



Linda S. Adams  
Secretary for  
Environmental Protection

# State Water Resources Control Board



Arnold Schwarzenegger  
Governor

## Division of Water Quality

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## NOTICE OF PUBLIC WORKSHOP STATE WATER RESOURCES CONTROL BOARD

REISSUANCE OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
GENERAL PERMIT FOR DISCHARGES OF STORM WATER ASSOCIATED WITH  
CONSTRUCTION ACTIVITIES (CONSTRUCTION GENERAL PERMIT)

**Tuesday, April 17, 2007 - 10:00 AM**  
**Rancho Cucamonga City Council Chambers**  
**10500 Civic Center Drive**  
**Rancho Cucamonga, CA 91730**

**Friday, April 20, 2007 – 10:00 AM**  
**Secretary of State Building**  
**1500 11<sup>th</sup> Street**  
**Sacramento, CA 95814**

## SUBJECT OF PUBLIC WORKSHOPS

The State Water Resources Control Board (State Water Board) has issued a preliminary Draft Construction General Permit and has scheduled two public workshops to discuss the draft. At the workshops, staff will briefly discuss the significant proposed changes from the prior permit and the public will have an opportunity to provide comments on the Preliminary Draft General Permit for Discharges Of Storm Water Associated With Construction Activities (Draft Construction General Permit). Board members will also attend the workshop, but this will not be a formal hearing on the draft permit.

## PUBLIC WORKSHOP ISSUES

The Draft Construction General Permit Fact Sheet (Fact Sheet) identifies 13 significant revisions included in the Draft Construction General Permit (see Section I. E. of the Fact Sheet). These revisions are intended to achieve three primary permit reissuance goals:

1. Create a risk-based permit that appropriately allocates responsibilities and requirements to projects based on their relative risk to water quality.
2. Obtain better measures of performance from projects through the use of numeric action levels (ALs) and numeric effluent limitations (NELs). The Draft Construction Permit requires all dischargers to provide information related to the performance of their project. The Draft Construction Permit also requires medium- and high-risk dischargers to conduct sampling and analysis of storm water discharges and, if there are exceedances of an AL or NEL, receiving waters. The use of ALs and NELs are

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intended to support a program-wide effort to improve overall performance measures and management systems.

3. Establish a standard to avoid, minimize and mitigate hydromodification impacts associated with all new and re-development projects.

## **BACKGROUND**

On August 19, 1999, the State Water Board reissued the existing Construction General Permit (Water Quality Order 97-08-DWQ).

On June 19, 2006 a panel of storm water experts (Panel) submitted a Report to the State Water Board entitled, "The Feasibility of Numeric Effluent Limits Applicable to Discharges of Storm Water Associated with Municipal, Industrial and Construction Activities." The Panel concluded that numeric limits or action levels are technically feasible for construction storm water discharges, however the Panel had several reservations and concerns. The Panel also concluded that numeric effluent limitations are feasible for discharges from construction sites that utilize an Active Treatment System (ATS). The State Water Board is incorporating suggestions from the Panel report into the Draft Construction Permit.

On March 2, 2007, the State Water Board issued this preliminary Draft Construction General Permit. Following the workshops, the State Water Board plans to issue a formal Draft General Construction Permit. There will be a posted time period for comments on that formal draft and the State Water Board will hold a hearing prior to adoption of a final Construction General Permit. The workshops are informal meetings and there will be opportunities to comment and to ask questions.

## **REQUESTS FOR DOCUMENTS, COMMENT AND OTHER INFORMATION**

The Draft Construction General Permit and Fact Sheet are electronically available at: <http://www.waterboards.ca.gov/stormwtr/constpermits.html>

The State Water Board is interested in receiving comments regarding all aspects of the Draft Construction Permit - especially the three main goals and the related, significant revisions highlighted in Section I. E. of the Fact Sheet.

Written comments to the State Water Board must be received by **5:00 p.m. on April 27 2007**. There will be further opportunities to submit comments following issuance of the formal Draft Construction General Permit.

Please send comments by mail to:

Ms. Song Her, Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24<sup>th</sup> Floor  
Sacramento, CA 95814

or by fax to:

(916) 341-5620 (fax)

or by email to:

[commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov)

For email submittals please indicate in the subject line: **“Comment Letter – Draft Construction Permit”**.

Following the workshops, the State Water Board will provide public notice of future workshops, hearings, or meetings pertaining to the reissuance of the Construction General Permit. Questions regarding the workshops should be directed to the Storm Water Section at (916) 341-5537 or email at [stormwater@waterboards.ca.gov](mailto:stormwater@waterboards.ca.gov).

For future information regarding the location and date for the public hearings or status of the Construction General Permit please sign up for our electronic mailing lists at [http://www.waterboards.ca.gov/lyrisforms/swrcb\\_subscribe.html](http://www.waterboards.ca.gov/lyrisforms/swrcb_subscribe.html) - “Storm Water Construction Permitting Issues.”

Dated: 3/7/2007