

EWA Phase II Compliance Table

Disclaimer: The Compliance Table for the Eastern Washington MS4 Permit lists specific tasks and due dates as guidance only. Any inadvertent discrepancies provided in this Table do not change the requirements established by the 2019 Eastern Washington Phase II Municipal Stormwater NPDES Permit.

Compliance with Standards

Permit Section	Deliverable	Due Date
S4.F.1	Notify Ecology in writing when becoming aware that a discharge from the MS4 is causing or contributing to a known or likely violation of Water Quality Standards.	Within 30 days of becoming aware of discharge.
S4.F.3	Review and revise Stormwater Management Program to meet AKART, and submit a report to Ecology.	Within 60 days of receiving Ecology notice, or date established by Ecology.

Stormwater Management Program

Permit Section	Deliverable	Due Date
S5.A.1	New Permittees - Develop and implement a Stormwater Management Program, including the SWMP Plan.	New Permittees - February 2, 2024. Annually, thereafter.
S5.A.4	Update Stormwater Management Program Plan of required activities and actions for the upcoming year.	Submit with Annual Report by March 31.
S5.A.5.a.i	Track number of activities implemented for each SWMP component.	Ongoing New Permittees - August 1, 2021
S5.A.5.a.ii	Track estimated cost of development and implementation of each SWMP component.	Provide to Ecology upon request.
S5.A.6.b	Written description of internal coordination process among departments.	Submit with Annual Report by March 31, 2021.

Public Education and Outreach

Permit Section	Deliverable	Due Date
S5.B.1	Implement Education and Outreach <u>Program</u> .	Ongoing New Permittees - August 1, 2021
S5.B.1.b Footnote 4	Measure understanding and adoption of targeted behaviors for at least 1 target audience in at least 1 subject area. Use results of education and outreach measurements to direct resources.	December 31, 2021 New Permittees - August 1, 2023

Public Involvement and Participation

Permit Section	Deliverable	Due Date
S5.B.2.a	Implement <u>Program</u> or policy for public input. Document in SWMP.	Ongoing New Permittees - August 1, 2020
S5.B.2.b	Post on website and make the latest version of Annual Report and SWMP available to public.	Annually - May 31

Illicit Discharge Detection and Elimination (IDDE)

Permit Section	Deliverable	Due Date
S5.B.3 Footnote 6	Implement and enforce an IDDE <u>Program</u> to prevent, detect, characterize, trace, and eliminate illicit discharges into MS4.	Ongoing New Permittees - August 1, 2021
S5.B.3.a Footnote 7	Update map of MS4.	August 1, 2023 New Permittees - February 2, 2024
S5.B.3.a.v	Document connections to the MS4 authorized or approved after August 1, 2019.	August 1, 2023
S5.B.3.a.ix	Electronic mapping format required with fully described mapping standards.	August 1, 2021
S5.B.3.b.i, Footnote 6	New Permittees - Implement ordinance or regulatory mechanism to prohibit illicit discharges and authorize enforcement actions.	New Permittees - August 1, 2021

Permit Section	Deliverable	Due Date
S5.B.3.b.vii	Revise regulatory mechanism to meet requirements of conditionally allowable and prohibited non-stormwater discharges.	February 2, 2023
S5.B.3.c.iv Footnote 9	Field assess at least 12%, on average, of MS4 within coverage area each year. Track total cumulative percentage of MS4 assessed.	Ongoing. Beginning August 1, 2019. New Permittees - December 31, 2023. Ongoing, thereafter.
S5.B.3.c.vii Footnote 10	Inform public employees, businesses, and general public of hazards of illicit discharges and improper disposal of waste.	August 1, 2019 New Permittees - August 1, 2022
S5.B.3.d Footnote 11	Implement program, including procedures, to address illicit discharges, illicit connections, and spills into the MS4.	Ongoing New Permittees - August 1, 2023. Ongoing, thereafter.
S5.B.3.d.iv.(a)	Respond to all illicit discharges <u>into</u> the MS4, <u>determined to constitute a threat</u> to human health, welfare, or the environment, consistent with G3.	Immediately
S5.B.3.d.iv.(b)	Investigate or refer complaints, reports, or monitoring information <u>that indicates a potential illicit discharge</u> .	Within 7 days.
S5.B.3.d.iv.(c)	Investigate or report complaints, reports, or monitoring information <u>that indicates a potential illicit connection</u> . Initiate investigation to determine source, ownership and volume of discharge	Within 21 days.
S5.B.3.d.iv.(d)	Use compliance strategy to eliminate confirmed illicit connection.	Within 6 months.
S5.B.3.e	Train staff responsible for illicit discharge response. Document and maintain records of training provided and staff trained.	Ongoing. Follow-up, as needed. New Permittees - August 1, 2021. As needed, thereafter.

Permit Section	Deliverable	Due Date
S5.B.3.f, Appendix 7	Track and maintain records of IDDE activities. Summarize all data for illicit discharges, illicit connections, and spills found, reported, or investigated during previous calendar year. Document IDDE incidents in WQWebIDDE or compatible spreadsheet according to Appendix 7. Document IDDE incidents in WQWebIDDE or submit data tracking system schema in a zipped .xml according to Appendix 7.	Submit with Annual Report by March 31. March 31, 2021 March 31, 2022

Construction Site Stormwater Runoff Control

Permit Section	Deliverable	Due Date
S5.B.4	Implement and enforce a Construction Site Stormwater Runoff Control <u>Program</u> to reduce pollutants in stormwater from construction activities that disturb one acre or more, or are part of a common plan of development.	Ongoing New Permittees - December 31, 2022
S5.B.4.a	Adopt and have an effective ordinance or enforceable mechanism to ensure compliance with construction site stormwater controls.	December 31, 2022 New Permittees - December 31, 2022
S5.B.4.b	Implement procedures for site plan review, which incorporates consideration of water quality impacts.	Ongoing New Permittees - December 31, 2022
S5.B.4.b.i	Review SWPPPs prior to clearing and construction.	Ongoing
S5.B.4.c	Implement procedures for construction site inspection and enforcement on >80% of sites. Qualified personnel to inspect: (a) Prior to clearing and grading on sites with high potential for sediment transport. (b) During construction to verify proper ESC BMP installation and maintenance. Follow up, as necessary.	Ongoing New Permittees - December 31, 2022

Permit Section	Deliverable	Due Date
5.B.4.d	Train all staff involved with permitting, plan review, construction site inspections, and enforcement.	Ongoing. Follow-up, as needed. New Permittees - December 31, 2022. Follow-up, as needed.
S5.B.4.e	Provide information on construction stormwater training to construction site operators, staff, and design professionals.	Ongoing New Permittees - December 31, 2022
S5.B.4.f	Keep records of all training, site plan reviews, inspections, and enforcement actions on construction projects >1 acre or part of a common plan of development. Keep copies of information provided to construction site operators. Keep records of construction sites that apply for the Erosivity Waiver.	For 5 years or until project is complete, whichever is longer. Ongoing Ongoing

Post-Construction Stormwater Management

Permit Section	Deliverable	Due Date
S5.B.5	Implement and enforce a Post-Construction Stormwater Management <u>Program</u> to address post-construction runoff to the MS4.	Ongoing New Permittees - December 31, 2022
S5.B.5.a	Implement a regulatory mechanism that requires post-construction stormwater controls at new and redevelopment projects. (See Permit for applicable submittal dates of applications.)	December 31, 2022
S5.B.5.b.ii.(b)(3)	New Permittees - Develop criteria defining infeasibility of meeting S5.B.5.b.ii.(b)(2) (retaining 10-year event runoff), if not already meeting requirement.	New Permittees - Submit with Annual Report by March 31, 2022.

Permit Section	Deliverable	Due Date
S5.B.5.d.i-ii	Implement procedures for site inspection and enforcement of post-construction structural BMPs. Qualified personnel to inspect BMPs: <ul style="list-style-type: none"> • At least once during installation. • Upon final installation or project completion. • At least once every 5 years. 	Ongoing New Permittees - December 31, 2022
S5.B.5.e	Provide training to all staff involved with permitting, planning, review, inspection, and enforcement.	Ongoing. Follow up, as needed. New Permittees - December 31, 2022. Follow-up, as needed.
S5.B.5.g	Keep records of all projects >1 acre or part of a common plan of development.	For 5 years or until project is complete, whichever is longer.

Municipal Operations and Maintenance

Permit Section	Deliverable	Due Date
S5.B.6 Footnote 15	Implement an Operations and Maintenance <u>Program</u> to prevent or reduce pollutant runoff from municipal operations.	Ongoing New Permittees - December 31, 2023
S5.B.6.a	Implement a schedule of municipal Operation and Maintenance activities (an O&M Plan). Review and, if needed, update the Operations and Maintenance Plan.	Ongoing. December 31, 2022. New Permittees - December 31, 2023
S5.B.6.a.i.(h)	Implement site-specific SWPPPs for all material storage areas, heavy equipment storage areas, and maintenance areas.	December 31, 2022 New Permittees - December 31, 2023
S5.B.6.a.ii.(a)-(b)	Inspect 95% of all stormwater treatment and flow control facilities every 2 years. Inspect all catch basins and inlets every 2 years.	Ongoing New Permittees - December 31, 2023. Every 2 years thereafter.
S5.B.6.a.ii.(c)	Spot check treatment and flow control facilities for potential damage, and repair as soon as practicable.	After 10-year/24-hour storm event.

Permit Section	Deliverable	Due Date
S5.B.6.b	Provide and document training for all employees with primary construction, operations, or maintenance job functions.	Ongoing. Follow-up, as needed.

Stormwater Management Program for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.A.2-4	Develop and implement a Stormwater Management Program; or, Secondaries with a local MOU or agreement may implement parts in accordance with their signed MOU or Agreement with a local jurisdiction(s).	Ongoing or alternate implementation schedule. New Secondary Permittees - 4.5 years from initial coverage date.

Public Education and Outreach for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.1	Implement stormwater education strategies.	Ongoing New Secondary Permittees - 4.5 years from initial Permit coverage date.
S6.D.1.a Footnote 17	Label all inlets, “Dump no Waste - Drains to Waterbody”. Relabel unreadable labels during visual inspection and maintenance of drain inlets.	Ongoing. Within 90 days of discovery. New Secondary Permittees - 4 years from initial date of Permit coverage. Within 90 days of discovery, thereafter.
S6.D.1.b	Distribute stormwater educational materials to identified public.	Ongoing New Secondary Permittees - 3 years from initial date of Permit coverage.

Public Involvement and Participation for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.2.a-b	Make current Annual Report and updated SWMP Plan available on website.	Annually - May 31

Illicit Discharge Detection and Elimination for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.3.a	Comply with relevant ordinances, rules, and regulations of local jurisdictions.	Upon initial date of Permit coverage.
S6.D.3.b Footnote 18	Implement policies prohibiting illicit discharges. New Secondary Permittees - Develop and implement policies prohibiting illicit discharges and identify enforcement mechanisms.	Ongoing New Secondary Permittees - 1 year from initial date of Permit coverage.
S6.D.3.b Footnote 19	Implement an enforcement plan to ensure compliance with illicit discharge policies. New Secondary Permittees - Develop and implement an enforcement plan.	Ongoing New Secondary Permittees - 18 months from initial date of Permit coverage.
S6.D.3.c Footnote 20	Maintain a storm sewer system map of known storm drain outfalls and discharge points, labeling receiving waters, and delineating contributing areas.	Ongoing New Secondary Permittees - 4.5 years from initial date of Permit coverage.
S6.D.3.d Footnote 21	Inspect at least 1/3 of known outfalls and discharge points, and remove illicit discharges. Keep records of field inspections. New Secondary Permittees - Develop and implement procedures to identify, inspect, and remove any illicit discharges. Begin inspecting 1/3 of known outfalls and discharge points.	Ongoing New Secondary Permittees - 2 years from initial date of Permit coverage.
S6.D.3.e Footnote 22	Implement a spill response plan.	Ongoing New Secondary Permittees - 4.5 years from initial date of Permit coverage.
S6.D.3.f	Provide staff training on BMPs for preventing illicit discharges.	Ongoing. Follow-up, as needed. New Secondary Permittees - 2 years from initial date of Permit coverage. Follow-up, as needed.

Construction Site Stormwater Runoff Control for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.4.a	Comply with all relevant construction stormwater ordinances, rules, and regulations of local jurisdictions.	Upon initial date of Permit coverage.
S6.D.4.b	Where necessary, obtain a Construction Stormwater General Permit (CSWGP) for construction projects.	Upon initial date of Permit coverage.
S6.D.4.c	Provide staff training on erosion and sediment control BMPs and requirements.	Upon initial date of Permit coverage.

Post-Construction Stormwater Management for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.5.a	Comply with all relevant post-construction stormwater ordinances, rules, and regulations of local jurisdictions.	Upon initial date of Permit coverage.
S6.D.5.b	Coordinate with the local jurisdiction regarding projects owned by other entities that discharge into the MS4.	Upon initial date of Permit coverage.

Pollution Prevention for Municipal Operations for Secondary Permittees

Permit Section	Deliverable	Due Date
S6.D.6.a	Implement an Operation and Maintenance (O&M) Plan for operations, activities, and/or facilities.	Ongoing
Footnote 23	New Secondary Permittees - Develop and implement an Operation and Maintenance Plan.	New Secondary Permittees - 3 years from initial date of Permit coverage.
S6.D.6.a.i	Regularly inspect and maintain all stormwater facilities.	Ongoing New Secondary Permittees - 3 years from initial date of Permit coverage.

Permit Section	Deliverable	Due Date
S6.D.6.a.i	Spot check treatment and flow control stormwater facilities.	After 10-year/24-hour storm event. New Secondary Permittees - 3 years from initial date of Permit coverage.
S6.D.6.a.vi	Prepare SWPPPs for material storage and heavy equipment maintenance or storage yards.	Ongoing New Secondary Permittees - 3 years from initial date of Permit coverage.
S6.D.6.b	Obtain NPDES Permit coverage for all facilities requiring an Industrial Stormwater General Permit.	Upon initial date of Permit coverage.
S6.D.6.d	Provide training for employees whose construction, operations, or maintenance job functions may impact stormwater quality.	Ongoing New Secondary Permittees - 3 years from initial date of Permit coverage.

Compliance with TMDLs

Permit Section	Deliverable	Due Date
S7	Comply, track, and report specific TMDL requirements listed in Appendix 2.	Submit with Annual Report by March 31.

City & County Permittees: Monitoring and Assessment

Permit Section	Deliverable	Due Date
S8.A.1	Continue to participate in implementation of the 8 Ecology-approved effectiveness studies.	Ongoing
S8.A.2.b	Plan an additional effectiveness study. Submit a brief description and project participants.	On or before June 30, 2021.
S8.A.2.c	Submit a detailed study design proposal.	On or before September 30, 2022.
S8.A.2.d	Submit a completed QAPP.	On or before July 31, 2023.

Permit Section	Deliverable	Due Date
S8.A.2.e	Begin a new effectiveness study.	On or before December 1, 2023.
S8.B.1.a	Lead entity to enter applicable study data into EIM database.	Ongoing
S8.B.1.b	Lead entity to publish Final Report with results and recommended future actions.	Within 60 days of completed study.
S8.B.1.c	Lead entity to produce Fact Sheet summarizing study findings and recommendations.	Within 90 days of completed study.
S8.B.2	Track and provide a summary report of participation in effectiveness study.	Submit with Annual Report by March 31.

Reporting and Recordkeeping

Permit Section	Deliverable	Due Date
S9	Submit Annual Reports electronically or request a waiver to submit in alternate format.	Annually - March 31
S9.C.3	Annual Report for Primary Permittees - Refer to Appendix 3.	Submit by March 31.
S9.D.2	Annual Report for Secondary Permittees - Refer to Appendix 4.	
Footnote 24	Annual Report for New Secondary Permittees - Refer to Appendix 5.	
S9.C.5, S9.D.3	Notify Ecology of changes to G19 certification and signature authorization.	Ongoing
S9.C.6, S9.D.5	Notify Ecology of annexations, incorporations, or jurisdictional boundary changes.	Submit with Annual Report by March 31.

General Conditions

Permit Section	Deliverable	Due Date
G3	<p>Take appropriate action to correct or minimize threat.</p> <p>Notify Ecology regional office or appropriate spill response authorities of discharge, including spills, <u>into or from a MS4</u> that could be threat to human health, welfare, or the environment.</p> <p>Report spills or discharges of oils or hazardous substances to Ecology and WA Emergency Management.</p>	<p>Immediately</p> <p>Within 24 hours of obtaining knowledge.</p> <p>Immediately</p>
G9.B	Retain records of monitoring information.	For at least 5 years.
G18	Apply for Permit renewal.	At least 180 days prior to expiration date of current Permit.
G19	Formal submittals that are signed and certified by the Legal Responsible Party, or duly authorized representative with responsibility for overall development and implementation of the Stormwater Management Program.	Prior to, or along with formal submittals.
G20.A	Notify Ecology of non-compliance with any of the terms and conditions of this Permit.	Within 30 days of becoming aware non-compliance has occurred.
G21	Notify Ecology of an upset.	Within 24 hours.