

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 28, 2007

Mr. Kelly Leach
Valley View Ridge, LTD.
7800 IH 10 West, Suite 800
San Antonio, Texas 78230

Re: Edwards Aquifer, Comal County
NAME OF PROJECT: Valley View Ridge Subdivision; Located to the east of the intersection of FM 3159 and Cranes Mill Road, Comal County, Texas
TYPE OF PLAN: Request for Approval of a Contributing Zone Plan (CZP); 30 Texas Administrative Code (TAC) Chapter 213 Subchapter B Edwards Aquifer
Edwards Aquifer Protection Program ID No.: 2722.00; Investigation No.: 597778; Regulated Entity No.: RN105354096

Dear Mr. Leach:

The Texas Commission on Environmental Quality (TCEQ) has completed its review of the CZP application for the above-referenced project submitted to the San Antonio Regional Office by Moy Civil Engineers on behalf of Valley View Ridge, LTD. on October 1, 2007. Final review of the WPAP was completed after additional material was received on November 16, 2007. As presented to the TCEQ, the Temporary Best Management Practices (BMPs) and construction plans were prepared by a Texas Licensed Professional Engineer to be in general compliance with the requirements of 30 TAC Chapter 213. These planning materials were sealed, signed and dated by a Texas Licensed Professional Engineer. Therefore, based on the engineer's concurrence of compliance, the planning materials for construction of the proposed project and pollution abatement measures are hereby approved subject to applicable state rules and the conditions in this letter. The applicant or a person affected may file with the chief clerk a motion for reconsideration of the executive director's final action on this Edwards Aquifer Protection Plan. A motion for reconsideration must be filed no later than 23 days after the date of this approval letter. *This approval expires two (2) years from the date of this letter unless, prior to the expiration date, more than 10 percent of the construction has commenced on the project or an extension of time has been requested.*

PROJECT DESCRIPTION

The proposed single family residential project will have an area of approximately 159.79 acres. Construction will include the following:

- 92 residential lots,
- associated streets and drainage,
- underground electric and gas lines,
- individual septic tanks, and
- underground water distribution system.

An existing house is to remain on Lot 15 Block 3. The impervious cover for the site will be 25.47 acres (16.6 %). According to a letter dated, September 19, 2007, signed by Robert Boyd, P.E., with Comal County, the site in the development is acceptable for the use of on-site sewage facilities.

REPLY TO: REGION 13 • 14250 JUDSON RD. • SAN ANTONIO, TEXAS 78233-4480 • 210-490-3096 • FAX 210-545-4329

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • Internet address: www.tceq.state.tx.us

PERMANENT POLLUTION ABATEMENT MEASURES

Since this single-family residential project will not have more than 20 percent impervious cover, an exemption from permanent BMPs is approved. If the percent impervious cover increases above 20% or the land use changes, the exemption for the whole site as described in the property boundaries required by 213.4(g), may no longer apply and the property owner must notify the appropriate regional office of these changes.

SPECIAL CONDITIONS

- I. The holder of the approved Edwards Aquifer CZP must comply with all provisions of 30 TAC Chapter 213 and all best management practices and measures contained in the application.
- II. Within 60 days of receiving written approval of an Edwards Aquifer Protection Plan, the applicant must submit to the San Antonio Regional Office, proof of recordation of notice in the county deed records, with the volume and page number(s) of the county deed records of the county in which the property is located. A description of the property boundaries shall be included in the deed recordation in the county deed records. A suggested format (Deed Recordation Affidavit, TCEQ-0625) that you may use to deed record the approved CZP is enclosed.
- III. Intentional discharges of sediment laden storm water are not allowed. If dewatering becomes necessary, the discharge will be filtered through appropriately selected best management practices. These may include vegetated filter strips, sediment traps, rock berms, silt fence rings, etc.
- IV. In addition to the rules of the Commission, the applicant may also be required to comply with state and local ordinances and regulations providing for the protection of water quality.
- V. Since this project will not have more than 20% impervious cover, an exemption from permanent BMPs is approved. If the percent impervious cover ever increases above 20% or the land use changes, the exemption for the whole site as described in the property boundaries required by §213.4(g), may no longer apply and the property owner must notify the appropriate regional office of these changes.

STANDARD CONDITIONS

1. Pursuant to Chapter 7 Subchapter C of the Texas Water Code, any violations of the requirements in 30 TAC Chapter 213 may result in administrative penalties.

Prior to Commencement of Construction:

2. All contractors conducting regulated activities at the referenced project location shall be provided a copy of this notice of approval. At least one complete copy of the approved Contributing Zone Plan and this notice of approval shall be maintained at the project location until all regulated activities are completed.
3. Any modification to the activities described in the referenced CZP application following the date of approval may require the submittal of a plan to modify this approval, including the payment of appropriate fees and all information necessary for its review and approval prior to initiating construction of the modifications.

4. The applicant must provide written notification of intent to commence construction, replacement, or rehabilitation of the referenced project. Notification must be submitted to the San Antonio Regional Office no later than 48 hours prior to commencement of the regulated activity. Written notification must include the name of the approved plan and file number for the regulated activity, the date on which the regulated activity will commence, and the name of the prime contractor with the name and telephone number of the contact person.
5. Temporary erosion and sedimentation (E&S) controls, i.e., silt fences, rock berms, stabilized construction entrances, or other controls described in the approved Storm Water Pollution Prevention Plan (SWPPP) must be installed prior to construction and maintained during construction. Temporary E&S controls may be removed when vegetation is established and the construction area is stabilized. If a water quality pond is proposed, it shall be used as a sedimentation basin during construction. The TCEQ may monitor stormwater discharges from the site to evaluate the adequacy of temporary E&S control measures. Additional controls may be necessary if excessive solids are being discharged from the site.

During Construction:

6. During the course of regulated activities related to this project, the applicant or his agent shall comply with all applicable provisions of 30 TAC Chapter 213, Edwards Aquifer. The applicant shall remain responsible for the provisions and conditions of this approval until such responsibility is legally transferred to another person or entity.
7. If sediment escapes the construction site, the sediment must be removed at a frequency sufficient to minimize offsite impacts to water quality (e.g., fugitive sediment in street being washed into surface streams or sensitive features by the next rain). Sediment must be removed from sediment traps or sedimentation ponds not later than when design capacity has been significantly reduced. Litter, construction debris, and construction chemicals exposed to stormwater shall be prevented from becoming a pollutant source for stormwater discharges (e.g., screening outfalls, picked up daily).
8. The following records shall be maintained and made available to the executive director upon request: the dates when major grading activities occur, the dates when construction activities temporarily or permanently cease on a portion of the site, and the dates when stabilization measures are initiated.
9. Stabilization measures shall be initiated as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, and construction activities will not resume within 21 days. When the initiation of stabilization measures by the 14th day is precluded by weather conditions, stabilization measures shall be initiated as soon as practicable.

After Completion of Construction:

10. Owners of permanent BMPs and measures must insure that the BMPs and measures are constructed and function as designed. A Texas Licensed Professional Engineer must certify in writing that the permanent BMPs or measures were constructed as designed. The certification letter must be submitted to the San Antonio Regional Office within 30 days of site completion.
11. The applicant shall be responsible for maintaining the permanent BMPs after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new

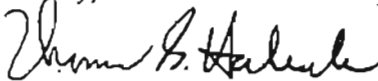
Mr. Kelly Leach
November 28, 2007
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property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing or ownership is transferred. A copy of the transfer of responsibility must be filed with the executive director through the San Antonio Regional Office within 30 days of the transfer. A copy of the transfer form (TCEQ-10263) is enclosed.

12. Upon legal transfer of this property, the new owner(s) is required to comply with all terms of the approved Contributing Zone Plan. If the new owner intends to commence any new regulated activity on the site, a new Contributing Zone Plan that specifically addresses the new activity must be submitted to the executive director. Approval of the plan for the new regulated activity by the executive director is required prior to commencement of the new regulated activity.
13. A Contributing Zone Plan approval or extension will expire and no extension will be granted if more than 50% of the total construction has not been completed within ten years from the initial approval of a plan. A new Contributing Zone Plan must be submitted to the San Antonio Regional Office with the appropriate fees for review and approval by the executive director prior to commencing any additional regulated activities.
14. At project locations where construction is initiated and abandoned, or not completed, the site shall be returned to a condition such that the aquifer is protected from potential contamination.

If you have any questions or require additional information, please contact Amy Burroughs of the Edwards Aquifer Protection Program of the San Antonio Regional Office at 210-403-4073.

Sincerely,



Glenn Shankle
Executive Director
Texas Commission on Environmental Quality

GS/AEB/eg

Enclosure: Deed Recordation Affidavit, Form TCEQ-0625
Change in Responsibility for Maintenance of Permanent BMPs, Form TCEQ-10263

cc: Mr. Duane A. Moy, P.E., Moy Civil Engineers
Mr. Tom Hornseth, P.E., Comal County
Ms. Velma Reyes Danielson, Edwards Aquifer Authority
TCEQ Central Records, MC 212

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



RECEIVED
OCT 10 2007
COUNTY ENGINEER

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

October 2, 2007

Mr. Thomas H. Hornseth, P.E.
Comal County Engineer
195 David Jonas Drive
New Braunfels TX 78132-3710

Re: Edwards Aquifer, Comal County
PROJECT NAME: Valley View Ridge Subdivision, located east of FM 3159 and Cranes Mill Road, New Braunfels, Texas
PLAN TYPE: Application for Approval of a Contributing Zone Water Pollution Abatement Plan (CZP) request, 30 Texas Administration Code (TAC) Chapter 213; Edwards Aquifer Protection Program
San Antonio Region File Number: 2722.00

Dear Mr. Hornseth:

The enclosed WPAP application is being forwarded to you pursuant to the Edwards Aquifer Rules. The Texas Commission on Environmental Quality (TCEQ) is required by 30 TAC Chapter 213 to provide copies of all applications to affected incorporated cities and underground water conservation districts for their comments prior to TCEQ approval.

Please forward your comments to this office by November 1, 2007.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact the San Antonio Region Office at (210) 490-3096.

Sincerely,

A handwritten signature in black ink, appearing to read "LMB", with a stylized flourish extending from the end.

Lynn M. Bumgardner
Water Section Work Leader
San Antonio Regional Office

LMB/eg

CONTRIBUTING ZONE PLAN APPLICATION
FOR
VALLEY VIEW RIDGE SUBDIVISION
COMAL COUNTY, TEXAS

Prepared for
VALLEY VIEW RIDGE, LTD

SEPTEMBER 2007

INDEX

TITLE

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Attachments

Agent Authorization Form

Copy of Contributing Zone Fee Application Form & Check

Core Data Form

Storm Water Pollution Prevention Plan

Contributing Zone Plan – Site Plan

Contributing Zone Plan Application
for Regulated Activities
on the Contributing Zone to the Edwards Aquifer
and Relating to 30 TAC §213.24(1), Effective June 1, 1999

Regulated Entity Name: Valley View Ridge Subdivision
County: Comal Stream Basin: Dry Bear Creek & Dry Comal Creek

1. ☒ Regulated activities on this site will disturb at least 5 acres.
☐ Regulated activities on this site will disturb less than 5 acres and are part of a larger common plan of development or sale with the potential to disturb cumulatively five or more acres.

2. Customer (Applicant):

Contact Person: Kelly Leach
Title: General Partner
Entity: Valley View Ridge, LTD.
Mailing Address: 7800 IH 10 West, Suite 800
City, State, Zip: San Antonio, Texas 78230
Telephone: 210-524-4000 FAX: 210-524-4029

Agent/Representative (If any):

Contact Person: Duane A. Moy, P.E.
Title: President
Entity: Moy Civil Engineers
Mailing Address: 12770 Cimarron Path, Suite 100
City, State, Zip: San Antonio, Texas 78232
Telephone: 210-698-5051 FAX: 210-698-5085

3. ☐ This project is inside the city limits of _____.
☐ This project is outside the city limits but inside the ETJ (extra-territorial jurisdiction) of _____.
☒ This project is not located within any city's limits or ETJ.

4. The location of the project site is described below. Sufficient detail and clarity has been provided so that the TCEQ's Regional staff can easily locate the project and site boundaries for a field investigation.

Located to the east of FM 3159; at the intersection of FM 3159 and Cranes Mill Road

5. ☒ **ATTACHMENT A - Road Map.** A road map showing directions to and the location of the project site is found as at the end of this form.
6. ☒ **ATTACHMENT B - USGS Quadrangle Map.** A copy of the a USGS Quadrangle Map (Scale: 1" = 2000') is found at the end of this form. The map(s) clearly shows:
☒ Project site boundaries.
☒ USGS Quadrangle Name(s).
7. ☒ **ATTACHMENT C - Project Narrative.** A detailed narrative description of the proposed project is found at the end of this form.

8. Existing project site conditions are noted below:
- ☐ Existing commercial site
 - ☐ Existing industrial site
 - ☐ Existing residential site
 - ☐ Existing paved and/or unpaved roads
 - ☐ Undeveloped (Cleared)
 - ☒ Undeveloped (Undisturbed/Uncleared)
 - ☒ Other: Existing residential improvements and partially cleared for existing water main

PROJECT INFORMATION

9. The type of project is:
- ☒ Residential: # of Lots: 92
 - ☐ Residential: # of Living Unit Equivalents:
 - ☐ Commercial
 - ☐ Industrial
 - ☐ Other:
10. Total project area (size of site): 153.69 Acres
 Total disturbed area: 56.90 Acres
11. Projected population: 276
12. The amount and type of impervious cover expected after construction is complete is shown below:

Impervious Cover of Proposed Project	Sq. Ft.	Sq. Ft./Acre	Acres
Structures/Rooftops	594,000	÷ 43,560 =	13.64
Parking/Driveway	198,000	÷ 43,560 =	4.55
Paved Surfaces (Streets)	317,291	÷ 43,560 =	7.28
Total Impervious Cover	1,109,291	÷ 43,560 =	25.47
Total Impervious Cover ÷ Total Acreage x 100 =			16.6%

13. ☒ **ATTACHMENT D - Factors Affecting Surface Water Quality.** A description of factors that could affect surface water quality is found as at the end of this form. If applicable, this should included the location and description of any discharge associated with industrial activity other than construction.
14. ☒ Only inert materials as defined by 30 TAC 330.2 will be used as fill material.

FOR ROAD PROJECTS ONLY

Complete questions 15-20 if this application is exclusively for a road project.

15. Type of project:
☐ TXDOT road project.
☐ County road or roads built to county specifications.
☐ City thoroughfare or roads to be dedicated to a municipality.
☐ Street or road providing access to private driveways.
16. Type of pavement or road surface to be used:
☐ Concrete
☐ Asphaltic concrete pavement
☐ Other: _____
17. Length of Right of Way (R.O.W.): _____ feet.
Width of R.O.W.: _____ feet.
L x W = _____ Ft² ÷ 43,560 Ft²/Acre = _____ acres.
18. Length of pavement area: _____ feet.
Width of pavement area: _____ feet.
L x W = _____ Ft² ÷ 43,560 Ft²/Acre = _____ acres.
Pavement area _____ acres ÷ R.O.W. area _____ acres x 100 = _____ % impervious cover.
19. ☐ A rest stop will be included in this project.
☐ A rest stop will **not** be included in this project.
20. ☐ Maintenance and repair of existing roadways that do not require approval from the TCEQ Executive Director. Modifications to existing roadways such as widening roads/adding shoulders totaling more than one-half (1/2) the width of one (1) existing lane require prior approval from the TCEQ.

STORMWATER TO BE GENERATED BY THE PROPOSED PROJECT

21. ☒ **ATTACHMENT E - Volume and Character of Stormwater.** A description of the volume and character (quality) of the stormwater runoff which is expected to occur from the proposed project is found at the end of this form. The estimates of stormwater runoff quality and quantity are based on area and type of impervious cover. The runoff coefficient of the site for both pre-construction and post-construction conditions is included.

WASTEWATER TO BE GENERATED BY THE PROPOSED PROJECT

22. Wastewater will be disposed of by:
☒ On-Site Sewage Facility (OSSF/Septic Tank):
ATTACHMENT F - Suitability Letter from Authorized Agent. An on-site sewage facility will be used to treat and dispose of the wastewater from this site. The appropriate licensing authority's written approval is provided at the end of this form. It states that the land is suitable for the use of private sewage facilities and will meet or exceed the requirements for on-site sewage facilities as specified under 30 TAC Chapter 285 relating to On-site Sewage Facilities, or it identifies those areas that are not suitable for the use of private sewage facilities. The system will be designed by a licensed professional engineer or a registered sanitarian and installed by a licensed installer in compliance with 30 TAC §285.

- _____ Sewage Collection System (Sewer Lines):
Wastewater is to be disposed of by conveyance to the _____ (name)
treatment plant for treatment and disposal. The treatment facility is:
_____ existing.
_____ proposed.
- _____ Wastewater is to be discharged in the contributing zone. Requirements under 30 TAC
§213.6(c) relating to Wastewater Treatment and Disposal Systems have been satisfied.

FOR PERMANENT ABOVEGROUND STORAGE TANKS (ASTs) > 500 GALLONS

Complete questions 23-29 if this project includes the installation of AST(s) with volume(s) greater than 500 gallons.

23. Tanks and substance stored:

AST Number	Size (Gallons)	Substance to be Stored	Tank Material
1			
2			
3			
4			
5			
Total		X 1.5 =	gallons

24. _____ The AST will be placed within a containment structure that is sized to capture one and one-half (1 1/2) times the storage capacity of the system. For facilities with more than one tank system, the containment structure is sized to capture one and one-half (1 1/2) times the cumulative storage capacity of all systems.
- _____ **ATTACHMENT G - Alternative Secondary Containment Methods.** Alternative methods for providing secondary containment are proposed. Specifications showing equivalent protection for the Edwards Aquifer are found at the end of this form.

25. Inside dimensions and capacity of containment structure(s):

Length (L) (Ft.)	Width (W) (Ft.)	Height (H) (Ft.)	L x W x H = (Ft)	Gallons
Total				

26. ☐ All piping, hoses, and dispensers will be located inside the containment structure.
☐ Some of the piping to dispensers or equipment will extend outside the containment structure.
☐ The piping will be aboveground
☐ The piping will be underground
27. ☐ The containment area must be constructed of and in a material impervious to the substance(s) being stored. The proposed containment structure will be constructed of _____.
28. **ATTACHMENT H - AST Containment Structure Drawings.** A scaled drawing of the containment structure is found at the end of this form that shows the following:
☐ Interior dimensions (length, width, depth and wall and floor thickness).
☐ Internal drainage to a point convenient for the collection of any spillage.
☐ Tanks clearly labeled
☐ Piping clearly labeled
☐ Dispenser clearly labeled
29. Any spills must be directed to a point convenient for collection and recovery. Spills from storage tank facilities must be removed from the controlled drainage area for disposal within 24 hours of the spill.
☐ In the event of a spill, any spillage will be removed from the containment structure within 24 hours of the spill and disposed of properly.
☐ In the event of a spill, any spillage will be drained from the containment structure through a drain and valve within 24 hours of the spill and disposed of properly. The drain and valve system are shown in detail on the scaled drawing.

SITE PLAN

Items 30 through 41 must be included on the Site Plan.

30. The Site Plan must have a minimum scale of 1" = 400'.
Site Plan Scale: 1" = 200 '.
31. 100-year floodplain boundaries
☐ Some part(s) of the project site is located within the 100-year floodplain. The floodplain is shown and labeled.
☒ No part of the project site is located within the 100-year floodplain.
- The 100-year floodplain boundaries are based on the following specific (including date of material) sources(s):
FEMA FIRM MAP #'s 4854630065 C, Effective Date SEPTEMBER 29, 1986 and 4854630060 C, Effective Date SEPTEMBER 29, 1986
32. ☐ The layout of the development is shown with existing and finished contours at appropriate, but not greater than ten-foot contour intervals. Lots, recreation centers, buildings, roads, etc. are shown on the site plan.
☒ The layout of the development is shown with existing contours at appropriate, but not greater than ten-foot contour intervals. Finished topographic contours will not substantially differ from the existing topographic configuration and are not shown. Lots, recreation centers, buildings, roads, etc. are shown on the site plan.
33. ☒ A drainage plan showing all paths of drainage from the site to surface streams.

34. X The drainage patterns and approximate slopes anticipated after major grading activities.
35. X Areas of soil disturbance and areas which will not be disturbed.
36. X Locations of major structural and nonstructural controls. These are the temporary and permanent best management practices.
37. X Locations where soil stabilization practices are expected to occur.
38. N/A Surface waters (including wetlands).
39. Locations where stormwater discharges to surface water.
 X There will be no discharges to surface water.
40. Temporary aboveground storage tank facilities.
 X Temporary aboveground storage tank facilities will not be located on this site.
41. Permanent aboveground storage tank facilities.
 X Permanent aboveground storage tank facilities will not be located on this site.

Permanent best management practices (BMPs) and measures that will be used during and after construction is completed.

42. N/A Permanent BMPs and measures must be implemented to control the discharge of pollution from regulated activities after the completion of construction.
43. N/A These practices and measures have been designed, and will be constructed, operated, and maintained to insure that 80% of the incremental increase in the annual mass loading of total suspended solids (TSS) from the site caused by the regulated activity is removed. These quantities have been calculated in accordance with technical guidance prepared or accepted by the executive director.
- The TCEQ Technical Guidance Manual (TGM) was used to design permanent BMPs and measures for this site.
- A technical guidance other than the TCEQ TGM was used to design permanent BMPs and measures for this site. The complete citation for the technical guidance that was used is provided below
- _____
- _____
- _____
- _____
44. N/A Owners must insure that permanent BMPs and measures are constructed and function as designed. A Texas Licensed Professional Engineer must certify in writing that the permanent BMPs or measures were constructed as designed. The certification letter must be submitted to the appropriate regional office within 30 days of site completion.
45. X Where a site is used for low density single-family residential development and has 20 % or less impervious cover, other permanent BMPs are not required. This exemption from permanent BMPs must be recorded in the county deed records, with a notice that if the percent impervious cover increases above 20% or land use changes, the exemption for the whole site as described in the property boundaries required by 30 TAC §213.4(g) (relating to Application Processing and Approval), may no longer apply and the property owner must notify the appropriate regional office of these changes.

- ☒ This site will be used for low density single-family residential development and has 20% or less impervious cover.
☐ This site will be used for low density single-family residential development but has more than 20% impervious cover.
☐ This site will not be used for low density single-family residential development.

46. ☐ N/A The executive director may waive the requirement for other permanent BMPs for multi-family residential developments, schools, or small business sites where 20% or less impervious cover is used at the site. This exemption from permanent BMPs must be recorded in the county deed records, with a notice that if the percent impervious cover increases above 20% or land use changes, the exemption for the whole site as described in the property boundaries required by 30 TAC §213.4(g) (relating to Application Processing and Approval), may no longer apply and the property owner must notify the appropriate regional office of these changes.

- ☐ **ATTACHMENT I - 20% or Less Impervious Cover Waiver.** This site will be used for multi-family residential developments, schools, or small business sites and has 20% or less impervious cover. A request to waive the requirements for other permanent BMPs and measures is found at the end of this form.
☐ This site will be used for multi-family residential developments, schools, or small business sites but has more than 20% impervious cover.
☒ This site will not be used for multi-family residential developments, schools, or small business sites.

47. **ATTACHMENT J - BMPs for Upgradient Stormwater.**

- ☐ A description of the BMPs and measures that will be used to prevent pollution of surface water, groundwater, or stormwater that originates upgradient from the site and flows across the site is provided as **ATTACHMENT J** at the end of this form.
☐ If no surface water, groundwater or stormwater originates upgradient from the site and flows across the site, an explanation is provided as **ATTACHMENT J** at the end of this form.
☒ If permanent BMPs or measures are not required to prevent pollution of surface water, groundwater or stormwater that originates upgradient from the site and flows across the site, an explanation is provided as **ATTACHMENT J** at the end of this form.

48. **ATTACHMENT K - BMPs for On-site Stormwater.**

- ☐ A description of the BMPs and measures that will be used to prevent pollution of surface Water or groundwater that originates on-site or flows off the site, including pollution caused by contaminated stormwater runoff from the site is provided as **ATTACHMENT K** at the end of this form.
☒ If permanent BMPs or measures are not required to prevent pollution of surface water or groundwater that originates on-site or flows off the site, including pollution caused by contaminated stormwater runoff, an explanation is provided as **ATTACHMENT K** at the end of this form.

49. ☒ **ATTACHMENT L - BMPs for Surface Streams.** A description of the BMPs and measures that prevent pollutants from entering surface streams is provided at the end of this form.

50. N/A **ATTACHMENT M - Construction Plans.** Construction plans and design calculations for the proposed permanent BMPs and measures have been prepared by or under the direct supervision of a Texas Licensed Professional Engineer. All construction plans and design information have been signed, sealed, and dated by the Texas Licensed Professional Engineer. Construction plans for the proposed permanent BMPs and measures are provided at the end of this form. Design Calculations, TCEQ Construction Notes, all proposed structural measures, and appropriate details must be shown on the construction plans.
51. N/A **ATTACHMENT N - Inspection, Maintenance, Repair and Retrofit Plan.** A plan for the inspection, maintenance, repair, and, if necessary, retrofit of the permanent BMPs and measures is provided at the end of this form. The plan has been prepared and certified by the engineer designing the permanent BMPs and measures. The plan has been signed by the owner or responsible party. The plan includes procedures for documenting inspections, maintenance, repairs, and, if necessary, retrofits as well as a discussion of record keeping procedures.
52. N/A The TCEQ Technical Guidance Manual (TGM) was used to design permanent BMPs and measures for this site.
 Pilot-scale field testing (including water quality monitoring) may be required for BMPs that are not contained in technical guidance recognized by or prepared by the executive director.
ATTACHMENT O - Pilot-Scale Field Testing Plan. A plan for pilot-scale field testing is provided at the end of this form.
53. X **ATTACHMENT P - Measures for Minimizing Surface Stream Contamination.** A description of the measures that will be used to avoid or minimize surface stream contamination and changes in the way in which water enters a stream as a result of the construction and development is provided at the end of this form. The measures address increased stream flashing, the creation of stronger flows and in-stream velocities, and other in-stream effects caused by the regulated activity which increase erosion that results in water quality degradation.

Responsibility for maintenance of permanent BMPs and measures after construction is complete.

54. N/A The applicant is responsible for maintaining the permanent BMPs after construction until such time as the maintenance obligation is either assumed in writing by another entity having ownership or control of the property (such as without limitation, an owner's association, a new property owner or lessee, a district, or municipality) or the ownership of the property is transferred to the entity. Such entity shall then be responsible for maintenance until another entity assumes such obligations in writing or ownership is transferred.
55. N/A A copy of the transfer of responsibility must be filed with the executive director at the appropriate regional office within 30 days of the transfer if the site is for use as a multiple single-family residential development, a multi-family residential development, or a nonresidential development such as commercial, industrial, institutional, schools, and other sites where regulated activities occur.

ADMINISTRATIVE INFORMATION

56. X One (1) original and one (1) copy of the complete application have been provided.
57. X Any modification of this Contributing Zone Plan may require TCEQ review and Executive Director approval prior to construction, and may require submission of a revised application, with appropriate fees.
58. X The site description, controls, maintenance, and inspection requirements for the storm water pollution prevention plan (SWPPP) developed under the EPA NPDES general permits for stormwater discharges have been submitted to fulfill paragraphs 30 TAC §213.24(1-5) of the technical report. All requirements of 30 TAC §213.24(1-5) have been met by the SWPPP document.

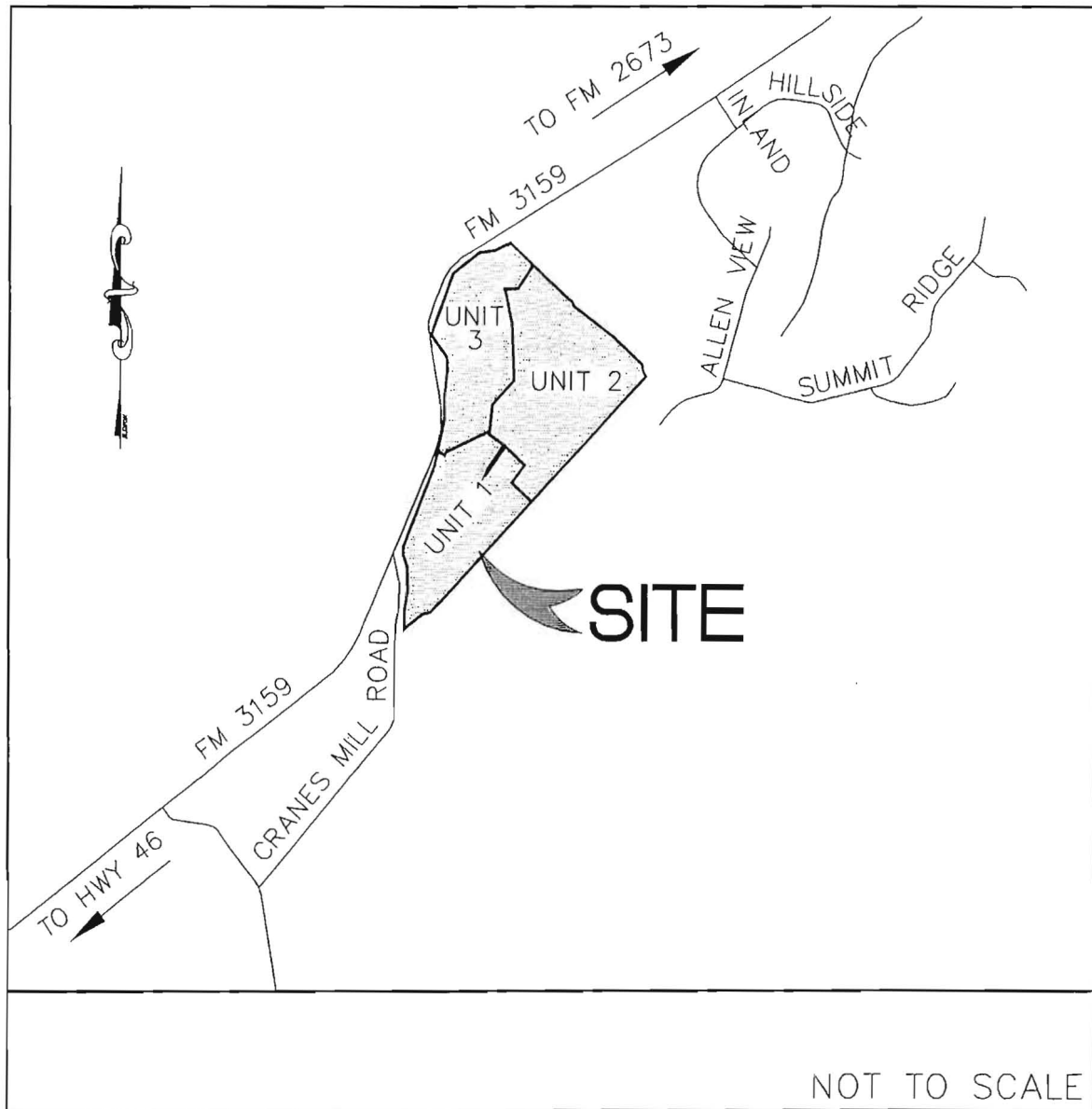
To the best of my knowledge, the responses to this form accurately reflect all information requested concerning the proposed regulated activities and methods to protect the Edwards Aquifer. This **CONTRIBUTING ZONE PLAN APPLICATION** is hereby submitted for TCEQ review and Executive Director approval. The application was prepared by:

Duane A. Moy, P.E.
Print Name of Customer/Agent

Duane A. Moy, P.E. 9/18/07
Signature of Customer/Agent Date

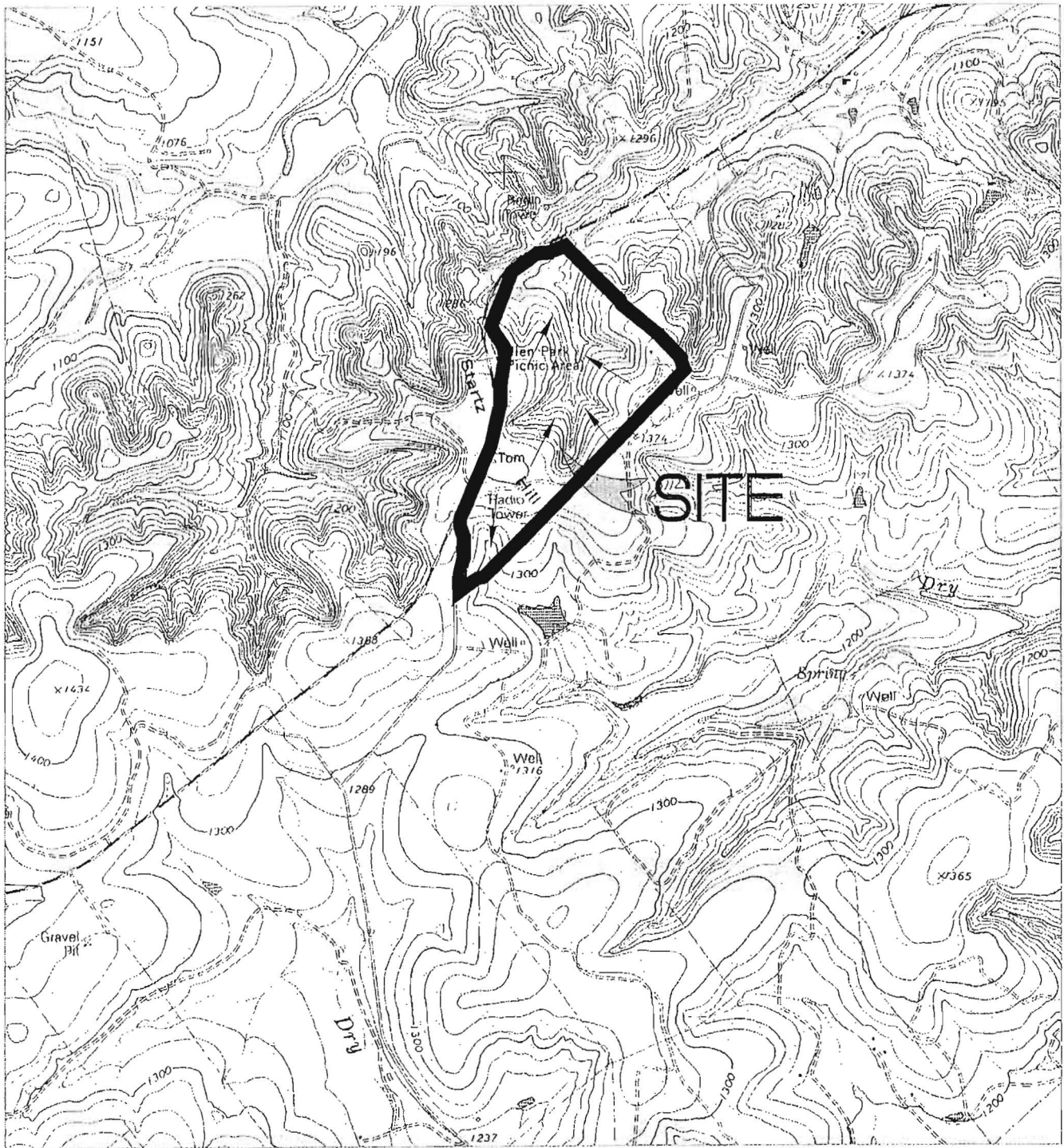
Individuals are entitled to request and review their personal information that the agency gathers on its forms. They may also have any errors in their information corrected. To review such information, contact us at 512/239-3282.

ATTACHMENTS



ATTACHMENT A ROAD MAP

MAPSCO: PG NO. 386-387
GRID NO. F-3



SCALE: 1" = 2000'

ATTACHMENT B U.S.G.S. MAP (SMITHSON VALLEY)

ATTACHMENT C – Project Narrative

This proposed single family residential subdivision is located at the intersection of FM 3159 and Cranes Mill Road. The subdivision is located in Comal County and is outside City Limits and is not in any Extra-Territorial Jurisdiction. The project consists of 99 lots on 159.79 acres. Wastewater will be treated by individual septic tanks for each lot. On-site construction will consist of street, drainage facilities, underground electric and gas, underground septic tanks and an underground water distribution system. There is an existing house that will remain on lot 15, block 3.

Temporary BMP's will be utilized to control sedimentation and will be installed and maintained for all phases of construction. BMP's will consist of an undisturbed grassy perimeter around all utility and road construction, silt fences, silt fences with rock berms, a concrete washout pit and a stabilized construction entrance. Separate SWPPP reports will be issued for each individual unit as construction commences.

ATTACHMENT D – Factors That Could Affect Surface Water Quality

Landscaping, vehicular traffic, and various construction activities may affect the quality of stormwater originating on the proposed site. These factors may cause small amounts of oil, grease, suspended solids, fertilizers, and pesticides to enter into the stormwater runoff. However, temporary BMP's have been designed on the basis of the Technical Guidance Manual to treat the required amount of stormwater runoff as to not adversely affect water quality entering into any surface water or groundwater.

ATTACHMENT E – Volume and Character of Stormwater

The flow rate of storm water runoff (Q_{100}) was calculated using the rational method:

C = Runoff Coefficient; I = Rainfall Intensity; A = Drainage Area

Q_{100} (Pre-Project) = $CIA = 0.42 * 6.55 \text{ in/hr} * 159.79 \text{ Ac} = 439.6 \text{ cfs}$

Q_{100} (Post-Project) = $CIA = 0.48 * 7.37 \text{ in/hr} * 159.79 \text{ Ac} = 565.3 \text{ cfs}$

The character of the runoff is residential.

ATTACHMENT F – Suitability Letter From Authorized Agent

Suitability Letter attached at end of this document

ATTACHMENT J – BMP's for Upgradient Stormwater

There is no significant storm water or surface water that originates up gradient from the site or will flow across the site. Permanent BMP's are not required since the project is a low density single-family residential development with less than 20% impervious cover.

ATTACHMENT K – BMP's for On-Site Stormwater

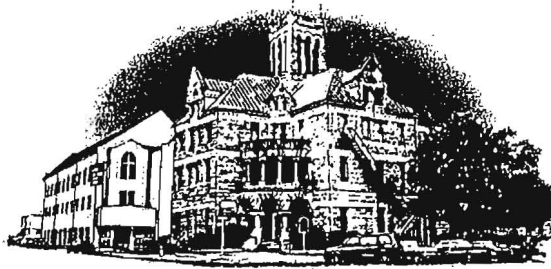
Permanent BMP's are not required since the project is a low density single-family residential development with less than 20% impervious cover.

ATTACHMENT L – BMP's for Surface Streams

Permanent BMP's are not required since the project is a low density single-family residential development with less than 20% impervious cover.

ATTACHMENT P – Measure for Minimizing Surface Stream Contamination

Earthen channels will be used to convey the storm water from the proposed development to existing lows. The width and slope of the earthen channels will be designed to not exceed existing velocities.



Comal County

OFFICE OF COMAL COUNTY ENGINEER

September 19, 2007

Mr. Elliot Poduska, E.I.T.
Moy Civil Engineers
12770 Cimarron Path, Suite 100
San Antonio, TX 78249

Re: Valley View Ridge Subdivision On-Site Sewage Facility Suitability Letter, within
Comal County, Texas

Dear Mr. Poduska:

In accordance with TAC §213.24(8)(B), Comal County has found that the entire referenced site is suitable for the use of private sewage facilities and will meet the requirements for on-site sewage facilities as specified in TAC §285 based on the following information submitted to our office on September 19, 2007:

- The Contributing Zone Plan, prepared by Moy Civil Engineers, which states that there are no areas that are not suitable for the use of private sewage facilities

On a separate matter, according to TAC §285.4(c), persons proposing residential subdivisions within Comal County and using on-site sewage facilities (OSSFs) for sewage disposal are required to submit planning materials for the residential subdivision to Comal County. The planning materials shall be prepared by a professional engineer or professional sanitarian and shall include an overall site plan, topographic map, 100-year floodplain map, soil survey, location of water wells, locations of easements as identified in TAC §285.91(10) (relating to Tables), a complete report detailing the types of OSSFs to be considered and their compatibility with area-wide drainage and groundwater, and a comprehensive drainage plan. We have included Comal County's *Application for Licensing Authority Recommendation for Private Sewerage Facilities for a Proposed Subdivision* for your use.

If you have any questions or need additional information, please do not hesitate to contact our office.

Sincerely,

Robert Boyd, P.E.
Comal County Assistant Engineer

cc: Jack Dawson, Comal County Commissioner, Precinct No. 1
Betty Lien, Comal County Subdivision Coordinator

attachment a/s

AGENT AUTHORIZATION FORM

Agent Authorization Form
For Required Signature
Edwards Aquifer Protection Program
Relating to 30 TAC Chapter 213
Effective June 1, 1999

I, Kelly Leach
Print Name

General Partner
Title - Owner/President/Other

of Valley View Ridge, LTD.
Corporation/Partnership/Entity Name

have authorized Duane A. Moy, P.E.
Print Name of Agent/Engineer

of Moy Civil Engineers
Print Name of Firm

to represent and act on the behalf of the above named Corporation, Partnership, or Entity for the purpose of preparing and submitting this plan application to the Texas Commission on Environmental Quality (TCEQ) for the review and approval consideration of regulated activities.

I also understand that:

1. The applicant is responsible for compliance with 30 Texas Administrative Code Chapter 213 and any condition of the TCEQ's approval letter. The TCEQ is authorized to assess administrative penalties of up to \$10,000 per day per violation.
2. A notarized copy of the Agent Authorization Form must be provided for the person preparing the application, and the forms must accompany the completed application.
3. Application fees are due and payable at the time the application is submitted. The application fee must be sent to the TCEQ cashier or to the appropriate regional office. The application will not be considered until the correct fee is received by the commission.

4. For applicants who are not the property owner, but who have the right to control and possess and control the property, additional authorization is required from the owner.

Kelly Leach
Applicant's Signature

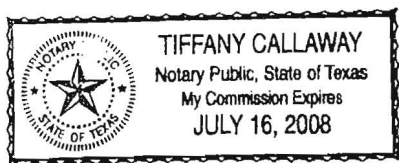
8-5-2007
Date

THE STATE OF TX §

County of Pexar §

BEFORE ME, the undersigned authority, on this day personally appeared Kelly Leach known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that (s)he executed same for the purpose and consideration therein expressed.

GIVEN under my hand and seal of office on this 5th day of September, 07.



Tiffany Callaway
NOTARY PUBLIC

Tiffany Callaway
Typed or Printed Name of Notary

MY COMMISSION EXPIRES: 7/16/08

COPY OF CONTRIBUTING ZONE FEE
APPLICATION FORM & CHECK

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
EDWARDS AQUIFER PROTECTION PROGRAM
CONTRIBUTING ZONE FEE APPLICATION FORM

NAME OF PROPOSED PROJECT: Valley View Ridge

PROJECT LOCATION: Intersection of FM 3159 and Cranes Mill Road

NAME OF APPLICANT: Valley View Ridge, LTD.

APPLICANT'S ADDRESS: 7800 IH 10 West, Suite 800, San Antonio, Texas 78230

CONTACT PERSON: Kelly Leach PHONE: (210)-698-8681
Please Print

AUSTIN REGIONAL OFFICE (3373)

- ☐ Hays
☐ Travis
☐ Williamson

SAN ANTONIO REGIONAL OFFICE (3362)

- ☐ Bexar
☒ Comal
☐ Kinney
☐ Medina
☐ Uvalde

APPLICATION FEES MUST BE PAID BY CHECK, CERTIFIED CHECK, OR MONEY ORDER, PAYABLE TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY. YOUR CANCELED CHECK WILL SERVE AS YOUR RECEIPT. **THIS FORM MUST BE SUBMITTED WITH YOUR FEE PAYMENT. THIS PAYMENT IS BEING SUBMITTED TO (CHECK ONE):**

☒ **SAN ANTONIO REGIONAL OFFICE**

☐ **AUSTIN REGIONAL OFFICE**

☐ **Mailed to TCEQ:**
TCEQ - Cashier
Revenues Section
Mail Code 214
P.O. Box 13088
Austin, TX 78711-3088

☐ **Overnight Delivery to TCEQ:**
TCEQ - Cashier
12100 Park 35 Circle
Building A, 3rd Floor
Austin, TX 78753
512/239-0347

Check one:

☒ **Contributing Zone Plan - Fee Due \$250**

☐ **Modification of a Previously Approved Contributing Zone Plan - Fee Due \$250**

☐ **Extension of Time Request - Fee Due \$100**

Kelly Leach
Signature

8-5-2007
Date

MOY CIVIL ENGINEERS
12770 CIMARRON PATH, SUITE 100
SAN ANTONIO, TX 78249
(210)698-5051



Frost National Bank
Fair Oaks Ranch, Texas 78015
www.frostbank.com

1803

DATE 7/2/07

30-9/1140
31

PAY
TO THE
ORDER OF

TCEQ

\$ 250.00

Two hundred fifty & 00/100

DOLLARS

Security features
are included
Details on back

THIS CHECK IS DELIVERED IN CONNECTION WITH THE FOLLOWING ACCOUNTS

CZP220		
Valley View		
050071		

Sandy May

⑈001803⑈ ⑆114000093⑆ 217003226⑈

CORE DATA FORM

TCEQ Core Data Form

TCEQ Use Only

If you have questions on how to fill out this form or about our Central Registry, please contact us at 512-239-5175.

Individuals are entitled to request and review their personal information that the agency gathers on its forms. They may also have any errors in their information corrected. To review such information, contact us at 512-239-3282.

SECTION I: General Information

1. Reason for Submission *Example: new wastewater permit; IHW registration; change in customer information; etc.*

New residential development in the Edwards Aquifer Contributing Zone

2. Attachments Describe Any Attachments: (ex: Title V Application, Waste Transporter Application, etc.)

X YES NO Contributing Zone Plan Application

3. Customer Reference Number-if issued

4. Regulated Entity Reference Number-if issued

CN

(9 digits)

RN

(9 digits)

SECTION II: Customer Information

5. Customer Role (Proposed or Actual) -- As It Relates to the Regulated Entity Listed on This Form

Please check one of the following:

X

Owner

Operator

Owner and Operator

Occupational Licensee

Volunteer Cleanup Applicant

Other

TCEQ Use Only

Superfund

PST

Respondent

6. General Customer Information

X

New Customer

Change to Customer Information

Change in Regulated Entity Ownership

No Change *

*If a No Change and Section I is complete, skip to Section III - Regulated Entity Information.

7. Type of Customer:

Individual

Sole Proprietorship - D.B.A.

X

Partnership

Corporation

Federal Government

State Government

County Government

City Government

Other Government

Other:

8. Customer Name (If an individual, please print last name first)

If new name, enter previous name:

Valley View Ridge, LTD.

9. Mailing Address:

7800 IH 10 West, Suite 800

City

State

ZIP

ZIP + 4

San Antonio

Texas

78230

10. Country Mailing Information if outside USA

11. E-Mail Address if applicable

12. Telephone Number

13. Extension or Code

14. Fax Number if applicable

210-524-4000

210-524-4029

15. Federal Tax ID (9 digits)

16. State Franchise Tax ID Number if applicable

17. DUNS Number if applicable
(9 digits)

522136913

18. Number of Employees

19. Independently Owned
and Operated?

x 0-20 21-100 101-250 251-500 501 and higher

x Yes No

SECTION III: Regulated Entity Information

20. General Regulated Entity Information

X New Regulated Entity Change to Regulated Entity Information No Change*

*If "No Change" and Section I is complete, skip to Section IV - Preparer Information.

21. Regulated Entity Name <i>(If an individual, please print last name first)</i>					
Valley View Ridge					
22. Street Address (No PO Boxes)		Intersection of FM 3159 and Cranes Mill Road			
		City	State	ZIP	ZIP + 4
		New Braunfels	Texas	78130	
23. Mailing Address		N/A			
		City	State	ZIP	ZIP + 4
24. E-Mail Address:					
25. Telephone Number		26. Extension or Code		27. Fax Number if applicable	
28. Primary SIC Code (4 digits)		29. Secondary SIC Code (4 digits)		30. Primary NAICS Code (5 or 6 digits)	
1521				236115	
31. Secondary NAICS Code (5 or 6 digits)					
32. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description)					
Single Family Residential Development					
Questions 33 - 37 address geographic location. Please refer to the instructions for applicability.					
33. County		Comal County			
34. Description of Physical Location					
Intersection of FM 3159 and Cranes Mill Road					
35. Nearest City			State	Nearest Zip	
New Braunfels			Texas	78130	
36. Latitude (N)			37. Longitude (W)		
<i>Degrees</i>	<i>Minutes</i>	<i>Seconds</i>	<i>Degrees</i>	<i>Minutes</i>	<i>Seconds</i>
29	49	18	98	17	37
38. TCEQ Programs In Which This Regulated Entity Participates <i>Not all programs have been listed. Please add to this list as needed. If you don't know or are unsure, please mark "Unknown". If you know a permit or registration # for this entity, please write it below the program."</i>					
Animal Feeding Operation		Petroleum Storage Tank		Water Rights	
Title V - Air		Wastewater Permit		X	Edwards Aquifer
Industrial & Hazardous Waste		Water Districts			
Municipal Solid Waste		Water Utilities		Unknown	
New Source Review - Air		Licensing - TYPE(s)			
Section IV: Preparer Information					
39. Name Duane A. Moy, P.E.			40. Title President		
41. Telephone Number 210-698-5051		42. Extension or Code		43. Fax Number if applicable 210-698-5085	
44. E-mail Address: dmoy@moy-ce.com					

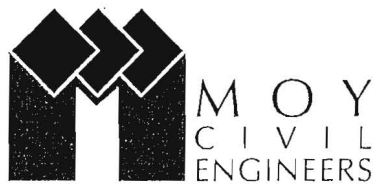
**STORM WATER
POLLUTION PREVENTION
PLAN**

T.P.D.E.S. GENERAL PERMIT-TXR 150000

Valley View Ridge

**FM 3159 and Cranes Mill Road
Comal County, Texas**

September 2007



12770 Cimarron Path, Suite 100, San Antonio, TX. 78249
Phone: (210) 698-5051 Fax: (210) 698-5085

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COPY OF THE TPDES GENERAL PERMIT

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NOTICE OF INTENT (NOI)

EROSION & SEDIMENTATION PLAN

NOTICE OF TERMINATION (NOT)

OWNER:

VALLEY VIEW RIDGE, LTD.
ATTN: KELLY LEACH
7800 IH 10 WEST, SUITE 800
SAN ANTONIO, TEXAS 78230
(210) 698-8681

ENGINEER:

MOY CIVIL ENGINEERS
ATTN: DUANE A. MOY, P.E.
12770 CIMARRON PATH, SUITE 100
SAN ANTONIO, TEXAS 78249
(210) 698-5051

CONTRACTOR:

UNKNOWN

INSPECTOR:

NARRATIVE
SITE DESCRIPTION

FACILITY/SITE LOCATION INFORMATION:

NAME: VALLEY VIEW RIDGE SUBDIVISION
ADDRESS: FM 3159 AND CRANES MILL ROAD
CITY: NEW BRAUNFELS STATE: TX ZIP: 78130
LATITUDE/ LONGITUDE: 29° 49' 18" / 98° 17' 37"

OWNER/ AGENT:

NAME: VALLEY VIEW RIDGE, LTD.
ADDRESS: 7800 IH 10 WEST, SUITE 800
CITY: SAN ANTONIO STATE: TX ZIP: 78230

TYPE OF CONSTRUCTION:

SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH STREETS, DRAINAGE, UTILITIES, AND GRADING.

SOIL DISTURBING ACTIVITIES:

SOIL DISTURBING ACTIVITIES WILL INCLUDE SITE CLEARING & GRADING, DRAINAGE, EXCAVATION FOR STREETS, ONSITE SANITARY SEWER FACILITIES, WATER AND UTILITY IMPROVEMENTS, NEW HOME CONSTRUCTION, AND LANDSCAPING. SEPARATE SWPPP REPORTS WILL BE ISSUED FOR EACH INDIVIDUAL UNIT AS CONSTRUCTION COMMENCES.

SITE INFORMATION:

GROSS (PLATTED) ACREAGE: 153.69 AC. (UNIT 1)
ACREAGE DISTURBED BY CONSTRUCTION: 56.90 AC
PRE-CONSTRUCTION RUNOFF COEFFICIENT: 0.42
POST-CONSTRUCTION RUNOFF COEFFICIENT: 0.48
NAME OF RECEIVING WATER: EAST TO DRY BEAR CREEK & SOUTH TO DRY COMAL CREEK

EROSION AND SEDIMENTATION MISCELLANEOUS POLLUTION CONTROLS

1. WASTE-DISPOSAL: ALL WASTE MATERIALS WILL BE COLLECTED IN SECURE CONTAINER(S) UNDER THE CONTROL OF THE CONTRACTOR OF A LICENSED WASTE MANAGER AND DISPOSED OF OFF-SITE IN ACCORDANCE WITH STATE AND LOCAL REGULATIONS. NO CONSTRUCTION WASTE MATERIALS WILL BE BURIED OR LEFT ON SITE.
2. ALL CONSTRUCTION EQUIPMENT EXITS SHALL BE STABILIZED PRIOR TO COMMENCEMENT OF CONSTRUCTION TO REDUCE VEHICLE TRACKING OF SEDIMENTS. ANY PAVED STREETS ADJACENT TO A CONSTRUCTION ENTRANCE WILL BE SWEEP WEEKLY TO REMOVE EXCESS MUD, DIRT OR ROCK TRACKED FROM THE SITE.
3. CONSTRUCTION HAUL ROADS, IF UTILIZED, SHALL BE BUILT WITH MINIMUM EXCAVATION/FILL AND HAVE A SURFACE LAYER OF CRUSHED STONE OR GRAVEL. CONSTRUCTION ROADS SHALL BE WELL DRAINED WITHOUT PONDING OR BLOCKING RUNOFF.
4. CONTRACTOR SHALL EMPLOY CONSTRUCTION METHODS AND UTILIZE MATERIALS (WITHIN SPECIFICATIONS LIMITS) WHICH WILL MINIMIZE THE GENERATION OF DUST FROM PROJECT CONSTRUCTION. FOR EXCAVATIONS AND GRADING, PROVIDE WATER SPRINKLING AS REQUIRED TO CONTROL DUSTING.
5. ALL HAZARDOUS WASTE MATERIALS WILL BE DISPOSED OF IN THE MANNER SPECIFIED BY LOCAL OR STATE REGULATION OR BY THE MANUFACTURER.

6. ALL SANITARY WASTE(S) WILL BE COLLECTED FROM THE PORTABLE UNITS BY A LICENSED SANITARY WASTE HAUL COMPANY ON A REGULAR BASIS EACH MONTH AS REQUIRED.
7. POLLUTANTS THAT MAY ENTER STORM WATER FROM CONSTRUCTION SITES BECAUSE OF POOR HOUSEKEEPING INCLUDE OILS, GREASE, PAINTS, GASOLINE, CONCRETE TRUCK WASHDOWN, RAW MATERIALS, USED IN THE MANUFACTURE OF CONCRETE (E.G. SAND, AGGREGATE AND CEMENT). SOLVENTS, LITTER, DEBRIS AND SANITARY WASTES. CONSTRUCTION SITE MANAGEMENT PLANS SHALL ADDRESS THE FOLLOWING TO PREVENT THE DISCHARGE OF THESE POLLUTANTS:
 - DESIGNATE AREAS FOR EQUIPMENT MAINTENANCE REPAIR;
 - PROVIDE WASTE RECEPTACLES AT CONVENIENT LOCATIONS AND PROVIDE REGULAR COLLECTION OF WASTES;
 - LOCATE EQUIPMENT WASHDOWN AREAS ON SITE, AND PROVIDE APPROPRIATE CONTROL OF WASHWATERS;
 - PROVIDE PROTECTED STORAGE AREAS FOR CHEMICALS, PAINTS, SOLVENTS, FERTILIZERS, AND OTHER POTENTIALLY TOXIC MATERIALS; AND
 - PROVIDE ADEQUATELY MAINTAINED SANITARY FACILITIES.
 - ROCK BERMS TO BE USED IN MAIN CHANNEL DOWN GRADIENT OF CONSTRUCTION AREA.
8. TEMPORARY STOCKPILES OF TOPSOIL, EXCAVATED MATERIAL, FLEXIBLE BASE, ETC. SHALL HAVE A SILT FENCE LOCATED IMMEDIATELY DOWN GRADIENT TO COLLECT SEDIMENT RUNOFF.

SEQUENCE OF MAJOR SOIL DISTURBING ACTIVITIES

1. INSTALLATION OF STABILIZED CONSTRUCTION ENTRANCES/EXIT (SCE)
 - ** STABILIZATION -- N/A
 - ** STRUCTURAL -- STABILIZED CONSTRUCTION ENTRANCE/EXIT (ITEM 1)
 - ** IMPLEMENTATION -- IMMEDIATELY FOLLOWING REMOVAL OF ENTRANCE OBSTRUCTIONS (IF ANY) AND PRIOR TO ANY OTHER DEMOLITION OR CONSTRUCTION.
2. INSTALLATION OF TEMPORARY EROSION & SEDIMENTATION CONTROLS
 - ** STABILIZATION -- N/A
 - ** STRUCTURAL -- SILT FENCES (ITEM 2)
 - ** IMPLEMENTATION -- PRIOR TO ANY CLEARING, GRADING OR DEMOLITION
3. SITE CLEARING
4. EXCAVATION OF DRAINAGE CHANNELS & STREETS
 - ** STABILIZATION -- HYDRO SEED SOIL IF TO BE EXPOSED WITHOUT COVER FOR GREATER THAN 14 DAYS WITHOUT RESTART OF CONSTRUCTION WITHIN 21 DAYS.
 - ** STRUCTURAL -- BAGGED GRAVEL INLET FILTERS AT ALL DRAINAGE INLET STRUCTURES (ITEM 3)
 - ** IMPLEMENTATION -- PRIOR TO ANY CONSTRUCTION DELAYS OF 21 DAYS OR GREATER, AND IMMEDIATELY AFTER INSTALLATION
5. CONSTRUCTION OF UTILITIES/DRAINAGE STRUCTURES
 - ** STABILIZATION -- HYDRO SEED SOIL IF TO BE EXPOSED WITHOUT COVER FOR GREATER THAN 14 DAYS WITHOUT RESTART OF CONSTRUCTION WITHIN 21 DAYS.

- ** STRUCTURAL -- BAGGED GRAVEL INLET FILTERS AT ALL DRAINAGE INLET STRUCTURES (ITEM 3)
- ** IMPLEMENTATION -- PRIOR TO ANY CONSTRUCTION DELAYS OF 21 DAYS OR GREATER, AND IMMEDIATELY AFTER INSTALLATION

6. CONSTRUCTION OF RESIDENTIAL HOMES AND LANDSCAPING

- ** STABILIZATION -- N/A
- ** STRUCTURAL -- SILT FENCE ON DOWNGRAIENT SIDE OF EACH LOT UNDER CONSTRUCTION
- ** IMPLEMENTATION -- PRIOR TO ANY HOME CONSTRUCTION

7. STREET AND LANDSCAPING INSTALLATION

8. INSTALLATION OF PERMANENT EROSION & SEDIMENT CONTROLS

- ** STABILIZATION -- MULCH, SEED, AND SOD AS REQUIRED BY LANDSCAPE PLANS
- ** STRUCTURAL -- N/A
- ** IMPLEMENTATION -- FINAL GRADING AND TOPSOIL INSTALLATION MUST BE COMPLETE PRIOR TO STABILIZATION MEASURES

9. REMOVAL OF EROSION & SEDIMENTATION CONTROLS

- ** STABILIZATION -- REVEGETATE AREAS DISTURBED BY REMOVAL OF CONTROLS
- ** STRUCTURAL -- N/A
- ** IMPLEMENTATION -- AFTER SOIL DISTURBING ACTIVITIES ARE COMPLETE AND DISTURBED AREAS, OTHER THAN AREAS COVERED BY PAVEMENT OR PERMANENT STRUCTURES, HAVE A UNIFORM VEGETATIVE COVER WITH A DENSITY OF AT LEAST 70% OR HAVE BEEN STABILIZED BY OTHER MEANS

EROSION AND SEDIMENTATION INSPECTION PROCEDURES

1. A QUALIFIED INSPECTOR SHALL INSPECT THE FOLLOWING ITEMS ONCE PER CALENDAR WEEK AND WITHIN 24 HOURS AFTER THE END OF A ½-INCH OR GREATER RAINFALL:
 - DISTURBED AREAS OF THE CONSTRUCTION SITE THAT HAVE NOT BEEN FINALLY STABILIZED
 - AREAS USED FOR STORAGE OF MATERIALS THAT ARE EXPOSED TO PRECIPITATION
 - STRUCTURAL AND STABILIZATION CONTROL MEASURES
 - TEMPORARY CONSTRUCTION ENTRANCE/EXIT
2. THE INSPECTOR SHALL HAVE AUTHORITY TO REQUIRE IMMEDIATE ACTION ON THE PART OF THE CONTRACTOR TO CORRECT ANY NON CONFORMING ITEMS FOUND DURING INSPECTIONS OR TO REQUIRE REVISIONS TO THE EROSION AND SEDIMENTATION (E & S) CONTROLS IF APPROPRIATE. IF REVISIONS ARE NEEDED, THEY SHALL BE IMPLEMENTED WITHIN SEVEN (7) CALENDAR DAYS AFTER THE DATE OF INSPECTION.
3. THE E & S INSPECTOR WILL PROVIDE WRITTEN REPORTS COVERING ALL ITEMS/AREAS INSPECTED AND OUTLINING CORRECTIVE MEASURES IF ANY.
4. ALL PLANS, INSPECTION REPORTS, AND CONSTRUCTION SITE NOTICES, SHALL BE RETAINED BY THE CONTRACTOR FOR A PERIOD OF AT LEAST THREE (3) YEARS FROM THE DATE THAT SITE IS FINALLY STABILIZED OR AS OTHERWISE DIRECTED BY THE TCEQ.

EROSION AND SEDIMENTATION MAINTENANCE PRACTICES

1. ALL EROSION AND SEDIMENTATION (E & S) CONTROLS SHALL BE INSPECTED WEEKLY AND MAINTAINED IN GOOD WORKING ORDER BY THE CONTRACTOR. WRITTEN MAINTENANCE REPORTS SHALL BE PREPARED COVERING ALL INSPECTIONS AND MAINTENANCE AFFECTING E & S CONTROLS. IF REPAIR(S) ARE NECESSARY, THEY SHALL BE COMPLETED WITHIN 7 DAYS AFTER BEING REPORTED.
2. THE TEMPORARY CONSTRUCTION ENTRANCE/EXIT SHALL BE MAINTAINED IN A CONDITION WHICH WILL PREVENT/MINIMIZE TRACKING OR FLOWING OF SEDIMENTS ONTO PUBLIC ROADWAYS. SEDIMENTS SPILLED, DROPPED, WASHED OR TRACKED ONTO PUBLIC ROADWAY WILL BE RECOVERED.
3. TEMPORARY AND PERMANENT SEEDING AND PLANTING SHALL BE MAINTAINED TO INSURE THE FOLLOWING:
 - BARE SPOTS ARE FILLED IN
 - WASH-OUTS ARE FILLED IN
 - HEALTHLY GROWTH IS PROMOTED
4. FOR SILT FENCES, ROCK BERMS AND GRAVEL BAGS: WHEN SILT REACHES A DEPTH EQUAL TO THE LESSER OF $\frac{1}{2}$ THE OBSTACLE HEIGHT OR 6", THE SILT SHALL BE REMOVED AND MIXED WITH OTHER SOIL MATERIALS TO BE PLACED WITHIN THE EMBANKMENT AREAS OF THE PROJECT SITE. AFTER CONSTRUCTION IS COMPLETE, ANY REMAINING SILT SHALL BE DISPOSED OF OFF-SITE.
5. ROCK BERMS SHALL BE MAINTAINED/CLEANED BY LIFTING, DROPPING AND RESHAPING STONES AS REQUIRED.
6. SILT FENCES SHALL BE MAINTAINED TO INSURE THE FOLLOWING:
 - TORN FABRIC IS REPLACED
 - LOOSE FABRIC IS PROPERLY RESECURED
 - LOOSE POST SUPPORTS ARE PLUMBED AND STRENGTHENED
 - FABRIC BOTTOM IS BURIED
7. GRAVEL FILTER BAGS SHALL BE MAINTAINED TO INSURE THE FOLLOWING:
 - TORN BAGS ARE REPLACED
 - SPILLED GRAVEL IS REUSED OR REMOVED
 - BAGS ARE POSITIONED TO PROVIDE MAXIMUM COVERAGE

NON-CONSTRUCTION STORMWATER DISCHARGE

1. OVERSPRAY OR EXCESS OF IRRIGATION WATERS.
2. FLUSHING OF FIRE HYDRANTS.

ALLOWABLE NON-STORM WATER DISCHARGE

1. OVERSPRAY OR EXCESS OF IRRIGATION WATER.
2. WATER USED FOR MOISTURE CONDITIONING FLEX BASE AND SUBGRADE.
3. FLUSHING OF FIRE HYDRANTS.

ENDANGERED SPECIES

PLEASE REFER TO THE POSTED NOTICE WHICH BECOMES A PART OF THE STORMWATER POLLUTION PREVENTION PLAN FOR THE CERTIFICATION THAT SITE DISCHARGES WILL NOT AFFECT LISTED ENDANGERED SPECIES OR THEIR HABITAT.

IF ANY ENDANGERED SPECIES ARE FOUND/OBSERVED DURING CONSTRUCTION ACTIVITIES, THE CONTRACTOR SHALL NOTIFY THE OWNER AND THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) DIVISION OFFICE.

DESCRIPTION AND TIMING OF EROSION AND SEDIMENT CONTROLS

TEMPORARY STABILIZATION SHALL CONSIST OF TEMPORARY SEEDING OF DISTURBED AREAS THAT ARE DENUDED BEYOND 14 DAYS WITHOUT CONSTRUCTION RESTART WITHIN 21 DAYS.

PERMANENT STABILIZATION SHALL CONSIST OF BUILDINGS, PAVEMENT, MULCHED LANDSCAPE AREAS, SODDED AREAS, AND HYDROMULCHED SEEDDED AREAS. THE TIMING OF PERMANENT STABILIZATION SHALL BE AT THE COMPLETION OF ALL CONSTRUCTION ACTIVITIES IN SPECIFIC AREAS WHERE SUCH STABILIZATION WILL OCCUR.

TEMPORARY STRUCTURAL CONTROLS INCLUDE THE INSTALLATION OF SILT FENCE AT NON-CONCENTRATED DISCHARGE LOCATIONS, PLACEMENT OF BAGGED GRAVEL INLET FILTERS AROUND PROPOSED INLET STRUCTURES, AND CONSTRUCTION OF TEMPORARY CONSTRUCTION ENTRANCE/EXIT(S). THESE CONTROLS SHALL BE INSTALLED PRIOR TO ANY CONSTRUCTION ACTIVITY.

SUMMARY OF PERMIT REQUIREMENTS

IN ASSOCIATION WITH CONSTRUCTION, THE OPERATOR MUST COMPLY WITH THE FOLLOWING REQUIREMENTS OF THE TPDES GENERAL PERMIT:

- A. 1. OBTAIN A COPY OF THE GENERAL PERMIT (TPDES PERMIT NO. TXR150000).
2. DEVELOP AND IMPLEMENT A STORM WATER POLLUTION PREVENTION PLAN (SWP3).
3. COMPLETE AND POST A COPY OF THE CONSTRUCTION SITE NOTICE. THE NOTICE SHALL BE POSTED IN A LOCATION VISIBLE TO THE GENERAL PUBLIC AS WELL AS REGULATORY AGENCY PERSONEL.

A COPY OF THE CONSTRUCTION SITE NOTICE SHALL ALSO BE SENT TO SAN ANTONIO WATER SYSTEM AT LEAST (2) DAYS PRIOR TO THE START OF CONSTRUCTION.

- B. THE STORM WATER POLLUTION PREVENTION PLAN MUST BE UPDATED BY THE CONTRACTOR EACH TIME THAT THERE IS A CHANGE IN THE CONSTRUCTION ACTIVITIES AND/OR EROSION CONTROL DEVICES.
- C. A SIGNED COPY OF THIS PLAN ALONG WITH COPY OF THE GENERAL PERMIT MUST BE AVAILABLE AT THE SITE AT ALL TIMES. INSPECTION REPORTS MUST BE KEPT UP TO DATE AND AVAILABLE AT THE SITE AT ALL TIMES.
- D. A COPY OF THE CURRENT CONSTRUCTION SITE NOTICE AND A BRIEF DESCRIPTION OF THE PROJECT MUST BE POSTED IN A PROMINENT PLACE FOR PUBLIC VIEWING AT THE CONSTRUCTION SITE AT ALL TIMES.

- E. EROSION CONTROLS SHALL BE INSPECTED AND MAINTAINED AS DESCRIBED HEREIN. THIS PLAN AND INSPECTION REPORTS MUST BE RETAINED FOR A TIME PERIOD OF AT LEAST THREE YEARS FOLLOWING FINAL STABILIZATION OF THE SITE.
- F. THE CONTRACTOR'S PERMIT MUST IDENTIFY EACH CONTRACTOR AND SUBCONTRACTOR ENGAGED IN MAJOR CONSTRUCTION ACTIVITIES. IN ORDER TO DO THIS, THE OPERATOR OF THE SITE MUST ADD INFORMATION ABOUT APPROPRIATE CONTRACTORS AND SUBCONTRACTORS IN THE STORM WATER POLLUTION PREVENTION PLAN DURING THE COURSE OF CONSTRUCTION.
- G. THE SUBCONTRACTORS MUST SIGN THE APPROPRIATE CERTIFICATE STATEMENTS AGREEING TO CONDUCT CONSTRUCTION ACTIVITIES FOLLOWING THE GUIDELINES OF THE GENERAL PERMIT AND THIS PLAN.
- H. THE SITE IS CONSIDERED STABILIZED AFTER ALL IMPERVIOUS COVER IS COMPLETED AND ALL VEGATATED AREAS ARE EITHER MULCHED AND/OR HAVE A UNIFORM VEGATATIVE COVER WITH A DENSITY OF AT LEAST 70%.
- I. DIRECT QUESTIONS ABOUT THE TPDES PROGRAM TO THE TEXAS COMMISSION ON ENVIRIONMENTAL QUALITY (TCEQ) - REGION 13 OFFICE @ (210) 490-3096.

TEXAS COMMISSION ON ENVIORNMENTAL QUALITY (TCEQ)
REGION 13
14250 JUDSON ROAD
SAN ANTONIO, TEXAS 78233

PLAN IMPLEMENTATION CHECKLIST

1. For projects over 5 acres, the owner/operator must submit either a Storm Water T.P.D.E.S. General Permit Notice of Intent (NOI) -- Form TCEQ-20022, or a Low Rainfall Erosivity Waiver Form TCEQ-20064 at least 48 hours before construction begins to:

Texas Commission on Environmental Quality
Storm Water & General Permits Team; MC - 228
P.O. Box 13087
Austin, Texas 78711-3087

If an NOI -- Form TCEQ-20022 is submitted, a TCEQ Payment Submittal Form and storm water application fee must be sent to:

Texas Commission on Environmental Quality
Financial Administration Division
Cashier's Office, MC-214
P.O. Box 13088
Austin, Texas 78711-3088

2. For projects from 1 to 5 acres of disturbed area, the owner/operator must post a construction site notice.
3. Post copy of Construction Site Notice in prominent place for public viewing (i.e., along side of building permit). Copy of Storm Water Pollution Prevention document to be kept on construction site.
4. Submit a copy of the NOI - Form TCEQ-20022 to:

N.A.

5. For discharges from construction activities located on the Edwards Aquifer contributing zone, submit a copy of the NOI - Form TCEQ-20022 to the appropriate TCEQ regional office:

TCEQ
Water Program Manager
San Antonio Regional Office or
14250 Judson Rd.
San Antonio, Texas
(210) 490-3096

TCEQ
Water Program Manager
Austin Regional Office
1921 Cedar Bend Dr., Ste. 150
Austin, Texas
(512) 339-2929

NOTE: When an additional responsible party submits an NOI for a site with an existing TPDES permit, the NOI for the additional responsible party must indicate the Regulated Entity Reference Number (RN) for the existing TPDES Permit.

6. All notices of Intent, Notice of Termination, storm water pollution prevention plans, reports, certifications, or information either submitted to the Director or the operator of a large or medium municipal separate storm sewer system, or that this permit requires be maintained by the permittee, shall be signed by a responsible corporate officer, by a general partner or proprietor, by a principal executive public officer, or by a ranking elected public official.
7. Owner/Operator should use "Responsible Party" Form (Exhibit 8) to designate responsibility for pollution prevention measures.
8. Owner/Operator or general contractor shall designate qualified person(s) to conduct inspections and fill out Inspection Form (copies provided in SWPPP).
9. Maintain plan (SWPPP) by posting changes (if any), copies of NOI's, NOT's, etc. File Inspection Forms in SWPPP and retain for a period of three years.
10. All responsible parties should initiate Notice of Termination (NOT) (copies in SWPPP) when their work has been completed and/or when the site has been stabilized, or where the operator of storm water discharge changes.

TPDES CONSTRUCTION GENERAL PERMIT (TXR150000)
CERTIFICATION SIGNATURE PAGE

THE STORM WATER POLLUTION PREVENTION PLAN (SWP3) REQUIRED TO BE DEVELOPED UNDER THE TPDES CGP PERMIT (TXR150000) MUST BE SIGNED ACCORDING TO 30 TEXAS ADMINISTRATIVE CODE 305.44 RELATING TO SIGNATORY AUTHORITIES. AN AUTHORIZED AGENT OF THE ENTITY SUBMITTING FOR PERMIT COVERAGE MUST SIGN AND DATE THE SWP3 AND MAINTAIN THE SIGNATURE WITHIN THE PLAN.

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 THERE ARE SIGNIFICANT PENALTIES FOR SUBMITTING FALSE INFORMATION, INCLUDING THE POSSIBILITY OF FINE AND IMPRISONMENT FOR KNOWING VIOLATIONS.

VALLEY VIEW RIDGE, LTD.

COMPANY NAME

7800 IH 10 WEST, SUITE 800

ADDRESS

(210) 698-8681

TELEPHONE NUMBER

SAN ANTONIO

CITY

TX

STATE

78230

ZIP CODE

PRINT NAME

TITLE

SIGNATURE

DATE

VALLEY VIEW RIDGE UNIT 1

CONTRACTOR & SUBCONTRACTOR CERTIFICATION

I CERTIFY UNDER PENALTY OF LAW THAT I UNDERSTAND THE TERMS AND CONDITIONS OF THE GENERAL TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES) PERMIT THAT AUTHORIZED THE STORMWATER DISCHARGED ASSOCIATED WITH INDUSTRIAL ACTIVITY FROM THE CONSTRUCTION SITE IDENTIFIED AS PART OF THIS CERTIFICATION:

(ALL CONTRACTORS AND SUBCONTRACTORS SHALL COMPLETE AND SIGN THIS FORM PRIOR TO START OF WORK BY THE CONTRACTOR OR SUBCONTRACTOR).

COMPANY NAME

ADDRESS

TELEPHONE NUMBER

CITY

STATE

ZIP CODE

PRINT NAME

TITLE

SIGNATURE

DATE

COMPANY NAME

ADDRESS

TELEPHONE NUMBER

CITY

STATE

ZIP CODE

PRINT NAME

TITLE

SIGNATURE

DATE

VALLEY VIEW RIDGE UNIT 1

SUBCONTRACTOR CERTIFICATIONS

I CERTIFY UNDER PENALTY OF LAW THAT I UNDERSTAND THE TERMS AND CONDITIONS OF THE GENERAL TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES) PERMIT THAT AUTHORIZED THE STORMWATER DISCHARGED ASSOCIATED WITH INDUSTRIAL ACTIVITY FROM THE CONSTRUCTION SITE IDENTIFIED AS PART OF THIS CERTIFICATION:

(ALL CONTRACTORS AND SUBCONTRACTORS SHALL COMPLETE AND SIGN THIS FORM PRIOR TO START OF WORK BY THE CONTRACTOR OR SUBCONTRACTOR).

COMPANY NAME

ADDRESS

TELEPHONE NUMBER

CITY

STATE

ZIP CODE

PRINT NAME

TITLE

SIGNATURE

DATE

COMPANY NAME

ADDRESS

TELEPHONE NUMBER

CITY

STATE

ZIP CODE

PRINT NAME

TITLE

SIGNATURE

DATE

CONSTRUCTION SITE NOTICE



CONSTRUCTION SITE NOTICE

FOR THE

Texas Commission on Environmental Quality (TCEQ)

Storm Water Program

TPDES GENERAL PERMIT TXR150000

This notice applies to construction sites operating under Part II.D.3. of the TPDES General Permit Number TXR150000 for discharges of storm water runoff from construction sites equal to or greater than five acres, including the larger common plan of development. This is an optional notice which contains information required in Part III.D.2. of the general permit. This information should be posted along with a signed copy of the Notice of Intent. Links to web pages concerning the TCEQ storm water permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/sw_permits.html

TPDES Permit Number:	
Contact Name and Phone Number:	
Project Description: <i>Physical address or description of the site's location, and</i> <i>Estimated start date and projected end date, or date that disturbed soils will be stabilized.</i>	
Location of Storm Water Pollution Prevention Plan (SWP3):	

COPY OF THE TPDES GENERAL PERMIT



TPDES General Permit
NO. TXR150000

This is a new general permit
issued pursuant to Section
26.040 of the Texas Water Code
and Section 402 of the Clean
Water Act.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
P.O. BOX 13087
Austin, TX 78711-3087

GENERAL PERMIT TO DISCHARGE WASTE

under provisions of
Section 402 of the Clean Water Act
and Chapter 26 of the Texas Water Code

Construction sites located in the state of Texas

may discharge to surface water in the state

only according to effluent limitations, monitoring requirements and other conditions set forth in this permit, as well as the rules of the Texas Commission on Environmental Quality (TCEQ), the laws of the State of Texas, and other orders of the TCEQ. The issuance of this general permit does not grant to the permittee the right to use private or public property for conveyance of storm water and certain non-storm water discharges along the discharge route. This includes property belonging to but not limited to any individual, partnership, corporation or other entity. Neither does this permit authorize any invasion of personal rights nor any violation of federal, state, or local laws or regulations. It is the responsibility of the permittee to acquire property rights as may be necessary to use the discharge route.

This permit and the authorization contained herein shall expire at midnight five years after the date of issuance.

ISSUED AND EFFECTIVE DATE: MAR 05 2003


For the Commission

Part I. Definitions

Best Management Practices - (BMPs) Schedules of activities, prohibitions of practices, maintenance procedures, structural controls, local ordinances, and other management practices to prevent or reduce the discharge of pollutants. BMPs also include treatment requirements, operating procedures, and practices to control construction site runoff, spills or leaks, waste disposal, or drainage from raw material storage areas.

Commencement of Construction - The exposure of soils resulting from activities such as clearing, grading, and excavating.

Common Plan of Development - A construction activity that is completed in separate stages, separate phases, or in combination with other construction activities. A common plan of development is identified by the documentation for the construction project that identifies the scope of the project, and may include plats, blueprints, marketing plans, contracts, building permits, a public notice or hearing, zoning requests, or other similar documentation and activities.

Facility or Activity - Any TPDES "point source" or any other facility or activity (including land or appurtenances thereto) that is subject to regulation under the TPDES program.

Final Stabilization - A construction site status where either of the following conditions are met:

- (a) All soil disturbing activities at the site have been completed and a uniform (e.g, evenly distributed, without large bare areas) perennial vegetative cover with a density of 70% of the native background vegetative cover for the area has been established on all unpaved areas and areas not covered by permanent structures, or equivalent permanent stabilization measures (such as the use of riprap, gabions, or geotextiles) have been employed.
- (b) For individual lots in a residential construction site by either:
 - (1) the homebuilder completing final stabilization as specified in condition (a) above; or
 - (2) the homebuilder establishing temporary stabilization for an individual lot prior to the time of transfer of the ownership of the home to the buyer and after informing the homeowner of the need for, and benefits of, final stabilization.
- (c) For construction activities on land used for agricultural purposes (e.g. pipelines across crop or range land), final stabilization may be accomplished by returning the disturbed land to its preconstruction agricultural use. Areas disturbed that were not previously used for agricultural activities, such as buffer strips immediately adjacent to a surface water and areas which are not being returned to their preconstruction agricultural use must meet the final stabilization conditions of condition (a) above.

Pollutant - (from the Texas Water Code, Chapter 26) Dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, filter backwash, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt, and industrial, municipal, and agricultural waste discharged into any surface water in the state. The term "pollutant" does not include tail water or runoff water from irrigation or rainwater runoff from cultivated or uncultivated rangeland, pastureland, and farmland.

Pollution - (from the Texas Water Code, Chapter 26) The alteration of the physical, thermal, chemical, or biological quality of, or the contamination of, any surface water in the state that renders the water harmful, detrimental, or injurious to humans, animal life, vegetation, or property or to public health, safety, or welfare, or impairs the usefulness or the public enjoyment of the water for any lawful or reasonable purpose.

Runoff Coefficient - The fraction of total rainfall that will appear at the conveyance as runoff.

Separate Storm Sewer System - A conveyance or system of conveyances (including roads with drainage systems, streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains), designed or used for collecting or conveying storm water; that is not a combined sewer, and that is not part of a publicly owned treatment works (POTW).

Small Construction Activity - Construction activities including clearing, grading, and excavating that result in land disturbance of equal to or greater than one (1) acre and less than five (5) acres of land. Small construction activity also includes the disturbance of less than one (1) acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater than one (1) and less than five (5) acres of land. Small construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, and original purpose of a ditch, channel, or other similar storm water conveyance. Small construction activity does not include the routine grading of existing dirt roads, asphalt overlays of existing roads, the routine clearing of existing right-of-ways, and similar maintenance activities.

Storm Water - Storm water runoff, snow melt runoff, and surface runoff and drainage.

Storm Water Associated with Construction Activity - Storm water runoff from a construction activity where soil disturbing activities (including clearing, grading, excavating) result in the disturbance of one (1) or more acres of total land area, or are part of a larger common plan of development or sale that will result in disturbance of one (1) or more acres of total land area.

Structural Control (or Practice) - A pollution prevention practice that requires the construction of a device, or the use of a device, to capture or prevent pollution in storm water runoff. Structural controls and practices may include but are not limited to: silt fences, earthen dikes, drainage swales, sediment traps, check dams, subsurface drains, storm drain inlet protection, rock outlet protection, reinforced soil retaining systems, gabions, and temporary or permanent sediment basins.

Surface Water in the State - Lakes, bays, ponds, impounding reservoirs, springs, rivers, streams, creeks, estuaries, wetlands, marshes, inlets, canals, the Gulf of Mexico inside the territorial limits

Waste treatment systems, including treatment ponds or lagoons designed to meet the requirements of CWA (other than cooling ponds as defined in 40 CFR § 423.11(m) which also meet the criteria of this definition) are not waters of the United States. This exclusion applies only to manmade bodies of water which neither were originally created in waters of the United States (such as disposal area in wetlands) nor resulted from the impoundment of waters of the United States. Waters of the United States do not include prior converted cropland. Notwithstanding the determination of an area's status as prior converted cropland by any other federal agency, for the purposes of the Clean Water Act, the final authority regarding Clean Water Act jurisdiction remains with EPA.

Part II. Permit Applicability and Coverage

Section A. Discharges Eligible for Authorization

1. Storm Water Associated with Construction Activity

Discharges of storm water runoff from small and large construction activities may be authorized under this general permit.

2. Discharges of Storm Water Associated with Construction Support Activities

Discharges of storm water runoff from construction support activities, including concrete batch plants, asphalt batch plants, equipment staging areas, material storage yards, material borrow areas, and excavated material disposal areas may be authorized under this general permit provided:

- (a) the activity is located within a 1-mile distance from the boundary of the permitted construction site and directly supports the construction activity;
- (b) the storm water pollution prevention plan is developed according to the provisions of this general permit and includes appropriate controls and measures to reduce erosion and discharge of pollutants in storm water runoff from the supporting industrial activity site; and
- (c) the industrial activity either does not operate beyond the completion date of the construction activity or obtains separate TPDES authorization for discharges.

3. Non-storm Water Discharges

The following non-storm water discharges from sites authorized under this general permit are also eligible for authorization under this general permit:

- (a) discharges from fire fighting activities;

general permit (see Part II.G.3) to authorize discharges to surface water in the state from any activity that is determined to cause a violation of water quality standards or is found to cause, or contribute to, the loss of a designated use. The executive director may also require an application for an individual permit considering factors described in Part II. G.2.

4. Discharges to Water Quality-Impaired Receiving Waters.

New sources or new discharges of the constituents of concern to impaired waters are not authorized by this permit unless otherwise allowable under 30 TAC Chapter 305 and applicable state law. Impaired waters are those that do not meet applicable water quality standards and are listed on the EPA approved Clean Water Act Section 303(d) list. Constituents of concern are those for which the water body is listed as impaired.

Discharges of the constituents of concern to impaired water bodies for which there is a total maximum daily load (TMDL) implementation plan are not eligible for this permit unless they are consistent with the approved TMDL and the implementation plan. Permittees must incorporate the limitations, conditions, and requirements applicable to their discharges, including monitoring frequency and reporting required by TCEQ rules, into their storm water pollution prevention plan in order to be eligible for coverage under this general permit.

5. Discharges to the Edwards Aquifer Recharge Zone

Discharges cannot be authorized by this general permit where prohibited by 30 Texas Administrative Code (TAC) Chapter 213 (relating to Edwards Aquifer).

- (a) For new discharges located within the Edwards Aquifer Recharge Zone, or within that area upstream from the recharge zone and defined as the Contributing Zone, operators must meet all applicable requirements of, and operate according to, 30 TAC Chapter 213 (Edwards Aquifer Rule) in addition to the provisions and requirements of this general permit.
- (b) For existing discharges, the requirements of the agency-approved Water Pollution Abatement Plan under the Edwards Aquifer Rules are in addition to the requirements of this general permit. BMPs and maintenance schedules for structural storm water controls, for example, may be required as a provision of the rule. All applicable requirements of the Edwards Aquifer Rule for reductions of suspended solids in storm water runoff are in addition to the requirements in this general permit for this pollutant. For discharges from large construction activities located on the Edwards Aquifer contributing zone, applicants must also submit a copy of the NOI to the appropriate TCEQ regional office."

of storm water require authorization under federal NPDES regulations, authority for these discharges must be obtained from the EPA.

10. Storm Water Discharges from Agricultural Activities

Storm water discharges from agricultural activities that are not point source discharges of storm water are not subject to TPDES permit requirements. These activities may include clearing and cultivating ground for crops, construction of fences to contain livestock, construction of stock ponds, and other similar agricultural activities.

Section C. Deadlines for Obtaining Authorization to Discharge

1. Large Construction Activities

- (a) New Construction - Discharges from sites where the commencement of construction occurs on or after the issuance date of this general permit must be authorized, either under this general permit or a separate TPDES permit, prior to the commencement of those construction activities.
- (b) Ongoing Construction - Operators of large construction activities continuing to operate after the issuance date of this permit, and authorized under NPDES general permit TXR100000 (issued July 6, 1998, FR 36490), must submit an NOI to obtain authorization under this general permit within 90 days of the issuance date of this general permit. During this interim period, as a requirement of this TPDES permit, the operator must continue to meet the conditions and requirements of the federal NPDES permit. If the construction activity is completed prior to this 90-day deadline, and the site would otherwise qualify for termination of coverage under that federal NPDES permit, the operator must notify the executive director of the TCEQ in writing within 30 days of that condition.

2. Small Construction Activities

- (a) New Construction - Discharges from sites where the commencement of construction occurs on or after the issuance date of this general permit must be authorized, either under this general permit or a separate TPDES permit, prior to the commencement of those construction activities.
- (b) Ongoing Construction - Discharges from ongoing small construction activities that commenced prior to March 10, 2003, and that would not meet the conditions to qualify for termination of this permit as described in Part II.E. of this general permit, must be authorized, either under this general permit or a separate TPDES permit, prior to March 10, 2003.

is the operator, and implement that plan prior to commencing construction activities;

- (b) sign a completed construction site notice (Attachment 2 of this general permit);
 - (c) post a signed copy of the construction site notice at the construction site in a location where it is readily available for viewing by the general public, local, state, and federal authorities, prior to commencing construction activities, and maintain the notice in that location until completion of the construction activity; and
 - (d) provide a copy of the signed and certified construction site notice to the operator of any municipal separate storm sewer system receiving the discharge at least two days prior to commencement of construction activities.
3. Operators of all other construction activities that qualify for coverage under this general permit must:
- (a) develop a SWP3 according to the provisions of this general permit, that covers either the entire site or all portions of the site for which the applicant is the operator, and implement that plan prior to commencing construction activities;
 - (b) submit a Notice of Intent (NOI), using a form provided by the executive director, at least 2 days prior to commencing construction activities; or
 - (c) if the operator changes, or an additional operator is added after the initial NOI is submitted, the new operator must submit an NOI at least two (2) days before assuming operational control;
 - (d) post a copy of the NOI at the construction site in a location where it is readily available for viewing prior to commencing construction activities, and maintain the notice in that location until completion of the construction activity;
 - (e) provide a copy of the signed NOI to the operator of any municipal separate storm sewer system receiving the discharge, at least two (2) days prior to commencing construction activities; and
 - (f) implement the SWP3 prior to beginning construction activities.

- (c) number of acres that will be disturbed (estimated to the largest whole number);
- (d) whether the project or site is located on Indian Country lands;
- (e) confirmation that a SWP3 has been developed and that the SWP3 will be compliant with any applicable local sediment and erosion control plans; and
- (f) name of the receiving water(s).

Section E. Application to Terminate Coverage

Each operator that has submitted an NOI for authorization under this general permit must apply to terminate that authorization following the conditions described in this section of the general permit. Authorization must be terminated by submitting a Notice of Termination (NOT) on a form supplied by the executive director. Authorization to discharge under this permit terminates at midnight on the day the NOT is postmarked for delivery to the TCEQ. If electronic submission of the NOT is provided, authorization to discharge under this permit terminates immediately following confirmation of receipt of the NOT by the TCEQ. Compliance with the conditions and requirements of this permit is required until an NOT is submitted.

1. Notice of Termination Required

The NOT must be submitted to TCEQ, and a copy of the NOT provided to the operator of any MS4 receiving the discharge, within thirty (30) days, after:

- (a) final stabilization has been achieved on all portions of the site that is the responsibility of the permittee; or
- (b) another permitted operator has assumed control over all areas of the site that have not been finally stabilized; and
- (c) all silt fences and other temporary erosion controls have either been removed, scheduled for removal as defined in the SWP3, or transferred to a new operator if the new operator has sought permit coverage. Erosion controls that are designed to remain in place for an indefinite period, such as mulches and fiber mats, are not required to be removed or scheduled for removal.

2. Minimum Contents of the NOT

The NOT form shall require, at a minimum, the following information:

- (a) if authorization was granted following submission of a NOI, the permittees site-specific TPDES general permit number for the construction site;

3. Activities Extending Beyond the Waiver Period

If a construction activity extends beyond the approved waiver period due to circumstances beyond the control of the operator, the operator must either:

- (a) recalculate the rainfall erosivity factor R factor using the original start date and a new projected ending date, and if the R factor is still under five (5), submit a new waiver certification form at least two (2) days before the end of the original waiver period; or
- (b) obtain authorization under this general permit according to the requirements delineated in either Part II.D.2. or Part II.D.3. at least two (2) days before the end of the approved waiver period.

Section G. Alternative TPDES Permit Coverage

1. Individual Permit Alternative

Any discharge eligible for coverage under this general permit may alternatively be authorized under an individual TPDES permit according to 30 TAC Chapter 305 (relating to Consolidated Permits). Applications for individual permit coverage should be submitted at least three hundred and thirty (330) days prior to commencement of construction activities to ensure timely issuance.

2. Individual Permit Required

The executive director may suspend an authorization or NOI in accordance with the procedures set forth in 30 TAC Chapter 205, including the requirement that the executive director provide written notice to the permittee. The executive director may require an operator of a construction site, otherwise eligible for authorization under this general permit, to apply for an individual TPDES permit because of:

- (a) the conditions of an approved TMDL or TMDL implementation plan;
- (b) the activity is determined to cause a violation of water quality standards or is found to cause, or contribute to, the loss of a designated use of surface water in the state; and
- (c) any other considerations defined in 30 TAC Chapter 205 would include the provision at 30 TAC § 205.4(c)(3)(D), which allows TCEQ to deny authorization under the general permit and require an individual permit if a discharger "has been determined by the executive director to have been out of compliance with any rule, order, or permit of the commission, including non-payment of fees assessed by the executive director."

1. The SWP3 must clearly list the name and, for large construction activities, the general permit authorization numbers, for each operator that participates in the shared SWP3. Until the TCEQ responds to receipt of the NOI with a general permit authorization number, the SWP3 must specify the date that the NOI was submitted to TCEQ by each operator. Each participant in the shared plan must also sign the SWP3.
2. The SWP3 must clearly indicate which operator is responsible for satisfying each shared requirement of the SWP3. If the responsibility for satisfying a requirement is not described in the plan, then each permittee is entirely responsible for meeting the requirement within the boundaries of the construction site where they perform construction activities. The SWP3 must clearly describe responsibilities for meeting each requirement in shared or common areas.

Section B. Responsibilities of Operators

1. Operators with Control Over Construction Plans and Specifications

All operators with operational control over construction plans and specifications to the extent necessary to meet the requirements and conditions of this general permit must:

- (a) ensure the project specifications allow or provide that adequate BMPs may be developed to meet the requirements of Part III of this general permit;
- (b) ensure that the SWP3 indicates the areas of the project where they have operational control over project specifications (including the ability to make modifications in specifications);
- (c) ensure all other operators affected by modifications in project specifications are notified in a timely manner such that those operators may modify best management practices as are necessary to remain compliant with the conditions of this general permit; and
- (d) ensure that the SWP3 for portions of the project where they are operators indicates the name and TPDES permit numbers for permittees with the day-to-day operational control over those activities necessary to ensure compliance with the SWP3 and other permit conditions. In the case that responsible parties have not been identified, the permittee with operational control over project specifications must be considered to be the responsible party until such time as the authority is transferred to another party and the plan is updated.

construction site. If the construction project is a linear construction project (e.g. pipeline, highway, etc.), the notice must be placed in a publicly accessible location near where construction is actively underway. Notice for these linear sites may be relocated, as necessary, along the length of the project. The notice must be readily available for viewing by the general public, local, state, and federal authorities, and contain the following information:

- (a) the TPDES general permit number for the project (or a copy of the NOI that was submitted to the TCEQ if a permit number has not yet been assigned);
 - (b) the name and telephone number of a representative for the operator;
 - (c) a brief description of the project; and
 - (d) the location of the SWP3.
3. This permit does not provide the general public with any right to trespass on a construction site for any reason, including inspection of a site; nor does this permit require that permittees allow members of the general public access to a construction site.

Section E. Keeping Plans Current

The permittee must revise or update the storm water pollution prevention plan whenever:

- 1. there is a change in design, construction, operation, or maintenance that has a significant effect on the discharge of pollutants and that has not been previously addressed in the SWP3; or
- 2. results of inspections or investigations by site operators, operators of a municipal separate storm sewer system receiving the discharge, authorized TCEQ personnel, or a federal, state or local agency approving sediment and erosion plans indicate the SWP3 is proving ineffective in eliminating or significantly minimizing pollutants in discharges authorized under this general permit.

Section F. Contents of SWP3

The SWP3 must include, at a minimum, the information described in this section.

- 1. A site description, or project description must be developed to include:
 - (a) a description of the nature of the construction activity, potential pollutants and sources;
 - (b) a description of the intended schedule or sequence of major activities that will disturb soils for major portions of the site;

topography, soil type, and rainfall. Controls must also be designed and utilized to reduce the offsite transport of suspended sediments and other pollutants if it is necessary to pump or channel standing water from the site.

- (ii) Control measures must be properly selected, installed, and maintained according to the manufacturer's or designer's specifications. If periodic inspections or other information indicates a control has been used incorrectly, or that the control is performing inadequately, the operator must replace or modify the control as soon as practicable after discovery that the control has been used incorrectly, is performing inadequately, or is damaged.
 - (iii) Sediment must be removed from sediment traps and sedimentation ponds no later than the time that design capacity has been reduced by 50%.
 - (iv) If sediment escapes the site, accumulations must be removed at a frequency to minimize further negative effects, and whenever feasible, prior to the next rain event.
 - (v) Controls must be developed to limit, to the extent practicable, offsite transport of litter, construction debris, and construction materials.
- (b) Stabilization Practices

The SWP3 must include a description of interim and permanent stabilization practices for the site, including a schedule of when the practices will be implemented. Site plans should ensure that existing vegetation is preserved where it is possible.

- (i) Stabilization practices may include but are not limited to: establishment of temporary vegetation, establishment of permanent vegetation, mulching, geotextiles, sod stabilization, vegetative buffer strips, protection of existing trees and vegetation, and other similar measures.
- (ii) The following records must be maintained and either attached to or referenced in the SWP3, and made readily available upon request to the parties in Part III.D.1 of this general permit:
 - (a) the dates when major grading activities occur;
 - (b) the dates when construction activities temporarily or permanently cease on a portion of the site; and

these flows are diverted around both the disturbed areas of the site and the sediment basin. In determining whether installing a sediment basin is feasible, the permittee may consider factors such as site soils, slope, available area on site, public safety, precipitation patterns, site geometry, site vegetation, infiltration capacity, geotechnical factors, depth to groundwater and other similar considerations. Where sediment basins are not feasible, equivalent control measures, which may include a series of smaller sediment basins, must be used. At a minimum, silt fences, vegetative buffer strips, or equivalent sediment controls are required for all down slope boundaries (and for those side slope boundaries deemed appropriate as dictated by individual site conditions) of the construction area.

- (b) Sediment traps and sediment basins may also be used to control solids in storm water runoff for drainage locations serving less than ten (10) acres. At a minimum, silt fences, vegetative buffer strips, or equivalent sediment controls are required for all down slope boundaries (and for those side slope boundaries deemed appropriate as dictated by individual site conditions) of the construction. Alternatively, a sediment basin that provides storage for a calculated volume of runoff from a 2-year, 24-hour storm from each disturbed acre drained, or equivalent control measures, may be provided or where rainfall data is not available or a calculation cannot be performed, a temporary (or permanent) sediment basin providing 3,600 cubic feet of storage per acre drained may be provided.

4. Permanent Storm Water Controls

A description of any measures that will be installed during the construction process to control pollutants in storm water discharges that will occur after construction operations have been completed must be included in the SWP3. Permittees are only responsible for the installation and maintenance of storm water management measures prior to final stabilization of the site or prior to submission of an NOT.

5. Other Controls

- (a) Off-site vehicle tracking of sediments and the generation of dust must be minimized.
- (b) The SWP3 must include a description of construction and waste materials expected to be stored on-site and a description of controls to reduce pollutants from these materials.
- (c) The SWP3 must include a description of pollutant sources from areas other than construction (including storm water discharges from dedicated asphalt plants and dedicated concrete plants), and a description of controls and measures that will be implemented at those sites to minimize pollutant discharges.

Where sites have been finally or temporarily stabilized, where runoff is unlikely due to winter conditions (e.g. site is covered with snow, ice, or frozen ground exists), or during seasonal arid periods in arid areas (areas with an average annual rainfall of 0 to 10 inches) and semi-arid areas (areas with an average annual rainfall of 10 to 20 inches), inspections must be conducted at least once every month.

As an alternative to the above-described inspection schedule of once every fourteen (14) calendar days and within twenty four (24) hours of a storm event of 0.5 inches or greater, the SWP3 may be developed to require that these inspections will occur at least once every seven (7) calendar days. If this alternative schedule is developed, the inspection must occur on a specifically defined day, regardless of whether or not there has been a rainfall event since the previous inspection.

- (b) Utility line installation, pipeline construction, and other examples of long, narrow, linear construction activities may provide inspection personnel with limited access to the areas described in Part III.F.8.(a) above. Inspection of these areas could require that vehicles compromise temporarily or even permanently stabilized areas, cause additional disturbance of soils, and increase the potential for erosion. In these circumstances, controls must be inspected at least once every fourteen (14) calendar days and within twenty four (24) hours of the end of a storm event of 0.5 inches, but representative inspections may be performed. For representative inspections, personnel must inspect controls along the construction site for 0.25 mile above and below each access point where a roadway, undisturbed right-of-way, or other similar feature intersects the construction site and allows access to the areas described in Part III.F.8.(a) above. The conditions of the controls along each inspected 0.25 mile segment may be considered as representative of the condition of controls along that reach extending from the end of the 0.25 mile segment to either the end of the next 0.25 mile inspected segment, or to the end of the project, whichever occurs first.

As an alternative to the above-described inspection schedule of once every fourteen (14) calendar days and within twenty four (24) hours of a storm event of 0.5 inches or greater, the SWP3 may be developed to require that these inspections will occur at least once every seven (7) calendar days. If this alternative schedule is developed, the inspection must occur on a specifically defined day, regardless of whether or not there has been a rainfall event since the previous inspection.

- (c) The SWP3 must be modified based on the results of inspections, as necessary, to better control pollutants in runoff. Revisions to the SWP3 must be completed within seven (7) calendar days following the inspection. If existing BMPs are modified or if additional BMPs are necessary, an implementation schedule must be described in the SWP3 and wherever

monitoring period. A copy of the DMR must either be retained at the facility or shall be made readily available for review by authorized TCEQ personnel upon request, by March 31st following the end of each annual monitoring period. If the results indicate the violation of one or more of these numeric limitations, the permittee must also submit the DMR to the TCEQ's Information Resources Center (MC 212) by March 31st of each annual monitoring period.

Part V. Retention of Records

The permittee must retain the following records for a minimum period of three (3) years from the date that a NOT is submitted as required by Part II.D. For activities that are not required to submit an NOT, records shall be retained for a minimum period of three (3) years from the date that either: final stabilization has been achieved on all portions of the site that is the responsibility of the permittee; or another permitted operator has assumed control according to over all areas of the site that have not been finally stabilized. Records include:

1. A copy of the SWP3 plan.
2. All reports and actions required by this permit, including a copy of the construction site notice.
3. All data used to complete the NOI, if an NOI is required for coverage under this general permit.

Part VI. Standard Permit Conditions

1. The permittee has a duty to comply with all permit conditions. Failure to comply with any permit condition is a violation of the permit and statutes under which it was issued, and is grounds for enforcement action, for terminating coverage under this general permit, or for requiring a discharger to apply for and obtain an individual TPDES permit.
2. Authorization under this general permit may be suspended or revoked for cause. Filing a notice of planned changes or anticipated non-compliance by the permittee does not stay any permit condition. The permittee must furnish to the executive director, upon request and within a reasonable time, any information necessary for the executive director to determine whether cause exists for revoking, suspending, or terminating authorization under this permit. Additionally, the permittee must provide to the executive director, upon request, copies of all records that the permittee is required to maintain as a condition of this general permit.
3. It is not a defense for a discharger in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with the permit conditions.
4. Inspection and entry shall be allowed under Texas Water Code Chapters 26-28, Health and Safety Code §§ 361.032-361.033 and 361.037, and 40 Code of Federal Regulations (CFR) §122.41(i). The statement in Texas Water Code § 26.014 that commission entry of a facility shall occur according to an establishment's rules and regulations concerning safety, internal security, and fire protection is not grounds for denial or restriction of entry to any part of the

Appendix A.
Periods of Low Erosion Potential by County

<u>Start Date - End Date</u>	<u>Start Date - End Date</u>	<u>Start Date - End Date</u>
Dec. 15 - Feb. 14	Nov. 15 - Apr. 30	Nov. 15 - Jan. 14 or Feb. 1 - Mar. 30
Archer	Andrews	Crockett
Baylor	Armstrong	Dickens
Brown	Borden	Kent
Callahan	Brewster	Motley
Childress	Briscoe	Val Verde
Coke	Carson	
Coleman	Castro	<u>Start Date - End Date</u>
Concho	Crane	Nov. 1 - Apr. 14 or Nov. 15 - Apr. 30
Cottle	Crosby	Dallam
Dimmit	Dawson	Hockley
Eastland	Deaf Smith	Lamb
Edwards	Ector	Parmer
Fisher	Floyd	Ward
Foard	Gaines	
Hardeman	Garza	<u>Start Date - End Date</u>
Haskell	Glasscock	Nov. 1 - Apr. 30 or Nov. 15 - May. 14
Irion	Hale	Bailey
Jones	Hansford	Cochran
Kerr	Hartley	Jeff Davis
Kimble	Howard	Loving
King	Hutchinson	Presidio
Kinney	Lubbock	Reeves
Knox	Lynn	Winkler
Mason	Martin	Yoakum
Maverick	Midland	
McCulloch	Mitchell	<u>Start Date - End Date</u>
Menard	Moore	Nov. 1 - May. 14
Nolan	Oldham	Culberson
Real	Pecos	Hudspeth
Runnels	Potter	
Schleicher	Randall	<u>Start Date - End Date</u>
Shackelford	Reagan	Jan. 1 - Jul. 14 or May. 15 - Jul. 31 or
Stephens	Scurry	Jun. 1 - Aug. 14 or Jun. 15 - Sept. 14 or
Stonewall	Sherman	Jul. 1 - Oct. 14 or Jul. 15 - Oct. 31 or
Sutton	Sterling	Aug. 1 - Apr. 30 or Aug. 15 - May. 14 or
Taylor	Swisher	Sept. 1 - May. 30 or Oct. 1 - Jun. 14 or
Throckmorton	Terrell	Nov. 1 - Jun. 30 or Nov. 15 - Jul. 14
Tom Green	Terry	El Paso
Uvalde	Upton	
Wichita		<u>Start Date - End Date</u>
Wilbarger	<u>Start Date - End Date</u>	Jan. 1 - Mar. 30 or Dec. 1 - Feb. 28
Young	Feb. 1 - Mar. 30	Collingsworth Wheeler
Zavala	Hall	Donley
		Gray
		Hemphill
		Lipscomb
		Ochiltree
		Roberts



CONSTRUCTION SITE NOTICE

FOR THE

Texas Commission on Environmental Quality (TCEQ)
Storm Water Program

TPDES GENERAL PERMIT TXR150000

The following information is posted in compliance with **Part II.D.2.** of the TCEQ General Permit Number TXR150000 for discharges of storm water runoff from construction sites. Additional information regarding the TCEQ storm water permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/wq_construction.html

Contact Name and Phone Number:	
Project Description: ((Physical address or description of the site's location, estimated start date and projected end date, or date that disturbed soils will be stabilized))	
Location of Storm Water Pollution Prevention Plan :	

For Construction Sites Authorized Under Part II.D.2. (Obtaining Authorization to Discharge) the following certification must be completed:

I _____ (Typed or Printed Name Person Completing This Certification) certify under penalty of law that I have read and understand the eligibility requirements for claiming an authorization under Part II.D.2. of TPDES General Permit TXR150000 and agree to comply with the terms of this permit. A storm water pollution prevention plan has been developed and implemented according to permit requirements. A copy of this signed notice is supplied to the operator of the MS4 if discharges enter an MS4 system. I am aware there are significant penalties for providing false information or for conducting unauthorized discharges, including the possibility of fine and imprisonment for knowing violations.

Signature and Title

Date

INSPECTION FORMS

Valley View Ridge Inspection Report

Pollution Prevention Measure		Inspected	Corrective Action	
			Description	Date Completed
Silt Fences	Inspections			
	Fencing			
	Sediment Removal			
	Torn Fabric			
	Crushed/Collapsed Fencing			
Rock Berms	Inspections			
	Remove sediment and Debris			
	Repair any loose wire sheathing			
	Reshaping			
	Replaced			
Bagged Gravel Inlet Filters	Inspections			
	Replaced/Reshaped			
	Silt Removed			
Construction Entrance/Exit	Inspections			
	Additional top Dressing			
	Repair/Cleanout			
	Sediment removed immediately			

Inspector's Name _____

Inspector's Signature _____

Inspection Date _____

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	Additional top Dressing			
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ATTACHMENTS



**Notice of Intent (NOI) for Storm Water
Discharges Associated with Construction
Activity under TPDES General Permit
(TXR150000)**

TCEQ Office Use Only
Permit No.:
RN:
CN:



Sign up now for on line NOI at <http://www.tceq.state.tx.us/permitting/steers/steers.html> Get Instant Approval

Did you know you can pay on line? Go to <https://www6.tceq.state.tx.us/epay/>

Select Fee Type: GENERAL PERMIT CONSTRUCTION STORM WATER DISCHARGE NOI APPLICATION

Application Fee: You must pay the \$100 Application Fee to TCEQ for the application to be considered complete.

How did you pay this fee?

Mailed: ☐

Check/Money Order No.:

Name Printed on Check:

EPAY: ☐

Voucher No.:

Is the Payment Voucher copy attached? ☐ Yes

IMPORTANT:

- Use the attached INSTRUCTIONS when completing this form.
- After completing this form, use the attached CUSTOMER CHECKLIST to make certain all items are complete and accurate.
- Missing, illegible, or inaccurate items may delay final acknowledgment or coverage under the general permit.

A. OPERATOR (applicant)

1. If the applicant is currently a customer with TCEQ, what is the Customer Number (CN) issued to this entity? CN

2. What is the full Legal Name of the applicant?

VALLEY VIEW RIDGE LTD.

(The legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal document forming the entity.)

3. What is the applicant's mailing address as recognized by the US Postal Service?

Address: 7800 IH 10 WEST

Suite No./Bldg. No./Mail Code: 800

City: SAN ANTONIO

State: TX

ZIP Code: 78230

Country Mailing Information (if outside USA).

Country Code:

Postal Code:

4. Phone No.: (210) 698-8681

Extension:

5. Fax No.: (210) 698-8681

E-mail Address:

6. Indicate the type of Customer:

☐ Individual

☐ Sole Proprietorship-D.B.A.

☒ Limited Partnership

☐ Corporation

☐ Federal Government

☐ General Partnership

☐ State Government

☐ County Government

☐ City Government

☐ Other:

7. Independent Operator: ☒ Yes ☐ No (If governmental entity, subsidiary, or part of a larger corporation, check "No".)

8. Number of Employees: ☒ 0-20; ☐ 21-100; ☐ 101-250; ☐ 251-500; or ☐ 501 or higher

9. Customer Business Tax and Filing Numbers (This item is not applicable to Individuals, Government, GP or Sole Proprietor.)

REQUIRED for Corporations and Limited Partnerships

State Franchise Tax ID Number:

Federal Tax ID: 522136913

TX SOS Charter (filing) Number:

DUNS Number (if known):

B. BILLING ADDRESS

The Operator is responsible for paying the annual fee. The annual fee will be assessed to permits active on September 1 of each year. TCEQ will send a bill to the address provided in this section. The Operator is responsible for terminating the permit when it is no longer needed.

Is the billing address same as the Operator Address? ☒ Yes, go to Section C. ☐ No, fill out Section B

1. Billing Mailing Address:

Suite No./Bldg. No./Mail Code:

City:

State:

ZIP Code:

2. Country Mailing Information (if outside USA). Territory:

Country Code:

Postal Code:

3. Billing Contact (Attn or C/O):

4. Phone No.: ()

Extension:

5. Fax No.: ()

E-mail Address:

C. APPLICATION CONTACT			
If TCEQ needs additional information regarding this application, who should be contacted?			
1. Name: DUANE A. MOY		Title: P.E.	Company: MOY CIVIL ENGINEERS
2. Phone No.: (210) 698-5051		Extension:	
3. Fax No.: 210 698-5058		E-mail Address: dmoy@moy-ce.com	
D. REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE			
1. TCEQ Issued RE Reference Number (RN) (if available):			
2. Name of Project or Site (the name as known by the community where this facility/project is located): VALLEY VIEW RIDGE SUBDIVISION (example: phase and name of subdivision or name of project that's unique to the site)			
3. Physical Address of Project or Site: (enter in spaces below)			
Street Number:		Street Name:	
City:	ZIP Code:	County (Counties if >1): COMAL	
4. If no physical address (Street Number & Street Name), provide a written location access description to the site: (Ex.: phase 1 of Woodland subdivision located 2 miles west from intersection of Hwy 290 & IH35 accessible on Hwy 290 South) LOCATED TO THE EAST OF FM 3159; AT THE INTERSECTION OF FM 3159 AND CRANES MILL ROAD			
5. Latitude: 29 DEGREES 49 MINUTES 18 SECONDS N		Longitude: 98 DEGREES 17 MINUTES 37 SECONDS W	
6. What is the primary business of this entity? In your own words, briefly describe the primary business of the Regulated Entity: (Do not repeat the SIC and NAICS code) RESIDENTIAL SUBDIVISION, CONSTRUCTION OF STREETS, UTILITY LINES AND SERVICES			
7. What is the mailing address and contact information for the regulated entity?			
Is the RE mailing address the same as the Operator? <input checked="" type="checkbox"/> Yes, address is the same as Operator <input type="checkbox"/> No, provide the address			
Street Number:		Street Name:	
City:	State:	ZIP Code:	
E. GENERAL CHARACTERISTICS			
1. I certify that the project/site is not located on Indian Country Lands? If No, you must obtain authorization through EPA, Region VI.		<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
2. Is this NOI being submitted due to a change in Operator?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
3. What is the Standard Industrial Classification (SIC) code (see instructions for common codes): Primary: 6552 Secondary:			
4. What is the total number of acres disturbed? 56.90 Is the project site part of a larger common plan of development or sale? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, the total number of acres disturbed can be less than 5 acres. If No, the total number of acres disturbed must be 5 or more. If the total number of acres disturbed is less than 5 then the project site does not qualify for coverage through this Notice of Intent. Coverage will be denied. See the requirements in the general permit for small construction sites.			
5. Discharge Information			
a. What is the name of the first water body to receive the storm water runoff or potential runoff from the site? DRY COMAL CREEK			
b. What is the segment number(s) of the classified water body(s) that the discharge or potential discharge will eventually reach?			
c. Is the discharge into an MS4? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, what is the name of the MS4 Operator? Note: The general permit requires you to send a copy of the NOI to the MS4 Operator.			
6. Is the discharge or potential discharge within the Recharge Zone, Contributing Zone, or Contributing Zone within the Transition Zone of the Edwards Aquifer? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If the answer is Yes, please note that a copy of the agency approved Plan required by the Edwards Aquifer Rule (30 TAC Chapter 213) must be included in the Storm Water Pollution Prevention Plan.			

C. APPLICATION CONTACT

If TCEQ needs additional information regarding this application, who should be contacted?

1. Name: DUANE A. MOY	Title: P.E.	Company: MOY CIVIL ENGINEERS
2. Phone No.: (210) 698-5051	Extension:	
3. Fax No.: 210 698-5058	E-mail Address: dmoy@moy-ce.com	

D. REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE

1. TCEQ Issued RE Reference Number (RN) (if available):

2. Name of Project or Site (the name as known by the community where this facility/project is located):

VALLEY VIEW RIDGE UNIT 1

(example: phase and name of subdivision or name of project that's unique to the site)

3. Physical Address of Project or Site: (enter in spaces below)

Street Number:

Street Name:

City:

ZIP Code:

County (Counties if >1): **COMAL**

4. If no physical address (Street Number & Street Name), provide a written location access description to the site:

(Ex.: phase 1 of Woodland subdivision located 2 miles west from intersection of Hwy 290 & IH35 accessible on Hwy 290 South)
LOCATED TO THE EAST OF FM 3159; AT THE INTERSECTION OF FM 3159 AND CRANES MILL ROAD5. Latitude: **29 DEGREES 49 MINUTES 18 SECONDS N**Longitude: **98 DEGREES 17 MINUTES 37 SECONDS W**

6. What is the primary business of this entity? In your own words, briefly describe the primary business of the Regulated Entity:

(Do not repeat the SIC and NAICS code)

RESIDENTIAL SUBDIVISION, CONSTRUCTION OF STREETS, UTILITY LINES AND SERVICES

7. What is the mailing address and contact information for the regulated entity?

Is the RE mailing address the same as the Operator? ☒ Yes, address is the same as Operator ☐ No, provide the address

Street Number:

Street Name:

City:

State:

ZIP Code:

E. GENERAL CHARACTERISTICS1. I certify that the project/site is not located on Indian Country Lands? ☒ Yes ☐ No

If No, you must obtain authorization through EPA, Region VI.

2. Is this NOI being submitted due to a change in Operator? ☐ Yes ☒ No

3. What is the Standard Industrial Classification (SIC) code (see instructions for common codes):

Primary: **6552**

Secondary:

4. What is the total number of acres disturbed? **16.85**Is the project site part of a larger common plan of development or sale? ☒ Yes ☐ No

If Yes, the total number of acres disturbed can be less than 5 acres.

If No, the total number of acres disturbed must be 5 or more. If the total number of acres disturbed is less than 5 then the project site does not qualify for coverage through this Notice of Intent. Coverage will be denied. See the requirements in the general permit for small construction sites.

5. Discharge Informationa. What is the name of the first water body to receive the storm water runoff or potential runoff from the site? **DRY COMAL CREEK**

b. What is the segment number(s) of the classified water body(s) that the discharge or potential discharge will eventually reach?

c. Is the discharge into an MS4? ☐ Yes ☒ No

If Yes, what is the name of the MS4 Operator?

Note: The general permit requires you to send a copy of the NOI to the MS4 Operator.

6. Is the discharge or potential discharge within the Recharge Zone, Contributing Zone, or Contributing Zone within the Transition Zone of the Edwards Aquifer? ☐ Yes ☒ No

If the answer is Yes, please note that a copy of the agency approved Plan required by the Edwards Aquifer Rule (30 TAC Chapter 213) must be included in the Storm Water Pollution Prevention Plan.

F. CERTIFICATION

Check "Yes" to the certifications below. Failure to indicate "Yes" to ALL items may result in denial of coverage under the general permit.

I certify that I have obtained a copy and understand the terms and conditions of the general permit TX150000.

☐ Yes

I certify that the activities at this site qualify for coverage under the general permit TX150000.

☐ Yes

I understand that a Notice of Termination (NOT) must be submitted when this authorization is no longer needed.

☐ Yes

I understand that permits active on September 1st of each year will be assessed an Annual Water Quality Fee.

☐ Yes

I certify that a Storm Water Pollution Prevention Plan (SWP3) has been prepared and implemented as required by the general permit.

☐ Yes

Operator Certification:

I, _____
Typed or printed name (Required)

Title (Required)

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 there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under **30 Texas Administrative Code §305.44** to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature: _____
(Use blue ink)

Date: _____

Did you complete everything? Use this checklist to be sure!

Are you ready to mail your form to TCEQ? Go to the General Information Section of the Instructions for mailing addresses.

Customer GP Notice of Intent Checklist TXR150000	
<input checked="" type="checkbox"/>	This checklist is for use by the operator to ensure a complete application. Missing information may result in denial of coverage under the general permit. (See NOI Process description in the Instructions)
<input type="checkbox"/>	Application Fee was sent to TCEQ's Cashiers's Office and the check information is listed, or the EPAY payment voucher is attached.
<input type="checkbox"/>	OPERATOR INFORMATION - Confirm each item is complete:
<input checked="" type="checkbox"/>	Customer Number (CN) issued by TCEQ Central Registry
<input type="checkbox"/>	Legal Name as filed to do business in Texas (Call TX SOS 512/463-5555)
<input type="checkbox"/>	Operator Mailing Address is complete & verifiable with USPS. www.usps.com
<input type="checkbox"/>	Phone Numbers/E-mail Address
<input type="checkbox"/>	Type of Operator (Entity Type)
<input type="checkbox"/>	Independent Operator
<input type="checkbox"/>	Number of Employees
<input type="checkbox"/>	For Corporations or Limited Partnerships - Tax ID and SOS Filing numbers
<input type="checkbox"/>	Billing Address is complete & verifiable with USPS. www.usps.com
<input type="checkbox"/>	REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE - Confirm each item is complete:
<input checked="" type="checkbox"/>	Regulated Entity Reference Number (RN) (if site is already regulated by TCEQ)
<input type="checkbox"/>	Site/Project Name/Regulated Entity
<input type="checkbox"/>	Site/Project (RE) Physical Address Please do not use a rural route or post office box for a site location
<input type="checkbox"/>	Latitude and Longitude www.tceq.state.tx.us/gis/drgview.html or www.terraserver.microsoft.com/advfind.aspx
<input type="checkbox"/>	Business description
<input type="checkbox"/>	Site Mailing Address (checked same as operator or complete & verifiable with USPS. www.usps.com)
<input type="checkbox"/>	GENERAL CHARACTERISTICS - Confirm each item is complete:
<input checked="" type="checkbox"/>	Indian Country Lands - the facility is not on Indian Country Lands
<input type="checkbox"/>	Change in Operator
<input type="checkbox"/>	Standard Industrial Classification (SIC) code www.osha.gov/oshstats/sicser.html
<input type="checkbox"/>	Acres Disturbed is provided and qualifies for coverage through a NOI.
<input type="checkbox"/>	Discharge Information (receiving water body, segment no. and MS4 Operator)
<input type="checkbox"/>	Edwards Aquifer Rule
<input type="checkbox"/>	CERTIFICATION
<input type="checkbox"/>	Certification statements have been checked indicating "Yes"
<input type="checkbox"/>	Signature meets 30 Texas Administrative Code (TAC) §305.44 and is original and has been provided for the Operator.

Notice of Intent (NOI) for Storm Water Discharges Associated with Construction Activity under TPDES General Permit (TXR150000)

General Information and Instructions

GENERAL INFORMATION

Where to Send the Notice of Intent (NOI) and other related forms:

BY REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Storm Water Processing Center (MC228)
P.O. Box 13087
Austin, TX 78711-3087

BY OVERNIGHT/EXPRESS MAIL

Texas Commission on Environmental Quality
Storm Water Processing Center (MC228)
12100 Park 35 Circle
Austin, TX 78753

TCEQ Contact list:

Application Processing Questions relating to the status and form requirements:

512/239-3700 or swpermit@tceq.state.tx.us

Technical Questions relating to the general permit:

512/239-4671 or swgpp@tceq.state.tx.us

Environmental Law Division:

512/239-0600

Records Management for obtaining copies of forms submitted to TCEQ:

512/239-0900

Information Services for obtaining reports from program data bases (as available):

512/239-DATA (3282)

Financial Administration's Cashier's office:

512/239-0357 or 512/239-0187

Notice of Intent Process:

When your NOI is received by the program, the form will be processed as follows:

1. **Administrative Review:** Each item on the form will be reviewed for a complete response. In addition, the operator's legal name must be verified with Texas Secretary of State as valid and active (if applicable). The address(s) on the form must be verified with the US Postal service as an address receiving regular mail delivery. Never give an overnight/express mailing address.

2. **Notice of Deficiency:** If an item is incomplete or not verifiable as indicated above, a notice of deficiency (NOD) will be mailed to the operator. The operator will have 30 days to respond to the NOD. The response will be reviewed for completeness.

3. **Acknowledgment of Coverage:** An Acknowledgment Certificate will be mailed to the operator. This certificate acknowledges coverage under the general permit.

-or-

Denial of Coverage: If the operator fails to respond to the NOD or the response is inadequate, coverage under the general permit may be denied. If coverage is denied, the operator will be notified.

General Permit (Your Permit)

Coverage under the general permit begins 48 hours after a completed NOI is postmarked for delivery to the TCEQ. You should have a copy of your general permit when submitting your application. You may view and print your permit for which you are seeking coverage, on the TCEQ web site www.tceq.state.tx.us

General Permit Forms

The Notice of Intent (NOI), Notice of Termination (NOT), and Notice of Change (NOC) with instructions are available in Adobe Acrobat PDF format on the TCEQ web site www.tceq.state.tx.us.

Change in Operator

An authorization under the general permit is not transferable. If the operator or owner of the regulated entity changes, the present permittee must submit a Notice of Termination and the new operator must submit a Notice of Intent. The NOT and NOI must be submitted not later than 10 days prior to the change in Operator status.

TCEQ Central Registry Core Data Form

The Core Data Form has been incorporated into this form. Do not send a core data form to TCEQ.

After final acknowledgment of coverage under the general permit, the program will assign a Customer Number (CN) and Regulated Entity Number (RN). For Construction Permits, a new RN will be assigned for each Notice of Intent filed with TCEQ, since construction project sites can overlap with other Customers. The RN assigned to your construction project will not be assigned to any other TCEQ authorization.

You can find the information on the Central Registry web site at www4.tceq.state.tx.us/crpub. You can search by the Regulated Entity (RN), Customer Number (CN) or Name (Permittee), or by your permit number under the search field labeled "Additional ID". Capitalize all letters in the permit number.

The Customer (Permittee) is responsible for providing consistent information to the TCEQ, and for updating all CN and RN data for all authorizations as changes occur. For General Permits, a Notice of Change form must be submitted to the program area.

Fees are associated with a General Permit

The general permit refers to two different fees that apply to the operator submitting a Notice of Intent (NOI) and authorized under the General Permit. Payment of the fees may be made by check or money order, payable to TCEQ, or through EPAY (electronic payment) through the web.

Fees:

1. **Application Fee:** This fee is required to be paid at the time the NOI is submitted. Failure to submit payment at the time the application is filed will cause delays in acknowledgment or denial of coverage under the general permit.

• Mailed Payments:

Payment must be mailed under separate cover at one of the addresses below using the attached Application Fee submittal form. (DO NOT SEND A COPY OF THE NOI WITH THE APPLICATION FEE SUBMITTAL FORM)

BY REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Financial Administration Division
Cashier's Office, MC-214
P.O. Box 13088
Austin, TX 78711-3088

BY OVERNIGHT/EXPRESS MAIL

Texas Commission on Environmental Quality
Financial Administration Division
Cashier's Office, MC-214
12100 Park 35 Circle
Austin, TX 78753

• ePAY Electronic Payment:

Go to <https://www6.tceq.state.tx.us/cpay/>

When making the payment you must select Water Quality, then select the fee category "GENERAL PERMIT CONSTRUCTION STORM WATER DISCHARGE NOI APPLICATION". You must include a copy of the payment voucher with your NOI. Your NOI will not be considered complete without the payment voucher.

2. **Annual Water Quality Fee:** This fee is assessed to operators with an active authorization under the general permit on September 1 of each year. The operator will receive an invoice for payment of the annual fee in November of each year. The payment will be due 30 days from the invoice date. A 5% penalty will be assessed if the payment is received by TCEQ after the due date. Annual fee assessments cannot be waived as long as the authorization under the general permit is active on September 1. It's important for the operator to submit a Notice of Termination (NOT) when coverage under the general permit is no longer required. A NOT is effective on the postmarked date of mailing the form to TCEQ. It is recommended that the NOT be mailed using a method that documents the date mailed and received by TCEQ.

• Mailed Payments:

You must return your payment with the billing coupon provided with the billing statement.

• ePAY Electronic Payment:

Go to <https://www6.tceq.state.tx.us/epay/>

You must enter your account number provided at the top portion of your billing statement. Payment methods include Mastercard, Visa, and electronic check payment (ACH). A transaction over \$500 can only be made by ACH.

INSTRUCTIONS FOR FILLING OUT THE NOI FORM

A. OPERATOR (As defined in the general permit.)

1. TCEQ Issued Customer Number (CN)

TCEQ's Central Registry will assign each customer a number that begins with "CN," followed by nine digits. This is not a permit number, registration number, or license number.

- If this customer has not been assigned a Customer Reference Number, leave the space for the Customer Reference Number blank.
- If this customer has already been assigned this number, enter the operator's Customer Reference Number in the space provided.

2. Legal Name

Provide the legal name of the facility operator, as authorized to do business in Texas. The name must be provided exactly as filed with the Texas Secretary of State (SOS), or on other legal documents forming the entity, that is filed in the county where doing business. You may contact the SOS at 512/463-5555, for more information related to filing in Texas. If filed in the county where doing business, provide a copy of the legal documents showing the legal name.

3. Operator Mailing Address

Provide a complete mailing address for receiving mail from the TCEQ. The address must be verifiable with the US Postal Service at www.usps.com, for regular mail delivery (not overnight express mail). If you find that the address is not verifiable using the USPS web search, please indicate the address is used by the USPS for regular mail delivery.

<p>4. Phone Number This number should correspond to this customer's mailing address given earlier. Enter the area code and phone number here. Leave "Extension" blank if this customer's phone system lacks this feature.</p>
<p>5. Fax Number and E-mail Address This number and E-mail address should correspond to operator's mailing address provided earlier. (Optional Information)</p>
<p>6. Type of Entity Check only one box that identifies the type of entity. Use the descriptions below to identify the appropriate entity type:</p> <p>Individual is a customer who has not established a business, but conducts an activity that needs to be regulated by the TCEQ.</p> <p>Sole Proprietorship—D.B.A. is a customer that is owned by only one person and has not been incorporated. This business may:</p> <ul style="list-style-type: none"> • be under the person's name • have its own name ("doing business as," or d.b.a.) • have any number of employees <p>Partnership is a customer that is established as a partnership as defined by the Texas Secretary of State's Office.</p> <p>Corporation is a customer that meets all of these conditions:</p> <ul style="list-style-type: none"> • is a legally incorporated entity under the laws of any state or country • is recognized as a corporation by the Texas Secretary of State • has proper operating authority to operate in Texas. <p>Government - Federal, state, county, or city government (as appropriate) the customer is either an agency of one of these levels of government or the governmental body itself.</p> <p>Other is Estate, Trust, etc. the customer does not fit one of the above descriptions. Enter a short description of the type of customer in the blank provided.</p>
<p>7. Independent Operator Check "No" if this customer is a subsidiary, part of a larger company, or is a governmental entity. Otherwise, check "Yes."</p>
<p>8. Number of Employees Check one box to show the number of employees for this customer's entire company, at all locations. This is not necessarily the number of employees at the site named in the NOI.</p>
<p>9. State Franchise Tax ID Number Corporations and limited liability companies that operate in Texas are issued a franchise tax identification number. If this customer is a corporation or limited liability company, enter this number here.</p>
<p>Federal Tax ID All businesses, except for some small sole proprietors, individuals, or general partnerships should have a federal taxpayer identification number (TIN). Enter this number here. Use no prefixes, dashes, or hyphens. Sole proprietors, individuals, or general partnerships do not need to provide a federal tax ID.</p>
<p>TX SOS Charter (filing) Number Corporations and Limited Partnerships required to register with the Texas Secretary of State are issued a charter or filing number. You may obtain further information by calling SOS at 512/463-5555.</p>
<p>DUNS Number Most businesses have a DUNS (Data Universal Numbering System) number issued by Dun and Bradstreet Corp. If this customer has one, enter it here.</p>
<p>B. Billing Address An annual fee is assessed to each operator holding an active authorization under the general permit on September 1 of each year. Provide the complete mailing address where the annual fee invoice should be mailed. Verify the address with the USPS. It must be an address for delivery of regular mail, not overnight express mail. Also, provide a phone number of the operator's representative responsible for payment of the invoice.</p> <p>Country Mailing Information If this address is outside the United States, enter the territory name, country code, and any non-ZIP mailing codes or other non-U.S. Postal Service features here. If this address is inside the United States, leave these spaces blank.</p>
<p>C. Application Contact Provide the name, title and communication information of the person that TCEQ can contact for additional information regarding this application.</p>
<p>D. REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE</p>
<p>1. Regulated Entity Reference Number (RN) This is a number issued by TCEQ's Central Registry to sites (a location where a regulated activity occurs) regulated by TCEQ. This is not a permit number, registration number, or license number.</p> <ul style="list-style-type: none"> • If this Regulated Entity has not been assigned a Regulated Entity Number, leave this space blank. • If this customer has been assigned this number, enter the operator's Regulated Entity Number.
<p>2. Site/Project Name/Regulated Entity Provide the name of the site as known by the public in the area where the site is located. The name you provide on this application will be used in the TCEQ Central Registry as the Regulated Entity. A new regulated entity number is assigned by Central Registry for each new construction Notice of Intent since the area under control of the operator may not be contiguous within a project site.</p>

3. Site/Project (RE) Physical Address

Enter the complete address of where the site is located. This address must be validated through US Postal Service or your local police (911 service) as a valid address. Please confirm this to be a complete and valid address. In some rural areas, new addresses are being assigned to replace rural route addresses. Please do not use a rural route or post office box for a site location.

If a site does not have an actual physical address that includes a street number and street name, enter NO ADDRESS for the street name. Then provide a complete written location access description. For example: "The site is located 2 miles west from intersection of Hwy 290 & IH35, located on the southwest corner of the Hwy 290 South bound lane." This includes authorizations for construction projects such as highways and subdivision.

Provide the city and ZIP code of the area where the facility is located. This information is required to complete the processing of your form.

4. Latitude and Longitude

Enter the latitude and longitude of the site in either degrees, minutes, and seconds or decimal form. For help obtaining the latitude and longitude, go to: www.tceq.state.tx.us/gis/drview.html or www.terraserver.microsoft.com/adv/indl.aspx.

5. Description of Activity Regulated

In your own words, briefly describe the primary business being conducted at the site. [A description specific to what you are doing that requires this authorization - Do not repeat the SIC Code(s).]

SITE MAILING ADDRESS

Provide a complete mailing address to be used by TCEQ for receiving mail at the site. In most cases, the address is the same as the operator. If so, simply place a check mark in the box. If you provide a different address, please verify the address with USPS as instructed above for the operator address.

E. GENERAL CHARACTERISTICS

1. Indian Country Lands

If your site is located on Indian Country Lands, the TCEQ does not have authority to process your application. You must obtain authorization through EPA, Region VI, Dallas. Do not submit this form to TCEQ.

Indian Country means (1) all land within the limits of any American Indian reservation under the jurisdiction of the U.S. government, notwithstanding the issuance of any patent, and including rights-of-way running throughout the reservation; (2) all dependent Indian communities within the borders of the United States whether within the original or subsequently acquired territory thereof, and whether within or outside the limits of a State; and (3) all Indian allotments, the Indian titles which have not been extinguished, including rights-of-way running through the same.

Indian Tribe means any Indian Tribe, band, nation, or community recognized by the Secretary of the Interior and exercising substantial governmental duties and powers.

2. Indicate if the NOI is being submitted due to a change in operator.

3. Standard Industrial Classification (SIC) code

Provide the SIC code that best describes the construction activity being conducted at the site.

Common SIC Codes related to construction activities include: 1521 Construction of Single Family Homes; 1522 Construction of Residential Bldgs. Other than Single Family Homes; 1541 Construction of Industrial Bldgs. and Warehouses; 1542 Construction of Non-residential Bldgs. other than Industrial Bldgs. and Warehouses; 1611 Highway & Street Construction, except Highway Construction; 1622 Bridge, Tunnel, & Elevated Highway Construction; 1623 Water, Sewer, Pipeline & Communications, and Power Line Construction. For help with SIC codes, go to: www.osha.gov/oshstats/sicser.html

4. Estimated Area of Land Disturbed

Provide the approximate number of acres that the construction site will disturb.

Construction activities that disturb less than one acres, unless they are part of a larger common plan that disturbs more than one acre, do not require permit coverage.

Construction activities that disturb between one and five acres, unless they are part of a common plan that disturbs five acres or more acres, do not require submission of an NOI. Therefore, the estimated area of land disturbed should not be less than five, unless the project is part of a larger common plan that disturbs five or more acres.

"Disturb" means any clearing, grading, excavating, or other similar activities. If you have any questions about this item, please call the storm water technical staff at (512)239-4671.

5. Discharge Information

a. The storm water may be discharged directly to a receiving stream or through a MS4* from your site. It eventually reaches a receiving water body such as a local stream or lake, possibly via a drainage ditch. You must provide the name of the water body that receives the discharge from the site (a local stream or lake).

b. Identify the classified segment number. Go to the link to find the segment number of the classified water body where wastewater will flow <http://www.tceq.state.tx.us/compliance/monitoring/water/quality/data/vqnm/viewer/viewer.html>.

c. Identify the MS4* Operator name if the storm water discharge is into an MS4.

*MS4 is an acronym for **Municipal separate storm sewer system**. MS4 is defined as a separate storm sewer system owned or operated by a state, city, town, county, district, association, or other public body (created by or pursuant to state law) having jurisdiction over disposal of sewage, industrial wastes, storm water, or other wastes, including special districts under state law such as a sewer district, flood control or drainage district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, that discharges to water in the state.

For assistance, you may call the technical staff of the Water Quality Assessment & Standards Section at 512/239-4671.

6. Edwards Aquifer Rule

See maps on the TCEQ website to determine if the site is located within the Recharge Zone, Contributing Zone, or Contributing Zone within the Transition Zone of the Edwards Aquifer at http://www.tceq.state.tx.us/compliance/field_ops/eapp/viewer.html.

If the discharge or potential discharge is within the Recharge Zone, Contributing Zone, or Contributing Zone within the Transition Zone of the Edwards Aquifer, a site specific authorization approved by the Executive Director under the Edwards Aquifer Protection Program (30 TAC Chapter 213) is required before construction can begin.

The general permit requires the approved Contributing Zone Plan or Water Pollution Abatement Plan to be included as a part of the Storm Water Pollution Prevention Plan. The certification must be answered "Yes" for coverage under the general permit.

F. CERTIFICATIONS

Failure to indicate "Yes" to ALL of the certification items may result in denial of coverage under the general permit.

The certification must bear an original signature of a person meeting the signatory requirements specified under 30 Texas Administrative Code (TAC) §305.44.

IF YOU ARE A CORPORATION:

The regulation that controls who may sign an NOI or similar form is 30 Texas Administrative Code §305.44(a)(1) (see below). According to this code provision, any corporate representative may sign an NOI or similar form so long as the authority to sign such a document has been delegated to that person in accordance with corporate procedures. By signing the NOI or similar form, you are certifying that such authority has been delegated to you. The TCEQ may request documentation evidencing such authority.

IF YOU ARE A MUNICIPALITY OR OTHER GOVERNMENT ENTITY:

The regulation that controls who may sign an NOI or similar form is 30 Texas Administrative Code §305.44(a)(3) (see below). According to this code provision, only a ranking elected official or principal executive officer may sign an NOI or similar form. Persons such as the City Mayor or County Commissioner will be considered ranking elected officials. In order to identify the principal executive officer of your government entity, it may be beneficial to consult your city charter, county or city ordinances, or the Texas statute(s) under which your government entity was formed. An NOI or similar document that is signed by a government official who is not a ranking elected official or principal executive officer does not conform to §305.44(a)(3). The signatory requirement may not be delegated to a government representative other than those identified in the regulation. By signing the NOI or similar form, you are certifying that you are either a ranking elected official or principal executive officer as required by the administrative code. Documentation demonstrating your position as a ranking elected official or principal executive officer may be requested by the TCEQ.

If you have any questions or need additional information concerning the signatory requirements discussed above, please contact the Texas Commission on Environmental Quality's Environmental Law Division at 512/239-0600.

30 Texas Administrative Code §305.44. Signatories to Applications.

(a) All applications shall be signed as follows.

(1) For a corporation, the application shall be signed by a responsible corporate officer. For purposes of this paragraph, a responsible corporate officer means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit or post-closure order applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

(2) For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

(3) For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this paragraph, a principal executive officer of a federal agency includes the chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., regional administrator of the EPA).

**Texas Commission on Environmental Quality
General Permit Payment Submittal Form**

Use this form to submit your Application Fee only if you are mailing your payment.

- Complete items 1 through 5 below:
- Staple your check in the space provided at the bottom of this document.
- Do not mail this form with your NOI form.
- Do not mail this form to the same address as your NOI.

Mail this form and your check to:

BY REGULAR U.S. MAIL

Texas Commission on Environmental Quality
Financial Administration Division
Cashier's Office, MC-214
P.O. Box 13088
Austin, TX 78711-3088

BY OVERNIGHT/EXPRESS MAIL

Texas Commission on Environmental Quality
Financial Administration Division
Cashier's Office, MC-214
12100 Park 35 Circle
Austin, TX 78753

Fee Code: GPA

General Permit: TXR150000

1. Check / Money Order No:

2. Amount of Check/Money Order:

3. Date of Check or Money Order:

4. Name on Check or Money Order:

5. NOI INFORMATION

If the check is for more than one NOI, list each Project/Site (RE) Name and Physical Address exactly as provided on the NOI. DO NOT SUBMIT A COPY OF THE NOI WITH THIS FORM AS IT COULD CAUSE DUPLICATE PERMIT ENTRIES.

See Attached List of Sites (If more space is needed, you may attach a list.)

Project/Site (RE) Name:

Project/Site (RE) Physical Address:

Staple Check In This Space

Completing the Notice of Termination for Storm Water Discharges
Associated with Construction Activity
under the TPDES Construction General Permit (TXR150000)

Who May File a Notice of Termination (NOT) Form

Permittees disturbing 5 acres or more (or part of a larger common plan of development or sale disturbing 5 acres or more) who are presently covered under the Texas Pollutant Discharge Elimination System (TPDES) Construction General Permit must submit a Notice of Termination (NOT) when final stabilization has been achieved on all portions of the site that is the responsibility of the permittee; or another permitted operator has assumed control over all areas of the site that have not been finally stabilized and all silt fences and other temporary erosion controls have either been removed, scheduled for removal as defined in the SWP3, or transferred to a new operator if the new operator has sought permit coverage. Erosion controls that are designed to remain in place for an indefinite period, such as mulches and fiber mats, are not required to be removed or scheduled for removal.

Final Stabilization occurs when either of the following conditions are met:

- (a) All soil disturbing activities at the site have been completed and a uniform (e.g. evenly distributed, without large bare areas) perennial vegetative cover with a density of 70% of the native background vegetative cover for the area has been established on all unpaved areas and areas not covered by permanent structures, or equivalent permanent stabilization measures (such as the use of riprap, gabions, or geotextiles) have been employed.
- (b) For individual lots in a residential construction site by either:
 - (1) the homebuilder completing final stabilization as specified in condition (a) above; or
 - (2) the homebuilder establishing temporary stabilization for an individual lot prior to the time of transfer of the ownership of the home to the buyer and after informing the homeowner of the need for, and benefits of, final stabilization.
- (c) For construction activities on land used for agricultural purposes (e.g. pipelines across crop or range land), final stabilization may be accomplished by returning the disturbed land to its preconstruction agricultural use. Areas disturbed that were not previously used for agricultural activities, such as buffer strips immediately adjacent to a surface water and areas which are not being returned to their preconstruction agricultural use must meet the final stabilization conditions of condition (a) above.

A. TPDES Permit Number

Provide the TPDES permit number assigned to the operator of the construction site.

B. Construction Site Operator Information

Customer Reference Number

This number designates the operator's status as a TCEQ "customer"—in other words, an individual or business that is involved in an activity that we regulate. We assign each customer a number that begins with "CN," followed by nine digits. ***This is not a permit number, registration number, or license number.*** In the remainder of this section, we will use "this customer" to mean the operator for Part B of the form.

- If this customer has not been assigned a Customer Reference Number, leave the space for the Customer Reference Number blank.
- If this customer has already been assigned this number, enter the operator's Customer Reference Number.
- ***Do not enter a permit number, registration number, or license number in place of the Customer Reference Number.***

Name

Enter the legal name of this customer as authorized to do business in Texas. Include any abbreviations (LLC, Inc., etc.).

Mailing Address

Enter a central and general mailing address for this customer to receive mail from the TCEQ. For example, if this customer is a large company, this address might be the corporate or regional headquarters. On the other hand, for a smaller business, this address could be the same as the site address.

If this is a street address, please follow US Postal Service standards. In brief, these standards require this information in this order:

- the "house" number—for example, the 1401 in 1401 Main St
- if there is a direction before the street name, the one- or two-letter abbreviation of that direction (N, S, E, W, NE, SE, SW, or NW)
- the street name (if a numbered street, do not spell out the number—for example, 6th St, not Sixth St)
- an appropriate abbreviation of the type of street—for example, St, Ave, Blvd, Fwy, Exwy, Hwy, Cr, Ct, Ln
- if there is a direction after the street name, the one- or two-letter abbreviation of that direction (N, S, E, W, NE, SE, SW, or NW)
- if there is a room number, suite number, or company mail code

City, State, and ZIP Code

Enter the name of the city, the two-letter USPS abbreviation for the state (for example, TX), and the ZIP Code. (Enter the full ZIP+4 if you know it.)

Country Mailing Information

If this address is **outside** the United States, enter the territory name, country code, and any non-ZIP mailing codes or other non-U.S. Postal Service features here. If this address is **inside** the United States, leave these spaces blank.

Phone Number *and* Extension

This number should correspond to this customer's mailing address given earlier. Enter the area code and phone number here. Leave "Extension" blank if this customer's phone system lacks this feature.

Fax Number

This number should correspond to this customer's mailing address given earlier. Enter the area code and fax number here.

E-mail Address

As with the mailing address, this should be a general address that is appropriate for e-mail to this customer's central or regional headquarters, if applicable.

C. Project / Site Information

Regulated Entity Reference Number

This number designates this site's status as a TCEQ "regulated entity"—in other words, a location where an activity that we regulate occurs. We assign each regulated entity a number that begins with "RN," followed by nine digits. ***This is not a permit number, registration number, or license number.***

- If this site has not been assigned a Regulated Entity Reference Number, leave the space for the Regulated Entity Reference Number blank.
- If this site has already been assigned this number, enter the Regulated Entity Reference Number.
- ***Do not enter a permit number, registration number, or license number in place of the Regulated Entity Reference Number.***

Name

Enter the name by which you want this site to be known to the TCEQ.

Physical Address

Enter the physical address of the site itself. TCEQ staff should be able to use this address to find the site.

Location Description

Enter a physical description of the location of the site based on highway intersections and/or permanent landmarks.

City, County, *and* ZIP Code

Enter the name of the city, the county, and the ZIP Code. (Enter the full ZIP+4 if you know it.)

D. Contact

Give all the relevant information for the person whom TCEQ can contact if there are questions about any of the information on this form—perhaps the same person who completed the form.

E. Certification

The operator must sign and date this statement to validate this NOI. Be sure to enter the full legal name of the person signing the form and the relevant title—for example, "Operator," "Operator's attorney," or "Senior Site Manager." Use the "Prefix" blank for such titles as Dr., Mr., or Ms., as desired. Use the "Suffix" blank for such designations as Ph.D., Jr., Sr., III, or J.D., if applicable.

For a corporation, the application shall be signed by a responsible corporate officer. A responsible corporate officer means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

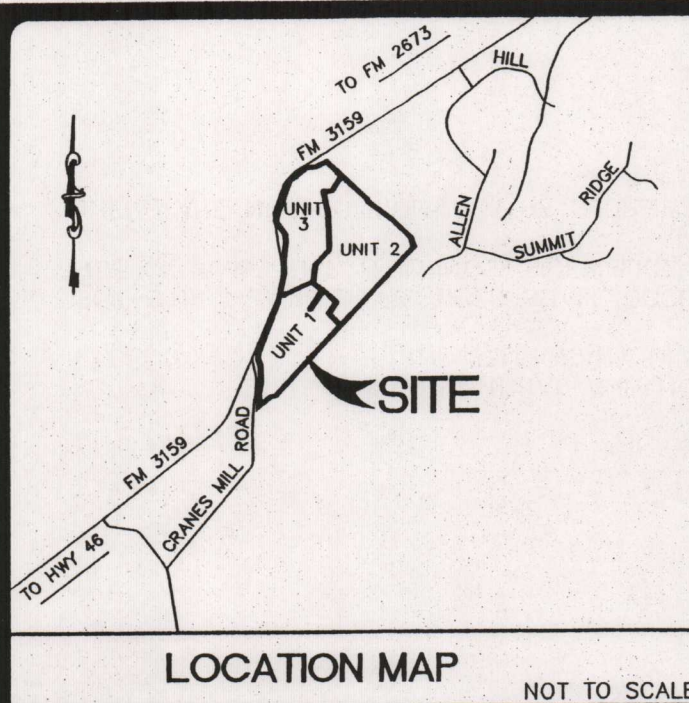
For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this application, a principal executive officer of a federal agency includes the chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g. regional administrator of the United States Environmental Protection Agency).

Questions?

If you have questions about any of the information on this form, contact our Storm Water Program at 512/239-4671 or look for "Storm Water" on our Web site:

www.tceq.state.tx.us



LEGEND

- EXISTING CONTOURS ——— 1180 ———
- DRAINAGE PATTERN —————>
- AREA OF SOIL DISTURBANCE ————
- SILT FENCE ————
- UNIT BOUNDARY LINE ————
- ROCK BERM ————
- TEMPORARY CONSTRUCTION ENTRANCE/EXIT ————
- BAGGED GRAVEL INLET FILTER ————
- TEMPORARY BMP ITEM NUMBER WITH UNIT NUMBER (11)

KEYNOTES

- (1X) TEMPORARY CONSTRUCTION ENTRANCE / EXIT
- (2X) SILT FENCE
- (3X) BAGGED GRAVEL INLET FILTER
- (4X) ROCK BERM TYPE III

HOMEOWNER WILL PROVIDE ADEQUATE TEMPORARY EROSION AND SEDIMENTATION CONTROLS DURING EACH INDIVIDUAL HOMESITE CONSTRUCTION.

WHERE ADDITIONAL GRADING ACTIVITIES WILL OCCUR, ADEQUATE TEMPORARY EROSION AND SEDIMENTATION CONTROLS WILL BE PROVIDED.

SCALE: 1" = 200'

Texas Commission on Environmental
Quality Contributing Zone Plan
General Construction Notes

1. Written construction notification should be provided to the appropriate TCEQ regional office no later than 48 hours prior to commencement of the regulated activity. Information should include the date on which the regulated activity will commence, the name of the approved plan for the regulated activity, and the name of the prime contractor with the name and telephone number of the contact person.

2. All contractors conducting regulated activities associated with this project should be provided with complete copies of the approved Contributing Zone Plan and the TCEQ letter indicating the specific conditions of its approval. During the course of these regulated activities, the contractor(s) should keep copies of the approved plan and approval letter on-site.

3. No temporary aboveground hydrocarbon and hazardous substance storage tank system may be installed within 150 feet of a domestic, industrial, irrigation, or public water supply well.

4. Prior to commencing construction, all temporary erosion and sedimentation (E&S) control measures must be properly selected, installed, and maintained in accordance with the manufacturer's specifications and good engineering practices. Controls specified in the SWPPP section of the approved Edwards Aquifer Contributing Zone Plan are required during construction. If inspections indicate a control has been used inappropriately, or incorrectly, the applicant must replace or modify the control for site situations. The controls must remain in place until disturbed areas are revegetated and the areas have become permanently stabilized.

5. If sediment escapes the construction site, off-site accumulations of sediment must be removed at a frequency sufficient to minimize offsite impacts to water quality (e.g., fugitive sediment in street being washed into surface streams or sensitive features by the next rain).

6. Sediment must be removed from sediment traps or sedimentation ponds not later than when design capacity has been reduced by 50%. A permanent stake must be provided that can indicate when the sediment occupies 50% of the basin volume.

7. Litter, construction debris, and construction chemicals exposed to stormwater shall be prevented from becoming a pollutant source for stormwater discharges (e.g., screening outfalls, picked up daily).

8. All spoils (excavated material) generated from the project site and stored on-site must have proper E&S controls installed.

9. Stabilization measures shall be initiated as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, and construction activities will not resume within 21 days. When the initiation of stabilization measures by the 14th day is precluded by weather conditions, stabilization measures shall be initiated as soon as practicable.

10. The following records should be maintained and made available to the TCEQ upon request: the dates when major grading activities occur; the dates when construction activities temporarily or permanently cease on a portion of the site; and the dates when stabilization measures are initiated.

11. The holder of any approved Contributing Zone plan must notify the appropriate regional office in writing and obtain approval from the executive director prior to initiating any of the following:

A. any physical or operational modification of any best management practices or structure(s), including but not limited to temporary or permanent ponds, dams, berms, silt fences, and diversionary structures;

B. any change in the nature or character of the regulated activity from that which was originally approved;

C. any change that would significantly impact the ability to prevent pollution of the Edwards Aquifer and hydrologically connected surface water; or

D. any development of land previously identified in a contributing zone plan as undeveloped.

Austin Regional Office
1921 Cedar Bend, Suite 150
Austin, Texas 78758-5336
Phone (512) 339-2929
Fax (512) 339-3795

San Antonio Regional Office
14250 Judson Road
San Antonio, Texas 78233-4480
Phone (210) 490-3096
Fax (210) 545-4329

THESE GENERAL CONSTRUCTION NOTES MUST BE INCLUDED ON THE CONSTRUCTION PLANS PROVIDED TO THE CONTRACTOR AND ALL SUBCONTRACTORS.

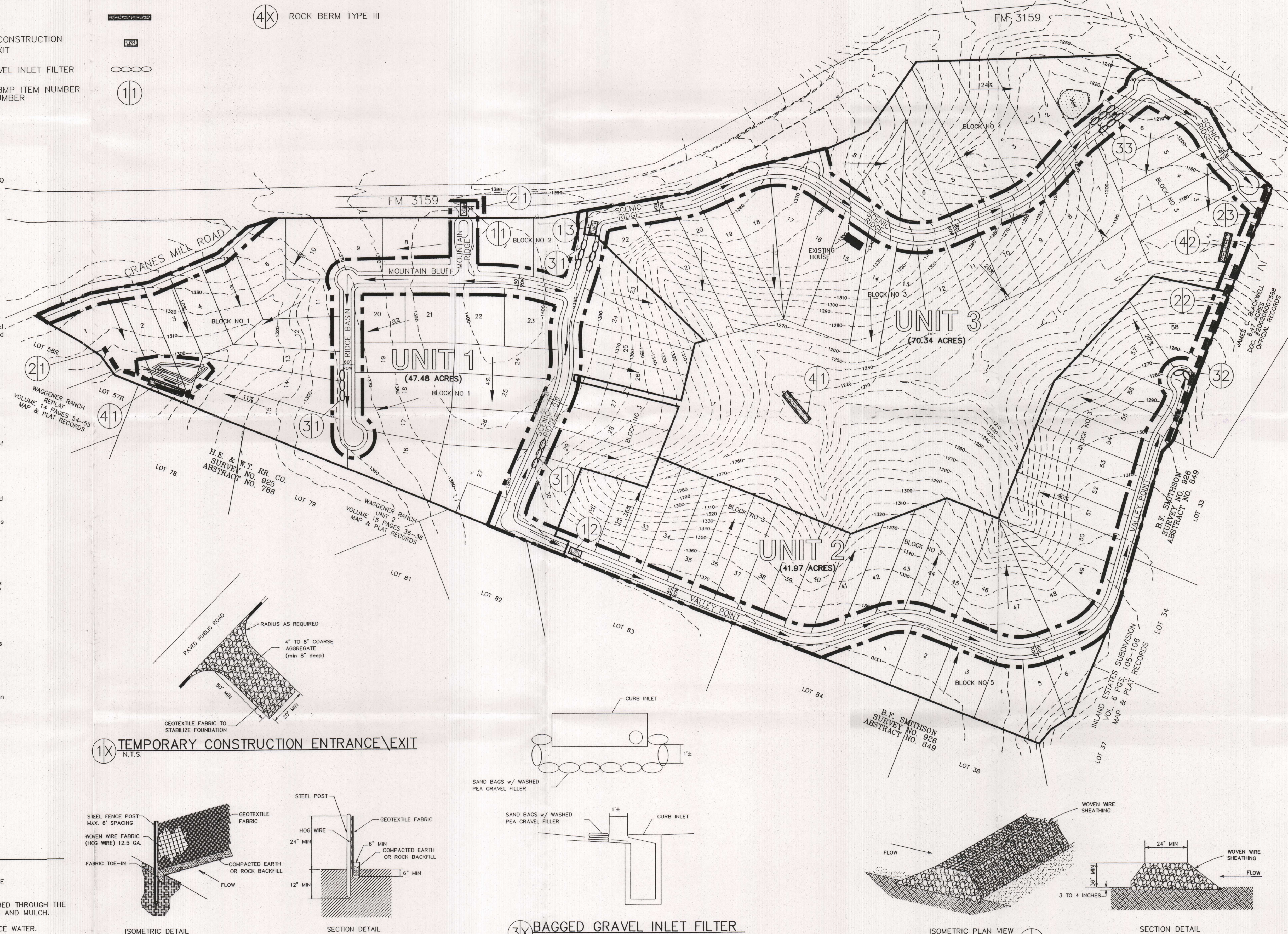
GENERAL NOTES

SOIL DISTURBANCES WILL OCCUR AT AREAS INDICATED.

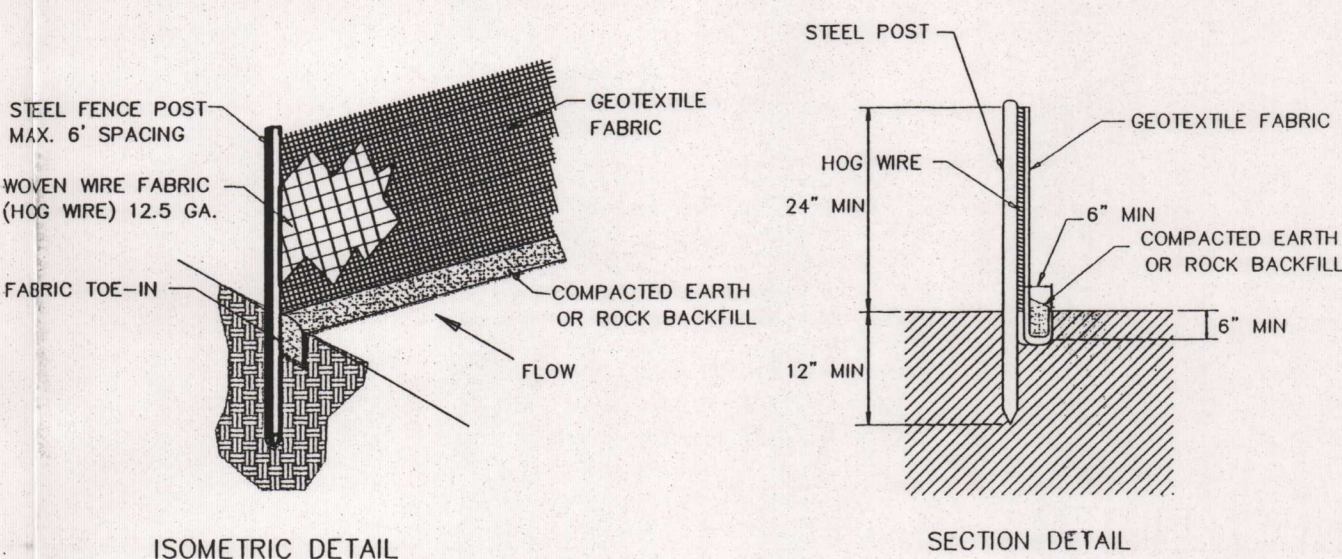
LOCATIONS OF MAJOR STRUCTURAL AND NONSTRUCTURAL CONTROLS ARE LABELED. THESE ARE THE TEMPORARY BEST MANAGEMENT PRACTICES.

SOIL STABILIZATION PRACTICES SHALL OCCUR OVER THE AREAS DISTURBED THROUGH THE USE OF PAVEMENT, BUILDINGS, SIDEWALKS, GRASS SOD, GRASS SEEDING AND MULCH.

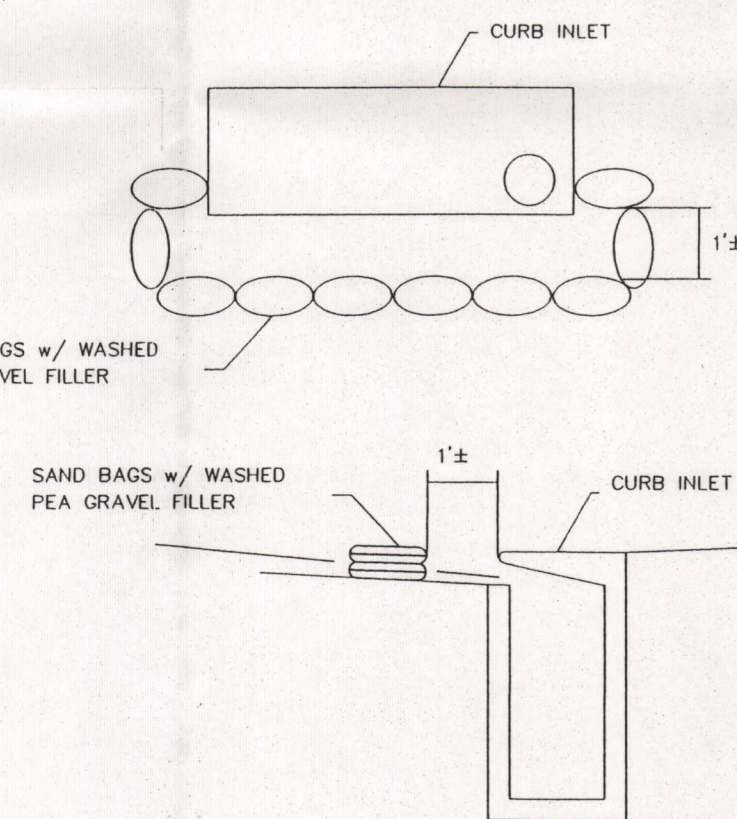
THERE ARE NO LOCATIONS WHERE STORMWATER DISCHARGES TO SURFACE WATER.



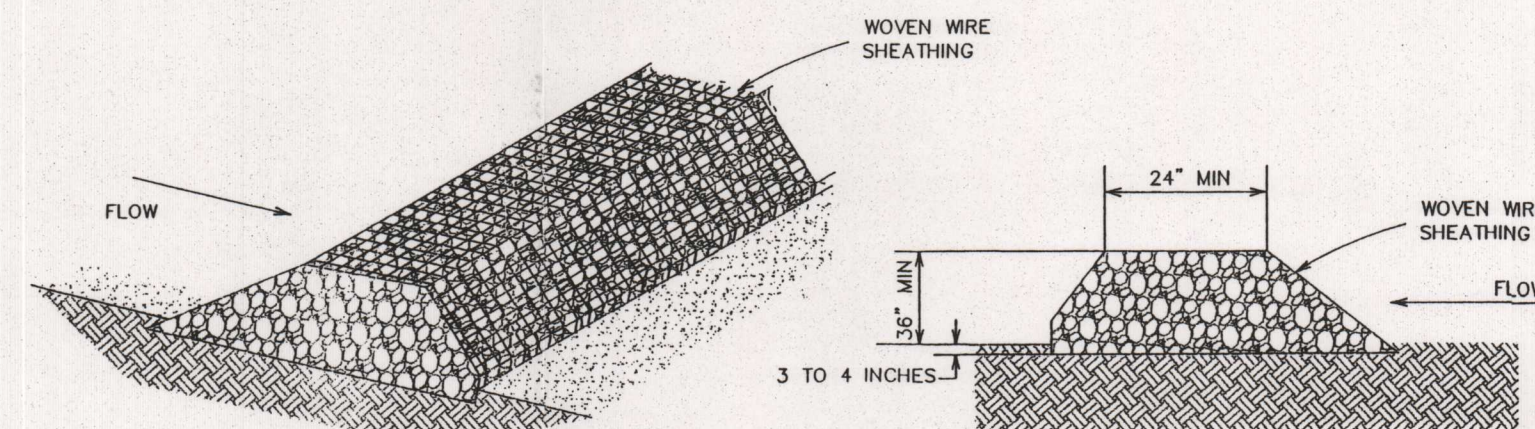
(1X) TEMPORARY CONSTRUCTION ENTRANCE/EXIT
N.T.S.



(2X) SILT FENCE
N.T.S.



(3X) BAGGED GRAVEL INLET FILTER
N.T.S.



(4X) ROCK BERM TYPE III
N.T.S.

VALLEY VIEW RIDGE
CONTRIBUTING ZONE PLAN

SHEET 1
OF 1

NO.	DATE	DESCRIPTION	BY	RL
1	9/18/07	REVISED BMP LABELS AND SHOWED EXISTING HOUSE	RL	

MOY
CIVIL
ENGINEERS



12770 CHAMBERLAIN, SUITE 100
SAN ANTONIO, TEXAS 78249