

6689-9020-1



Notice of Intent (NOI) for Stormwater Discharges

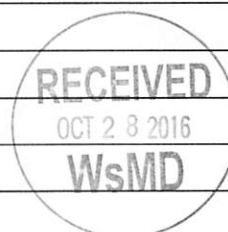
Associated with Construction Activities on **LOW RISK SITES**

Under Vermont Construction General Permit 3-9020

Submission of this completed Notice of Intent (NOI) constitutes notice that the entities in Section A intend to be authorized to discharge pollutants to Waters of the State, from the project identified in Section 3, under Vermont's Construction General Permit (CGP). Submission of the NOI constitutes notice that the parties identified in Section 1 of this form have read, understand, and meet the eligibility conditions of the CGP; have determined that the project qualifies for coverage as a Low Risk project in conformance with Appendix A of the CGP; agree to comply with all applicable terms and conditions of the CGP; understand that continued authorization under the CGP is contingent on maintaining eligibility for coverage; and that all applicable practices in the Low Risk Site Handbook for Erosion Prevention and Sediment Control must be implemented and maintained for the duration of construction activities. In order to be granted coverage, all information required on this form must be provided and an application fee payable to the State of Vermont must be submitted.

A. Applicant(s) Information

1. Name: Edgewood Development, LLC		
2a. Mailing Address: 125 Nelson Street		
2b. Town: Barre	2c. State: VT	2d. Zip: 05641
3. Phone: 802-479-2043	4. Email: tlauzon@charter.net	
5. Additional Contact Name/Email (if applicable):		
6. Principal Operator (if known): Vermont Agency of Transportation, Brad McAvoy		
7a. Mailing Address: 2178 Airport Road		
7b. Town: Berlin	7c. State: Vermont	7d. Zip: 05641
8. Phone: 802-249-1942	9. Email: brad.mcavoy@vermont.gov	
10. Additional Contact Name/Email (if applicable):		



B. Application Preparer / Consultant Information

1. Company: DeWolfe Engineering Associates, PC		
2. Name: Alicia Feiler, P.E.		
3a. Mailing Address: PO Box 1576		
3b. Town: Montpelier	3c. State Vermont	3d. Zip 05601-1576
4. Phone: 802-223-4727	5. Email: Alicia.Feiler@dirtsteel.com	
6. Additional Contact Name/Email (if applicable):		

C. Project Information (all fields are required)

1. Project Name: 2178 Airport Road Parking and Site Improvements		
2a. Is this project part of a Common Plan of Development?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
2b. If yes, name of Development:		
3a. Does this project have any previously issued or pending stormwater discharge permits?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
3b. If yes, prior NOI number(s): 6689-9015, 6689-INDS		
4a. Physical Address of Project: 2178 Airport Road		
4b. Town: Berlin	4c. County: Washington	
Project Coordinates (project center in Decimal Degrees with 6 digits to the right of the decimal)		
5a. Latitude: 44.202222	5b. Longitude: -72.561389	

6. SPAN: Enter the 11-digit number that is printed on the property tax bill for the applicable parcel(s). Projects that involve more than 1 parcel shall list all applicable SPANs.

0 6 0 - 0 1 8 - 1 0 2 6 0

7. Name of receiving water(s): Unnamed tributaries of Pond Brook and Stevens Branch

Include a topographic location map - Must provide sufficient information to determine the location of the project.
Must be in the form of a USGS topographical map or directional map.

8. Total area of disturbance: 2.07 Acres (<= 5 acres: \$100 per application, > 5 acres: \$220 per application)

9. Brief description of construction activities to be permitted:

Construction of a 22' paved drive and parking, new concrete stairs and ADA ramp, and associated stormwater infrastructure and grading.

D. Public Notice Requirement

Prior to submitting the complete NOI for review, you must provide a copy of this complete NOI and related Appendix A to the municipal clerk for posting in the municipality in which the project is located. If the project and the related discharge(s) are located in different municipalities, then the completed NOI must be filed with the municipal clerk in each municipality. In order to be considered complete, **you must include the date of posting.**

Date of Posting at Municipal Office(s): Oct 26, 2016

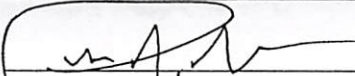
Information for the Municipal Clerk regarding posting instructions can be found on Page 3 of this NOI.

* In addition to the NOI and Appendix being posted in the Town Clerk(s) office(s), once the application is deemed administratively complete, the Stormwater Program starts its required 10 day public comment period. This includes sending an email notice to a list of interested parties as well as posting on our Division website for 10 days.


E. Certification Relating to the Accuracy of the Information Submitted

I hereby 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, 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. I also certify that the applicable practices in The Low Risk Site Handbook for Erosion Prevention and Sediment Control will be implemented for the duration of the project for which this NOI is submitted.

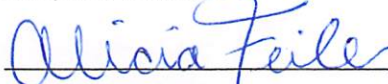
Landowner Name: Thom Lauzon, Edgewood Developments, LLC Title: Manager

Signature:  Date: 10/14/16

Principal Operator (if known): Brad McAvoy, VTrans Title: AOT Facilities Mgr.

Signature:  Date: 10/20/16

Application Preparer (if applicable): Alicia Feiler Title: PE

Signature:  Date: 10/25/16

Submit this form, Appendix A, location map, and the \$ 100.00 fee to:

Vermont DEC - Watershed Management Division, Stormwater Program
1 National Life Drive, Main Building Second Floor
Montpelier, VT 05620-3522

PUBLIC COMMENT

Public comments concerning this Notice of Intent to discharge under CGP 3-9020 (amended 2008) 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 CGP 3-9020 (amended 2008). 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 CGP 3-9020 (amended 2008). Send written comments to:

Vermont Department of Environmental Conservation
Watershed Management Division, Stormwater Program
1 National Life Drive, Main Building Second Floor
Montpelier, VT 05620-3522

Please cite the NOI number in any correspondence

APPEALS

Renewable Energy Projects – Right to Appeal to Public Service Board

If this decision relates to a renewable energy plant for which a certificate of public good is required under 30 V.S.A. §248, any appeal of this decision must be filed with the Vermont Public Service Board pursuant to 10 V.S.A. §8506. This section does not apply to a facility that is subject to 10 V.S.A. §1004 (dams before the Federal Energy Regulatory Commission), 10 V.S.A. §1006 (certification of hydroelectric projects) or 10 V.S.A. Chapter 43 (dams). Any appeal under this section must be filed with the clerk of the Public Service Board within 30 days of the date of this decision. For further information, see the Public Service Board website at <http://psb.vermont.gov> or call (802) 828-2358. The address for the Public Service Board is 112 State Street Montpelier, Vermont 05620-2701.

All Other Projects – Right to Appeal to 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 online at www.vermontjudiciary.org or call (802) 951-1740. The address for the Environmental Court is 32 Cherry Street, 2nd Floor Suite 303, Burlington, Vermont 05401.

A copy of CGP 3-9020 (amended 2008) may be obtained by calling (802) 828-1535; by visiting the Department at the above address between the hours of 7:45 am and 4:30 pm; or by download from the Watershed Management Division's Web site at: <http://dec.vermont.gov/watershed>

INFORMATION FOR MUNICIPAL CLERK

Please post this notice and instruction sheet in a conspicuous place for 10 days from the date received (per 10 V.S.A. Chapter 47 §1263(b)). If you have any questions, contact the Watershed Management Division of the Department of Environmental Conservation at (802) 828-1535.

APPENDIX A - RISK EVALUATION

Accurately answering the questions in this appendix will allow you to determine whether a proposed construction project is considered a Low Risk or Moderate Risk project, which defines the application and permit requirements that are applicable to your project.

The risk evaluation procedure consists of two parts. Part I is a Basic Risk Evaluation, which determines if a project is automatically categorized as Low Risk based upon the answers to a few basic questions.

If a project is not automatically categorized as Low Risk based upon the Basic Risk Evaluation, you must complete Part II, Detailed Risk Evaluation, to determine the risk category for your project. This part includes questions on more detailed aspects of the project.

Once the appropriate risk category has been determined, refer to Part III for the application requirements.

You should be aware that each completed Appendix A is incorporated by reference and included in the terms of this general permit, and each permittee shall undertake its construction activities in accordance with the completed Appendix A, as a condition of this permit. Failure to comply with the completed Appendix A shall be deemed a violation of this permit and subject to enforcement action.

APPENDIX A

Part I – Basic Risk Evaluation

A project may automatically be categorized as Low Risk based on a few basic project characteristics. Answer each question below to determine if a project is automatically categorized as Low Risk. For definitions of terms used in the following questions (e.g. disturbance, vegetated buffer) refer to Appendix C.

Basic Risk Evaluation				
	Criteria	Answer	Score Direction	Enter Score
1.	Will the proposed independent project alone disturb more than 2 acres of land?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	If YES, enter 1, if NO enter 0	1
2.	Is the project within a watershed impaired due to stormwater or sediment as specified on Part A of the Vermont 303(d) list?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
3.	Will the project have any stormwater discharges from the construction site to receiving water(s) that do not first pass through a 50 ft vegetated buffer area?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
4.	Will the project have disturbed earth in any one location for more than 14 consecutive calendar days without temporary or final stabilization?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
5.	Will the project have more than five acres of disturbed earth at any one time?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
Total Score for Basic Risk Evaluation (add score from questions 1-5)				1

If the Total Score for Basic Risk Evaluation is 0, the proposed project is eligible for coverage under this permit as a Low Risk project. Proceed to Part IV of Appendix A for a summary of the application requirements for Low Risk Projects. If not, proceed to Part II.

Criterion 1: Only include the disturbance planned for an independent project. For example, if a lot owner is only building on a single-house lot in a residential subdivision, only consider the disturbance associated with that lot, not the entire common plan. Refer to Appendix C for definitions of independent project and disturbance.

Criterion 2: Refer to the following web page for a list of waters in these categories:
http://www.vtwaterquality.org/stormwater/htm/sw_cgpelegibility.htm

Criterion 3: Refer to the Appendix C for the definition of vegetated buffer area.

Criterion 4: Refer to Appendix C for definitions of temporary and final stabilization.

Criterion 5: Refer to Appendix C for the definition of disturbed earth.

Part II – Detailed Risk Evaluation

For projects not automatically categorized as Low Risk in Part I, this Detailed Risk Evaluation must be completed to determine if a project is Low Risk, Moderate Risk, or requires an Individual Permit. This evaluation determines the risk category by weighing the balance of factors which contribute to and mitigate against the risk of a discharge of sediment from the construction project. Complete all questions in Part II for the independent project. For definitions of terms used in the evaluation, refer to Appendix C.

Detailed Risk Evaluation – Identify Risk Factors				
Criteria		Answer	Score Direction	Enter Score
A.	Will the proposed project have earth disturbance within 100 ft (horizontal) upslope of any lake or pond or 50 feet (horizontal) upslope of any rivers or stream (perennial or seasonal)?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
B.	Will the project have stormwater discharges by direct conveyance (tributary, channel, ditch, storm sewer, etc.) to a water of the state listed on the 303 (d) Part A list as being impaired by stormwater or sediment; a Class A Water; or an Outstanding Resource Water?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
C.	Will the project have more than five acres of disturbed earth at any one time?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
D.	Will the project have disturbed earth in any one location for more than 14 consecutive calendar days without temporary or final stabilization?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
E.	Will the project include more than one acre of disturbance on soil that is greater than 15% slope?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
F.	Will the project include more than one acre of disturbance of soils with a high ($K > 0.36$) erodibility rating?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	If YES, enter 1, if NO enter 0	1
G.	Total Score for Risk Factors (add A through F)			1

Criterion A: Measure lake distance from mean water level, and stream or river distance from top of bank. Do not include disturbance for the installation of stormwater treatment facilities or road stream crossings if there are no reasonable alternative locations.

Criterion B: Refer to http://www.vtwaterquality.org/stormwater/htm/sw_cgpeeligibility.htm for the listing.

Criterion C: The maximum allowable for Low Risk Projects is 7 acres. **Moderate risk projects over 5 acres may be required to file an Individual Discharge Permit application if determined necessary by the Secretary.**

Criterion D: The maximum allowable for Low Risk Projects is 21 days. **Moderate risk projects over 21 days may be required to file an Individual Discharge Permit application if determined necessary by the Secretary.**

Criterion E: Include disturbance for the duration of the project, not at any one point in time. Slope determinations should be based on a site survey of the future disturbance area.

Criterion F: Include disturbance for the entire individual project, not at any one point in time. The Erosion Factor K, is a measure of the inherent erodibility of a soil type. Refer to NRCS soil maps for your county. If soils data is not available (e.g. if the site is built on assorted fill material), contact ANR for directions on evaluating soil erodibility.

Part II Continued – Detailed Risk Mitigation Factor Evaluation

Detailed Risk Evaluation – Identify Risk Mitigation Factors				
Criteria		Answer	Score Direction	Enter Score
H.	Will stormwater leaving the construction site pass through at least 50 feet of established vegetated buffer before entering a receiving water?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	If YES, enter 1, if NO enter 0	1
I.	Will the project be limited to two acres or less of disturbed earth at any one time?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	If YES, enter 1, if NO enter 0	1
J.	Will the project have a maximum of 7 consecutive days of disturbed earth exposure in any location before temporary or final stabilization is implemented?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
K.	Will the project disturb less than two acres of soil with an erodibility higher than K=0.17?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	If YES, enter 1, if NO enter 0	0
L.	Will the project include less than two acres of disturbance on soil that is greater than 5% slope?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	If YES, enter 1, if NO enter 0	1
M.	Total Score for Risk Mitigation Factors (add H through L.)			3

Criterion H: Refer to Appendix C for a definition of vegetated buffer.

Criterion I: Refer to Appendix C for a definition of earth disturbance.

Criterion J: Refer to Appendix C for definitions of temporary and final stabilization.

Criterion K: Include disturbance for the duration of the project, not at any one point in time. The Erosion Factor K, is a measure of the inherent erodibility of a soil type. Refer to NRCS soil maps available at USDA-NRCS District Offices. If soils data are not available (e.g. if the site is built on assorted fill material), contact DEC for directions on evaluating soil erodibility.

Criterion L: Include disturbance for the duration of the project, not at any one point in time. Slope determinations should be based on a site survey of the proposed disturbance area.

Total Risk Score		
N.	Moderate Risk Base Score	2
O.	Enter Score from Line G above (Risk Factor Total)	1
P.	Add lines N and O	3
Q.	Enter Score from Line M above (Risk Mitigation Factor Total)	3
R.	<u>OVERALL RISK SCORE:</u> Subtract line Q from line P	0

Christopher J. Temple, PE
President

David L. Frothingham III, PE
Vice President



Nicole D. Crum, PE
Zarabeth M. Duell, PE
Alicia A. Feiler, PE
Nathan M. Phillips, PE
John J. Svagzdys, PE

October 25, 2016

Kevin Burke, Environmental Analyst
Vermont Department of Environmental Conservation
Watershed Management Division
Main Building, Second Floor
1 National Life Drive
Montpelier, VT 05620-3522



Reference: **2178 Airport Road, Parking and Site Improvements**

Dear Kevin:

Please find enclosed a Notice of Intent (NOI) for stormwater discharge from low risk sites for 2178 Airport Road in Berlin. The project involves the expansion of a paved drive and parking areas, construction of a stormwater system, and associated site grading. Using Appendix A of General permit 3-9020, attached, the project falls into the low risk site category.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Alicia Feiler".

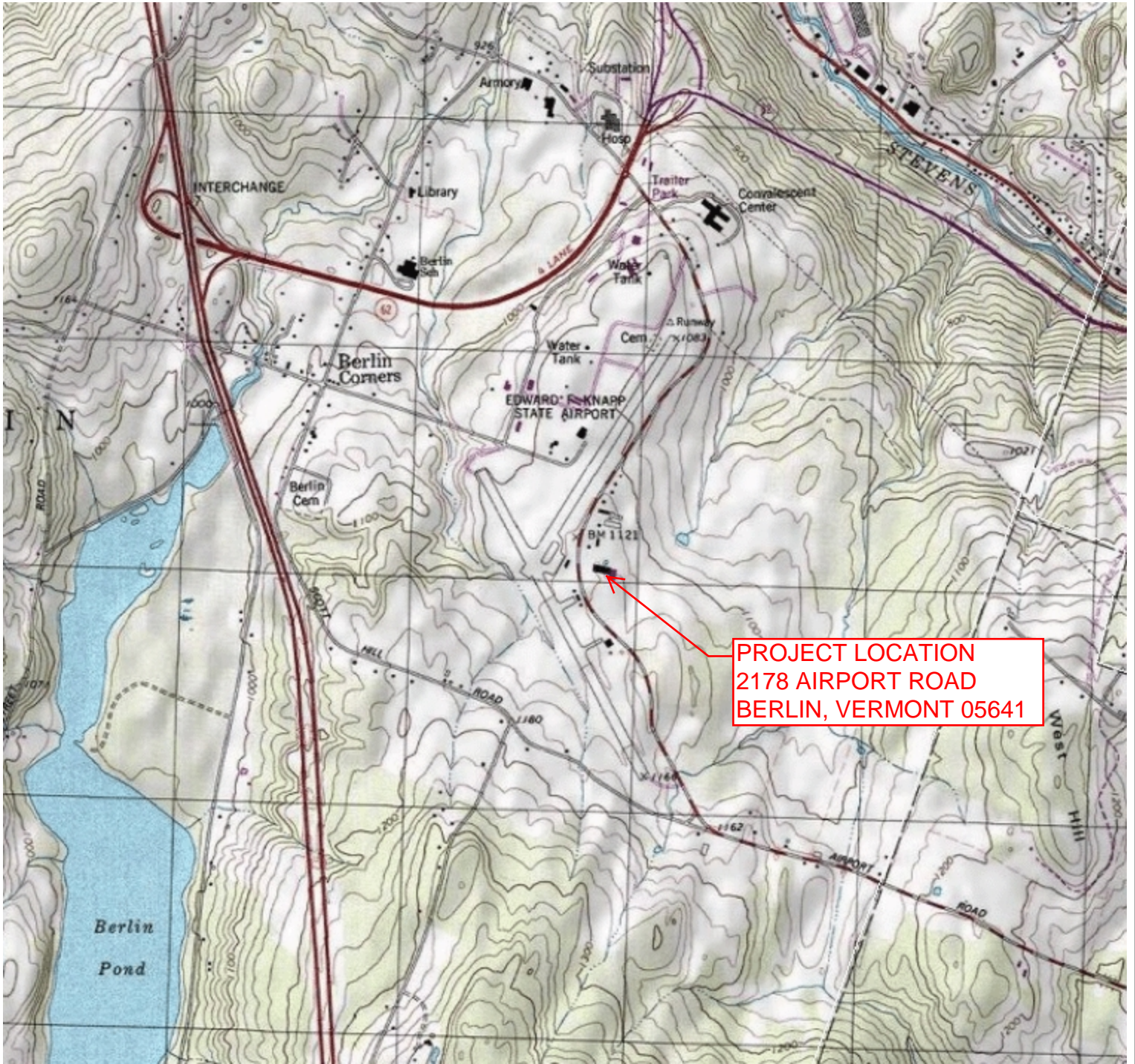
Alicia Feiler, P.E.

Enclosures: NOI – Low Risk
Appendix A
Fee Check

Cc: Thom Lauzon, Edgewood Development, LLC
Brad McAvoy, Vermont Agency of Transportation

Surveying
Permitting
Site Design
Subdivisions
Timber Design
Expert Testimony
Site Development
Act 250 Permitting
Forensic Engineering
Environmental Permitting
Transportation Engineering
Structural Inspection Services
Commercial Building Design
Construction Oversight
Building Assessment
Pedestrian Bridges
Stream Alterations
Sewer Design
Water Supply
Storm Water
Hydrology
Grading

317 River Street
P. O. Box 1576
Montpelier, VT
05601-1576
phone: 802.223.4727
fax: 802.223.4740
www.dirtsteel.com



LEGEND

Town Boundary

NOTES

Map created using ANR GIS mapping technology.

1: 24,000
October 5, 2016

