

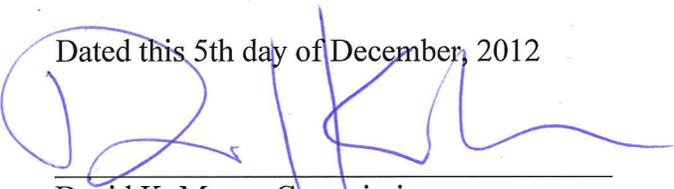
**Notice of Final Designation of Small MS4s under the
National Pollutant Discharge Elimination System (NPDES)
of the Federal Clean Water Act**

DESCRIPTION: The Department of Environmental Conservation, as the delegated National Pollutant Discharge Elimination System (NPDES) permitting authority, is hereby providing notice that the following are designated as regulated small municipal separate storm sewer systems (MS4): the City of Rutland; the Town of Rutland; the City of St. Albans; the Town of St. Albans; and the Vermont Agency of Transportation within the boundaries of the municipalities listed above. This designation is made pursuant to criteria developed by the Department as required by federal regulations implementing the federal Clean Water Act (40 CFR 123.35). Each MS4 has been designated as a result of its discharges to state waters that the Secretary has determined are significantly impaired by stormwater runoff and are listed as impaired due to stormwater runoff on the EPA-approved Vermont 303(d) List of Waters prepared pursuant to 33 U.S.C. 1313(d).

Upon issuance of this final designation, the designated small MS4s are hereby required to submit a Notice of Intent (NOI) to the Agency to obtain coverage under General Permit 3-9014. The NOI must describe how the small MS4 will comply with the requirements of the General Permit. A copy of draft General Permit is available on-line at http://www.vtwaterquality.org/stormwater/htm/sw_ms4.htm or by calling 802-490-6173.

RIGHTS TO APPEAL TO THE ENVIRONMENTAL COURT: 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 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).

Dated this 5th day of December, 2012



David K. Mears, Commissioner
Department of Environmental Conservation