

Understanding Construction Storm Water Permitting

Are you following the rules to control storm water runoff from your construction site? The following information will help determine the permit coverage you need.

There are two categories of construction activities that require permit coverage: small and large.

Small construction sites disturb at least one acre and less than five acres of soil.

Large construction sites disturb five acres or greater, or less than five acres but part of a larger common plan of development ultimately disturbing five acres or greater.

Before construction begins, construction site operators should:

- obtain a copy of the TCEQ Construction General Permit (Permit No. TXR150000), and
- determine if the site requires authorization to discharge storm water.

Small construction site operators should:

- complete and submit a Rainfall Erosivity Waiver Form; or
- complete and post a site notice

(template attachment 1 at the end of Permit No. TXR150000) if you qualify under the Low Potential for Erosion according to Part II of the Permit, and provide a copy of the site notice to the local municipal separate storm sewer system (MS4) at least two days prior to commencing construction activities; or

- develop and implement a Storm Water Pollution Prevention Plan (SWP3), complete and post a site notice (template attachment 2 at the end of Permit No. TXR150000), and provide copy of the site notice to the (MS4) at least two days prior to commencing construction activities.

Large construction site operators should:

- develop and implement a Storm Water Pollution Prevention Plan (SWP3) prior to construction;
- submit a Notice of Intent (NOI) with a check for \$100 to TCEQ two days prior to construction activities (24 hours if submitting

online) and provide a copy of the NOI to the local municipal separate storm sewer system (MS4);

- post a copy of the NOI on site and the site notice;
- after completing construction activities, submit a Notice of Termination (NOT) prior to August 31 to avoid being charged an annual water quality fee.

Once the construction activity begins, regulated small and large construction site operators must perform inspections as required by Part III.F.8. of Permit No. TXR150000.

A copy of the permit, forms, and compliance assistance tools may be obtained on the Web at www.sblga.info. Click on the link "Assistance Tools for Storm Water Permitting."

For detailed information on construction storm water permitting, contact the TCEQ Small Business and Local Government Assistance section at 800/447-2827. ■

