LET'S TALK...

Construction Storm Water

TUESDAY, FEBRUARY 8
10AM-noon • WebEx
Agenda

- Housekeeping and Introductions
- Three Presentations (~ 20 minutes each)
- 5-minute break
- Panel discussion
Housekeeping

• All participants are muted.

To Join by a Video System:

Dial 24839448104@sonvideo.webex.com
You can also dial 173.243.2.68 and enter the event number: 2483 944 8104

• If you are having audio issues when connecting via computer, please call in via phone at: 1-408-418-9388 Access Code: 2483 944 8104

• This event will be recorded and available at: http://dee.ne.gov/NDEQProg.nsf/OnWeb/VideoEvent

• Alternatively, you can find this and past events on the agency’s homepage at http://dee.ne.gov
  • Type in “Video Events” (without quotes) in the search bar.
Questions

• Please feel free to submit questions in chat throughout the presentations as they come to mind.

• We will discuss questions with the panel following our break.

• We can stay on longer than the originally scheduled end time to answer questions.

• The slide deck and Q & A document will be uploaded to the video events page following the event.
ABOUT THE WEBINAR
• The Construction Storm Water (CSW) event is intended for individuals who are seeking coverage under the General CSW permit issued by the NDEE. The first hour will be a series of three 20-minute presentations including permitting system tutorials for Nebraska Game and Parks Commission and the NDEE. Presentations will be followed by a short break and panel discussion.

The panel will have experienced professionals to address questions and provide an opportunity for open dialogue to discuss compliance strategies regarding the General CSW permits. This event is open to the general public and any interested stakeholders or permittees.

Let’s Talk is a new panel discussion series hosted by NDEE. The CSW discussion and webinar is the first of four events that are currently planned in 2022. More information on upcoming Let’s Talk events will be released as it is available.
CSW Webinar

February 8, 2022
Cay Ewoldt, Supervisor
NPDES & State Permits Section
Cay Ewoldt
Section Supervisor
402-471-4288

Patrick Ducey
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Individual
Hydrostatic
Dewatering
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Lisa Giesbrecht
402-471-8832
Individual
ISW

Rebekah Simmons
402-471-8330
Individual
CSW
Ag

Jordan Jaeger
402-471-0098
Individual
CSW
Ag

Hannah Lionberger
402-471-4206
Individual
ISW
Ag
NER210000
Construction
Storm Water
General Permit
01 NER210000 Permit Updates
02 Online Application Process
03 CERT Review
04 SWPPP Reviews
05 NOT Submittals
06 Compliance Section Update
● Permit numbers have been changed to correspond with anticipated issue year.
● Nebraska Department of Environmental Quality (NDEQ) has been updated to the Nebraska Department of Environment and Energy (NDEE).
● Site inspection schedules have been updated to include “every seven (7) days” and “excluding non business hours.
● All forms are now required to be submitted electronically on the NDEE website.
● SWPPPs are now required to be submitted with the NOI.
● Game and Parks CERT reviews are now required to be submitted with the NOI.
● Content clarifications have been made.
At least once every seven (7) calendar days, excluding non-business hours or

Once every 14 calendar days and within 24 hours of the occurrence of a storm event of 0.25 inches or greater, or the occurrence of runoff from snowmelt sufficient to cause a discharge, excluding non-business hours.
New Online Application
Reissued on December 1st, 2021
CERT Review from NGPC website

“No Effect” – Sign/date and Continue to NPDES CSW Permit Application

“May Effect” or “More Information Needed” – Sign/date then contact G&P for further review. *Attach Correspondence as additional information in Application

CSW Application for Notice of intent (NOI)
- Submit CERT + Correspondence
- Submit SWPPP
- Project Map
- Other Supportive Attachments

Once Submitted, the Certifying Official will get a DocuSign email to sign.

NDEE NOI Review (2-3 days)

Approved

Return to Applicant for Changes

The application will still have all of the information saved. The Applicant will need to fix the errors and resubmit.
The Certifying Official will get a new NOI DocuSign to replace the last one.

Is the project in Lancaster County?

Yes

City of Lincoln Review

NOI Approval Letter from the NDEE and the City of Lincoln.

No

Certifying Official and SWPPP Designer will receive an NOI Approval Letter.
NPDES Permit for Storm Water Discharges from Construction Sites (Construction Storm Water)

This information is provided by the Nebraska Department of Environment and Energy to assist the public and regulated community.

Form #: WAT012

General Permit

**The Construction Storm Water application process is now an online process**

Account Registration Instructions in the above PDF

Online Application Process *

This link takes you to the online application page. You may register for an account to use the online permit application process. Or, once you have an account, you can login to the application. Prior to completing your account registration, please note or record your userID, security questions and answers. The direct URL to the application page is: https://ecmp.nebraska.gov/DEQ-CSW *
CONSTRUCTION STORM WATER PERMIT

Getting Started

Select "New Application: Start Here!" below to begin the application process which will create a new application submission for review.

New Applications: Start Here!
Required – Storm Water Pollution Prevention Plan

Required - Attach Storm Water Pollution Prevention Plan (SWPPP) file(s) for upload into the application.

Accepted file types: PDF, JPG, GIF, and TIFF.

No attached documents were found.

Where will the SWPPP be located?
Before submitting Construction Storm Water Notice of Intent application, attach evaluation obtained from Nebraska Game and Parks Commission’s Conservation and Environmental Review Tool (CERT).

Accepted file types: PDF, JPG, GIF, and TIFF.

No attached documents were found.
CONSTRUCTION STORM WATER PERMITTING PROCESS SUBMISSION

Attach project map file(s) for upload into the application.

Required

Before submitting Construction Storm Water Notice of Intent application, attach map(s) or aerial photo(s) with enough detail to identify the location of the construction site and waters of the state within one mile of the site. Aerial photo of project area with project area delineated on the photo is preferred. (e.g. USGS 7.5 minute quad map, a portion of a city or county map, or equivalent map)

Browse...  Upload Map

Accepted file types: PDF, JPG, GIF, and TIFF.

Document ID  Document Type

No attached documents were found.
DocuSign Issues

- Links should be going to the Certifying Official’s email that is listed on the application.
- We can resend DocuSigns, but we will not accept “wet signature” copies.
- DocuSign links will come from “DocuSign Systems”, not NDEE.
- Documents expire after 30 days, but can be reuploaded. Call your CSW team for assistance.

Transferring CSW Permits

If the Certifying Official changes for any reason:

- Submit a new NOI application.
- Send us a memo stating the reason why, including both CSW numbers.
- Original documents can be used when submitting CERTs and SWPPPs.
If your CERT tells you there is a “potential impact on listed species”, you will need contact Nebraska Game and Parks for a further review. Once complete, submit the signed CERT as well as the letter from Game and Parks.
An EPA template is available to help guide you through the SWPPP development process and help ensure that your SWPPP addresses all the necessary elements stated in your CGP.

Consultant firms can produce their own templates, but they need to still address the elements stated in NER210000 General Permit.
<table>
<thead>
<tr>
<th>Site and Activity Description</th>
<th>The SWPPP describes the nature of the construction activity include in Part IV.B 1-3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Control Measures</td>
<td>The SWPPP describes the control measures implemented as required by Part IV.B 1-11</td>
</tr>
<tr>
<td>Non-Storm Water</td>
<td>The SWPPP identifies all allowable sources of non-storm water discharged listed in Part 1.C.2</td>
</tr>
</tbody>
</table>
| Endangered Species           | The SWPPP includes endangered species documentation required by Part IV.G 1-4  
*CERT can serve as documentation in the SWPPP |
| State and Local Requirements | Meets Part IV.I                                                                  |
| Inspections                  | Describe inspection schedules and procedures developed for your site.            |
Notice of Termination

CSW Status: NOI APPROVED

NOI Submission Date: 1/20/2022

NOT Submission Date: Not Submitted

Submit for Notice of Termination

CSW NOTICE OF TERMINATION (CSW-NOT)

Termination Prerequisites

- Final Stabilization Requirements

Have the final stabilization requirements been met on the entire site?

YES  NO

You may continue to submit your Notice of Termination request.

Back  Submit
NPDES Compliance Section
NPDES Environmental Specialist Inspection Regions

- Regions are updated for the Federal Fiscal Year 2022 (October 2021 through September 2022)
- Regions are divided among 8 inspectors
- Includes 2 Field Office locations
  - North Platte and Scottsbluff
Section Supervisor: Reuel Anderson 402-471-1367

Region 1: Jeff Stittle 308-530-0873
Region 2: Tim Lindeen 402-471-2186
Region 3: Matt Brauch 402-471-3682
Region 4: Mark Henning 402-471-2589
Region 5: Jason Windhorst 402-471-4205
Region 6: Paul Ramirez 308-641-7273
Region 7: Charlie deShazer 402-679-1429
Region 8: Randol Wehrbein 402-471-2936

NEBRASKA
DEPT. OF ENVIRONMENT AND ENERGY
Storm Water Compliance and Enforcement Summary Federal Fiscal Year 2021

Inspection
- 6 MS4 Inspections
- 130 Industrial Storm Water Inspections
- 72 Construction Storm Water Inspections

Letter of Noncompliance (LNCs)
- 30 Construction Storm Water Projects

Enforcement
- 1 Construction Storm Water Administrative Order
Construction Storm Water Inspections

50 Planned inspection in Fiscal Year 2022.

Inspections will include:
- Construction site selected by the NPDES Program
- Site named in Notifications of Environmental Concern from the public
- Notice of Terminations
- Follow up inspections based on formal or informal enforcement
NDEE Construction
Storm Water Inspections will focus on:

- Implementation and maintenance of controls and BMPs
- Efficacy of erosion and sediment controls
- Compliance with the Effluent Limitations Guidelines
- Documentation and Records
Construction Storm Water and Municipal Separate Storm Sewer Systems (MS4)

- Six (6) planned MS4 inspections in the Federal Fiscal Year 2022
- Inspections will include evaluations on construction site runoff control and post-construction runoff control
- Attending MS4 public involvement activity as invited or requested
- Provide feedback or assistance on public education materials
Notification from the Public

- Approximately 60 notifications received since January 2021
- Most complaints concern urban development
- Common concerns reported:
  - Track out
  - Blowing trash
  - Erosion
  - Sediment discharged off site to Waters of the State or neighboring property
● Failure to obtain authorization
● Insufficient documentation
● Availability of documentation/signage
● Failure to implement SWPPP
● Failure to maintain BMPs and controls
● Controls or BMPs not effective
● Failure to conduct routine inspections
● Concrete washout
● Failure to respond to local inspections
NDEE Outreach and Assistance

- Work with stakeholders to improve compliance
  - MS4’s
  - Permittees
  - Public
- Create and improve guidance documents
  - Clarify requirements
  - Templates
- Improve communication at the time of inspection
  - Site contacts
- Request assistance