

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



LINDA ROSEN, M.D., M.P.H.  
DIRECTOR OF HEALTH

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
P. O. BOX 3378  
HONOLULU, HI 96801-3378

In reply, please refer to:  
EMD/CWB

14KE352.FNL.14

July 9, 2014

The Honorable Ford N. Fuchigami  
Interim Director  
Department of Transportation  
869 Punchbowl Street  
Honolulu, Hawaii 96813

Attention: Mr. Ferdinand Cajigal  
District Engineer

Dear Mr. Fuchigami:

**Subject: NOTICE OF GENERAL PERMIT COVERAGE (NGPC)  
National Pollutant Discharge Elimination System (NPDES)  
Department of Transportation, Highways Division – Maui District  
Small Municipal Separate Storm Sewer System (MS4)  
Kahului, Island of Maui, Hawaii  
File No. HI 14KE352**

This letter is to notify you that the **DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION – MAUI DISTRICT** (hereinafter PERMITTEE) is now covered under the NPDES General Permit (GP) authorizing the discharge of storm water from the Small MS4. Coverage under this general permit authorizes you to discharge only storm water to the receiving State waters discharge point(s) from the project location(s) identified in the Notice of Intent (NOI) Form, revised as of May 15, 2014, **provided that you comply with Hawaii Administrative Rules (HAR) 11-54; HAR 11-55; HAR 11-55, Appendix A; HAR 11-55, Appendix K; and the information submitted in the NOI.** Discharges of non-storm water, toxics, and other water pollutants to State waters are not authorized by this GP, except those allowable non-storm waters that are not sources of pollutants as identified in the GP. HAR 11-54 and 11-55 are available on the Department of Health (DOH), Clean Water Branch (CWB) website at: <http://health.hawaii.gov/cwb/>.

**This NGPC will take effect on the date of this notice. This NGPC will expire at midnight, December 5, 2016 or when amendments to HAR, Chapter 11-55, Appendix K, are adopted, whichever occurs first. Failure to comply with HAR 11-54; HAR 11-55; HAR 11-55, Appendix A; HAR 11-55, Appendix K; and information provided in the NOI is an enforceable violation and your NGPC may be terminated. If you violate Hawaii Revised Statutes (HRS), Chapter 342D, you may be subject to penalties of up to \$25,000 per violation per day and up to two (2) years in jail.**

**Falsification of information may result in criminal penalties for the Permittee as provided in Clean Water Act, Section 309 and HRS, Section 342D-35.**

As a reminder, this general permit requires the Permittee to:

1. Submit its Storm Water Management Program (SWMP) Plan in accordance with HAR 11-55, Appendix K by November 4, 2014 (i.e., within 120 calendar days of this NGPC) and begin implementation by January 3, 2015 (i.e., within 180 calendar days of this NGPC).
2. Submit a new NOI with filing fee and obtain a new NGPC for any revisions to the information submitted in the NOI (with the exception of changes to contact person information for non-transfer of ownerships and changes to the SWMP). This NGPC cannot be modified.

All NGPC compliance submittals shall be submitted on the CWB Compliance Submittal Form for Individual NPDES Permits and NGPCs. This form shall be completed on the e-Permitting Portal located at: <https://eha-cloud.doh.hawaii.gov/epermit/View/home.aspx>.

**The Permittee is responsible for obtaining other Federal, State, or local authorizations as required by law.**

Please complete the DOH Customer Satisfaction Survey regarding your request for General Permit coverage. This brief survey is available on the e-Permitting Portal located at: <https://eha-cloud.doh.hawaii.gov/epermit/View/home.aspx>. Please use the Application Finder button and search for the "Customer Satisfaction Survey."

If you have any questions, please contact the Enforcement Section or Mr. Reef Migita of the Engineering Section, CWB, at (808) 586-4309.

Sincerely,



*LOR* LINDA ROSEN, M.D., M.P.H.  
Director of Health

- c: Mr. Ferdinand Cajigal, DOT-HWYS [via e-mail [Ferdinand.cajigal@hawaii.gov](mailto:Ferdinand.cajigal@hawaii.gov) only]  
Mr. Alan Matsuda, DOT-HWYS [via e-mail [Alan.m.matsuda@hawaii.gov](mailto:Alan.m.matsuda@hawaii.gov) only]  
Ms. Sharon Nekoba, DOT-HWYS [via e-mail [Sharon.H.Nekoba@hawaii.gov](mailto:Sharon.H.Nekoba@hawaii.gov) only]  
Mr. Roland Asakura, CWB, Maui District Health Office [via e-mail only]