

# MS4 Permit Transfer Update

Cindy Edwards,  
Water Quality Program Manager  
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## **Key Issues:**

- ✓ There are 6 Program Areas in the Permit that need to be transferred:
  - 1. Public Education and Outreach
  - 2. Public Participation/Involvement
  - 3. Illicit Discharge Detection and Elimination (IDDE)
  - 4. Construction Site Runoff Controls (GESC)
  - 5. Post-Construction Site Runoff Controls BMPs (Permanent BMPs)
  - 6. Pollution Prevention / Good Housekeeping (Municipal Operations)
- ✓ Two programs are straightforward and are easily transferred to SEMSWA (Education and Public Involvement)
- ✓ Three of the programs have elements that require coordination in processes to fully execute the necessary authority, permitting, and enforcement roles SEMSWA will need to fulfill the permit requirements (IDDE, GESC, and Permanent BMPs)
- ✓ One program area, the management program for Municipal Operations, requires significant coordination because it requires the City and County to implement Runoff Control Plans for facilities and specific procedures for operations, that will then be verified for compliance by SEMSWA

### **Permit Transfer Components SEMSWA has completed to date:**

- ✓ Completed Preliminary Application to CDPHE that indicates our Notice of Intent to apply for MS4 Permit on behalf of City, County, and Districts
  - Attended several meetings with State to determine what is necessary for permit transfer
  - State indicated SEMSWA needs IGA's with each of the entities that clearly defines roles and responsibilities for permitting, inspections, and enforcement for the transfer to be recognized by the State
  - Presently in final negotiation phase for the IGA with the City
- ✓ Developed plan referral review process for City and County land use cases and are presently coordinating these reviews with the entities
- ✓ Developed SEMSWA permit system and programs for GESC, including in-house permitting capability for GESC permits
  - SEMSWA has transitioned 50+ projects from City GESC permits to SEMSWA process
  - Begun issuing GESC permits out of SEMSWA office
  - Hired new inspection staff for GESC permit program

### **Where we are at with the Permit Transition**

- ✓ City:
  - Process is well underway; have received City comments on the draft IGA
  - Regularly scheduled transition meetings (every 2 weeks)
- ✓ County:
  - Process has been slower, but work already completed to date on the IGA with the City will accelerate process with the County considerably
  - Have requested weekly or bi-weekly meetings with the County to move the IGA forward
  - Program 6 (Municipal Operations) issues are quite far along as a result of regular meetings with the County Environmental Coordinator
  - Need to focus on Land Development aspects to speed those permitting and inspection processes along
- ✓ Districts
  - Much easier; no land use component and non-standard permit
  - Draft MOUs being negotiated at this time
  - Issues: 1) Design and maintenance of required Water Quality facilities, 2) those portions of District(s) boundaries in Douglas County (a separate MS4)
- ✓ Have contracted with CH2M Hill to coordinate transition meetings and keep the deadline of December 31, 2007 in focus
- ✓ On track to apply for permit by December 31, 2007