

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

NOTICE OF PUBLIC INFORMATION DEPARTMENT OF ENVIRONMENTAL QUALITY WATER POLLUTION CONTROL

AZPDES CONSTRUCTION GENERAL PERMIT

[M07-658]

1. **Name of the agency:** Department of Environmental Quality
2. **Title and its heading:** 18, Environmental Quality
- Chapter and its heading:** 9, Department of Environmental Quality – Water Pollution Control
- Article and its heading:** 9, Arizona Pollutant Discharge Elimination System
- Section number:** R18-9-A907(B)

3. **A brief description of the proposed general permit:**

The Department is proposing to re-issue the Construction General Permit that authorizes the discharge of pollutants from stormwater and allowable non-stormwater discharges associated with construction sites disturbing one or more acres of land. The proposed permit will replace the original Construction General Permit (Permit No. AZG2003-001), which was issued on February 25, 2003 and is due to expire at midnight on February 28, 2008.

This Construction General Permit authorizes discharges from construction and support activities where those discharges have potential to enter waters of the United States. To obtain coverage under this permit, after preparing a Storm Water Pollution Prevention Plan (SWPPP) an eligible party must submit a completed Notice of Intent form to the Department. The SWPPP must identify best management practices to be used to reduce, minimize, or otherwise eliminate the discharge of pollutants from the construction site. The SWPPP for construction sites within 1/4-mile of a water identified by the Department as unique or impaired must be submitted to the Department with the Notice of Intent form. The operator must implement a monitoring program for sites within 1/4-mile of an unique or impaired water. After meeting permit conditions, the operator may terminate coverage by completing and submitting a Notice of Termination form to the Department.

4. **A description of the permit area:**

This general permit covers discharges from construction sites in Arizona disturbing one acre or more of land. (Smaller areas of disturbance may also require coverage under this permit, if the total project, or common plan of development, exceeds one acre.) This permit does not cover discharges in Indian Country, as the Environmental Protection Agency, Region 9 retains jurisdiction for tribal lands.

5. **The time during which the agency will accept written comments:**

Comments on the proposed general permit must be submitted to Chris Henninger, Arizona Department of Environmental Quality, Surface Water Section, 1110 W. Washington St., 5415A-1, Phoenix, AZ 85007 and received or post-marked no later than January 25, 2008. No public hearing is scheduled; however, within the comment period, interested persons may also request a public hearing under A.A.C. R18-9-A908 concerning the proposed permit.

While no public hearing is currently scheduled, the Department will be holding a public meeting to accept written and oral comments on the proposed general permit on Wednesday, January 9, 2008 from 9:00 a.m. until 11:00 a.m. at 1110 W. Washington St., Phoenix, AZ 85007, Conference Room 3175.

6. **The name, address, and telephone number of agency personnel to whom questions and comments on the general permit may be addressed:**

Name: Chris Henninger
Address: Department of Environmental Quality
Water Quality Division, Surface Water Section
1110 W. Washington St., 5415A-1
Phoenix, AZ 85007
Telephone: (602) 771-4508
Fax: (602) 771-4528

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E-mail: henninger.christopher@azdeq.gov

Copies of the proposed general permit and fact sheet are available upon request and on the Department's web site at <http://www.adeq.gov>.

The proposed general permit and fact sheet are also available at the Arizona Department of Environmental Quality, 1110 W. Washington St., Phoenix, AZ and may be reviewed any time between 8:30 a.m. and 5:00 p.m., Monday through Friday, excluding legal holidays.