

Permit Number 5767-9015
Project ID Number BR08-0091

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION
AUTHORIZATION TO DISCHARGE UNDER
GENERAL PERMIT 3-9015

A determination has been made that the applicant:

Kenneth A Harvey
and
Kristi Lane Homeowners Association
270-2 Harrel Street
Morrisville, VT 05661
(Impervious area: 1.02 acres)

meets the criteria necessary for inclusion under General Permit 3- 9015. Here after the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9015, the permittee is authorized to discharge stormwater from Battle Row 6 Lot Subdivision located on Battle Row in Hyde Park, Vermont to a tributary of the Lamoille River.

Manner of Discharge:

S/N 001: Stormwater runoff from rooftops, driveways, and access road via overland flow to disconnections and sheet flow to a system of stone lined ditches and grass lined swales to a dry pond that discharges via a controlled outlet structure to a tributary of the Lamoille River.

Note: This authorized design utilizes the Environmentally Sensitive Rural Development (ESRD) Credit 3.6 and must adhere to the elements outlined in the 2002 VSMM.

Design: This project shall be constructed and operated in accordance with the site plans and details designed by Charles Grenier Consulting Engineer PC (Sheet 1 dated 4/16/2008; Sheet 2 dated 4/16/2008; and all supporting information).

By reference, the above noted plans are made part of this authorization.

Compliance with General Permit 3-9015 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9015, 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, including a failure to pay the annual operating fee, 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.

Transferability

This authorization to discharge is not transferable to any person except in compliance with Part VI.D. of General Permit 3-9015. A copy of General Permit 3-9015 is available from the Department via the internet at

http://www.vtwaterquality.org/Stormwater/sw_3-9015-finalpermit.pdf

Changes to Permitted Development

In accordance with Part V.G. of General Permit 3-9015, the permittee shall notify the Department of any planned development or facility expansions or changes that may result in new or increased stormwater discharges. The Department shall determine the appropriateness of continued inclusion under General Permit 3-9015 by the modified development or facility.

Semi-Annual Inspection and Report

The stormwater collection, treatment and control system authorized herein shall be properly operated and maintained and shall be inspected at least twice per year, once in the spring after snowmelt and once in the fall prior to snow fall. The inspection shall evaluate the operation and maintenance and condition of the stormwater collection, treatment and control system. The permittee shall prepare a semiannual inspection report on a form available from the Department. The permittee shall, by November 1st and June 1st of each year, submit an inspection report to the Department.

Restatement of Compliance

An initial statement of compliance, signed by a designer, must be submitted to the Department no later than 6 months following completion of construction of the stormwater management system. Then, every 5 years, the permittee shall submit to the Department a written statement signed by a designer that the stormwater collection, treatment and control system authorized herein is properly operating and maintained. The first re-statement of compliance is due January 14, 2014. Failure to submit a designer's restatement of compliance shall constitute a violation of General Permit 3-9015 and may result in the revocation of this authorization to discharge.

Filing of this Authorization with Local Land Records

In accordance with Part VI.N. of General Permit 3-9015, the permittee shall file a copy of this authorization to discharge in the land records within seven (7) days of its issuance and a copy of the recording shall be provided to the Department within fourteen (14) days of the permittee's receipt of a copy of the recording from the local land records.

Rights 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 \$225.00, 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 (Tel. # 802-828-1660).

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on January 14, 2009 and shall continue until January 14, 2019. The permittee shall reapply for coverage at least sixty (60) days prior to January 14, 2019.

Dated at Waterbury, VT this 14th day of January, 2009.

Laura Q. Pelosi, Commissioner
Department of Environmental Conservation

By 
Padraic Monks, Stormwater Program Manager
Stormwater Management Section