

NOTICE OF TERMINATION PROCESS

The Notice of Termination has been a topic of discussion for some time on the State level. The Notice of Termination formally brings to a close the temporary permit to discharge stormwater from construction sites. This is a permit issued by the State and as such the State of Utah is the entity that grants a termination to that permit. However, the State of Utah does not have the resources or man-power required to ensure that all construction sites meet the requirements necessary to obtain an NOT and are leaning on MS4s state-wide to aid in the process. In this light the 2010 MS4 permit states:

4.2.4.4.2 The Permittee must inspect all phases of construction: prior to land disturbance, during active construction, and following active construction. The Permittee must include in its SWMP document a procedure for being notified by construction operators/owners of their completion of active construction so that verification of final stabilization and removal of all temporary control measures may be conducted.

Possible Steps for Terminating the Discharge of Water Associated with Construction Activities

When a Construction Site is nearing completion and the permittee is desirous of terminating their permit with the State of Utah for discharging water associated with construction activities the following steps should be taken:

1. The Contractor's SWPPP coordinator for the project should notify the city storm water inspector that they are ready for final inspection.
2. The city storm water inspector visits the site to determine if the site has reached final stabilization as determined by the UPDES Storm Water General Permit for Construction Activities, UTR300000. The city storm water inspector also checks to see if all temporary BMP have been removed.
3. If there is work still to be completed they are included in the Additional Comments and Corrective Actions for SWPPP Compliance portion of the State's UPDES Storm Water Inspection Evaluation Form for SWPPP Compliance (State's inspection form) and provides a copy for the SWPPP coordinator.
4. When the city storm water inspector is satisfied that all requirements have been met, the city storm water inspector uses the State's inspection form and completes the Notice of Termination (NOT) Inspection section of that form and sends a copy to the State for their records.
5. *(This step is not currently needed, but may become effective in January 2011).* The city storm water inspector or designated individual then needs to log into the State's database and change the status of the permit for the given permit.
6. Once the State has received confirmation that the site meets all the requirements the NOT is granted.