

NOTICE

**EFFECT OF ISSUANCE OF GENERAL PERMIT
ON DEFERRAL OF STORMWATER DISCHARGE PERMIT
PURSUANT TO 27 V.S.A. 613**

1. On _____, 20____, a Notice of Deferral of Permit was submitted to the Agency of Natural Resources for the following property:

2. The Notice of Deferral of Permit relates to Pretransition Stormwater Discharge Permit No. _____ which was previously issued for the approximately _____ acres of impervious surface comprising or associated with the above-described property.

3. The Pretransition Stormwater Discharge Permit authorizes a stormwater discharge to _____ which is a stormwater impaired water.

4. 27 V.S.A. 613 provides that:

Beginning on July 1, 2004, and notwithstanding any law to the contrary, no encumbrance on record title to real property or effect on marketability of title shall be created by the failure of the holder of real property from which regulated stormwater runoff discharges to an impaired watershed to obtain, renew, or comply with the terms and conditions of a pretransition stormwater discharge permit for a conveyance or refinancing, provided that such holder:

(1) Provides a notice of deferral of permit to the secretary of natural resources with a property description, the identity of the impaired watershed, the permit number of any expired pre-transition stormwater discharge permit covering the property, and such other information as the secretary may require; and

(2) Records in the land records a notice indicating, in an appropriate form to be determined by the secretary of natural resources, that at the time of the establishment of a general permit in the impaired watershed where the real property is located, but not later than 180 days after the date of adoption by the Agency of Natural Resources of the stormwater rule pursuant to 10 V.S.A. § 1264, the mortgagor (in the case of a refinancing) or the grantee (in the case of a conveyance) shall be subject to all applicable requirements of the water quality remediation plan, TMDL, or watershed improvement permit established under chapter 47 of Title 10.

5. The recording of this Notice in the municipal land records where the property is located satisfies the requirements of 27 V.S.A. 613(2) for the deferral of permit relating to the property described in Paragraph I above.

6. Information relating to whether or not a general permit has been issued for the above-referenced stormwater impaired water can be found at www.dec.vermont.gov/watershed/stormwater

Signed at _____, Vermont, this _____ day of _____, 20____.