

TPDES General Storm Water Permits
Update - 10/09/2007

1. *Small Municipal Separate Storm Sewer Systems (Phase II MS4), TPDES General Permit Number TXR040000*
 - General permit issued August 13, 2007 (5-year term).
 - NOI with attached SWMP is due on February 11, 2008 (180 days following issuance of the general permit). Estimate approximately 500 applications.
 - Coverage is required for any MS4 located in an Urbanized Area (UA), based on 2000 Census. Only the portion located in the UA is regulated. No additional MS4s have been designated at this time.
 - Regulated MS4s are required to implement a comprehensive SWMP to submit with the NOI for approval. Public notice of the NOI is required. E-Permitting not currently available.
 - Technical Requirements:
 - Implement SWMP that includes the following minimum control measures (MCMs):
 - Public education and outreach on storm water impacts
 - Public involvement/participation
 - Illicit discharge detection and elimination
 - Construction site storm water runoff control
 - Post-construction storm water management in new development and redevelopment
 - Pollution prevention/good housekeeping for municipal operations
 - *Optional 7th MCM* – in lieu of the CGP, could authorize discharges from construction activities in the regulated area where the MS4 operator is a construction site operator
 - Reduce discharge of pollutants from the MS4 to the maximum extent practicable (MEP).
 - Protect water quality.
 - Include structural best management practices (BMPs) for each MCM.
 - For each MCM, establish measurable goals and assess efforts to meet goals.
 - Fully implement the SWMP by August 12, 2012 (5 years from issuance date).
 - Notice of Change (NOC) required for any changes to SWMP.
 - Waivers available where MS4 serves less than 1,000 people within UA(s).

2. *Construction General Permit (CGP), TPDES General Permit Number TXR150000*
 - CGP issued on March 5, 2003 (5-year term). 44,000+ sites have submitted NOIs for coverage. Over 20,000 are currently “active.”
 - Renewal currently in progress. Public comment ended October 3, 2007 (public meeting held in Austin). Public comment period for fee changes only was extended until October 26, 2007.
 - Summary of Proposed Changes:
 - Combine the application fee and annual fee, which would eliminate billing each year for Water Quality fee. The proposed fee includes an incentive for electronic submittal: Paper NOIs must be accompanied by a \$325.00 fee, and electronic NOIs would require a \$225.00 fee.
 - Revise the proposed date of provisional coverage when submitting a paper NOI to be 10 days rather than two days. This would help to ensure that TCEQ has received the NOI prior to construction being allowed to commence, and will also provide additional incentive for electronic NOI submittal.
 - Revise the definition of “operator” to be consistent with the existing NPDES CGP issued by the U.S. EPA. All operators must implement SWP3 and post a site notice; however, the requirement to submit an NOI would still be consistent with the existing TPDES CGP.
 - Replace the existing numeric effluent limits for storm water runoff from concrete batch plants with benchmark sampling and SWP3 requirements. This would be consistent with the MSGP as well as the TPDES Permit for Concrete Production Facilities, TXG110000.
 - Clarify that concrete wash out water may be authorized by the CGP provided that certain requirements are met. The requirements are consistent with the existing TPDES General Permit for Concrete Production Facilities, TXG110000.

3. *Multi Sector General Permit (MSGP), TPDES General Permit Number TXR050000*

- MSGP renewal issued on August 14, 2006 (5-year term)
- Over 7,000 industrial facilities currently discharge under the MSGP. Notice of Intent (NOI) application fee is \$100 and annual water quality fee is \$200.
- Over 3,000 facilities operate under a conditional no-exposure exclusion. No Exposure Certification (NEC) application fee is \$100. No annual water quality fee.
- Benchmark sampling required once per six months. First report due March 31, 2008.

Additional Information

- ePermitting is available for MSGP and CGP, and ePay is available for application fees and annual fees for all storm water permits: <http://www.tceq.state.tx.us/e-services/>
- Facilities with a poor compliance history are not eligible for coverage under a water quality general permit.
- An alternative to coverage under a general permit is coverage under an individual water quality permit.
- Contact information for technical questions: Storm Water & Pretreatment Team (MC-148); (512) 239-4671; SWGPA@tceq.state.tx.us
- Permitting Web Site: http://www.tceq.state.tx.us/nav/permits/sw_permits.html
- Small Business & Local Government Assistance: www.sblga.info, click on “Assistance Tools for Storm Water Permitting”