during permit cycle. Distribute to pool owners.
3-7	Prepare annual report of monitoring and corrective actions taken	James Jutras	Report the number of illicit discharges detected and eliminated in April annual report

Attachment A: Selected Minimum Control Measures

BMP ID	Construction Site Runoff Control	Responsible Dept. or Person	Measurable Goal
4-1	Develop and implement procedures to ensure MS4 construction activities are properly permitted	Planning and Zoning Dept.	In compliance: Random site inspections occur by Village Staff. Some general inspections are performed after storm events.
4-2	Review existing MS4 regulations for effectiveness in managing construction-related E&S and consistency with state construction permit	Planning and Zoning Dept.	In compliance: See Land Development Code
4-2a	Adopt E&S requirements that are at least as stringent as state requirements	Planning and Zoning Dept.	In compliance: See Land Development Code
4-3	Develop and implement an erosion control ordinance that regulates development not subject to state permitting	Planning and Zoning Dept.	In compliance: See Land Development Code

Attachment A: Selected Minimum Control Measures

BMP ID	Post Construction Runoff Control	Responsible Dept. or Person	Measurable Goal
5-1	Review existing MS4 regulations for effectiveness in managing stormwater runoff and consistency with state operational permit		In Compliance: See Land Development Code
5-1a	Assess changes to regulations to support LID	James Jutras	In Compliance: See Land Development Code
5-1b	Assess changes to regulations to minimize impervious surface through street & parking lot design	James Jutras	In Compliance: See Land Development Code
5-1c	Adopt requirements that are at least as stringent as state requirements	James Jutras	Some inspection triggered by weather events: In Compliance see Land Development Code
For development and redevelopment that disturbs ≥ 1 acre but is not subject to state permitting:			
5-2	Develop and implement procedures to identify the development	James Jutras	In Compliance: See Land Development Code. VT Small Site ConstructionStandards are incorporated by reference for any construction project.
5-3	Develop and implement an ordinance that regulates the development	James Jutras	Standards are incorporated by reference for any construction project. In Compliance see Land Development Code and VT Small Site Construction
5-4	Develop and implement inspection procedures for the development	James Jutras	In Compliance: See Land Development Code. VT Small Site ConstructionStandards are incorporated by reference for any construction project.
5-5	Develop and implement procedures to ensure MS4 development activities are properly permitted	James Jutras	In Compliance: See Land Development Code. VT Small Site ConstructionStandards are incorporated by reference for any construction project.

Attachment A: Selected Minimum Control Measures

BMP ID	Pollution Prevention & Good Housekeeping	Responsible Dept. or Person	Measurable Goal
6-1	Describe operation and maintenance program for reducing pollutant runoff from MS4 operations, including, at a minimum:	James Jutras	In Compliance: see NOI and SWMP
6-1a	New construction and land disturbance	James Jutras	Incorporated into design review if not directly regulated by VT. VT Small Site Stds apply. Perform periodic site inspections for erosion control measure compliance.
6-1b	Maintenance of fleet and buildings, all municipal garages, parks, open space, construction and maintenance practices for gravel back roads, snow disposal and stormwater systems	Public Works	In compliance
6-1c	Training, maintenance schedules, and inspection procedures for long term structural controls		Occurs annually Vis RSEP program and others
6-1d	For municipal facilities where fertilizers are applied, prohibit the use of fertilizers containing phosphorus (unless warranted by a soil test)	Village does not use fertilizer	In Compliance as the Village does not use fertilizer on public turf grass
6-2	For Municipal garages, an MS4 may participate in ANR's Municipal Compliance Assistance Program	Public Works	Participation and follow up compliance performed a minimum of one time during permit cycle.
6-3	Provide a list of all industrial facilities that the MS4 owns or operates that are subject to the MSGP	James Jutras	In compliance see NOI; 1) International Business Machines , 2) School and other public properties not owned or managed directly by the Village of Essex Junction, 3) Champlain Valley Exposition. Other permit category lists available on request.