Department of Health (DOH) Clean Water Branch (CWB) National Pollutant Discharge Elimination System (NPDES) Program Update

> State of Hawaii, Department of Health
> Clean Water Branch
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Summary

- Department of Health (DOH), Clean Water Branch (CWB) Background.
- Introduction to National Pollutant Discharge Elimination System (NPDES) Permits.
- Status of NPDES General Permits.
- Proposed Revisions to NPDES General Permits.
- E-Permitting Individual NPDES Permit Application
- E-Permitting NPDES Compliance Form
- Future DOH-CWB Public Inquiry Project.
- Questions.



DOH-CWB Background



DOH-CWB Background

- State of Hawaii, Department of Health, Environmental Health Administration, Environmental Management Division.
- Administers and enforces Statewide water pollution laws and rules. Achieved through permitting of point sources, compliance monitoring, inspections, investigations of complaints, and ambient water quality monitoring.



DOH-CWB Background

- Hawaii Water Pollution Law:
 - Hawaii Revised Statutes (HRS), Chapters 342D and 342E.
 - HRS 342D-50(a) "No person, including any public body, shall discharge any water pollutant into state waters, or cause or allow any water pollutant to enter state waters except in compliance with this chapter, rules adopted pursuant to this chapter, or a permit or variance issued by the director."
- Hawaii Water Pollution Rules:
 - Hawaii Administrative Rules (HAR), Chapter 11-54 (Water Quality Standards).
 - HAR, Chapter 11-55 (Water Pollution Control). NPDES permit program for the State of Hawaii.
 - Operating principles created by DOH under authority granted by Legislature. These rules have force and effect of law.



Introduction to NPDES Permits



Introduction to NPDES Permits

- National Pollutant Discharge Elimination System (NPDES).
- Permit system required by Section 402 of Clean Water Act.
- NPDES permits required for all point source pollutant discharges and for three (3) situations involving storm water.
 - Storm water associated with construction activity.
 - Storm water associated with industrial activity.
 - Storm water and certain non-storm water discharges from Municipal Separate Storm Sewer Systems (MS4s).



Introduction to NPDES Permits

- DOH delegated authority to administer NPDES program in Hawaii.
 - Hawaii Administrative Rules (HAR), Chapter 11-55.
 - Water Quality Standards (HAR, Chapter 11-54).
- Two (2) types of NPDES permits.
 - General permit NPDES permit issued as a rule in HAR, Chapter 11-55.
 - Individual permit NPDES permit, other than a general permit.





All other NPDES General Permits (HAR, Chapter 11-55, Appendices B through L) expired on October 21, 2012.

- Appendix B Storm Water Associated with Industrial Activity.
- Appendix C Storm Water Associated with Construction Activity.
- Appendix D Treated Effluent from Leaking Underground Storage Tank Remedial Activities.
- Appendix E Once Through Cooling Water Less Than One (1) Million Gallons Per Day.
- Appendix F Hydrotesting Water.
- Appendix G Construction Activity Dewatering Effluent.
- Appendix H Treated Process Wastewater Associated with Petroleum Bulk Stations and Terminals.
- Appendix I Treated Process Wastewater Associated with Well Drilling Activities.
- Appendix J Occasional or Unintentional Discharges from Recycled Water Systems.
- Appendix K Storm Water and Certain Non-Storm Water Discharges from Small MS4s.
- Appendix L Circulation Water from Decorative Ponds or Tanks.



- Currently there is one (1) effective NPDES general permit in HAR, Chapter 11-55.
 - Appendix M Point Source Discharges from the Application of Pesticides.
 - Adopted October 21, 2012.



 Anyone needing NPDES permit coverage for any activity or discharge covered by the eleven expired NPDES General Permits needs to submit an NPDES individual permit application.



- DOH-CWB currently going through rule change process to re-adopt 11 NPDES General Permits.
- Steps:
 - Complete draft rule revisions and address EPA comments.
 - Small Business Regulatory Review Board approval.
 - Preliminary approval from Governor to hold public hearing.
 - Public notice of public hearing.
 - Public hearing.
 - Address public comments.
 - Governor approval.
 - File with Lieutenant Governor's office.
- Estimated re-adoption: October or November 2013.



- Clarification regarding expiration of NPDES General Permits.
 - DOH-CWB cannot issue any NPDES permits due to the expiration.
 - FALSE. DOH-CWB can issue individual NPDES permits.
 - EPA needs to issue the NPDES permits in Hawaii due to the expiration.
 - FALSE. EPA will not issue NPDES permits in Hawaii.
 - "Construction in Hawaii is going to come to a grinding halt due to the expiration!"
 - <u>FALSE</u>. DOH-CWB can issue individual NPDES permits for construction related discharges. NPDES General Permits were initially adopted in 1992 and 2002.
 - My construction project is going to be delayed for years if I have to get an individual NPDES permit.
 - <u>FALSE</u>. You will lose approximately 40 days due to the public comment period. Please plan ahead.



Proposed Revisions to NPDES General Permits



- 11 NPDES General Permits will be re-adopted in 2013 with staggered expiration dates.
- Staggered expiration dates are to avoid future readoption all at the same time.
- Construction storm water general permit will be given 5 year expiration.
- Note: Proposed revisions subject to change.



- Appendix B Proposed Revisions.
 - Update reference to EPA's Multi Sector General Permit.
 - Require accelerated testing until storm water discharge from representative storm event complies with HAR 11-54 and NPDES General Permit.
 - "Representative storm" means rainfall that accumulates more than 0.1 inch of rain and occurs at least seventy-two hours after previous measurable (greater than 0.1 inch) rainfall event.



- Appendix C Proposed Revisions.
 - Inclusion of 40 CFR 450 (2009 effluent guidelines).
 - Required in State programs.
 - Non-numeric effluent guidelines.
 - Does not include turbidity effluent limitation.
 - Effluent guidelines are Best Management Practices (BMP) requirements.
 - Prescriptive BMP requirements (similar to EPA's Construction General Permit).
 - Everyone will know exact BMP requirements.
 - No longer have to submit Site-Specific BMPs Plan with NOI.
 - Monthly compliance form.



- Remaining General Permits Proposed Revisions.
 - Minor text edits only. No substantial changes.





- Open e-Permitting Portal at: <u>https://eha-cloud.doh.hawaii.gov/epermit/View/default.aspx</u>.
- Read instructions, register, and log-in.
- Press Application Finder button and type "CWB Individual NPDES Application."

Healthy People + Healthy Communities + Healthy Island						
		Home 🏦 Finder P Help ? Sign In 🏓 Re				
Environmental Health	Welcome to the e-Permitting Po	rtal				
To find information specific to an organization within the State of Hawaii Environmental Health Administration, please identify the organization using the Select Organization button below.	Welcome to the e-Permiting Portal, home for all Hawali (HI) Department of Health (DOH) Environmental Health Administration (EHA) permit applications. THE HI DOH EHA e-Permiting Portal provides access to environmental permit applications, instructions and education. It allows for on-line application compilation and submission, on-line application fee payment and on-line submission tracking.					
Select Organization *	The e-Permitting Portal is provided as a service by the Hawaii Department of Health Environmental Health Administration (EHA). The EHA oversees overall administration for the Environmental Management Division (EMD) and Environmental Health Services Division (EHSD); including branches within these divisions. The EHA also provides overall administration for the Offices of Compliance Assistance. Environmental Plannino. Environmental Resources. Hazard Evaluation and Emergency Response. and the State Laboratories.					
Permit Applications	The e-Permitting Portal was created as a comprehensive site to provide:	valuation and Energency response, and the state Euboratories.				
To locate a specific permit application please use our application finder.	leaning abud snyloomental permitting requirements proparation and filling of online permitting requirements proparation and filling of online permitting permitting of the permitting of the permitting of the permitting engineers regarding on directory of downloadble (manual) permitting engineers regarding on directory of downloadble (manual) permitting	ne submitted applications der. You may also use the Organization Browser if you know the organization responsible for the permit application.				
? How do I apply for a permit application?	Once a permit application is submitted, our primary goal is to process your permit application in an efficient and timely manner.					
? How do I select the appropriate application?						
? How do I know when my application has been processed?	Contact Information Address: Environmental Health Administration Havaii Department of Health 1250 Punchowd Street Honolulu, HI 96813	Contacts: Web Admin Email: epwebadmin@doh.hawaii.gov Web Admin Phone: 808-586-4350				
	Additional Links					
	Hawaii Department of Health					



- One (1) application form.
- Replaces 17 current forms.
- Same procedures as 2012 Renewal Notice of Intent Form.
- Read instructions. Press Submit On-Line Application button to begin.

Department of H Healthy People • Healthy Comm				
Permit Application	Home & Finder P Reports Dashboard Users Dorganizations Applications History Help ? Darryi Lum D Sign Out 4 CWB Individual NPDES Form INSTRUCTIONS: Please read the following important instructions before filling out the on-line application. National Pollutant Discharge Elimination System (NPDES) Permit.			
Frequently Asked Questions	1. The State of Hawaii, Department of Health (DOH), is delegated by the U.S. Environmental Protection Agency (EPA) to administer the NPDES Permit program in			
? How much is the application processing fee? ? What is the typical processing time?	Hawaii. The NPDES permit program is described in and administered through the Hawaii Administrative Rules (HAR), Chapter 11-55, entitled "Water Pollution Control." Please click on the link below and read HAR, Chapter 11-55. 2. NPDES permits are required for all point source pollutant discharges to State waters and three (3) situations involving storm water (storm water associated with construction activities, storm water associated with industrial activities, and storm water and certain non storm water discharges from Municipal Separate Storm			
	Sewer Systems (MS4s). 3. An Individual NPDES permit is a permit issued under HAR 11-55 to a specified person to conduct a discharge at a specified location. 4. The NPDES permit has two (2) levels of control: technology-based limits (based on the ability of dischargers in the same industrial category to treat wastewater) and water quality-based limits (if technology-based limits are not sufficient to provide protection of the water body). All facilities/discharges/activities, with or without an WPDES permit are required to comply with the State Water Quality Standards (HAR, Chapter 11-54). Please cick on the link below and read HAR, Chapter 11-54.			
	an WHES permit are required to comply with the State Water Quality Standards (NAR, Chapter 11-54). Please click on the link below and read NAR, Chapter 11-54. 5. The NPDES permit is not a right or entitlement.			
	Individual NPDES Permit Application Submission Requirements 1. For coverage under an Individual NPDES permit, the following items are required			
	a. On-line submission of this form through the e-Permitting Portal.			
	b. Original certification signature (hard copy) on the Transmittal Requirements and Certification Statement for e-Permitting Individual NPDES Application Submissions form.			



- Nine (9) application sections to complete.
- Discharge specific section allows applicant to download, complete, and upload discharge specific attachments based on type of discharge.

complete section.	I read HAR, Chapters 11-64 and 11-55. I certify that I am submitting this NPDES application since my project/facility/activity/discharge and my organization will comply with these rules and the NPDES Permit that the DOH may issue for my project/facility/activity/discharge. I certify that I
nce the application is complete and all sections show a reen check, click on the "Next Step" button to proceed.	will design, implement, operate, and maintain appropriate treatment/controls to ensure that my activity/discharge will not violate HAR, Chapters 11-64 and 11-65. *
lease note that this application is not visible/available to the HI	
OH until you have completed the Certify and Submit step for re application.	This submission is a request for a new NPDES permit:*
opplication Sections	
• 1a. New NPDES Application	
O 1b. Renewal NPDES	If you selected "No" above, please skip the remainder of this Section and proceed to Section 1b. Do not complete the rest of this Section.
92. Owner Information	NPDES permits cannot be issued for "after the fact" discharges/activities. For new NPDES applications, you are required to certify below that t
	information provided in this NPDES application does not include "after the fact" discharges/activities.
• 3. Operator or General	
04. Facility/Project Information	
4. Fueling/Froject mornation	You are required to report any discharges/activities associated with your project/facility that started before obtaining NPDES permit coverage
0 5. Tax Map Key (TMK) No.	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one
	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one (1) acre or more]. Please select one (1) of the options below.
• 5. Tax Map Key (TMK) No.	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one
 5. Tax Map Key (TMK) No. 6. Receiving State Water(s) 	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one (1) acre or more]. Please select one (1) of the options below.
 5. Tax Map Key (TMK) No. 6. Receiving State Water(s) 7. Receiving Drainage 	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one (1) acre or more]. Please select one (1) of the options below.
 5. Tax Map Key (TMK) No. 6. Receiving State Water(s) 7. Receiving Drainage 8. Authorized Representative 	This only applies to discharges to State waters and activities that require NPDES permit coverage [e.g. construction activities that disturb one (1) acre or more]. Please select one (1) of the options below.
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E-Permitting system will require applicant to:

- Review information inputted into application.
- Pay online through PayPal if desired.
- Download required Transmittal Requirements and Certification Statement for e-Permitting Individual NPDES Application Submissions.
 - Form used to officially certify your e-Permitting submission.
 - DOH-CWB will not begin processing and reviewing your application if you fail to follow all instructions on this form.

and		E-PE	RMITTINGIND	TION·STAT	EMENT-FOR	R¶
1.	•	Submission and File	Numbers			
		9 e-Permitting: Submission	sion·#:···¶			
-	•	I am submitting a (ch	eck only one):¶			
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		Revised Individual	INPDES application	n, Permit Num	ber:···¶	
		Renewal-Individua	al-NPDES-applicatio	n, Permit Num	ber: ···¶	
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- E-Permitting system will:
- Provide applicant with confirmation of e-Permitting Portal application submission.
- Allow applicant to check status of application review.



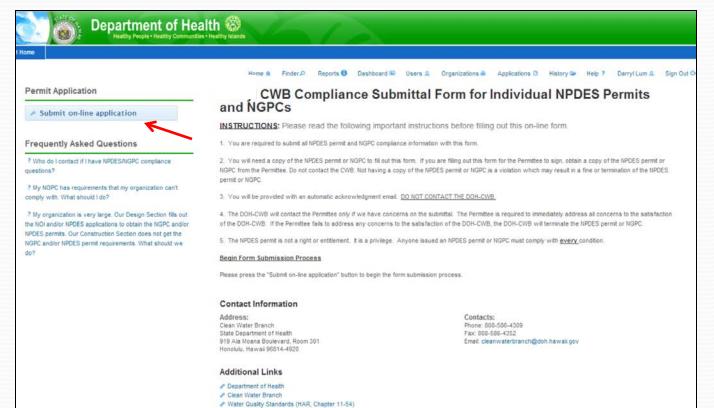


- Open e-Permitting Portal at: <u>https://eha-cloud.doh.hawaii.gov/epermit/View/default.aspx</u>.
- Read instructions, register, and log-in.
- Press Application Finder button and type "CWB Compliance Submittal Form for Individual NPDES Permits and NGPCs."

Department of Health W					
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		Home 🏦 Finder P Help ? Sign In 🎤 Registe			
Environmental Health	Welcome to the e-Permitting Por	tal			
To find information specific to an organization within the State of Hawaii Environmental Health Administration, please identify the organization using the Select Organization button below.	Welcome to the e-Permiting Portal, home for all Hawaii (H) Department of Health (DOH) Environmental Health Administration (EHA) permit applications. THE HI DOH EHA e-Permitting Portal provides access to environmental permit applications, instructions and education. It allows for on-line application compilation and submission, on-line application fee payment and on-line submission tracking.				
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Permit Applications	The e-Permitting Portal was created as a comprehensive site to provide:	namen ene chorgenet reepenet, une ne ente caserdenee.			
To locate a specific permit application please use our application finder. p Application Finder	learning doud environmental permitting requirements guidance in applying for environmental permits preparation and filing of online permit applications online payment processing of application fees means to communicate with permitting engineers regarding online submitted applications office of of downloadbale (manual) permitting engineers regarding online submitted applications				
Frequently Asked Questions	To search for a specific permit application, please use the Application Finder. You may also use the Organization Browser if you know the organization responsible for the permit application.				
? How do I apply for a permit application?	Once a permit application is submitted, our primary goal is to process your permit application in an efficient and timely manner.				
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? How do I know when my application has been processed?	Contact Information Address: Environmental Health Administration Hawaii Degamment of Health 1250 Punchbowl Street Honolulu, HI 96813	Contacts: Web Admin Email: epwebadmin@doh.hawali.gov Web Admin Phone: 808-586-4350			
	Additional Links				
	Permit Applications				



- One (1) form for all NPDES and NGPC compliance submittals.
- Standardizes all compliance submittals to DOH-CWB.
- Same procedures as 2012 Renewal Notice of Intent Form.
- Read instructions. Press Submit On-Line Application button to begin.





validate the information provided. The application form is divided into separate application sections as listed on the left. Please fill out each relevant section.

The indicators next to the sections names on the left will denote validity of each section. A red x indicates the section has an omission or invalid value. A yellow star indicates that the section has not yet been visited. A green check indicates a complete section.

Once the application is complete and all sections show a green check, click on the "Next Step" button to proceed.

Please note that this application is not visible/available to the HI DOH until you have completed the Certify and Submit step for the application.

Application Sections

I. Permit or File Number

- O 2. Notification of Start
- O 3. Notification of Non-
- 04.a Discharge Monitoring
- 0 4.b Discharge Monitoring
- O 5. Contact Information
- O 6. Authorized Representative
- 7. Reports, Documents, and
- 08. Transfer of Ownership
- 09. Owner Name Change
- 010. Major Modification
- O 11. Notice of Cessation

_ ..., I CWB Compliance Submittal Form for Individual NPDES Permits and NGPCs

(Submission Id: 1HY-S6XF-1QFS, v1)

Provide the required information below. If you are filling out this form for the Permittee to sign, obtain a copy of the NPDES permit or NGPC from the Permittee. Do not contact the CWB. Not having a copy of the NPDES permit or NGPC is a violation which may result in a fine or termination of the NPDES permit or NGPC.

Provide the assigned Individual NPDES Permit Number (e.g. HI0021841) or the NGPC File Number (e.g. HIR10E456).

Enter the Parts of the NPDES permit (e.g. Part A.1.a) or NGPC Condition Numbers (e.g. Condition No. 3.a) that correspond to your submittal. For example: You are submitting a Discharge Monitoring Report as required in Condition No. 2 of your NGPC, and you are submitting a change to the facility contact person information as required in Condition No. 8 of your NGPC. You will enter "Condition No. 2" and "Condition No. 8" in the field below.

Save for Later



Next Section

Entry > Processing Info > Review > Certify & Submit > Payment > Confirmation



E-Permitting system will require applicant to:

- Review information inputted into application.
- Pay online through PayPal if applicable.
- Download required Transmittal Requirements and Certification Statement for e-Permitting NPDES/NGPC Compliance Submissions.
 - Form used to officially certify your e-Permitting submission.
 - DOH-CWB will not begin processing and reviewing your submittal if you fail to follow all instructions on this form.

STATEMENT FOR E-PE	MENTS-AND-CERTIFICATION- ERMITTING-NPDES/NGPC- E-SUBMISSIONS¶	 6. → Fiing Fee (Check only one)[I an submitting a transfer of ownership. A \$500 check made payable to the State of Havaii is attached [I an submitting a transfer of ownershipThe fiing fee was paid online through the e-Permitting Portal [I an submitting a major modification to my individual NPDES permitA \$1000 check made payable to the State of Havaii is attached [I an submitting a major modification to my individual NPDES permitThe filing fee was paid online through the e-Permitting Portal [I an submitting a major modification to my individual NPDES permitThe filing fee was paid online through the e-Permitting Portal [I an submitting a major modification to my NDPCA \$500 check made payable to the State of Hawaii is attached [] I an submitting a major modification to my NDPCA \$500 check made payable to the State of Hawaii is attached [] I an submitting a major modification to my NDPC The filing fee was paid online 	
□-Notification-of-start-of-construction/discharge=	-Reports-and-documents ^{II}	through the e-Permitting Portal ¶	
□-Notification-of-non-compliance#	Site-specific-plans a	ownership or major modification 1	
□-Discharge-Monitoring-Report-(DMR)¤	-Transfer-of-ownership ^a ^a	- My submittal does not require a filing fee.	
-Revised-contact-information	□-Owner-name-change□ ^{II}	1	
-Authorized-representative-information#	-Major-modification	IMPORTANTINSTRUCTIONS:	
-Notice-of-Cessation	□-Other,-please-describe-¶ ¤	You are required to follow these instructions to submit NPDES permit or NGPC compliance information. Failure to follow all of these instructions will result in rejection of your submittal The Clean Water	
under my direction or supervision in acco	and: evaluate: the information: submitted ersons: who: manage: the: system, or: those- the information, the information: submitted- , true, accurate, and: completeII-am:aware- ubmitting: false: information, including: the-	Item: No. 1—File: Numbers and Condition Numbers! a. Entry our = Permiting Submission #. // You may find your unique e-Permitting Submission #. (e.g. 15H-2OVV-421H) in your History Link of the e-Permitting Portal. • []	
Signature · ···· - · · · · · · · · · · · · · · ·	Date Signed¶	Item No. 2—Submittals? a. • You are required to check all of the boxes that apply to your submittal.¶ b. • Check the "Other" box if you do not see your submittal. • Also, describe what you are submitting.¶ Item No. 3—Certification Statement¶	
 Transmittal Requirements Applicable to All Sul 			



Future DOH-CWB Project

- DOH-CWB Public Inquiry Application.
 - Web-based application to view DOH-CWB records.
 - Ability to query database.



Questions?

- Contact information for e-Permitting Portal questions.
 - Web Admin Email: epwebadmin@doh.hawaii.gov
 - Web Admin Phone: (808) 586-4350
 - Address: Environmental Health Administration Hawaii Department of Health 1250 Punchbowl Street Honolulu, Hawaii 96813
- Contact information for NPDES permit questions.
 - DOH-CWB Email: cleanwaterbranch@doh.hawaii.gov
 - DOH Phone: (808) 586-4309
 - Address: DOH-CWB

919 Ala Moana Blvd, Room 301 Honolulu, Hawaii 96814

