



pennsylvania
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Field Operations



MS4 Program Minimum Control Measures Compliance and Reporting MCMs #4 and #5

CapCOG MS4 Roundtable

May 2019

Tom Wolf, Governor

Patrick McDonnell, Secretary

Annual Reports

- Report on compliance with MCMs and PCM/PRP/TMDL progress.
- Reporting period for current permit term is same for everyone...July 1 through June 30. Report due September 30.
- Southcentral Regional Office will accept electronic submissions (PDFs).
- Electronic web-based reporting due to be operational this summer. Optional this year.

Annual Reports

- The amount of documentation requested for MCM compliance has decreased in the updated Annual Report form and instructions (9/2017).
- Previously, written plans and maps were attached if revised, not now.
- A new ordinance may need to be attached.
- **But keep all these things, and more, in a well organized and readily accessible file.**

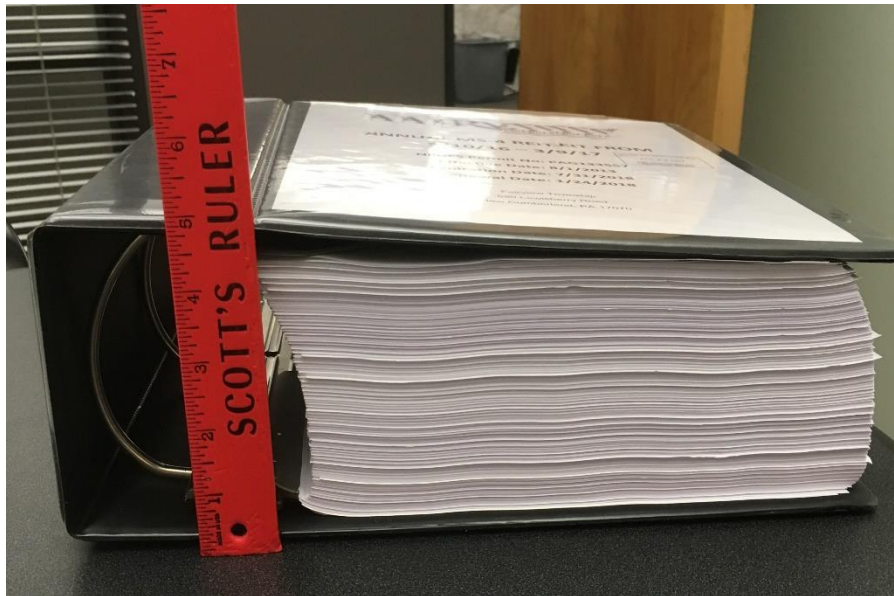
Annual Report Considerations

- Many permittees include everything to protect against a dreaded EPA audit, despite DEP instructions. But some may want feedback.
- But EPA should evaluate your compliance with DEP's permit requirements alone.
- DEP will request all documentation prior to/during an inspection, and will be doing report form only reviews on an annual basis.
- DEP inspections are generally once every 5 years

Minimum Control Measures

Report on compliance with:

1. Public Education and Outreach
2. Public Involvement and Participation
3. Illicit Discharge Detection and Elimination
- 4. Construction Site Runoff Control**
- 5. Post-Construction Stormwater Management**
6. Pollution Prevention and Good Housekeeping in Municipal Operations

A printed form titled "ANNUAL MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) STATE REPORT" is shown. The form includes sections for "GENERAL INFORMATION" and "WATER QUALITY INFORMATION". A red ruler with the text "SCOTT'S RULER" is placed vertically to the left of the form for scale.

Receiving Water Name	CWA Class.	Impaired?	Consent(s)	MS4-1	MS4-2
Schuyler Creek	WWF	Yes	PCD	Yes	Yes
Antietam Creek	CWF	Yes	Permitting	Yes	Yes
Trout Run	WWF	Yes	Siltation	Yes	Yes
Schuyler - Gibraltar	WWF	Yes	Siltation	Yes	Yes
Owatin Creek	WWF	No (tentative)	Siltation	Yes	Yes

MCM #4 – Construction Site Runoff Control

- PAG-13 General Permittees must rely upon PA's statewide program (DEP or CCDs), otherwise must apply for an Individual Permit.
- 3 BMPs if relying upon DEP/CCD, 8 BMPs if not.
- BMPs 4 through 8 are functions performed by DEP/CCD – permitting, inspection, enforcement, public concerns

MCM #4 – BMPs

- BMP #1 – may not issue final approval of a building permit before NPDES approval (when required).
- BMP #2 – must notify DEP/CCD within 5 days of receiving an application for building permit that would require NPDES permit.
- BMP #3 – enact, implement, and enforce an ordinance to require implementation and maintenance of E&S control BMPs (consistent with 2022 Model Ordinance).

MCM #5 – Post-Construction Stormwater Management

- PAG-13 General Permittees must rely upon PA's statewide program (DEP or CCDs), otherwise must apply for an Individual Permit.
- 3 BMPs if relying upon DEP/CCD, 6 BMPs if not.
- BMPs 4 through 6 are functions performed by DEP/CCD – PCSM related

MCM #5 – BMPs

- BMP #1 – enact, implement, and enforce an ordinance to require implementation of PCSM BMPs (includes sanctions)
- BMP #2 – promote LID practices (adoption of 2022 Model Ordinance satisfies this BMP)
- BMP #3 – *ensure* adequate O&M of PCSM BMPs, and develop an inventory of PCSM BMPs (since 3/10/2003)

Contact

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