

CONSTRUCTION STORM WATER RUNOFF CONTROL

Part I.A.9 Construction Storm Water Runoff Control

The Michigan Department of Environmental Quality (MDEQ) has determined that Part 91 of the Michigan Act and Michigan's Permit-by-Rule (Rule 323.2190) are qualifying local programs for the control of wet weather discharges from construction activities that result in land disturbance meeting the following criteria:

- Greater than or equal to one (1) acre, or
- Disturb less than one (1) acre that is part of a larger common plan of development or sale, or
- Within 500 feet of waters of the state.

A qualifying local program provides control for soil erosion, off-site sedimentation, and other construction-related wastes, consistent with the Federal NPDES Phase II Storm Water control requirements for MS4 permittees.

Sanilac County Construction Codes, located at 60 W. Sanilac, Courthouse Annex 210, is the **County Enforcing Agency**, 810-648-4664 and is responsible for issuing soil erosion and sediment control permits and regulating erosion and sedimentation problems on all construction projects that are outside of the Sanilac County Road right of way within the Urbanized Area. The Sanilac County Road Commission is an Authorized Public Agency (APA) and has established soil erosion and sediment control procedures and best management practices for its own construction projects. Through this Storm Water Management Plan, the Road Commission will assist the County with the Soil Erosion and Sedimentation Control Program by reporting any violations it witnesses and ensure that all permit-related requirements are met.

The MDEQ Storm Water Discharges from Municipal Separate Storm Sewer Systems (MS4) Jurisdictional General Permit (MIS049000) specifies three required procedures for construction storm water runoff control. The details for each of these procedures are specified below.

Procedure A – Notifying enforcing agency of pollutant discharges

The Sanilac County Road Commission is an APA for Part 91 of PA 451. Therefore, the Road Commission will implement its best management practices on its projects. However, the staff of the Road Commission will report any witnessed infractions to the County Enforcing Agency mentioned above in order to effectively enforce Soil Erosion and Sedimentation Control requirements. The County Enforcement Agency (Sanilac County Construction Codes (810-648-4664) and MDEQ have enforcement responsibility for Soil Erosion and Sedimentation Control in Sanilac County.

The Road Commission staff should visually inspect construction sites within the urbanized area and report any erosion or sediment problems to the County agency for enforcement or assessment, especially during or after precipitation events. The construction site developer, contractor, or recorded easement holder shall be subject to

SESC control requirements under Part 91 of the Michigan Act (PA 451 of 1994). When pollutants (sediment, debris, fluids, petroleum products) are discharged from construction activity in violation of Part 91 and the pollutants enter the MS4, streams, or drainage ditches the Road Commission staff shall notify the County Enforcing Agency and the MDEQ. They shall also notify the MDEQ when other wastes are discharged. The Road Commission will notify the County Enforcing Agency anytime they contact the MDEQ.

The Road Commission shall notify the County and/ or MDEQ within 24 hours of becoming aware of any discharges to or from the stormwater drainage system that the Road Commission suspects may endanger public health or the environment. The notification should include all known information including the name of the responsible party for the discharge, the location of the discharge, the nature of the discharge and the pollutants, and clean-up and recovery measures taken or planned. If possible, obtain photographs also.

Procedure B – Site plan review

Prior to any construction that will use a Road Commission drainage ditch for stormwater discharge and before a building permit is issued, construction site plans will be reviewed to ensure that the site plan adequately allows space for future soil erosion and sedimentation controls. There shall be sufficient space allotted for soil erosion and sedimentation controls during construction as well as permanent storm water controls.

Procedure C – Receipt and Consideration of complaints

The county will develop a complaint response system or provide a telephone number to receive and investigate calls from citizens with complaints of storm water runoff from construction activities.

The system will include a telephone complaint system and a documentation tracking system. Each complaint will be investigated by the county staff and appropriate actions will be taken. The appropriate action may require the Road Commission staff to contact the County or the MDEQ for follow-up and any required enforcement. The County Road Commission will adopt a written procedure for response.

Enforcing Agency Contact Information:

Sanilac County
Joe Allen – CEA Inspector
60 W. Sanilac, Courthouse Annex 210
Sandusky, MI 48471
810-648-4664

MDEQ – 24-Hour Pollution Emergency Alerting System
1-800-292-4706