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| 3800-FM-BCW0229b Rev. 1/2018 DEP Logo**Notice of Termination** | COMMONWEALTH OF PENNSYLVANIADEPARTMENT OF ENVIRONMENTAL PROTECTION **BUREAU OF CLEAN WATER** | OFFICIAL USE ONLYPA |

**NOTICE OF TERMINATION  
FOR A GENERAL (PAG-02) OR INDIVIDUAL NPDES PERMIT, ESCP, or** **ESCGP**

**FOR STORMWATER DISCHARGES ASSOCIATED WITH** **CONSTRUCTION ACTIVITIES**

**PLEASE READ THE NOTICE OF TERMINATION INSTRUCTIONS PROVIDED WITH THIS NOTICE OF TERMINATION FORM BEFORE COMPLETING THIS FORM AND THE ATTACHED CHECKLIST.  
PLEASE PRINT OR TYPE INFORMATION IN BLACK OR BLUE INK.**

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| **Applicability:** A permittee(s) presently covered under an Individual National Pollutant Discharge Elimination System (NPDES) Permit for Stormwater Discharges Associated with Construction Activities, the General NPDES Permit for Stormwater Discharges Associated with Construction Activities (PAG-02), an Erosion and Sediment Control Permit (ESCP), or an Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing, or Treatment Operations or Transmission Facilities (ESCGP) shall submit this notice of Termination (NOT) form to the Department of Environmental Protection (Department) or delegated conservation district for permit applications submitted **after November 19, 2010**. |
| 1. PERMIT INFORMATION:  Check the appropriate box.  NPDES Stormwater Construction Permit #  Erosion and Sediment Control Permit #  Erosion and Sediment Control General Permit # |
| 2. PROJECT LOCATION OR PHYSICAL ADDRESS:  Facility/Development Name:  Address:  Municipality:       County:  Latitude:       °/       '/       " Longitude:       °/       '/       " |
| 3. REASON FOR PERMIT TERMINATION:  Check the appropriate box.  Full Permit Termination – all planned activities were conducted and are complete, and the entire site is encompassed by this NOT  Full Permit Termination – some planned activities were conducted, and the entire site is encompassed by this NOT  Full Permit Termination – no planned activities were conducted, and the entire site is encompassed by this NOT  Partial Permit Termination – all planned work is complete for a portion of the site, described as        , encompassed by this NOT |
| 4. PERMITTEE(S) INFORMATION:  **PERMITTEE PERMITTEE** (additional)  Name:       Name:  Address:       Address:  City:       City:  State:       Zip Code:       State:       Zip Code:  Telephone Number:       Telephone Number:  Email Address:       Email Address: |
| 5. FINAL CERTIFICATION OF LICENSED PROFESSIONAL:  **This section is to be completed by a licensed professional as defined in 25 Pa. Code §102.1.**  *I,*       *, do hereby certify pursuant to the penalties of 18 Pa. C.S.A. § 4904 to the best of my knowledge, information and belief, that the accompanying record drawings accurately reflect the as-built conditions, are true and correct, and are in conformance with Chapter 102 of the rules and regulations of the Department of Environmental Protection and that the project site was constructed in accordance with the approved PCSM Plan or Site Restoration/Reclamation plan, all approved plan changes and accepted construction practices.*   |  |  | | --- | --- | | *Name and Official Title of Licensed Professional*      *Signature:* | **Licensed**  **Professional**  **Seal** | |
| 6. LONG-TERM OPERATION AND MAINTENANCE AND RESTORATION/RECLAMATION:  This project involves: (check the appropriate box)  Installation or utilization, and subsequent long-term operation and maintenance of PCSM BMPs per 25 Pa. Code §102.8(a) through (m).  OR  Installation of PCSM BMPs identified as restoration or reclamation activities per 25 Pa. Code §102.8(n).  *Note: For projects solely involving restoration or reclamation activities, proceed to Section 8.* |
| 7. PROOF OF INSTRUMENT FILING WITH THE RECORDER OF DEEDS OFFICE:  Per 25 Pa. Code §102.8(m)(2), the instrument will assure disclosure of the PCSM BMP(s) and the related obligations in the ordinary course of a title search of the subject property. The recorded instrument must identify the PCSM BMP(s), provide for the necessary access related to long-term operation and maintenance of the PCSM BMP(s) and provide notice that the responsibility for long-term operation and maintenance of the PCSM BMP(s) is a covenant that runs with the land that is binding upon and enforceable by subsequent grantees. A long-term operation and maintenance plan shall be recorded along with the instrument.  *For either Commonwealth or federally-owned property, a covenant that runs with the land is not required until the transfer of the land containing the PCSM BMP(s) occurs. Upon said transfer, the deed must then comply with 25 Pa. Code § 102.8(m)(2).*   1. *Is the project located entirely on Commonwealth or federally-owned property?*  *Yes  No*   *If the answer to question a., above, is Yes, proceed to Section 8.*  *If the project is not located entirely on Commonwealth or federally-owned property, proceed to Section 7.b. The completed Section 7.b and an attached copy of the Recorder of Deeds Office receipt constitutes proof of instrument filing as required by 25 Pa. Code §102.7(b)(5).*  *Also attach copies of the “landowner notice(s)” provided to all landowners who have bought or accepted ownership or other legal responsibility for parcels within the permit boundary.*  b.  I certify, under penalty of law, that the below checked items have been recorded at the project county’s Recorder of Deeds Office to assure disclosure of the PCSM BMP(s) and the related obligations in the ordinary course of a title search of the subject property, and which meet the requirements of 25 Pa. Code §102.8(m)(2).  Legal instrument which addresses 25 Pa. Code §102.8(m)(2) *(required)*  Record drawings which accurately reflect as-built conditions *(required)*  Long-term operation and maintenance plan which clearly outlines the operation and maintenance activities necessary for the associated PCSM BMP(s) *(required)*  Long-term operation and maintenance agreement(s) *(required if any individual other than the permittee is identified in Appendix C as being responsible for the long-term operation and maintenance of one or more PCSM BMPs)* |
| 8. Permit Termination Certification:  **This Section is to be completed by the person(s) listed in Section 4.**  I,       , certify under penalty of law that either permanent stabilization, under 25 Pa. Code §102.22(a)(2), of the earth disturbance activities has occurred or the site has been returned to agricultural operation regulated under 25 Pa. Code §102.4(a). I certify under penalty of law that either the installation of BMPs in accordance with an approved plan\* prepared and implemented per §§ 102.4 and 102.8 (relating to erosion and sediment control requirements; and PCSM requirements) has occurred or all approved restoration/reclamation activities have been completed. I understand that by submitting this NOT, I am no longer authorized to conduct earth disturbance activities under the referenced permit and that discharging stormwater from earth disturbance activities to waters of the Commonwealth is unlawful where the discharge is not authorized by a permit. I also understand that the submittal of this NOT does not release a permittee or co‑permittee from liability for any violations of the permit, the federal Clean Water Act (if applicable), the Pennsylvania Clean Streams Law and the rules and regulations promulgated thereunder, or from liability for any environmental damages occurring as a result of any earth disturbance activities conducted at the site. I understand that there are significant penalties for submitting false information, including possible fines and imprisonment for knowing violations.  \*Upon NOT approval, the submitted record drawings or site restoration/reclamation plan equates an approved plan.  **Individual; proceed to signature portion.**  I hereby certify that I am the signatory pursuant to 25 Pa. Code § 92a.22 and 40 CFR §122.22 and that I am the person who is responsible for decision-making regarding environmental compliance functions for Enter Entity name, the manager of one or more manufacturing, production, or operating facilities of the permittee and am authorized to make management decisions which govern the operation of regulated facility including having explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure the permittee’s long term environmental compliance with environmental laws and regulations.  (choose one of the following; not applicable for individuals):  president  vice president  secretary  treasurer  of       Corporation/Company  Entity name  member or  manager of       LLC  Entity name  general partner of       partnership/LP/LLP  Entity name  principal executive officer or ranking elected official of       Municipality/State/Federal/other public agency Entity name  Power of Attorney/delegation of contractual authority (documentation supporting delegation of contracting authority must be provided) for  Entity name  SIGNATURE  **Permittee**    Print Name and Title of Person Signing    Signature of Permittee    Date Signed |

**APPENDIX A**

**Summary Table of Installed PCSM BMPS**

**Check all applicable PCSM BMPS that have been installed as part of the approved PCSM Plan along with their associated function(s).**

**Note: VC = Volume Control, RC = Rate Control and WQ = Water Quality**

**Permit No.:**

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **BMP** | | **Function(s)** | | | | | | **No. of BMPs** | **Total Acres**  **Treated** | **Total Volume Treated** |
|  | Wet Ponds |  | VC |  | RC |  | WQ |  |  |  |
|  | Constructed Wetlands |  | VC |  | RC |  | WQ |  |  |  |
|  | Retention Basins |  | VC |  | RC |  | WQ |  |  |  |
|  | Detention Basins |  | VC |  | RC |  |  |  |  |  |
|  | Underground Detention |  | VC |  | RC |  |  |  |  |  |
|  | Dry Extended Detention Basin |  | VC |  | RC |  |  |  |  |  |
|  | Sediment Fore Bay |  | VC |  |  |  | WQ |  |  |  |
|  | Infiltration Trench |  | VC |  | RC |  | WQ |  |  |  |
|  | Infiltration Berm/Retentive Grading |  | VC |  | RC |  | WQ |  |  |  |
|  | Subsurface Infiltration Bed |  | VC |  | RC |  | WQ |  |  |  |
|  | Infiltration Basin |  | VC |  | RC |  | WQ |  |  |  |
|  | Pervious Pavement |  | VC |  | RC |  | WQ |  |  |  |
|  | Dry Well/Seepage Pit |  | VC |  | RC |  | WQ |  |  |  |
|  | Bio-Infiltration Areas |  | VC |  | RC |  | WQ |  |  |  |
|  | Rain Gardens/Bio-Retention |  | VC |  | RC |  | WQ |  |  |  |
|  | Vegetated Swales |  | VC |  | RC |  | WQ |  |  |  |
|  | Constructed Filters |  | VC |  | RC |  | WQ |  |  |  |
|  | Protect Sensitive & Special Value Features |  | VC |  | RC |  | WQ |  |  |  |
|  | Protect/Convert/Establish Riparian Buffers |  | VC |  | RC |  | WQ |  |  |  |
|  | Restoration: Buffers/Landscape/Floodplain |  | VC |  | RC |  | WQ |  |  |  |
|  | Disconnection From Storm Sewers |  | VC |  | RC |  | WQ |  |  |  |
|  | Rooftop Disconnections |  | VC |  | RC |  | WQ |  |  |  |
|  | Vegetated Roofs |  | VC |  | RC |  | WQ |  |  |  |
|  | Runoff Capture/Reuse |  | VC |  | RC |  | WQ |  |  |  |
|  | Oil/Grit Separators |  |  |  |  |  | WQ |  |  |  |
|  | Water Quality Inserts/Inlets |  |  |  |  |  | WQ |  |  |  |
|  | Street Sweeping |  |  |  |  |  | WQ |  |  |  |
|  | Soil Amendment/Soil Restoration |  | VC |  | RC |  | WQ |  |  |  |
|  | Other |  | VC |  | RC |  | WQ |  |  |  |
|  | Other |  | VC |  | RC |  | WQ |  |  |  |
|  | Other |  | VC |  | RC |  | WQ |  |  |  |

**APPENDIX B**

**Record Drawings (accurately reflecting as-built conditions) Checklist**

**Permit No.:**

|  |  |  |
| --- | --- | --- |
| **Indicate whether each item is included or not applicable** | |  |
|  | | **Building Improvements** |
| **Included** | **Not Applicable** | **Item** |
|  |  | Building Footprint |
|  |  | Limits of Paving and other impervious areas |
|  |  | Property Lines |
|  |  | Finish Grading |
|  |  | Downspout Locations |
|  | | **Site Utilities** |
| **Included** | **Not Applicable** | **Item** |
|  |  | Well location |
|  |  | Septic tanks, dosing tanks, distribution boxes and on-lot absorption area |
|  | | **Stormwater Conveyance** |
| **Included** | **Not Applicable** | **Item** |
|  |  | Pipe locations including pipe material, diameter, slope and length |
|  |  | Inlets and endwall locations including inverts and grate elevations |
|  |  | Swale locations and dimensions |
|  |  | Rock aprons and other pipe outlets locations |
|  | | **Post Construction Storm Water Management (PCSM)** |
| **Included** | **Not Applicable** | **Item** |
|  |  | Structural PCSM BMP locations and access |
|  |  | Non-Structural PCSM BMP locations |
|  |  | Construction details of PCSM BMPs in as-built condition |
|  |  | BMP berm elevations |
|  |  | BMP bottom elevations |
|  |  | Emergency spillway elevation |
|  |  | Emergency spillway length |
|  |  | Emergency spillway protection (TRW, Riprap, etc.) |
|  |  | Outlet structure elevations, orifice sizes |
|  |  | Pipe size, length, material, elevations and slope |
|  |  | Show all rain barrels, seepage pits, infiltration trenches |
|  |  | Show limits (soil amendments, new wood line, etc.) |
|  |  | Cover condition (lawn, meadow, woods, etc.) |
|  |  | PCSM BMP Long-Term O&M |
|  | | **PCSM – Irrigation BMPs only** |
| **Included** | **Not Applicable** | **Item** |
|  |  | Spray Head and Valve Locations and Spray Radii |
|  |  | Pump Location |
|  |  | Pump Information (Duty point, HP) |
|  |  | Controller Location |
|  |  | Intake Location |
|  |  | Location of main (size and material) |
|  |  | Laterals (size and material) |
|  |  | Dosing Schedule |
|  |  | Drip Field with tubing location |

**APPENDIX C**

**Permit No.:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Person(s) Responsible for Long-Term Operation and Maintenance of PCSM BMPs:**  Statement: The following person(s) understand and have agreed to the long-term operation and maintenance of the PCSM BMPs as per the long-term operation and maintenance plan. | | | | |
| **PCSM BMPs (list one BMP per row)** | **Latitude and Longitude, of each**  **PCSM BMP** | **Name of Responsible Party** | **Address** | **Phone #** |
|  |  |  |  |  |
|  |  |  |  |  |
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|  |  |  |  |  |

Attach additional Appendix C Forms as needed. Page       of

**NOTICE OF TERMINATION (“NOT”) COMPLETENESS REVIEW**

**AND FIELDWORK CHECKLIST FOR**

**POST-NOVEMBER 19, 2010 PERMIT SUBMISSIONS**

**Facility/Development Name:** **Permit No.:**

C = Complete, NC = Not Complete, N/A = Not Applicable

**Paperwork Requirements:**

|  |  |  |  |
| --- | --- | --- | --- |
| **SECTION 1 - NON-COMMONWEALTH/NON-FEDERAL PROPERTY** | | | |
| **Permittee Included** | **Reviewer** | | **Item** |
| **C** | **NC** |
|  |  |  | Completed Sections 1-8 of the NOT |
|  |  |  | Record Drawings which accurately reflect as-built conditions |
|  |  |  | Copy of Recorder of Deeds Office receipt for instrument filing |
| N/A | N/A |  | Copy of Landowner Notices *(required if sale or other transfer of any parcel, lot, road, or other real property occurred within the permit boundary during the life of the permit)* |
|  |  |  | Completed Appendices A, B, and C |
| **SECTION 2 - COMMONWEALTH/FEDERAL PROPERTY** | | | |
| **Permittee Included** | **Reviewer** | | **Item** |
| **C** | **NC** |
|  |  |  | Completed Sections 1-7.a. and 8 of the NOT |
|  |  |  | Record Drawings which accurately reflect as-built conditions |
|  |  |  | Completed Appendices A, B, and C |
| **SECTION 3 - RESTORATION/RECLAMATION ACTIVITY** | | | |
| **Permittee Included** | **Reviewer** | | **Item** |
| **C** | **NC** |
|  |  |  | Completed Sections 1-6 and 8 of the NOT |
|  |  |  | Record Drawings or Site Restoration/Reclamation Plan |

**Fieldwork Requirements**:

|  |  |  |  |
| --- | --- | --- | --- |
| **SECTION 4 - FIELD INSPECTION (Required for permit termination)** | | | |
| **Permittee Addressed** | **Reviewer** | | **Item** |
| **C** | **NC** |
|  |  |  | Permanent Stabilization per 25 Pa. Code §102.22(a)(2)  or the return to agricultural operation regulated under 25 Pa. Code §102.4(a) |
| N/A | N/A |  | Installation of PCSM BMPs per 25 Pa. Code §102.8(a) through (m) and approved permit *(required for non-restoration/reclamation activities)* |
| N/A | N/A |  | Installation of PCSM BMPs per 25 Pa. Code §102.8(n) and approved permit *(required for restoration/reclamation activities)* |
|  |  |  | Removal of E&S BMPs per 25 Pa. Code §102.22(a)(1) and approved permit |

**OFFICIAL USE ONLY**

Determination:  Approve  Deny Inspection Report No:

Reviewer Name:       Date:

**DOCUMENT REVISION HISTORY**

|  |  |
| --- | --- |
| **Date** | **Revision Reason** |
| January 2018 | Revised Appendix C to replace “individual(s)” with “person(s)”; Updated Checklist Section 2 to include Appendix C. |