

## Minutes

Date: **September 11, 2019**  
Time: 10:30 AM to 11:30 AM  
Location: Utah State DEQ Multi Agency Office Building, Room 1015  
Address: 195 N 1950 W, Salt Lake City, Utah

Mission Statement: The Utah Storm Water Advisory Committee will coordinate efforts to reduce storm water pollution and provide adequate flood control. The committee will jointly review governing regulations, disseminate information to enhance compliance with those regulated, promote effective storm water management training, and assist local municipalities and other interested parties to implement best management practices, consistent with their individual needs and resources. The committee will also review any proposed storm water regulations to assess potential impacts on the regulated community.

1. Welcome to the USWAC members and introductions:
2. USWAC membership roster sign in.

### ACTION ITEMS

3. Review and approval of the minutes from the **August 14, 2019** meeting.
  - a. Meeting minutes have been approved.
4. Attendance Introductions;
5. (Changed to October) Presentation on Geotechnical Considerations for Low Impact Development - Rick Chesnut, Terracon Consultants, Inc.
6. Paul Taylor – discussing struggles and challenges with communities.
7. Discussion of Signatures on Construction NOI – Lisa
  - a. Current NOI form requires two signatures. Land owner and the operation/general contractor.
  - b. State is looking to eliminate the requirement for the owner's signature.
  - c. State is looking to adopt the EPA NeT database system which only requires one signature on the form.
    - i. Do MS4s have any concerns with moving to the single signature?
      1. Concern with the change in contractors mid project or contractors disappearing.

- a. Can we have the owner sign? State will look into a default requirement with the state. (Follow-up determined that the operator will be required to sign)
2. It may mean more to have the owner sign the NOI. Signing a permit may be more impactful to the owner and get more attention.
3. Cities with their own NOI, typically have the owner/operator.
4. Potential problems with C/O if permits are tied to other permits and not linked to owner.
5. Riverton requires the owner's information on their Land Disturbance Permit but the signature may be the owner or the owner's agent. This allows City SWPPP correspondence, communication and SWPPP responsibility to rest on the agent but does not release the owner from ultimate SWPPP accountability. Information from the owner/operator would still be required on the permit.
- ii. State could still enforce on the owner based on water quality standards. MS4s would need to check their local ordinance.
- iii. Some cities use a bond to protect the municipality from contractors or lack of performance.
- iv. What was the preference for who signs the NOI? Typically it would be the operator signing the permit.
  1. It is up to the MS4s to review the NOI and ensure the correct information is present.
- v. MS4s should keep an eye out for wrong information on the NOIs.
- vi. Will the State be monitoring NOIs for new sites under an acre? The option to get these permits will still be available in the database for municipalities that require these types of sites to get permits.
  1. There were questions requiring NOIs being pulled unnecessarily.
    - a. If there is an NOI pulled and not needed, they can reach out to the state and have it cancelled.
    - b. There was a concern with the NOI being pulled and a municipality being aware of the NOI request. The municipality should follow their MS4 permit when issuing permits and follow the submittal process.
    - c. Cities have not approved a contractor's SWPPP if an incorrect permit has been pulled from the state. The State has a 30 refund policy.

## REPORT ITEMS

8. State of Utah Updates:
  - a. New SWPPP Template was emailed out last week. Looking for follow up by September 27<sup>th</sup>.
  - b. Reminder to reach out the State with questions. They are always available to help get items implemented. Do not wait until an audit to start asking questions. Contact them as questions arise.
  - c. Construction sites: do not wait until the site gets out of control. If you wait until a resident reports to the State, then there are follow up issues.
  - d. A State Construction Program Manager job will be posted within the next week.
  - e. The State would like to reach out to more coalitions, they have more items they would like to review with each coalition.
  - f. MS4 yearly report is due in October. The report must be submitted to the state using their online system.
9. USWAC Subcommittees Updates:
  - a. Industrial:
  - b. Long Term Storm Water Management:
    - a. LTSWMP template feedback from USWAC is welcome. The committee is very interested in your success and problems with the template and your local Long-Term Program implementation so the USWAC LTSWMP template can be improved.
    - b. Concern to consider –
      1. Should MS4's take over maintenance of non-compliant private properties? Or should our programs be geared to facilitate private property responsibility for storm water maintenance.
      2. As we develop programs to manage the retention and LID requirements that could result in more local rather than regional management should we expect more responsibility of property owners of all developments including properties accessing from private and public roads.
  - c. Training Programs:
    - a. Submit all pictures to the group for use in the new training.
  - d. MS4 Unification Committee:
10. APWA News and Updates:
11. Stormwater Coalitions News and Updates:
12. Other topics/ business:
  - a. Voting Member Discussion:
13. Public comments or questions:

14. Adjourn to advisement/ subcommittees and collaborative business:
15. Next meeting: Wednesday **October 9, 2019** at 10:30 AM.
16. **Note:** Copies of the USWAC meeting agendas, minutes and presentations, are available at the following link: [www.uswac.org](http://www.uswac.org)

RSI and RSW/RSR class schedules are available at: <https://www.utahltap.org/swppp/>