



Construction Stormwater General Permit



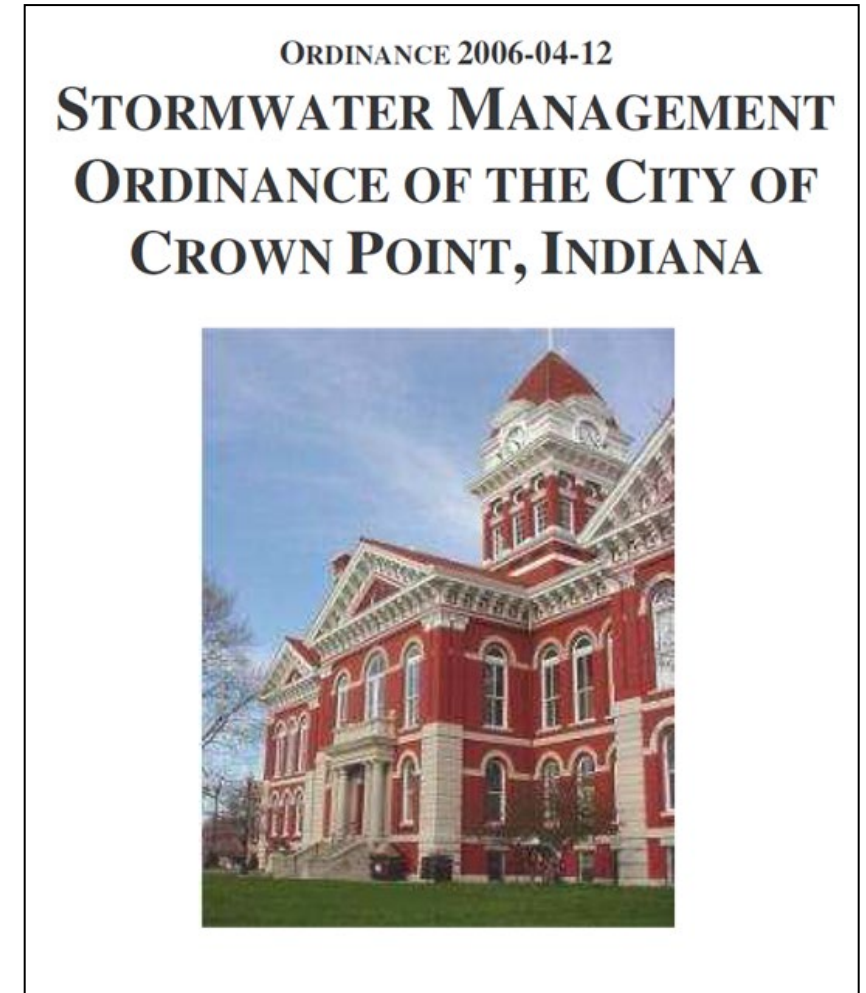
Stormwater Regulations

- Regulations associated with construction/land disturbance:
 - Construction Stormwater General Permit (CSGP)
(December 18, 2021)
 - ◆ Administered by IDEM, Office of Water Quality
 - Municipal Separate Storm Sewer System Permit (MS4GP)
(December 18, 2021)
 - ◆ Entities designated by the Indiana Department of Environmental Management (IDEM) to administer a local Stormwater program
 - ◆ Ordinances are required for construction/land-disturbing activities
 - ◆ MS4s must adopt ordinances that at a minimum meet the intent of the CSGP, but consider local resources when developing the ordinance

Stormwater Regulations

MS4 regulatory authority:

- Not based on CSGP or MS4GP
- Based on a local ordinance:
 - Illicit discharge elimination and detection minimum control measure
 - Construction site run-off minimum control
 - Post-construction minimum control measure



Stormwater Regulations

- Construction activities:
 - Within an MS4:
 - ◆ Comply with the requirements of the local MS4 ordinance
 - ◆ Compliance with ordinance equates to compliance with the CSGP
 - Outside of an MS4 jurisdiction:
 - ◆ Comply with the requirements of the CSGP



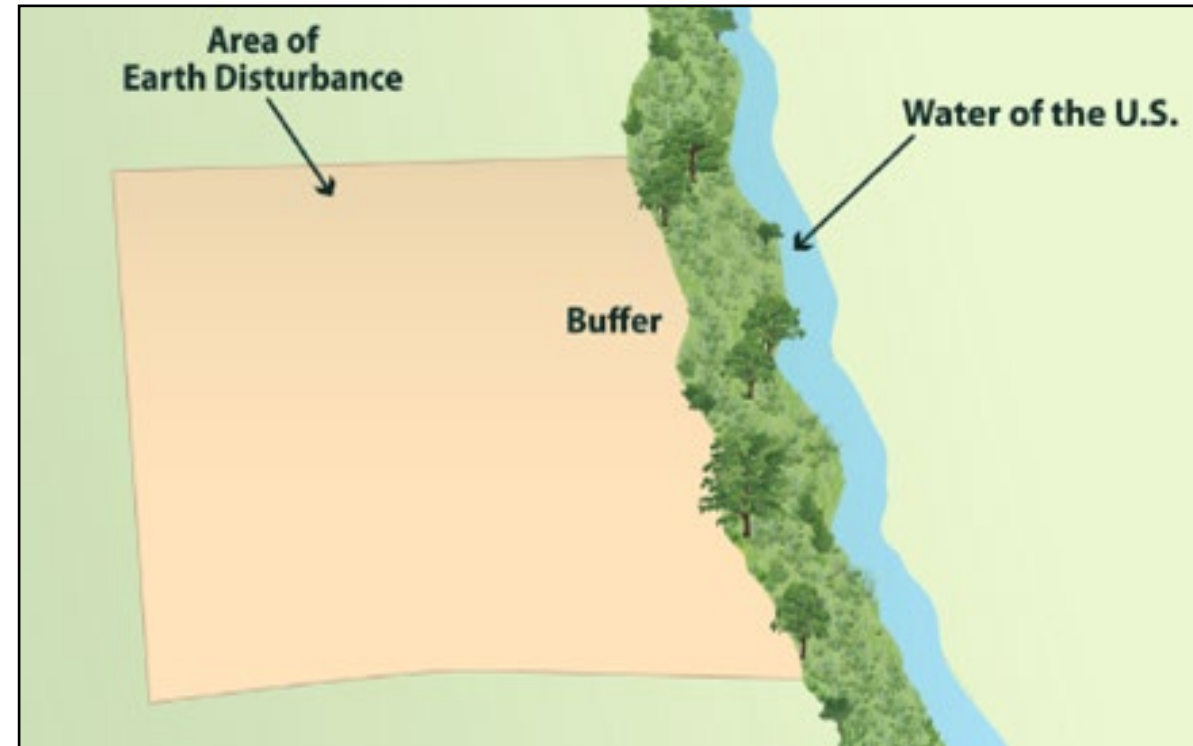
Notable Changes in the CSGP

- Natural Buffer Requirement:

- Preserve existing natural buffers adjacent to a water of the state to promote infiltration and provide protection of the water resource, unless infeasible.

The buffer is required to be:

- ◆ Maintained at a minimum width of fifty (50) foot where the existing buffer is fifty (50) foot or more
- ◆ Maintained in its entirety where the buffer is less than fifty (50) foot



Notable Changes in the CSGP

- Vegetation Establishment:

- In discussion with U.S. EPA, IDEM has modified the draft permit to include one standard and eliminate the requirement to:
 - ◆ Initiate stabilization immediately and complete stabilization within seven (7) days for sites discharging to a water on the current 303(d) List of Impaired Waters or with a U.S. EPA-approved TMDL



- Standard: Initiate stabilization by the end of the seventh (7) day for those areas of the site that are idle or planned to be left idle. Completed within 14 days

Notable Changes in the CSGP

- Project Management and Self-monitoring:
 - In discussion with U.S. EPA, IDEM has modified the draft permit to include one standard and eliminate the requirement to:
 - ◆ Perform self-monitoring once per week and following one-quarter (0.25) inch of rainfall for projects discharging directly to a water on the current 303(d) List of Impaired Waters or with a U.S. EPA-approved TMDL
 - Standard: inspect once per week and following a rain event of one-half (.5) inch
 - Limited to three (3) inspections per week
 - The CSGP allows pre-rain event inspections to count





Online Applications

The IDEM Regulatory Portal is required for all activities associated with the CSGP:

- U.S. EPA eReporting Rule
- Construction/Stormwater Pollution Prevention Plans (SWP3):
 - MS4 owned/operated projects (SWCD does not review on behalf of IDEM)
 - Projects outside of MS4 jurisdictions (SWCD does not review on behalf of IDEM)
 - State owned and operated projects
- Notices of Intent
- Notices of Termination for MS4 regulated sites:
 - MS4s are required to verify projects are eligible for termination:
 - ◆ IDEM Notice of Termination form (IDEM will be developing a field verification form)
 - ◆ Email from MS4 to regulated entity
 - ◆ Site inspection



Online Applications

The IDEM Regulatory Portal information and features:

- **nSITE Explorer:**

- An option for the general public to view projects with permit coverage under the CSGP, including:
 - ◆ NOIs and NOTs
 - ◆ Plans submitted to IDEM
 - ◆ Correspondence from IDEM

- **IDEM Regulatory ePortal:**

- As adoption increases, IDEM will use the system to communicate with permittees
- IDEM plans to use the system for the Wetlands program