

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION
AUTHORIZATION TO DISCHARGE UNDER
GENERAL PERMIT 3-9010

A determination has been made that the applicant:

Town of Shelburne
PO Box 88
Shelburne, VT 05482

meets the criteria necessary for inclusion under General Permit 3-9010. Here after the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9010, the permittee is authorized to discharge stormwater from the Bay Colony Estates subdivision located on Bay Road in Shelburne, Vermont to the LaPlatte River and Lake Champlaine as previously described in Individual Permit No. 1-0717:

Manner of Discharge:

S/N 001: Stormwater runoff from paved roads and natural terrain via catch basins to a rip-rapped outlet then via a grass-lined swale and overland flow prior to discharge to the LaPlatte River.

S/N 00 2and S/N003: Stormwater runoff from paved roads and natural terrain via catch basins to a rip-rapped outlet then via grass-lined swales and overland flow prior to discharge to Lake Champlain.

S/N 004: Stormwater runoff and other drainage waters from natural terrain only via catch bsins and culverts to a rip-rapped outlet then via a grass-lined swale and overland flow prior to discharge to Lake Champlain.

Compliance with General Permit 3-9010 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9010, 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 3-9010. A copy of General Permit 3-9010 is available from the Department via the internet at <http://www.vtwaterquality.org/Stormwater/GenPermitUnimpairedWaters.pdf>.

Changes to Permitted Development

In accordance with Part V.G. of General Permit 3-9010, 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 3-9010 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 one 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. The permittee shall, by November 1st and June 1st of each year, submit an inspection report to the Department.

Restatement of Compliance

Every 5 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 November 16, 2009. Failure to submit a designer's restatement of compliance shall constitute a violation of General Permit 3-9010 and may result in the revocation of this authorization to discharge.

Filing of this Authorization with Local Land Records

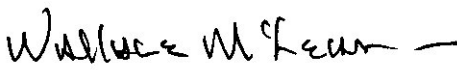
In accordance with Part VI.M. of General Permit 3-9010, the permittee shall file a copy of this authorization to discharge in the land records within seven (7) days of its issuance and a copy of the recording shall be provided to the Department within fourteen (14) days of the permittee's receipt of a copy of the recording from the local land records.

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on November 16, 2004 and shall continue until August 5, 2010. The permittee shall reapply for coverage at least sixty (60) days prior to August 5, 2010.

Dated at Waterbury, VT this 16 day of November, 2004.

Jeffrey Wennberg, Commissioner
Department of Environmental Conservation

By 
Wallace McLean, Director
Water Quality Division