

DEQ Form
606-002A
Sept. 27, 2022



**Oklahoma Department of Environmental Quality Notice of Intent (NOI)
for Stormwater Discharges Associated with Construction Activity under
the OPDES Construction General Permit OKR10**

Submission of this NOI constitutes notice that the party identified in Section I of this form intends to be authorized by DEQ for stormwater discharges associated with construction activity on land disturbance equal to or greater than one acre, or less than one acre of total land area that is part of a larger common plan of development or sale in the State of Oklahoma. Becoming a permittee obligates such discharger to comply with the terms and conditions of this permit. To obtain an authorization from DEQ, this form must be complete with all the pertinent information.

All associated fees must be submitted with this NOI. See instructions for completing the NOI on pages 4 and 5 of this form.

NEW APPLICATION AMENDMENT/MODIFICATION RENEWAL Existing Authorization Number: **OKR10**_____

I. Operator Information *For type of entity, select federal, state, private or municipal.*

Operator Name: _____ Phone: _____

Mailing Address: _____ Type of entity: _____

City: _____ State: _____ Zip Code: _____

Operator has operational control over: - Plans and specifications and/or - Day-to-day construction activities

Operator's Point of Contact (Name): _____ Title: _____

Phone: _____ E-mail: _____

II. Site/Project Information *Provide latitude/longitude of the center of the site or start/end of the linear project.*

Site/Project Name: _____

Site/Project Address: _____ SIC: _____

City: _____ County: _____ Zip Code: _____

Site/Project's Point of Contact: _____ Title: _____

Phone: _____ E-mail: _____

Site/Project's Consultant: _____ Title: _____

Phone: _____ E-mail: _____

Description of activity: _____

Latitude: _____ Longitude: _____

Estimated construction start date: _____ Estimated construction end date: _____

Total area of the construction site: _____ acres Estimated area to be disturbed: _____ acres

Current total impervious area: _____ acres Post-construction total impervious area: _____ acres

Post-construction runoff coefficient of the site: _____ Soil and fill material description: _____

Is this site/project part of the common plan of development or sale?

- No - Yes, please provide current authorization number (if applicable): OKR10 _____

III. Notification of Multiple Operators

Are there other operators associated with this site/project?

- No - Yes: - All operators will be covered under this authorization.
 - All, or some, operators will be obtaining a separate authorization and will be documented in the SWP3.
 - New owner/operators will be obtaining a separate authorization and will be documented using Form 605-NCO Notification of Change of Ownership (NCO) which will be kept with the SWP3.

IV. Site/Project Discharge Information *Use additional sheets of paper if necessary.*

Does the site/project discharge stormwater into an MS4? No Yes _____ Name of the MS4 _____

Name of all Receiving Waterbodies	Is the waterbody impaired? If so, what are its impairments? <input type="checkbox"/> Yes <input type="checkbox"/> No	Is there a TMDL for that impairment? <input type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Endangered Species Eligibility

- a. My site/project is not located within any of the corridors of federal and state identified Aquatic Resources of Concern (ARC).
- b. My site/project is located within a corridor of federal and state identified ARC.
- c. If one of the eligibility criteria cannot be met, I may use Addendum D for equivalent sediment controls.
- d. I am required to have an Endangered Species Act Section 7 consultation process.
- e. I am relying on another permittee's certification of eligibility and agree to comply with the conditions of that certification.

V. Stormwater Pollution Prevention Plan (SWP3) Information

Has the SWP3 been prepared and is it available on-site for review? Yes (SWP3 must be developed prior to NOI submittal)
 Is the operator registered and in good standing with the Secretary of State of Oklahoma? Yes No
 Does your site/project have construction support activities? Yes (asphalt batch plant) Yes (concrete batch plant)
 Other (e.g., equipment storage yards, material storage areas, excavated material disposal areas, borrow areas, etc.) No

Proposed Best Management Practices (BMPs) to control pollution in the stormwater discharges, check all that apply:

- | | | | |
|--|--|--|---|
| <input type="checkbox"/> Construction phased | <input type="checkbox"/> Sediment basin/trap | <input type="checkbox"/> Mulching/seeding/sodding | <input type="checkbox"/> Vegetated buffer |
| <input type="checkbox"/> Vehicle/concrete wash-out | <input type="checkbox"/> Site inspection | <input type="checkbox"/> Diversion dikes | <input type="checkbox"/> Inlet protection |
| <input type="checkbox"/> Construction entrances | <input type="checkbox"/> Silt fence | <input type="checkbox"/> Waste management | <input type="checkbox"/> Stream crossings |
| <input type="checkbox"/> Spill prevention/cleanup | <input type="checkbox"/> Employee training | <input type="checkbox"/> Compost blanket/geotextiles | <input type="checkbox"/> Check dams |
| <input type="checkbox"/> Construction sequencing | <input type="checkbox"/> Riprap | <input type="checkbox"/> Gradient terraces | <input type="checkbox"/> Silt dikes |

Other BMPs: _____

Post-construction Best Management Practices for construction activities, check all that apply:

- | | | | |
|---|--|---|--|
| <input type="checkbox"/> Narrow street/turnaround | <input type="checkbox"/> Wet/dry pond | <input type="checkbox"/> Protected natural features | <input type="checkbox"/> Vegetated filter strips |
| <input type="checkbox"/> Eliminated curbs & gutters | <input type="checkbox"/> Wetland | <input type="checkbox"/> Infiltration basin/trench | <input type="checkbox"/> Porous pavement |
| <input type="checkbox"/> Bio-retention/rain gardens | <input type="checkbox"/> Riparian | <input type="checkbox"/> Redevelopment/retrofit | <input type="checkbox"/> Grassed swales |
| <input type="checkbox"/> Low impact development | <input type="checkbox"/> Green designs | <input type="checkbox"/> Conservation easements | <input type="checkbox"/> Retrofit |

Other BMPs: _____

VI. Required Attachments

- A legible site map showing your facility location and boundaries, including support activities, and all waters of the state within one mile of the site.
- Application fee (\$100.00) and first-year permit fee (\$347.71) or Fees have already been paid

VII. Certification

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I have no personal knowledge that the information submitted is other than true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Print Name: _____ Title: _____

E-mail: _____ Phone: _____

Signature: _____ Date: _____

For DEQ use only: Assigned Authorization Number: OKR10_____



Instructions for Completing NOI Form 606-002A for Stormwater Discharges Associated with Construction Activities on Sites of One or more acres under the OPDES Construction General Permit OKR10

Who Must File an NOI Form

Under Section 402(p) of the Clean Water Act and regulation at 40 C.F.R. § 122.26, adopted and incorporated by reference in Oklahoma Administrative Code (OAC) 252:606-1-3(b)(3)(L), stormwater discharges associated with construction activities are prohibited to waters of the state unless authorized under an Oklahoma Pollutant Discharge Elimination System (OPDES) permit from the Oklahoma Department of Environmental Quality (DEQ). Operators of construction sites where one or more acres are disturbed and smaller sites that are part of a larger common plan of development or sale where there is a cumulative disturbance of at least one acre must obtain coverage under the OPDES Construction General Permit (CGP) OKR10 by submitting a completed NOI to DEQ. If you have questions regarding permit coverage under the Stormwater Program, you may call the Stormwater Unit of Environmental Complaints and Local Services (ECLS) of DEQ at (405) 702-6100 or email to ecls-stormwaterpermitting@deq.ok.gov.

Completing the NOI Form

To complete an NOI form, type or print in all the appropriate places of the form. Check the appropriate box whether you are filing for a new application, amendment/modification, or renewal of your current permit authorization. Enter your current authorization number if you are applying for permit amendment/modification or renewal.

Section I. Operator Information

Provide the legal name, mailing address and telephone number of the company/firm, public organization, or any other entity that either individually or together meets the following two criteria: (1) have operational control over construction plans and specifications, including the ability to make modifications to those plans and specifications (e.g., in most cases this is the owner of the site); and/or (2) have the day-to-day operational control of those activities at the site necessary to ensure compliance with Stormwater Pollution Prevention Plan (SWP3) and/or other permit conditions (i.e., they are authorized to direct workers at a site to carry out activities required by the permit; in most cases this the general contractor of the project). Also enter the name, title, phone number, and email address for the operator's point of contact.

Section II. Site/Project Information

Provide the site/project's official or legal name, phone number and street address or general location information (e.g., Intersection of State Highways 61 and 34). Also provide the name, title, phone number, and email address for the site/project's point of contact.

Indicate the purpose of the project (e.g., residential subdivision, commercial building, road and/or bridge, wind farm, etc.).

Provide latitude and longitude of the construction project or site (at the center of the site). Latitude and Longitude can be obtained online at DEQ and USGS's websites or other mapping tools.

Provide the estimated starting and ending dates of the construction on site or project. The date must be provided in MM-DD-YYYY where MM is the month, DD is the date and YYYY is the year. Provide total area of construction site, and estimated area to be disturbed in acres. Provide total impervious area before construction starts (pre-construction) and total impervious area after construction completed (post-construction) in acres.

Provide post-construction runoff coefficient of the site after the construction addressed in the NOI is completed. Operator may use recommended runoff coefficients in Addendum E of the OKR10 permit. Average coefficients for composite areas may be calculated on an area weighted basis from $C = \frac{\sum C_i A_i}{\sum A_i}$, where C_i is the coefficient applicable to the area A_i .

Describe the nature of fill material and existing soil data describing soils (e.g., coarse-grained soils: gravels, sands, or fine-grained soils: silts and clays, and highly organic soils, etc.). Operators may use soil classification chart in Attachment 1 of Addendum D to determine the types of the soils on the site. Indicate whether this is the site of the common plan of development or sale. Enter the current OKR10 authorization number if it is part of a common plan of development or sale.

Complete the section on Endangered Species Eligibility by checking the appropriate box: (a) the site/project is not located within any of the corridors of the federal or state identified Aquatic Resources of Concern (ARC) and further investigation is not required; or (b) the site/project is located within a corridor of a federal or state identified ARC. Operators must provide and implement measures to protect the endangered or threatened species or their critical habitat; or (c) If one of those eligibility criteria under Part 2.5.B.3.b, d, or e cannot be met, operator may use Addendum D to evaluate alternatives of buffer requirements and select equivalent sediment controls or contact DEQ for further consultation; or (d) operator's federally approved construction activities are authorized by the appropriate federal or state agency and that authorization addresses the Endangered Species Act Section 7 consultation for the operator's stormwater discharge or stormwater-related activities. Operator selecting option d must include documentation from the United States Fish and Wildlife Service (USFWS) or a qualified biologist that demonstrates Section 7 consultation has been completed. The SWP3 must include any conditions resulting from that consultation; or (e) operator's stormwater discharges and stormwater-related activities were already addressed in another operator's certification of eligibility that included the proposed site/project area. Operator agrees to comply with any conditions attached to that certification.

Section III. Notification of Multiple Operators

Indicate whether all operators on the site will be covered under this authorization or have obtained/will obtain their own authorizations. If operators will be obtaining their own authorizations, indicate whether they will be documented in the SWP3 or, for new owner/operators, in Form 605-NCO which shall be kept with the SWP3.

Section IV. Site/Project Discharge Information

Indicate whether the site/project discharges stormwater to a Municipal Separate Storm Sewer System (MS4). If yes, enter the name of the MS4. A MS4 is defined as a conveyance or system of conveyances, including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains that are owned or operated by a state, city, town, borough, parish, district, association, or other public body which is designed or used for collecting or conveying stormwater.

Identify all the receiving waterbodies from the sites that discharge stormwater, including names of those waterbodies. Check appropriate box if the receiving waterbody is listed in DEQ 303(d) impaired waterbodies or drains to watershed with approved Total Maximum Daily Loads (TMDL) report. Identify the pollutant(s) for which the waterbody is impaired.

For a current list of MS4s in the State of Oklahoma, review the 2021 OKR04 Fact Sheet located at <https://www.deq.ok.gov/stormwater-permitting/okr04-municipal-stormwater>.



Instructions for Completing NOI Form 606-002A for Stormwater Discharges Associated with Construction Activity of One or More Acres under the OPDES Construction General Permit OKR10

Section V. Stormwater Pollution Prevention Plan (SWP3) Information

All sites/projects eligible for coverage under the CGP OKR10 permit must prepare a SWP3 prior to submitting the NOI to DEQ. The SWP3 is intended to document the selection, design, and installation of different control measures to meet the permit's non-numeric technology based effluent limitations, if applicable, numeric effluent limitations, and water quality-based effluent limitations contained in Part 3 of the Permit as well as to document compliance with other permit requirements. The SWP3 must be prepared by a qualified person in accordance with good engineering practices and to industry standards. The SWP3 is considered a "living document" and must be maintained/updated regularly to accurately reflect current site conditions. Check the appropriate box if the SWP3 has been prepared and is available on site. Check the appropriate box if the operator has registered for construction activities with the Secretary of State of Oklahoma.

List all the proposed Best Management Practices (BMPs) for construction activities. Operator must describe the proposed measures, including BMPs to control pollutants in stormwater discharges during construction. Specify any BMPs to be used if additional erosion and sediment controls are required by local government or due to specific site conditions.

List all the post-construction proposed Best Management Practices (BMPs) for construction activities. Operator must describe the proposed measures to be used to control pollutants in stormwater discharges that will occur after construction operations have been completed, including any BMPs to be used if additional erosion and sediment controls are required by local government or due to specific site conditions.

Section VI. Required Attachments

Submit the following with the NOI:

- A legible site map showing your facility location and boundaries, including support activities, and all waters of the state within one mile of the site, and
- The application fee and permit fee or indicate if fees have already been paid
 - Renewal NOI - \$100 application fee,
 - New NOI - \$447.71 (\$100 application fee and \$347.71 annual permit fee).

Section VII. Certification

Federal regulations require all permit applications and report shall be signed as follows:

For a corporation: by a responsible corporate officer, which means: (i) a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or (ii) the manager of one or more

manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental law and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents had been assigned or delegated to the manager in accordance with corporate procedures;

For a limited liability company (LLC): by a member, managing or otherwise;

For a partnership: by a general partner;

For a sole proprietorship: by the proprietor (owner); or

For a municipality, state, federal, or other public facility: by either a principal executive or ranking elected official.

Modifying an Existing NOI

After issuance of an authorization, an NOI modification may be submitted by a permittee if circumstances change (e.g., the area to be disturbed has increased from 20 acres to 40 acres). However, the modification of an NOI cannot be used if the area to be disturbed has decreased (e.g., the area to be disturbed has been changed from 40 acres to 20 acres). The amended NOI shall include the operator's assigned authorization number and request a change.

The original authorization number will be retained. DEQ will provide an acknowledgement by either mail or email that the amended NOI has been received and processed. Permittees must update their SWP3 to reflect the modification.

Submitting Your NOI Form and Required Attachments

The completed NOI form and all required attachments must be submitted to the following address, fax, or email:

Stormwater Unit of ECLS

Oklahoma DEQ

P.O. Box 1677, Oklahoma City, OK 73101-1677

Fax to (405)702-6226

Email to ecls-stormwaterpermitting@deq.ok.gov

Once DEQ's online NOI submission tool is made available, NOIs may also be completed and submitted electronically using that tool.