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Notices of Termination for SCR100000

The two procedures outlined below should be utilized for the submittal of Notices of Termination (NOTs) for SCR100000 to the Department. The completed, signed, original NOT form should be mailed to the following addresses.

Projects in the 8 coastal counties (Beaufort, Berkeley, Charleston, Colleton, Dorchester, Horry, Georgetown, Jasper):

S.C. DHEC-OCRM
Stormwater Permitting Section
1362 McMillan Avenue, Suite 400
Charleston, SC 29405

Projects located in all other counties:

S.C. DHEC
Stormwater Permitting Section
2600 Bull Street
Columbia, SC 29201-1708

1. The first scenario involves NPDES Construction General Permit (CGP) coverages issued under the 1998 NPDES General Permit for Storm Water Discharges from Construction Activities (1998 CGP). Coverage under the 1998 CGP was issued before September 1, 2006, and individual coverage numbers are from SCR101### to SCR10D###. This CGP states that NPDES permit coverage should be terminated as follows: "Where a site has been finally stabilized and all storm water discharges from construction activities that are authorized by this permit are eliminated, the operator of the facility must submit a Notice of Termination that is signed in accordance with Part VI.G of this permit."

Sites that meet these requirements should use the following form:

<http://www.scdhec.gov/administration/library/D-2610.pdf>

2. If NPDES CGP coverage was granted on or after September 1, 2006, coverage was granted under the 2006 NPDES General Permit for Storm Water Discharges from Large and Small Construction Activities (2006 CGP), and the above form is not applicable. Individual coverage numbers are SCR10E### and higher. Sites permitted under the 2006 CGP may submit a Notice of Termination when one or more of the following 4 conditions, listed in Section 5.1, have been met:
 - a. Final stabilization has been achieved on all portions of the Site for which you (the permittee) are responsible;
 - b. Another Operator has assumed control, according to §122.41(I)(3) of SC Regulation 61-9 (see Appendix C of the 2006 CGP), over all areas of the Site that have not been finally stabilized;
 - c. Coverage under an individual or alternative general NPDES permit has been obtained; or
 - d. For residential construction only, temporary stabilization has been completed and the residence has been transferred to the homeowner. (Seed and straw is not adequate for temporary stabilization.)

Until the Department develops its own NOT form, EPA's Form – No. 3510-13 found at the following address should be used: http://www.epa.gov/npdes/pubs/cgp_appendixf.pdf.

In addition to this form, Section 5.2 of the 2006 CGP requires that an engineering certification be provided for sites that disturb more than 2 acres. Following is the exact section outlining what is required:

"For Projects disturbing more than 2 acres, a certification statement, signed and dated by the preparer of the SWPPP or other person with a registration equivalent to that of the preparer of the SWPPP, that to the best of his or her knowledge and belief all work was conducted and completed in accordance with the approved SWPPP and this CGP. This certification must be based on the inspections performed in accordance with this Subpart 3.10 of this CGP and must state that any deficiencies that were noted have been corrected."

Also, if submission of as-built drawings of stormwater management structures was required in the approval letter for the site's NPDES CGP coverage, then this should be submitted to and accepted by the Department prior to submitting an NOT.