



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

**Department of Environmental
Conservation**

DIVISION OF WATER
Wastewater Discharge Authorization Program

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Anchorage, Alaska 99501-2617
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www.dec.alaska.gov/water/wwdp

June 3, 2016

Mr. Benjamin Storey
Dept. of Transportation and Public Facilities
Southcoast Region
PO Box 112506
Juneau, AK 99811-2506
(via email)

Re: Notice of Intent (NOI) submission for DOT&PF Maintenance and Operations (M&O) Project
Yakutat Level Line of Sight (Project No. 69665)

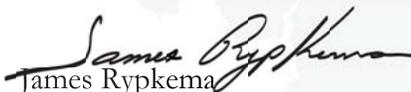
Dear Mr. Storey:

The Alaska Department of Environmental Conservation (DEC) received your letter of May 18, 2016, NOI and Storm Water Pollution Prevention Plan (SWPPP) proposing to use a natural reinvasion revegetation strategy at the Yakutat Airport M&O Project referenced above. Your letter quotes from the 2016 Fact Sheet for the Construction General Permit, specifically page 43. The sentence at the beginning of the third paragraph is important, "[t]he C&D ELG allows for in limited circumstances, stabilization may not be required if the intended [sic] function of a specific area of the site necessitates that it remain disturbed." From our understanding of the Line of Sight (LOS) project the 35 acres of disturbed area does not need to remain disturbed. In fact, it is important to have revegetation occur as soon as practical to minimize soil erosion from wind and water.

DEC is providing a permit authorization for the LOS project provided the soil stabilization portion of the project is revised to be in compliance with the CGP Part 4.5. The current proposed approach is not in compliance with Part 4.5, specifically Part 4.5.1.5.

Thank you for your coordination and cooperation with the Department. If you have any questions, please contact William Ashton at 269-6283 or email william.ashton@alaska.gov.

Sincerely,


James Rypkema
Program Manager, Storm Water & Wetlands

cc: Mike Solter, DEC Compliance
Erik Norberg, DOT&PF



Notice of Intent (NOI) for Storm Water Discharges Associated with Construction Activity under an APDES Construction General Permit

Submission of this Notice of Intent (NOI) constitutes notice that the party identified in Section II of this form requests authorization to discharge pursuant to the APDES Construction General Permit (CGP, AKR100000). Submission of this NOI also constitutes notice that the party identified in Section II of this form meets the eligibility requirements of the CGP for the project identified in Section IV of this form. Permit authorization is required prior to commencement of construction activity until you are eligible to terminate coverage as detailed in the CGP. To obtain authorization, you must submit a complete and accurate NOI form. Refer to the instructions at the end of this form.

I. Single/Multiple NOI Project					
Is this NOI for a project with a single NOI?					<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If "No," then your project has multiple NOIs, will the fee be paid with this NOI?					<input type="checkbox"/> Yes <input type="checkbox"/> No
If "No," then enter the name of the operator paying the fee:					
II. Operator Information					
Organization: Department of Transportation & Public Facilities		Name: Robert Lekanof Jr.		Title: Airport Manager	
Phone: (907) 784-3476		Fax (optional): (907) 784-3536		Email: robert.lekanof@alaska.gov	
Mailing Address:		Street (PO Box): PO Box 186			
		City: Yakutat		State: Alaska	
				Zip: 99689	
III. Billing Contact Information					
Organization: Department of Transportation and Public Facilities		Name: Southcoast Region		Title: Accounting	
Phone: (907) 465-1788		Fax (optional): (907) 465-2021		Email: ruth.carter@alaska.gov	
Mailing Address:		Street (PO Box): 6860 Glacier Highway			
<input type="checkbox"/> Check if same as Operator Information		City: Juneau		State: Alaska	
				Zip: 99801	
IV. Project / Site Information					
Project Name: Yakutat Level Line of Sight		Estimated Start Date: 6/6/2016		Estimated End Date: 06/27/2016	
Brief Description of Project:		Estimated Area to be Disturbed (nearest tenth acre): 35.0			
The entire line of sight triangle (LOS) is approximately 87 acres in size, the project plans to disturb approximately 35 acres (split into two separate areas) over the course of a month. The general plan is to regrade up to two acres a day by mechanically leveling high points of terrain and filling depressions in order to create a uniform and unobstructed surface.					
Is your project / site less than one-acre, but part of a common plan of development?					<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If "Yes", provide the Permit Authorization Number and name of the common plan of development:		Number: Name:			
Have storm water discharges from your project / site been authorized previously by a DEC permit?					<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If "Yes," provide the Permit Authorization Number for the previous DEC permit?					
If "Yes," have you updated your SWPPP according to the most recently issued CGP?					<input type="checkbox"/> Yes <input type="checkbox"/> No
Location Address:		Street: Airport Road		Borough or similar government subdivision: Yakutat	
		City: Yakutat		State: Alaska	
				Zip: 99689	
Latitude (decimal degree, 5 places):		Longitude (decimal degree, 5 places):		Determined By: <input type="checkbox"/> GPS <input checked="" type="checkbox"/> Web, Source: GoogleEarth	
59.50806		139.66778		<input type="checkbox"/> USGS Topographic Map, scale:	
				<input type="checkbox"/> Other:	

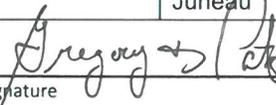
V. SWPPP (Storm Water Pollution Prevention Plan)							
Has the SWPPP been prepared in advance of filing this NOI?						<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
For projects with 5 or more acres of disturbance, has a SWPPP been submitted to DEC?						<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No, ≤ 5 acres	
Location of SWPPP for Viewing: <input type="checkbox"/> Address in Section II <input type="checkbox"/> Address in Section IV <input checked="" type="checkbox"/> Other							
If other:		Street: Yakutat Airport - SWPPP is locate at the Airport Rescue and Fire Fighting (ARFF) building office					
		City: Yakutat		State: Alaska		Zip: 99689	
SWPPP Contact Information (if different than that in Section II):							
Organization: Department of Transportation			Name: Benjamin Storey			Title: Environmental Impact Analyst	
Phone: (907) 465-4509		Fax (optional):		Email: benjamin.storey@alaska.gov			
Mailing Address: <input type="checkbox"/> Check if same as Operator Information		Street (PO Box): 6860 Glacier Highway					
		City: Juneau		State: Alaska		Zip: 99801	
VI. Permanent Storm Water Controls							
Will you construct a permanent storm water management control measure at the project site (Part 4.11)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No							
If "Yes", indicate the type of measure to be installed:							
<input type="checkbox"/> Pond		<input type="checkbox"/> Oil/Water/Grit Separator		<input type="checkbox"/> Proprietary Storm Water Sedimentation Device			
<input type="checkbox"/> Other:							
VII. Discharge Information							
Does your project discharge into a Municipal Separate Storm Sewer System (MS4)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No							
If yes, name of the MS4 Operator:							
Receiving Water and Wetlands Information: (if additional space is needed for this question, attach separate sheet or annotate in Section XI.)							
Impaired waters/303d Listed waters: (see http://dec.alaska.gov/water/wqsar/Docs/impairdwaters.pdf or http://dec.alaska.gov/water/wqsar/map.html , and http://dec.alaska.gov/water/tmdl/tmdl_index.htm .)							
a. Identify the name(s) of waterbodies or wetlands to which you discharge.	b. Are any of your discharges directly into any segment of a 303d Listed Water, i.e. "Impaired" Water?		c. If you answered YES to question b, then answer the following three questions:				
	Yes	No	i. What pollutant(s) are causing the impairment?	ii. Are the pollutant(s) causing the impairment present in your discharge?		iii. Is the discharge consistent with the assumptions and requirements of applicable EPA approved or established Total Maximum Daily Load (TMDL(s))?	
Tawah Creek	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lost River	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VIII. Treatment Chemicals							
Will you use control measures such as polymers, flocculants or other treatment chemicals at your construction site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No							
<i>NOTE: If you are unsure at the filing of the NOI, check "No" and then if you use treatment chemicals file an NOI Modification form indicating "Yes."</i>							
If "Yes", indicate the following polymers, flocculants, or other treatment chemicals that will be used at your construction site:				<input type="checkbox"/> Alum <input type="checkbox"/> Gypsum <input type="checkbox"/> Polyacrylamide (PAM) <input type="checkbox"/> Polyaluminum Chloride <input type="checkbox"/> Other:			

IX. Certification Information

An Alaska Pollutant Discharge Elimination System (APDES) permit application or report must be signed by an individual with the appropriate authority per 18 AAC 83.385. For additional information, please refer to 18 AAC 83.385 at the following link: <http://www.legis.state.ak.us/basis/aac.asp#18.83.385>.

Corporate Executive Officer 18 AAC 83.385 (a)(1)(A)	For a corporation, a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation.
Corporate Operations Manager 18 AAC 83.385 (a)(1)(B)	For a corporation, the manager of one or more manufacturing, production, or operating facilities, if (i) the manager is authorized to make management decisions that govern the operation of the regulated facility, including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental statutes and regulations; (ii) the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and (iii) authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
Sole Proprietor or General Partner 18 AAC 83.385 (a)(2)	For a partnership or sole proprietorship, the general partner or the proprietor respectively.
Public Agency, Chief Executive Officer 18 AAC 83.385 (a)(3)(A)	For a municipality, state, or other public agency, the chief executive officer of the agency.
Public Agency, Senior Executive Officer 18 AAC 83.385 (a)(3)(B)	For a municipality, state, or other public agency, a senior executive officer having responsibility for the overall operations of a principal geographic unit or division of the agency.
<p><i>*For Delegated Authority: the delegation must be made in writing and submitted to the DEC.</i> <i>An Example of written authorization delegating authority can be found on the Division of Water website:</i> http://dec.alaska.gov/Water/OASysHelp/attachments/Delegation_Authorization_Form.pdf</p>	
Operations Manager (Delegated Authority)* 18 AAC 83.385 (b)(2)(A)	For a duly authorized representative, an individual or a position having responsibility for the overall operation of the regulated facility or activity, including the position of plant manager, operator of a well or a well field, superintendent or position of equivalent responsibility.
Environmental Manager (Delegated Authority)* 18 AAC 83.385 (b)(2)(B)	For a duly authorized representative, an individual or position having overall responsibility for environmental matters for the company.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Organization: Department of Transportation & Public Facilities	Name: Gregory Patz	Title: Maintenance Manager, Southcoast Region	
Phone: (907) 465-1784	Fax (optional):	Email: greg.patz@alaska.gov	
Mailing Address: <input type="checkbox"/> Check if same as Operator Information	Street (PO Box): 6860 Glacier Highway	City: Juneau	State: Alaska
		Zip: 99801	
Signature 		Date 5/17/16	

X. NOI Preparer (Complete if NOI was prepared by someone other than the certifier.)

Organization: Department of Transportation & Public Facilities	Name: Benjamin Storey	Title: Environmental Impact Analyst	
Phone: (907) 465-4509	Fax (optional):	Email: benjamin.storey@alaska.gov	
Mailing Address: <input type="checkbox"/> Check if same as Operator Information	Street (PO Box): 6860 Glacier Highway	City: Juneau	State: Alaska
		Zip: 99801	

XI. Document Attachments and Supplemental Information

Documents attached with this application:	<input type="checkbox"/> Other:
<input checked="" type="checkbox"/> Copy of SWPPP if ≥ 5 acres of disturbance.	
<input checked="" type="checkbox"/> Delegation of Signatory Authority.	