

## AUTHORITY

The Temporary Rule to amend 15A NCAC 2H.0126 as approved by the North Carolina Environmental Management Commission and effective on November 1, 2002, and City Ordinance Number 2007 - 48 provide the authority for the City of Goldsboro to issue permits for stormwater discharges under the City of Goldsboro Stormwater Management Program.

The **City Engineer** administers the Stormwater Management permit program for the City of Goldsboro.

## PURPOSE

No landowner or land operator shall commence land-disturbing activities, as defined in The City of Goldsboro Stormwater Management Program, before receiving a stormwater management permit and meeting the requirements of the ordinance referenced above. A stormwater management permit will also be required for construction, alteration, operation, maintenance, removal, or abandonment of any stormwater management structure (also known as a Best Management Practice or BMP) that has been, or is planned to be, put into operation after March 1, 2001. However, all BMPs that have been reviewed under The City of Goldsboro Stormwater Management Program prior to the enactment of the above referenced ordinance shall be deemed permitted from the date the site development plan was approved by the **City Engineer**.

## PERMITTEES

Unless specifically excluded by The City of Goldsboro Stormwater Management Program, any land owner or operator desiring a permit for a land disturbance activity shall submit to the **City Engineer** a permit application for Stormwater Management on a form provided for that purpose.

## STORM WATER DISCHARGES AUTHORIZED BY THE PERMIT

The permit authorizes the discharge of storm water from the permittee's separate storm water drainage system, storm water commingled with discharges authorized under other NPDES permits, and specific non-storm water discharges provided these discharges do not contribute to a violation of North Carolina's Water Quality Standards (WQS).

The following non-storm water discharges are authorized by this permit, provided these discharges do not contribute to a violation of state Water Quality Standards: water line flushing, landscape irrigation runoff, diverted stream flows, rising groundwater, uncontaminated groundwater infiltration (as defined by 40 CFR 35.2005(20)), pumped groundwater (except for groundwater cleanups), discharges from potable water sources, foundation drains, air conditioning condensate, irrigation water, springs, water from crawl space pumps, footing drains, lawn watering runoff, water from non-commercial car washing, flows from riparian habitats and wetlands, residential swimming pool discharges and other dechlorinated swimming pool discharges, residual street wash waters, and discharges or flows from emergency fire fighting activities.

## FEE

The fee for review of any land development application shall be based on the amount of land to be disturbed at the site, and the fee structure shall be as established by the City of Goldsboro and maintained by the **City Engineer**.

## PENALTIES

Federal and State statutes provide penalties for submitting false application information:

The Federal Clean Water Act of 1977 (P.L. 95-217), as amended, Section 309(c)(4), states: "Any person who knowingly makes false material statement, representation, or certification in any application, record, report, plan, or other document filed or required to be maintained under this act or who knowingly falsifies, tampers with, or renders inaccurate any monitoring device or method required to be maintained under this act, shall upon conviction, be punished by a fine not more than \$10,000, or by imprisonment for not more than 2 years, or by both. If a conviction of a person is for a violation committed after a first conviction of such person under this paragraph, punishment shall be a fine of not more than \$20,000 per day of violation, or by imprisonment of not more than 4 years, or by both."

## GENERAL INFORMATION

Unless otherwise excepted by The City of Goldsboro Stormwater Management Program, a permit application must be accompanied by the following in order that the permit application be considered:

- Stormwater Management Plan
  - Site Plan showing BMP locations, construction details and specifications, drainage areas and directions, outfalls, and related information
  - For detention and retention structures, stage routing and storage
  - Calculations for reduction of peak runoff for the 1-year, 24-hour storm event and reduction in nitrogen loading
  - Operations and maintenance procedures, and periodic maintenance schedules
  - Responsible parties (owner and operator). If a multimember association such as a Homeowner, Property Owner, Condominium or Master Association is proposed, the owner or developer must submit Articles of Incorporation for the Association, and Declaration of Covenants and Restrictions, or such other organizational and operational documents that affirmatively assign authority and responsibility for the operation and maintenance of the stormwater management system.
- Deed restrictions and protective covenants
  - All stormwater management structures shall be located in recorded drainage easements for the purposes of operation and maintenance and shall have recorded access easements to the nearest public right-of-way. These easements shall be granted in favor of the party responsible for operating and maintaining the stormwater management structures and shall include access for City Inspectors and Department of Engineering Personnel.
  - Maintenance of all stormwater management facilities shall be ensured through the creation of a formal maintenance covenant that must be approved by the **City Engineer** and recorded into the land record.
- Maintenance agreement
  - The agreement shall provide for access to the facility at reasonable times for periodic inspection by the **City Engineer** or their contractor or agent. The City will inspect each BMP at least annually as provided by other Ordinances and the City's Phase II Stormwater Discharge Permit. The City Council has established an annual inspection fee of \$100.00 per BMP.
  - The agreement shall provide for regular or special assessments of property owners to ensure that the facility is maintained in proper working condition to meet design standards and any other provisions established by The City of Goldsboro Stormwater Management Program.
  - The agreement shall require that owner/operators keep records of the installation, maintenance, and repair of BMPs, and retain those records for at least five (5) years. These records shall be made available to the **City Engineer** during inspection of the facility and at other reasonable times upon request.
- Non-refundable permit review fee



Engineering Department, City of Goldsboro  
**STORM WATER MANAGEMENT PERMIT  
 APPLICATION**

<b>CITY USE ONLY</b>  Tracking Number
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**PLEASE TYPE OR PRINT**

<b>1. APPLICANT NAME AND MAILING ADDRESS:</b>			Project Name:		
Street Address or P.O. Box			Project Street Address		
City	State	Zip Code	City	State	ZIP Code
Telephone (with area code)			Fax Number (with area code)		
<b>2. OWNER NAME AND MAILING ADDRESS:</b>			<b>3. RESPONSIBLE PARTY NAME FOR PERMIT (if different from 2)</b>		
Email Address			Email address:		
Street Address			Street Address or P.O. Box		
Additional Street Address			Additional Street Address or P.O. Box Information		
City	State	Zip Code	City	State	ZIP Code
Telephone (with area code)			Telephone (with area code)		
Fax Number (with area code)			Fax Number (with area code)		
<b>4. Non-refundable permit review fee</b>					
<b>5. Stormwater Management Plan</b> <ul style="list-style-type: none"> <li>• Site Plan showing BMP locations, construction details and specifications, drainage areas and directions, outfalls, and related information</li> <li>• For detention and retention structures, stage routing and storage</li> <li>• Calculations for reduction of peak runoff for the 1-year, 24-hour storm event and reduction in nitrogen loading</li> <li>• Operations and maintenance procedures, and periodic maintenance schedules</li> <li>• Responsible parties (owner and operator). If a multimember association such as a Homeowner, Property Owner, Condominium or Master Association is proposed, the owner or developer must submit Articles of Incorporation for the Association, and Declaration of Covenants and Restrictions, or such other organizational and operational documents that affirmatively assign authority and responsibility for the operation and maintenance of the stormwater management system.</li> </ul>					
<b>6. Deed restrictions and protective covenants</b> <ul style="list-style-type: none"> <li>• Show recorded drainage easements for stormwater management structures.</li> <li>• Provide a copy of the formal maintenance covenant that provides for the maintenance of all stormwater management facilities.</li> </ul>					
<b>7. Maintenance agreement</b> <ul style="list-style-type: none"> <li>• Provide for access to the facility for periodic inspection by the <b>City Engineer</b> or their contractor or agent. The City will inspect each BMP at least annually..</li> <li>• Provide for regular or special assessments of property owners.</li> <li>• Describe how the owner/operator will keep records of the installation, maintenance, and repair of BMPs, retain those records for at least five (5) years, and will be made available to the <b>City Engineer</b>.</li> </ul>					

<b>8. CERTIFICATION</b> <i>"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision In accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for having knowledge of violations."</i>	
Applicant Name: _____	Title: _____
Applicant Signature: _____	Date: _____
Owner/RP Signature: _____ (if different from applicant signature)	Date: _____