

DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF ENERGY, MINERAL, AND LAND RESOURCES

FACT SHEET

MUNICIPAL SEPARATE STORM SEWER SYSTEM
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
PERMIT TO DISCHARGE STORMWATER

Permit No. NCS000245, NCS000240, NCS000249, NCS000246, NCS000248, NCS000247

CHANGES

As a result of North Carolina Department of Environmental Quality (NCDEQ) and United States Environmental Protection Agency (USEPA) conclusions that the current Phase I Municipal Separate Storm Sewer System MS4 permits merit improvement and update, the new Draft Phase I MS4 permits for the subject Phase I communities have undergone extensive structural and functional modifications.

As requested by USEPA, modifications to permit requirements were selected and adopted from USEPA's MS4 Permit Improvement Guide (dated April 2010). Following baseline permit language development, multiple meetings were held between NCDEQ and the subject municipalities to discuss further modifications and improvement.

SCHEDULE OF PERMIT ISSUANCE

Draft Permit Public Notice – **Statewide Notice to publish August 7, 2023;**
Draft available online by August 7, 2023;
Comment Period Ends September 6, 2023

Permit Scheduled to Issue – **October 10, 2023;**

PROCEDURE FOR THE FORMULATION OF FINAL DETERMINATIONS

a. Comment Period

Interested persons are invited to submit comments on the subject MS4 permits to the Division of Energy, Mineral, and Land Resources. Please send comments to Isaiah Reed, MS4 Program Coordinator at Isaiah.Reed@deq.nc.gov or to the following address:

Stormwater Program
Division of Energy, Mineral, and Land Resources
1612 Mail Service Center
Raleigh, North Carolina 27699-1612
Attn: **Isaiah Reed**

All comments received within thirty (30) days following the date of public notice are considered in the formulation of final determinations.

b. Public Meeting

The Director of the Division of Energy, Mineral, and Land Resources may hold a public meeting if there is a significant degree of public interest in a proposed permit or group of permits. Public notice of such a meeting will be circulated in newspapers in the geographical area of the discharge and to those on the Division of Energy, Mineral, and Land Resources' mailing list at least thirty (30) days prior to the meeting.

c. Appeal Hearing

An applicant whose permit is denied, or is granted subject to conditions he deems unacceptable, shall have the right to a hearing before the Commission upon making written demand to the Office of Administrative Hearing (OAH) within 30 days following issuance or denial of the permit.

d. Issuance of a Permit When no Hearing is Held

If no public meeting or appeal hearing is held, after review of the comments received, and if the Division of Energy, Mineral, and Land Resources determinations are substantially unchanged, the permit will be issued and become effective on the scheduled issuance date. This will be the final action of the Division of Energy, Mineral, and Land Resources.

If a public meeting or appeal hearing is not held, but there have been substantial changes, public notice of the Division of Energy, Mineral, and Land Resources revised determinations will be made. Following a 30-day comment period, the permit will be issued and will become effective on the first day of the month following the issuance date. This will be the final action of the Division of Energy, Mineral, and Land Resources unless a public meeting or appeal hearing is granted.