

4.2.4 Construction Site Stormwater Runoff Control

The permittee must develop, implement and enforce a program to reduce pollutants in any stormwater runoff to the MS4 from construction activities that result in a land disturbance of greater than or equal to one acre. Stormwater discharges from construction activity disturbing less than one acre must be included in the permittee’s program if that construction activity is part of a larger common plan of development or sale that would disturb one acre or more. If the permittee is certified as a Local Issuing Authority, then the program must be implemented by the permittee and detailed procedures must be specified in the SWMP. If the permittee is not a Local Issuing Authority, then the procedures in the SWMP must describe implementation of the program by EPD. The permittee must develop and implement a construction site stormwater runoff control program that contains the following elements:

- 4.2.4.1 An ordinance or other regulatory mechanism to require erosion and sediment (E&S) controls, as well as sanctions to ensure compliance, to the extent allowable, under State or local law;
- 4.2.4.2 Requirements for construction site operators to implement E&S control best management practices;
- 4.2.4.3 Requirements for construction site operators to control waste such as discarded building materials, concrete truck washout, chemicals, litter, and sanitary waste at the construction site that may cause adverse water quality impacts;
- 4.2.4.4 Procedures for site plan review that incorporate consideration of potential water quality impacts;
- 4.2.4.5 Procedures for receipt and consideration of information submitted by the public; and
- 4.2.4.6 Procedures for site inspection and enforcement of control measures.

For existing permittees, the program shall, at a minimum, implement the requirements shown in Table 4.2.4(a) below and include descriptions of how they are implemented in the SWMP:

**Table 4.2.4(a) Construction Site Stormwater Runoff Control – Best Management Practices (Existing Permittees)**

BMPs	Measurable Goals
1. Legal Authority	1.a. Evaluate, and if necessary, modify the existing E&S ordinance for compliance with this permit. Ensure either