



# CUMBERLAND COUNTY CONSERVATION DISTRICT

## Discharging to PennDOT & MS4 Systems and Off-Site Discharges

Presented by Kim Falvey

*Conserving Natural Resources for Our Future*

# PAG-02 Eligibility Criteria - NOI

- 5. Stormwater will not be discharged to MS4 or CSO (combined sewer overflow) systems or will be discharged to MS4 or CSO systems with no net change in volume, rate or water quality or will be discharged to MS4 or CSO systems with a net change (increase) and written consent of the MS4 or CSO permittee.



# Eligibility

- If answered false, you must apply for an Individual NPDES permit.
- However, DEP cannot issue an Individual Permit without such consent.



# What is Written Consent?

- The written consent must clearly identify that the MS4 (or CSO) permit holder accepts the net change (increase) in stormwater runoff into their system. This consent can be provided by the permit holder themselves or by an entity that is delegated the authority of the permit holder.



# Consent

- The written consent should identify the proposed change in rate, volume or water quality that the permit holder is accepting.



# Consent

- This is applicable until the runoff reaches surface waters.



- When discharging to a PennDOT right-of-way (or MS4), a Highway Occupancy Permit (HOP) may be required from PennDOT. The authorization letter from PennDOT for the HOP (or the HOP itself) will serve as PennDOT's acceptance of any net change in stormwater runoff that discharges to their MS4.

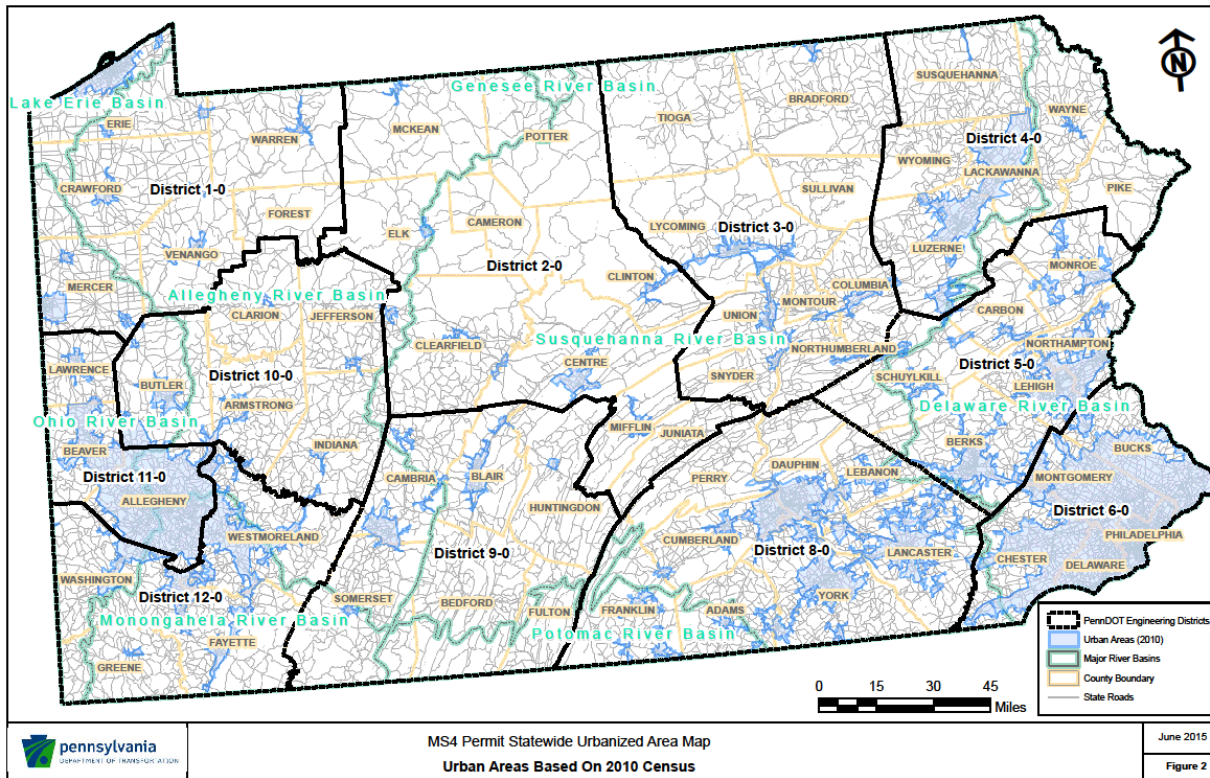


- Written consent is only required by PennDOT within the MS4 Urbanized Areas





# MS4 Urbanized Area Map



# PennDot Contact

- Brandon Dean is the contact for PennDOT District 8.
- Email: [bdean@pa.gov](mailto:bdean@pa.gov)
- Phone: 717-705-6201



# DEP Notification Form

- DEP has developed a form for notification of proposed stormwater discharges to MS4s and CSOs systems for Chapter 102 permits.



# DEP Notification Form

3800-FM-BCW0271f 9/2020  
MS4/CSS Notification Form



COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF CLEAN WATER

## NOTIFICATION OF PROPOSED STORMWATER DISCHARGES TO MS4s AND CSSs FOR CHAPTER 102 PERMITS

### GENERAL INFORMATION (COMPLETED BY APPLICANT)

Applicant Name:	<input type="text"/>	Contact Name:	<input type="text"/>
Applicant Address:	<input type="text"/>	Contact Phone:	<input type="text"/>
Applicant City, State, ZIP:	<input type="text"/>	County:	<input type="text"/>
Project Site Name:	<input type="text"/>	Municipality:	<input type="text"/>

### SEWER SYSTEM AND DISCHARGE INFORMATION (COMPLETED BY APPLICANT)

Stormwater will be discharged to a(n):  MS4  CSS  During Construction  After Construction

Name of MS4 or CSS Owner:

Proposed Change(s) in Stormwater Runoff **Peak Discharge Rate** (cfs):  No Change

<input type="checkbox"/> Increase @	<input type="checkbox"/> 2-yr	<input type="text"/>	<input type="checkbox"/> 10-yr	<input type="text"/>	<input type="checkbox"/> 50-yr	<input type="text"/>	<input type="checkbox"/> 100-yr	<input type="text"/>
<input type="checkbox"/> Decrease @	<input type="checkbox"/> 2-yr	<input type="text"/>	<input type="checkbox"/> 10-yr	<input type="text"/>	<input type="checkbox"/> 50-yr	<input type="text"/>	<input type="checkbox"/> 100-yr	<input type="text"/>

Proposed Change in Stormwater Runoff **Volume** up to the 2-year/24-hour storm (cf):  No Change



# Off-Site Discharges

Some sites, after consideration of possible project design and BMP options, do not have direct access to surface waters to discharge stormwater runoff.



# Off-Site Discharges

- In these cases, the applicant must have the legal authority to discharge stormwater onto off-site areas. The applicant must provide documentation that the discharge will not cause accelerated erosion on the properties along the flow path to a surface water.



# Off-Site Discharges

- This is either through a common law or express easement.
- Submission of the easement is not required as part of the NOI submission.
- The PAG-02 General Permit does not grant property rights.



# Off-Site Discharges

- Refer to DEP's FAQ dated January 2, 2019 on Chapter 102 Off-Site Discharges of Stormwater to Non-Surface Waters for what must be included with a permit application.

