

00020S07 - Stormwater Information for Consultants & Contractors

Any construction activity, including grading, clearing, excavation, or other earth moving process may require an NPDES storm water permit for construction under the NPDES Storm Water Program. In Kentucky, that program is implemented by the Kentucky Division of Water:

KPDES Branch
Division of Water
Frankfort Office Park
14 Reilly Road
Frankfort, KY 40601
Phone: (502) 564-3410

Information can also be obtained from the U.S. EPA Office of Wastewater Management:

(202) 260-5816
<http://www.epa.gov/owm/sw/>

Phase I of EPA's storm water regulations require operators of construction activity disturbing 5 acres or more of land to apply for an NPDES storm water permit. "Disturbance" refers to exposed soil resulting from clearing, grading, or excavating performed during road building, construction, or demolition.

For the purposes of this regulation, an "operator" is the party or parties that has operational control of the project plans and specifications *OR* day-to-day operational control of the affected construction activities.

Under the Phase II rule, operators of construction activities disturbing equal to or greater than one acre and less than five acres of land are subject to NPDES permitting requirements. It is important to note that permit applications from operators of constructions activities disturbing less than five acres will not be due until 2002 or early 2003. Contact the Kentucky Division of Water for the exact date.

Under the Phase I and Phase II rules, operators may be required to implement erosion and sediment control practices, control waste, develop storm water pollution prevention plans, conduct regular inspections, or include other Best Management Practices to control water pollution. Construction sites covered by these rules are also subject to inspection by state officials.

NOTWITHSTANDING ANY INFORMATION PROVIDED IN THIS DOCUMENT, CONTRACTOR SHALL PERFORM WORK IN ACCORDANCE WITH ALL APPLICABLE FEDERAL, STATE, AND LOCAL REGULATIONS AND ACCEPTED SAFETY PRACTICES.