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| Use the following Subsection 107.01 on all projects in **Hawaii**.  Exceptions:  (1) Less than 1 acre of total disturbance (1). - No NPDES section required.  (2) Project meets criteria for routine maintenance (2). - No NPDES section required. Document assumptions used to reach this decision in a memo in the project file.  Consult the construction general permit to determine if project-specific requirements are necessary. Consult with ESWS for clarifications and technical assistance.  (1) Disturbance area is typically clearing limit to clearing limit including the roadway. It also includes staging, stockpile, and waste areas outside of the clearing limits. Projects that are near the thresholds (1 acre and 5 acres) may be bumped to a higher category when the areas outside the clearing limits are included.  (2) Routine Maintenance - Work that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the site.   * Performed on a frequent basis – not longer than a few years * Does not disturb soils beneath the pavement. This is a gray area when doing full depth reclamation that includes just aggregates and varies by state. Consult with ESWS. * Reconditioning dirt and aggregate surfaced roads and adding aggregate. Does not include widening of roadways. * Cleaning (pulling) ditches on dirt or aggregate surfaced roads. If there is vegetation removal to soil on paved roads, it will probably not meet the criteria. * Asphalt overlays of existing pavements with no other disturbances of soil. Does not include adding asphalt or concrete paving to existing aggregate or dirt roads. * Pavement preservation. Chip seal, fog seal, and micro-surfacing with no soil disturbances. Large stockpile and staging areas can negate this if there is a potential for sediment loss or other pollution from those operations. * Consult with ESWS for other situations that may qualify.     The new permit became effective on Dec 6, 2013 and expires on 12/06/2018. |

**National Pollutant Discharge Elimination System (NPDES) in Hawaii**

Comply with the requirements of the Department of Health Standard General Permit Conditions, including Appendix C – ‘NPDES General Permit Authorizing Discharges of Storm Water Associated with Construction Activity’ for erosion and sediment control due to storm water runoff. The permit information can be found at:

<http://health.hawaii.gov/cwb/files/2013/04/Clean_Water_Branch_20131210_Appendices_C_and_A.pdf>

This permit expires on 12/06/2018.

Obtain a separate NPDES permit associated with industrial activity for any mobile asphalt and concrete plants that provide material for the project. Provide a copy of the permit and acknowledgement letter to the CO for their records.

**(a) General.** Designate a qualified Erosion Control Supervisor according to Subsection 157.03.

**(b) Preparation of the Storm Water Pollution Prevention Plan (SWPPP).** The Government has prepared a SWPPP for the project. Update the SWPPP with information that was not available when the original SWPPP was prepared and provide to the CO for review. When the SWPPP is accepted by the CO and signed by both the CO and the Contractor, it will be the document in force on the project. Implement the SWPPP as required throughout the construction period.

Modify the erosion control details and layout sheets included in the plans, as necessary, to accommodate project site conditions and proposed construction operations and include them in the SWPPP.

**(c) Notice of Intent (NOI).** The Government will file the NOI for the project prior to contract award and will provide the Notice of General Permit Coverage to the contractor at the preconstruction meeting. Post a copy of the Notice of General Permit Coverage (NGPC) at the construction site bulletin board throughout the duration of the project. Do not perform any ground disturbing activities including clearing, grubbing, or earthwork until an acknowledgement letter is received from the state and the SWPPP has been approved and implemented.

**(d) Inspections and Revisions to the SWPPP.** Perform inspections as required in the General Permit. Document inspections and retain records in the SWPPP.

Prepare and submit the monthly compliance reports to the CO and EPA, as required.

Revisions to the SWPPP may be necessary during construction to make improvements or to respond to unforeseen conditions noted during construction or site inspections. For that purpose, specify in the SWPPP, the mechanism whereby revisions may be proposed by the Contractor or the CO and incorporated into the plan, including review and approval of minor changes. Jointly approve and sign each revision to the SWPPP before implementation. Implement approved changes according to the General Permit.

Place the SWPPP and all updates in a three-ring binder so that completed inspection forms and other records may be inserted. Maintain a current copy of the SWPPP, including a copy of the permit, NOI, and all associated records and forms at the job site throughout the duration of the project. Make the SWPPP available for public inspection and for use by the CO.

**(e) Notice of Termination (NOT).** The Government will file a NOT when the conditions listed in the CGP have been met.

At the completion of the project, provide the CO with the complete SWPPP, including inspection forms, logs, and all other required documentation added during the project.