

**ATTACHMENT A.2
PERMIT REGISTRATION DOCUMENTS (PRDs)
TO COMPLY WITH THE TERMS OF THE GENERAL PERMIT FOR STORM WATER
DISCHARGES ASSOCIATED WITH LINEAR UNDERGROUND/OVERHEAD PROJECTS**

GENERAL INSTRUCTIONS

Who Must Submit

Dischargers of storm water from construction activities associated with linear underground/overhead project (LUP) must apply for coverage under this General Permit. If it is determined that the LUP construction activities require an NPDES permit, the Legally Responsible Person¹ (LRP) shall submit PRDs for this General Permit in accordance with the following:

LUPs associated with Private or Municipal Development Projects

1. For LUPs associated with pre-development and pre-redevelopment construction activities:

The LRP must obtain coverage² under this General Permit for its pre-development and pre-redevelopment construction activities where the total disturbed land area of these construction activities is greater than 1 acre.

2. For LUPs associated with new development and redevelopment construction projects:

The LRP must obtain coverage under this General Permit for LUP construction activities associated with new development and redevelopment projects where the total disturbed land area of the LUP is greater than 1 acre. Coverage under this permit is not required where the same LUP construction activities are covered by another NPDES permit.

LUPs not associated with private or municipal new development or redevelopment projects:

The LRP must obtain coverage under this General Permit for its LUP construction activities where the total disturbed land area is greater than 1 acre.

PRD Submittal Requirements

Prior to the start of construction activities a LRP must submit PRDs and fees to the State Water Board for each LUP.

New and Ongoing LUPs

Dischargers of new LUPs that commence construction activities after the adoption date of this General Permit shall file PRDs prior to the commencement of construction and implement the SWPPP upon the start of construction.

Dischargers of ongoing LUPs that are currently covered under State Water Board Order No. 2003-0007 (Small LUP General Permit) shall continue coverage under the Small LUP General Permit until the construction activities are complete, except where less than 50% of the construction project is complete. When ongoing construction activities are less than 50% complete, the

¹ person possessing the title of the land on which the construction activities will occur for the regulated site

² obtain coverage means filing PRDs for the project.

PERMIT REGISTRATION DOCUMENTS (PRDs) GENERAL INSTRUCTIONS (CONTINUED)

discharger may choose to obtain coverage under this General Permit by filing the appropriate PRDs, revising its SWPPP if appropriate, and terminating coverage under the Small LUP General Permit. Termination of coverage under the Small LUP General Permit is subject to the approval of the applicable Regional Water Board.

Where to Apply

The Permit Registration Documents (PRDs) can be found at on the State Water Boards Storm water Multi-Application and Report Tracking System (SMARTS) system.

Fees

The annual fee for storm water permits are established through the State of California Code of Regulations.

When Permit Coverage Commences

To obtain coverage under the General Permit, the LRP must include the complete PRDs. All PRDs deemed incomplete will be returned to the discharger with a written explanation as to what is required to complete submittal. Coverage under this Permit commences once complete PRDs are received and accepted by the State Water Board. Upon receipt of complete PRDs and associated fee, each discharger will be sent a waste discharger's identification (WDID) number.

Projects and Activities Not Defined As Construction Activity

1. LUP construction activity does not include routine maintenance projects. Routine maintenance projects are projects associated with operations and maintenance activities that are conducted on existing lines and facilities and within existing right-of-way, easements, franchise agreements or other legally binding agreements of the discharger. Routine maintenance projects include, but are not limited to projects that are conducted to:

- Maintain the original purpose of the facility, or hydraulic capacity.
- Update existing lines³ and facilities to comply with applicable codes, standards and regulations regardless if such projects result in increased capacity.
- Repairing leaks.

Routine maintenance does not include construction of new⁴ lines or facilities resulting from compliance with applicable codes, standards and regulations.

Routine maintenance projects do not include those areas of maintenance projects that are outside of an existing right-of-way, franchise, easements, or agreements. When a project must acquire new areas, those areas may be subject to this General Permit based on the area of disturbed land outside the original right-of-way, easement or agreement.

³ Update existing lines includes replacing existing lines with new materials or pipes.

⁴ New lines are those that are not associated with existing facilities and are not part of a project to update or replace existing lines.

**PERMIT REGISTRATION DOCUMENTS (PRDs)
GENERAL INSTRUCTIONS (CONTINUED)**

2. LUP construction activity does not include field activities associated with the planning and design of a project.
3. Tie-ins conducted immediately adjacent to “energized” or “pressurized” facilities by the discharger or their authorized representative are not considered small construction activities where all other LUP construction activities associated with the tie-in are covered by a NOI and SWPPP of a third party or municipal agency.
4. LUP construction activity does not include activities associated with responding to emergencies to protect public health and safety and restoration of public services after natural or manmade disasters.

Calculating Land Disturbance Areas of LUPs

The total land area disturbed for LUPs is the sum of the:

- Surface areas of trenches, laterals and ancillary facilities, plus
- Area of the base of stockpiles on unpaved surfaces, plus
- Surface area of the borrow area, plus
- Areas of paved surfaces constructed for the project, plus
- Areas of new roads constructed or areas of major reconstruction to existing roads (e.g. improvements to two-track surfaces or road widening) for the sole purpose of accessing construction activities or as part of the final project, plus
- Equipment and material storage, staging, and preparation areas (laydown areas) not on paved surfaces, plus
- Soil areas outside the surface area of trenches, laterals and ancillary facilities that will be graded, and/or disturbed by the use of construction equipment, vehicles and machinery during construction activities.

Stockpiling Areas

Stockpiling areas, borrow areas and the removal of soils from a construction site may or may not be included when calculating the area of disturbed soil for a site depending on the following conditions:

- For stockpiling of soils onsite or immediately adjacent to a LUP site and the stockpile is not on a paved surface, the area of the base of the stockpile is to be included in the disturbed area calculation.
- The surface area of borrow areas that are onsite or immediately adjacent to a project site are to be included in the disturbed area calculation.
- For soil that is hauled offsite to a location owned or operated by the discharger that is not a paved surface, the area of the base of the stockpile is to be included in the disturbed area calculation except when the offsite location is already subject to a separate storm water permit.

**PERMIT REGISTRATION DOCUMENTS (PRDs)
GENERAL INSTRUCTIONS (CONTINUED)**

- For soil that is brought to the project from an off-site location owned or operated by the discharger the surface area of the borrow pit is to be included in the disturbed area calculation except when the offsite location is already subject to a separate storm water permit.
- Trench spoils on a paved surface that are either returned to the trench or excavation or hauled away from the project daily for disposal or reuse will not be included in the disturbed area calculation.

If you have any questions concerning submittal of PRDs, please call the State Water Board at (916) 341-5537.