



**Vermont Department of Environmental Conservation**

Watershed Management Division  
Main Building, Second Floor  
One National Life Drive  
Montpelier, VT 05620-3522

*Agency of Natural Resources*

(phone) 802-828-1535  
(fax) 802 828-1544

October 23, 2012

Addison County Transit Resources  
c/o Jim Moulton  
82 Boardman Street  
Middlebury, VT 05753

Vermont Agency of Transportation  
c/o Scott Rogers  
1 National Life Drive  
Montpelier, VT 05633-5001

Re: Authorization to Discharge Permit No. 6884-9015  
ACTR Bus / Maintenance Facility

Dear Permittees:

Enclosed is your copy of an Authorization to Discharge pursuant to General Permit 3-9015, which has been signed by the Stormwater Program Manager of the Stormwater Management Section on behalf of the Commissioner of the Department of Environmental Conservation. This authorizes the discharge of treated stormwater runoff from impervious surfaces associated with your project.

Please read this authorization to discharge carefully and note the inspection and reporting requirements, and other operating conditions including payment of annual operating fees.

In addition, per the authorization, the permittee shall record a one page notice of issuance of this authorization in the local land records within fourteen (14) days of issuance of this authorization on the form provided. The permittee shall then provide a copy of the recording to the Stormwater Management Program, by submitting a copy of the recording from the local land records to this office within fourteen (14) days of the permittee's receipt of the recorded copy.

If you have any questions pertaining to this authorization, please contact the Stormwater Management Program's Environmental Analyst assigned to your district, or by email at [stormwater@state.vt.us](mailto:stormwater@state.vt.us). Additional Stormwater Management Program contact information and stormwater permitting information is available at [www.vtwaterquality.org](http://www.vtwaterquality.org).

Sincerely,

Stormwater Management Program

Enclosures

cc: ✓ Krista Reinhart, VHB  
Geoffrey Green, Act 250 District Coordinator, Essex Junction

Permit Number 6884-9015  
Project ID Number RU96-0528

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
AUTHORIZATION TO DISCHARGE UNDER  
GENERAL PERMIT 3-9015

A determination has been made that the applicant:

Addison County Transit Resources (ACTR)  
c/o Executive Director  
82 Boardman Street  
Middlebury, VT 05753  
and

Vermont Agency of Transportation  
c/o Director of Operations  
One National Life Drive  
Montpelier, VT 05633-5001

Impervious Area: 1.13 acres

meets the criteria necessary for inclusion under General Permit 3- 9015. Hereinafter the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9015, the permittee is authorized to discharge stormwater from the ACTR Bus / Maintenance facility located on Creek Road in Middlebury, Vermont to an unnamed tributary of Otter Creek.

*Manner of Discharge:*

S/N 001: Stormwater runoff from the ACTR Bus/Maintenance Facility and associated parking drains via sheet flow, catch basins, and culverts to a wet pond for stormwater treatment and control, prior to discharge via controlled outlet to stabilized outfall to Wetland 2010-1, discharging to an unnamed tributary of Otter Creek.

*Design:* This project shall be constructed and operated in accordance with the site plans and details designed by Vanasse Hangen Brustlin, Inc. (Sheet C-1, "Legend and General Notes," dated 5/22/12, last revised 6/21/12; Sheet C-3, "Grading Plan," dated 5/22/12, last revised 6/21/12; Sheet C-7, "Details," dated 5/22/12, last revised 6/21/12; and supporting information).

By reference, the above noted plans are made part of this authorization.

Compliance with General Permit 3-9015 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9015, including the payment of annual operating fees to the Department. A billing statement for such fees will be sent to the permittee each year. The first year's statement is enclosed. Any permit non-compliance, including a failure to pay

the annual operating fee, constitutes a violation of 10 V.S.A. Chapter 47 and may be grounds for an enforcement action or revocation of this authorization to discharge.

#### Transferability

This authorization to discharge is not transferable to any person except in compliance with Part VI.D. of General Permit 3-9015. A copy of General Permit 3-9015 is available from the Department via the internet at

[http://www.anr.state.vt.us/dec/waterq/stormwater/docs/sw\\_3-9015-finalpermit.pdf](http://www.anr.state.vt.us/dec/waterq/stormwater/docs/sw_3-9015-finalpermit.pdf)

#### Changes to Permitted Development

In accordance with Part V.G. of General Permit 3-9015, the permittee shall notify the Department of any planned development or facility expansions or changes that may result in new or increased stormwater discharges. The Department shall determine the appropriateness of continued inclusion under General Permit 3-9015 by the modified development or facility.

#### Semi-Annual Inspection and Report

The stormwater collection, treatment and control system authorized herein shall be properly operated and maintained and shall be inspected at least twice per year, once in the spring after snowmelt and once in the fall prior to snow fall. The inspection shall evaluate the operation and maintenance and condition of the stormwater collection, treatment and control system. The permittee shall prepare a semiannual inspection report on a form available from the Department, which can be found on the Stormwater Management Program's website. The permittee shall, by November 1<sup>st</sup> and June 1<sup>st</sup> of each year, submit an inspection report to the Department.

#### Restatement of Compliance

An initial statement of compliance, signed by a designer, must be submitted to the Stormwater Management Program no later than 6 months following completion of construction of the stormwater management system. Then, every 3 years, the permittee shall submit to the Department a written statement signed by a designer that the stormwater collection, treatment and control system authorized herein is properly operating and maintained. The first re-statement of compliance is due October 23, 2015. Failure to submit a designer's restatement of compliance shall constitute a violation of General Permit 3-9015 and may result in the revocation of this authorization to discharge. Forms for completing this requirement are available on the Stormwater Management Program's website.

Recording in Land Records: The permittee shall record a one-page notice of issuance of this discharge permit in the local land records within fourteen (14) days of issuance of this authorization to discharge on the form provided by the Secretary, per §18-312 of Stormwater Management Rule. The permittee shall provide a copy of the recording to the Stormwater Management Program within fourteen (14) days of the permittee's receipt of the copy of the recording from the local land records.

#### Renewable Energy Projects – Right to Appeal to Public Service Board:

Any appeal of this decision must be filed with the clerk of the Vermont Public Service Board pursuant to 10 V.S.A. §8506 within 30 days of the date of this decision. The

appellant must file with the Clerk an original and six copies of its appeal. The appellant shall provide notice of the filing of an appeal in accordance with 10 V.S.A. §8504(c)(2), and shall also serve a copy of the Notice of Appeal on the Vermont Department of Public Service. For information, see the Rules and General orders of the Public Service Board available on line at [www.psb.vermont.gov](http://www.psb.vermont.gov). The address for the Public Service Board is 112 State Street Montpelier, Vermont 05620-2701 (Tel. #802-828-2358).

All Other Projects – Right to Appeal to the Environmental Court


Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach to the Notice of Appeal the entry fee of \$250.00, payable to the state of Vermont. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at [www.vermontjudiciary.org](http://www.vermontjudiciary.org). The address for the Environmental Court is 2418 Airport Road, Suite 1, Barre, VT 05641 (Telephone #802-828-1660).

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on October 23, 2012 and shall continue until October 23, 2022. The permittee shall reapply for coverage at least sixty (60) days prior to October 23, 2022.

Dated this 23<sup>rd</sup> day of October, 2012.

David K. Mears, Commissioner  
Department of Environmental Conservation

By   
Padraic Monks, Stormwater Program Manager  
Stormwater Management Program

**NOTICE OF ISSUANCE OF STORMWATER DISCHARGE PERMIT  
BY THE VERMONT DEPARTMENT OF ENVIRONMENTAL  
CONSERVATION**

Notice is hereby given that an individual stormwater discharge permit or an authorization to discharge pursuant to a general stormwater discharge permit has been issued by the Vermont Department of Environmental Conservation to Permittee(s) named herein for the discharge of stormwater runoff from impervious surfaces (e.g. roadways, rooftops, parking lots, walkways) pursuant to 10 V.S.A. Section 1264 for the property identified below. The permit/authorization requires treatment and control of stormwater runoff, long-term maintenance of the treatment and control structures and payment of yearly operational fees.

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Permittee(s): \_\_\_\_\_

Permit/Authorization Number: \_\_\_\_\_

911 Address of Property: \_\_\_\_\_

Name of condominium, subdivision or planned community association (if applicable):  
\_\_\_\_\_

Signature of Permittee or Authorized Representative: \_\_\_\_\_

Printed Name of Permittee or Authorized Representative: \_\_\_\_\_

Date of Signature: \_\_\_\_\_

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**Recording information:** Municipal clerks - please index this document listing the State of Vermont, Department of Environmental Conservation as "Grantee". Please index this document listing the above named Permittee(s) as "Grantor(s)". Additionally, if this notice lists the name of a condominium, subdivision or planned community association, please list the named association as an additional "Grantor".