

FACT SHEET

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
GENERAL PERMITS GAR100001, GAR100002 , GAR100003 FOR
STORM WATER DISCHARGES ASSOCIATED WITH
CONSTRUCTION ACTIVITY**

ADDENDUM

FACT SHEET

**STATE OF GEORGIA
DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION DIVISION**

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
GENERAL PERMITS NO. GAR100001, NO. GAR100002 AND NO. GAR100003 FOR
STORM WATER DISCHARGES ASSOCIATED WITH
CONSTRUCTION ACTIVITY**

September 23, 2013

EXECUTIVE SUMMARY

The public notice comment period for the Permits expired August 30, 2013. In response to the comments received, the following revisions have been incorporated into the Permits.

SUMMARY OF CHANGES TO PART I. COVERAGE UNDER THIS PERMIT

The definition of "Design Professional" has been further clarified as follows:

"Design Professional" means a professional licensed by the State of Georgia in the field of: engineering, architecture, landscape architecture, forestry, geology, or land surveying; or a person that is a Certified Professional in Erosion and Sediment Control (CPESC) with a current certification by EnviroCert International, Inc. ***Design Professionals shall practice in a manner that complies with applicable Georgia law governing professional licensure.***

The definition of "Erosion, Sedimentation and Pollutions Control Plan" or "Plan" was added as delineated below:

"Erosion, Sedimentation and Pollution Control Plan" or "Plan" means a plan for the control of soil erosion, sediment and pollution resulting from a construction activity.

The definition of "Sub-contractor" has been further clarified in the Stand Alone and Infrastructure permits as follows:

"Sub-contractor" means an entity employed or retained by the permittee to conduct any type of construction activity (as defined in this permit) at a **stand alone construction site**. Sub-contractors must complete the appropriate certification course approved by the Georgia Soil and Water Conservation Commission in accordance with the provisions of O.C.G.A. 12-7-19. ***Sub-***

contractors are not permittees unless they meet the definition of either a primary, secondary or tertiary permittee.

“Sub-contractor” means an entity employed or retained by the permittee to conduct any type of construction activity (as defined in this permit) at an **infrastructure construction site**. Sub-contractors must complete the appropriate certification course approved by the Georgia Soil and Water Conservation Commission in accordance with the provisions of O.C.G.A. 12-7-19. ***Sub-contractors are not permittees unless they meet the definition of either a primary, secondary or tertiary permittee.***

SUMMARY OF CHANGES TO PART IV. EROSION, SEDIMENTATION AND POLLUTION CONTROL PLAN

Each Erosion, Sedimentation and Pollution Control Plan must include a completed checklist. The following language has been added to Part IV.D.1. of the Permits for additional clarification:

“Each plan shall include a ***completed*** Erosion, Sedimentation and Pollution Control Plan Checklist established by the State Soil and Water Conservation Commission as of January 1 of the year in which the land-disturbing activity was permitted ***and amendments to the applicable Checklist as approved by the State Soil and Water Conservation Commission up until the date of the NOI submittal.*** The applicable checklists are available on the EPD website, www.gaepd.org.”

For infrastructure construction projects, the primary permittee must retain the design professional who prepared the Erosion, Sedimentation and Pollution Control Plan (Plan), or an alternative design professional approved by EPD in writing, to inspect the installation of the initial sediment storage requirements and perimeter control BMPs within seven (7) days after installation.

The proposed language for **linear infrastructure projects** has been further clarified in the Infrastructure permit as follows:

“Alternatively, for linear infrastructure construction projects, the primary permittee must retain the design professional who prepared the Plan, or an alternative design professional approved by EPD in writing, to inspect the installation of (a) the sediment storage requirements and perimeter control BMPs for the ***“initial segment”*** of the linear infrastructure project and (b) all sediment basins within the entire linear infrastructure project within seven (7) days after installation. ***For the purposes of the specific requirements in Part IV.A.5.,*** the disturbed acreage of the ***“initial segment”*** of a ***linear infrastructure project*** must be equal to or greater than 10% of the total estimated disturbed acreage for the linear infrastructure project but not less than one (1) acre.”

Memo

To: Local Issuing Authorities, Design Professionals, Plan Reviewers and Other Interested Parties

From: The Georgia Soil and Water Conservation Commission and the Georgia Environmental Protection Division

cc: Brent Dykes, Executive Director, GSWCC
Jud Turner, Director, GAEPD

Date: March 5, 2012

Re: Checklist Requirements for Projects Less Than One Acre Not Part of a Common Development but Within 200 Feet of Perennial State Waters (O.C.G.A. 12-7-17(8))

If the subject project is less than one acre and not part of a common development or sale, but within 200 feet of any perennial State waters, a local Land Disturbing Activity (LDA) permit and an Erosion, Sedimentation and Pollution Control (ES&PC) Plan are required (O.C.G.A. 12-7-17(8)). Applications for a local Land Disturbing Activity permit and copies of the ES&PC Plan must be submitted to the Local Issuing Authority for review and approval or disapproval.

O.C.G.A. 12-7-17(8) is not applicable if the land disturbing activity is the construction of a single-family residence that is not part of a common development or sale and is less than one acre - a local Land Disturbing Activity permit is not required (O.C.G.A. 12-7-17(4)); however, the minimum requirements of O.C.G.A. 12-7-6 are applicable (e.g., ES&PC Plan and State-mandated buffers) and should be enforced by the Local Issuing Authorities.

ES&PC Plans must be prepared in accordance with the appropriate ES&PC checklist released by the Georgia Soil and Water Conservation Commission (GSWCC) each calendar year; however, not all items on the checklist are required for the subject projects (Attachments).

For “stand alone” construction projects that are less than one acre and not part of a common development or sale, but within 200 feet of any perennial State waters, the following checklist requirements are not applicable: 10, 14, 18,19, 20, 23, 27, 28, 31, 33, 34, 36, 37 and 40 - 48.

For “infrastructure” construction projects that are less than one acre and not part of a common development or sale, but within 200 feet of any perennial State waters, the following checklist requirements are not applicable: 13, 17, 18, 25, 26, 29, 31, 32, 34, 35 and 38 - 46.

Coverage under the State General Permits for Stormwater Discharges Associated with Construction Activities is not required for projects less than one acre and not part of a common development.

For further assistance please contact Ben Ruzowicz, GSWCC Technical Specialist at (706) 552-4470.