



Massachusetts Department of Environmental Protection
Bureau of Resource Protection • Watershed Permitting Program
Surface Water Discharge (NPDES) • Non-Industrial Wastewaters

BRP WM 10 Permit and Plan Approval for Construction Site Dewatering

Instructions and Supporting Materials

Table of Contents

- introduction
- permit fact sheet
- instructions

Introduction

MassDEP *Instructions & Support Materials*, are available for download from the MassDEP Web site at www.mass.gov/dep in two file formats: Microsoft Word™ and Adobe Acrobat PDF™. Either format allows documents to be printed.

Instructions & Support Materials files contain a series of documents that provide guidance on how to prepare a permit application. Although we recommend that you print out the entire package, you may choose to print specific documents by selecting the appropriate page numbers for printing.

For this permit category, MassDEP is accepting EPA's Notice of Intent form as the application form. Copies of the form and instructions may be obtained from the [US EPA Website](http://www.epa.gov), "Appendix V: Notice of Intent (NOI) Instructions and Suggested Form (PDF)." This form may be filled out online and printed.



BRP WM 10 Permit Fact Sheet

1. What is the purpose of NPDES Permits?

These permits protect public health and the environment by controlling pollutant discharges to surface waters and ensuring that the water quality criteria and receiving water use prescribed in the Massachusetts Surface Water Quality Standards (314 CMR 4.00) are met.

2. Who must apply?

In general, NPDES permits must be applied for and obtain by:

- Any agency or political subdivision of the Commonwealth
- Any federal agency
- Any public or private:
 - corporation
 - authority
 - individual
 - partnership
 - association, or
 - other entity

proposing to discharge non-industrial wastewater from a point source to surface waters.

3. What is the application fee?

BRP WM 10 Construction Site Dewatering \$ 470

4. What is the Primary Permit Location?

Completed permit applications should be submitted to:

**Department of Environmental Protection
Division of Watershed Management
8 New Bond Street
Worcester, MA 01606**

5. Where can I get a copy of the timelines?

The timelines are available on the MassDEP Website:

<http://www.mass.gov/eea/agencies/massdep/service/approvals/timely-action-fees-and-payments.html>

6. What are annual compliance fees?

There are no annual compliance fees for BRP WM10 permits (310 CMR 4.10(6)(vv), as promulgated in 310 CMR 4.00.

7. How long is the notice of intent in effect?

The notice of availability for the general permit was published in the Federal Register on October 7, 2008. The permit is effective for 5 years, but coverage under the permit may be for less than 5 years depending on when the NOI is submitted and approved.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection • Watershed Permitting Program
Surface Water Discharge (NPDES) • Non-Industrial Wastewaters

BRP WM 10

Permit Fact Sheet

8. How can I avoid the most common mistakes made in submitting an application?

- Make sure the application is signed and dated in ink by a legally responsible official.
- Submit a copy of the MassDEP Transmittal Form and the completed NOI forms to the MassDEP Watershed Permitting Program.

Submit fee and a copy of the MassDEP Transmittal Form

<http://www.mass.gov/eea/agencies/massdep/service/approvals/transmittal-form-for-payment.html>

to:

Department of Environmental Protection
P. O. Box 4062
Boston, MA 02211.

9. What are the state regulations that apply to these permits? Where can I get copies?

These regulations include, but are not limited to:

- Surface Water Discharge Regulations, 314 CMR 3.00, specifically 314 CMR 3.06.
- Surface Water Quality Standards, 314 CMR 4.00.
- Wastewater Treatment Plant Operators, 257 CMR 2.00.
- Timely Action Schedule and Fee Provisions, 310 CMR 4.00.

These may be purchased at:

State Bookstore (in State House)
Room 116
Boston, MA 02133
617-727-2834

State Bookstore
436 Dwight Street
Springfield, MA 01103
413-784-1376



Massachusetts Department of Environmental Protection
Bureau of Resource Protection • Watershed Permitting Program
Surface Water Discharge (NPDES) • Non-Industrial Wastewaters
BRP WM 10 Instructions

A. GENERAL INFORMATION

The construction site dewatering general permit allows a surface water discharge with limited total suspended solids (TSS) and pH. The source water is primarily groundwater. A complete description of this permit is found here: <http://www.epa.gov/region1/npdes/dewatering.html>, "Final Dewatering General Permit." MassDEP will perform the technical review of the application and issue an approval letter to EPA, copy to the applicant. EPA will then issue the permit. If there are any questions, call 508-767-2854, fax 508-791-4131, or email robert.kubit@state.ma.us.

Note:

1. If the proposed discharge is likely to contain pollutants other than total suspended solids and pH, a remediation general permit may be needed. Contact the Environmental Protection Agency for a determination on whether the construction site dewatering general permit or the remediation general permit is appropriate. Contact information is found here: <https://www3.epa.gov/region1/npdes/rgp.html>.
2. A construction general permit may be more appropriate. Information on how to apply can be found here: <https://www.epa.gov/npdes/stormwater-discharges-construction-activities>. **N.B.** The dewatering general permit requires (1) field sampling to verify compliance with TSS and pH limits and (2) a state application fee. It applies to any size lot. The construction general permit requires (1) an enforceable Best Management Practices plan kept onsite (no sampling) and (2) no state application fee. It applies to sites that disturb one acre or more.

B. APPLICATION PROCEDURE

To apply for the dewatering general permit the applicant should prepare three packages: MassDEP Application; Transmittal Form and check; and EPA Application.

1. The MassDEP application package. Include EPA's NOI, the transmittal form <http://www.mass.gov/eea/agencies/massdep/service/approvals/transmittal-form-for-payment.html> with a copy of the check and a cover letter summarizing the situation.

- The EPA NOI, Dewatering General Permit. This form is available on the EPA website: <https://www3.epa.gov/region1/npdes/dewatering.html>.

Transmittal Form. Obtain from MassDEP web site:

<http://www.mass.gov/eea/agencies/massdep/service/approvals/transmittal-form-for-payment.html>

- Each transmittal form has a unique number and is used to track the permit status. **A transmittal form must have a transmittal number or it will become lost in the system.** A fee is required unless owner is exempt (see transmittal form). Include a copy of the check.

Send this package to: Massachusetts Department of Environmental Protection
Division of Watershed Management
8 New Bond Street
Worcester, MA 01606

2. The Transmittal Form and check package. Send the check and the transmittal form to the address indicated on the transmittal form.

3. EPA Application package. Send the NOI to:

EPA New England
5 Post Office Square – Suite 100
Boston, MA 02109-3912
ATTN: Olga Vergara

Olga Vergara can be reached at 617-918-1519, fax 617-918-2064, or email vergara.olga@epa.gov.