

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
AUTHORIZATION TO DISCHARGE UNDER  
GENERAL PERMIT 3-9010

A determination has been made that the applicant:

Town of Richmond  
P.O. Box 285  
Richmond, VT 05477  
(Impervious area: 2.86 acres)

meets the criteria necessary for inclusion under General Permit 3-9010. Hereinafter the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9010, the permittee is authorized to discharge stormwater from the Sumner Farr subdivision located on Hidden Pines Circle off Town Highway #4 in Richmond, Vermont to unnamed tributaries of the Winooski River as previously described in General Permit Authorization No.3355-9010:

*Manner of Discharge:*

*S/N 001: Stormwater runoff from the paved roads, driveways, roofs and lawns via overland flow across grassed and/or vegetated terrain; next in grass or stone-lined roadside drainage swales; then through a culvert, prior to discharge to an unnamed tributary of the Winooski River.*

*S/N 002: Stormwater runoff from the paved roads, driveways, roofs and lawns via overland flow across grassed and/or vegetated terrain; next in grass or stone-lined roadside drainage swales; then through a culvert; next overland flow across grassed and/or vegetated terrain and/or in grass or stone-lined roadside drainage swales prior to discharge to an unnamed tributary of the Winooski River.*

Compliance with General Permit 3-9010 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9010, including the payment of annual operating fees to the Department. A billing statement for such fees will be sent to the permittee each year. The first year's statement is enclosed. Any permit non-compliance, including a failure to pay the annual operating fee, constitutes a violation of 10 V.S.A. Chapter 47 and may be grounds for an enforcement action or revocation of this authorization to discharge.

Transferability

This authorization to discharge is not transferable to any person except in compliance with Part VI.D. of General Permit 3-9010. A copy of General Permit 3-9010 is available from the Department via the internet at

[http://www.vtwaterquality.org/stormwater/htm/sw\\_3-9010.htm](http://www.vtwaterquality.org/stormwater/htm/sw_3-9010.htm)

### Changes to Permitted Development

In accordance with Part V.G. of General Permit 3-9010, the permittee shall notify the Department of any planned development or facility expansions or changes that may result in new or increased stormwater discharges. The Department shall determine the appropriateness of continued inclusion under General Permit 3-9010 by the modified development or facility.

### Annual Inspection and Report

The stormwater collection, treatment and control system authorized herein shall be properly operated and maintained. An inspection shall be conducted between the conclusion of spring snow melt and June 15<sup>th</sup> of each year. The inspection shall evaluate the operation and maintenance and condition of the stormwater collection, treatment and control system. The permittee shall prepare an annual inspection report on a form available from the Department. The permittee shall submit an inspection report to the Department by July 15<sup>th</sup> of each year or by July 30<sup>th</sup> if performed by a utility or municipality pursuant to a duly adopted stormwater management ordinance.

### Restatement of Compliance

Every 5 years, the permittee shall submit to the Department a written statement signed by a designer that the stormwater collection, treatment and control system authorized herein is properly operating and maintained. The first re-statement of compliance is due October 25, 2016. Failure to submit a designer's restatement of compliance shall constitute a violation of General Permit 3-9010 and may result in the revocation of this authorization to discharge.

Recording in Land Use Records: The permittee shall record a one-page notice of issuance of this discharge permit in the local land records within fourteen (14) days of issuance of this authorization to discharge on the form provided by the Secretary, per §18-312 of Stormwater Management Rule. The permittee shall provide a copy of the recording to the Secretary within fourteen (14) days of the permittee's receipt of the copy of the recording from the local land records.

### Rights to Appeal to the Environmental Court


Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach to the Notice of Appeal the entry fee of \$250.00, payable to the state of Vermont. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at [www.vermontjudiciary.org](http://www.vermontjudiciary.org). The address for the Environmental Court is 2418 Airport Road, Suite 1, Barre, VT 05641 (Tel. # 802-828-1660).

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on October 25, 2011 and shall continue until October 25, 2021. The permittee shall reapply for coverage at least sixty (60) days prior to October 25, 2021.

Dated at Waterbury, VT this 25<sup>th</sup> day of October, 2011.

David K. Mears, Commissioner  
Department of Environmental Conservation

By   
Padraic Monks, Stormwater Program Manager  
Stormwater Management Program

**NOTICE OF ISSUANCE OF STORMWATER DISCHARGE PERMIT  
BY THE VERMONT DEPARTMENT OF ENVIRONMENTAL  
CONSERVATION**

Notice is hereby given that an individual stormwater discharge permit or an authorization to discharge pursuant to a general stormwater discharge permit has been issued by the Vermont Department of Environmental Conservation to Permittee(s) named herein for the discharge of stormwater runoff from impervious surfaces (e.g. roadways, rooftops, parking lots, walkways) pursuant to 10 V.S.A. Section 1264 for the property identified below. The permit/authorization requires treatment and control of stormwater runoff, long-term maintenance of the treatment and control structures and payment of yearly operational fees.

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Permittee(s): \_\_\_\_\_

Permit/Authorization Number: \_\_\_\_\_

911 Address of Property: \_\_\_\_\_

Name of condominium, subdivision or planned community association (if applicable):  
\_\_\_\_\_

Signature of Permittee or Authorized Representative: \_\_\_\_\_

Printed Name of Permittee or Authorized Representative: \_\_\_\_\_

Date of Signature: \_\_\_\_\_

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**Recording information:** Municipal clerks - please index this document listing the State of Vermont, Department of Environmental Conservation as "Grantee". Please index this document listing the above named Permittee(s) as "Grantor(s)". Additionally, if this notice lists the name of a condominium, subdivision or planned community association, please list the named association as an additional "Grantor".