

DAVID Y. IGE
GOVERNOR OF HAWAII



VIRGINIA PRESSLER, M.D.
DIRECTOR OF HEALTH

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

In reply, please refer to:
EMD/CWB

15KE674.FNL.15

April 2, 2015

The Honorable Ford N. Fuchigami
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 (Small MS4)
Kahului, Island of Maui, Hawaii
File No. HI 15KE674**

This NGPC supersedes the document HI 14KE352.FNL.14, dated July 9, 2014.

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 authorizing discharges of storm water and certain non-storm water discharges from their Small MS4. Coverage under this general permit authorizes you to discharge only storm water and certain non-storm water discharges identified in Hawaii Administrative Rules (HAR) 11-55, Appendix K from the storm sewer outfalls identified in the Notice of Intent (NOI), dated March 6, 2015, and from your newly constructed storm sewer outfalls, **provided that you comply with HAR 11-54; HAR 11-55; HAR 11-55, Appendix A; HAR 11-55, Appendix K; and the information submitted in the NOI.** All other pollutant discharges to State waters are not authorized by this NPDES General Permit. 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, 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, including providing information in the NOI that does not match what is actually occurring at the facility, may result in criminal penalties for the Permittee and their authorized representative as provided in Clean Water Act, Section 309 and Hawaii Revised Statutes, Section 342D-35.

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

1. Develop, implement, and enforce the Storm Water Management Plan (SWMP) designed to reduce the discharge of pollutants from their Small MS4 to the maximum extent practicable in order to protect water quality.
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, newly constructed storm sewer outfalls, and changes to the SWMP). This NGPC cannot be modified.
3. Submit the annual report by January 28th of the following year in accordance with HAR 11-55, Appendix K.

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/>.

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/>. Please use the Application Finder button and search for the "Customer Satisfaction Survey."

The Honorable Ford N. Fuchigami
April 2, 2015
Page 3

15KE674.FNL.15

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

Sincerely,



 VIRGINIA PRESSLER, M.D.
Director of Health

- c: Ms. Jan Reichelderfer, Parsons Brinckerhoff
[via e-mail reichelderfer@pbworld.com only]
(w/Receipt No. 36980 for \$500 Filing Fee only)
Mr. Ferdinand Cajigal, Maui District, DOT-HWYS
[via e-mail ferdinand.cajigal@hawaii.gov]
Mr. Gerald Andrade, Parsons Brinckerhoff [via e-mail andrade@pbworld.com only]
Mr. Roland Asakura, CWB, Maui District Health Office [via e-mail only]

[This page intentionally left blank]

DAVID Y. IGE
GOVERNOR OF HAWAII



VIRGINIA PRESSLER, M.D.
DIRECTOR OF HEALTH

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

In reply, please refer to:
DOH/CWB

15KE674.EXT.16

November 22, 2016

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

Attention: Mr. Ferdinand Cajigal
District Engineer

Dear Mr. Fuchigami:

**Subject: Administrative Extension of
Notice of General Permit Coverage (NGPC) for
Department of Transportation, Highways Division – Maui District
Small Municipal Separate Storm Sewer System (Small MS4)
Kahului, Island of Maui, Hawaii
File No. HI 15KE674**

The Department of Health (DOH), Clean Water Branch (CWB), acknowledges receipt of your 2016 Renewal Notice of Intent (NOI) and \$500 filing fee for coverage under the National Pollutant Discharge Elimination System general permit provisions, in accordance with the Hawaii Administrative Rules (HAR), Section 11-55-34.08.

The DOH is unable to complete the processing of your NOI prior to the current NGPC expiration date. Therefore, in accordance with HAR, Section 11-55-34.09(d), the DOH hereby administratively extends the subject NGPC until a notice of renewed coverage under the applicable general permit is issued or until notified by the DOH, whichever occurs first. Please note that the DOH may request you submit additional information in order to complete the processing of your NOI for renewed coverage.

The Permittee shall not be held in violation of Hawaii Revised Statutes, Chapter 342D-6(h), and HAR, Chapter 11-55, during the pendency of its renewal NOI, so long as it acts consistently with the NGPC presently granted. **Note: The Permittee shall continue any sampling required by the current NGPC.** Any non-compliance with the conditions of the administratively extended NGPC may be subject to penalties of up to \$25,000 per violation per day.

The Honorable Ford N. Fuchigami
November 22, 2016
Page 2

15KE674.EXT.16

It is the Permittee's responsibility to ensure that anyone working under this administrative extension of your NGPC understands and complies with the terms and conditions therein.

Should you have any questions, please contact Mr. Shane Sumida of the Engineering Section, CWB, at (808) 586-4309.

Sincerely,



For VIRGINIA PRESSLER, M.D.
Director of Health

- c: Ms. Jan Reichelderfer, Parsons Brinckerhoff
[via e-mail reichelderfer@pbworld.com only]
(w/Receipt No. 51329 for \$500 Filing Fee only)
Mr. Ferdinand Cajigal, Maui District, DOT-HWYS
[via e-mail ferdinand.cajigal@hawaii.gov]
Mr. Gerald Andrade, Parsons Brinckerhoff [via e-mail andradeg@pbworld.com only]