



Vermont Department of Environmental Conservation
Watershed Management Division
Main Building, Second Floor
One National Life Drive
Montpelier, VT 05620-3522

Agency of Natural Resources

(phone) 802-828-1535
(fax) 802 828-1544

October 1, 2013

Town of Essex
Attn: Dennis Lutz
81 Main Street
Essex Junction, VT 05452

Re: Authorization to Discharge Permit No. 7025-9014

Dear Mr. Lutz,

The Department of Environmental Conservation has reviewed the Town of Essex's Notice of Intent for authorization to discharge stormwater from the municipal separate storm sewer system (MS4) under General Permit 3-9014. A ten-day comment period was provided after the NOI submittal. No public comments were received.

The Department has determined that the stormwater management plan, included with the NOI, complies with the terms and conditions of the General Permit. The MS4 discharge is therefore eligible for coverage under General Permit 3-9014.

Enclosed is your Authorization to Discharge pursuant to General Permit 3-9014, which has been signed by the Stormwater Program Manager on behalf of the Commissioner of the Department of Environmental Conservation.

If you have any questions pertaining to this authorization, please contact Christy Witters at christy.witters@state.vt.us or at (802) 490-6173.

Sincerely,

A handwritten signature in cursive script that reads "Christy Witters".

Christy Witters
MS4 and MSGP Program Coordinator
Stormwater Management Program

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION
 AUTHORIZATION TO DISCHARGE UNDER
 MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)
 GENERAL PERMIT 3-9014

A determination has been made that the applicant:

Town of Essex
 81 Main Street
 Essex Junction, VT 05452

meets the criteria necessary for inclusion under General Permit 3- 9014. Hereinafter the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9014, the permittee is authorized to discharge stormwater from the small Municipal Separate Storm Sewer System (MS4) located in Essex, Vermont.

Compliance with General Permit 3-9014 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9014, including the payment of annual operating fees to the Department. A billing statement for such fees will be sent to the permittee each year. The first year's statement is enclosed. Any permit non-compliance constitutes a violation of 10 V.S.A. Chapter 47 and may be grounds for an enforcement action or revocation of this authorization to discharge.

Stormwater Impaired Waters Reporting Deadlines

The permittee shall submit a report on a semi-annual basis on the permittee's development and implementation of the Flow Restoration Plan (FRP). The FRP report shall be submitted every year on October 1st and every year on April 1st with the MS4 Annual Report.

Due Date	Compliance Item
January 2, 2014	Submit to the Secretary for approval a plan for meeting the requirements of IV.C.1(e)(7) (flow monitoring plan).
April 1, 2014	Submit Annual Report and FRP Report
	Submit to the Secretary for approval a plan for addressing expired state stormwater permits discharging to the permittee's MS4 system.
	Identify the process the permittee intends to use to meet the requirements of IV.C.1 (development of FRP).
October 1, 2014	Submit verification of implementation of the flow monitoring plan, per IV.C.1(e)(7).
	Submit FRP Report
April 1, 2015	Submit Annual Report and FRP Report
October 1, 2015 (continued on next page)	Submit FRP Report
	Submit a report verifying that all existing stormwater systems with expired permits are now in compliance with the existing expired permit or subject to a NPDES RDA permit, including verification that all required maintenance has been performed.

Due Date	Compliance Item
October 1, 2015	Begin developing a LID technical assistance program for landowners
	Submit a report on how the permittee is protecting and regulating development in stormwater impaired stream corridors
	Submit a plan for enhanced protection of stormwater impaired stream corridors
April 1, 2016	Submit Annual Report and FRP Report
October 1, 2016	Submit FRP Report
	Submit a complete FRP to the Secretary for approval
April 1, 2017	Submit Annual Report and FRP Report
Subsequent October 1 and April 1	Continue to submit Semi-Annual and Annual Reports until the Agency issues a new Authorization to Discharge under a reissued MS4 permit or its replacement.

Right to Appeal to the Environmental Court

Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach to the Notice of Appeal the entry fee of \$250.00, payable to the state of Vermont. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at www.vermontjudiciary.org. The address for the Environmental Court is 2418 Airport Road, Suite 1, Barre, VT 05641 (Telephone #802-828-1660).

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on October 1, 2013 and shall continue until December 5, 2017.

Dated this 1st day of October, 2013.

David K. Mears, Commissioner
Department of Environmental Conservation

By Padraic Monks
Padraic Monks, Stormwater Program Manager
Stormwater Management Program