** Notice of Potential Violation of the** ITD 2790 (Rev. 07-19)

 **Construction General Permit (CGP) or** itd.idaho.gov

 **Notice of Prohibited Discharge**

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| --- | --- | --- |
| Form Completed By | Organization Name | Date Completed |
|       |       |       |

**Part 1 – Project Information**

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| --- | --- | --- | --- |
| Key Number | Project Name | District | Region (if applicable) |
|       |       |   |       |
| ITD NPDES Permit Number | ITD Project Inspector’s Name | Resident Engineer’s Name |
|       |       |       |
| Project WPCM’s Name | Prime Contractor’s Name |
|       |       |
| Contractor NPDES Permit Number |
|       |

**Part 2 – Prohibited Discharge Information**

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| Name of Water Body Receiving Stormwater or Pollutant Discharge       |
| Photo Documentation (if applicable): Yes [ ]  No [ ]  Weather Information (if applicable):       |
| Water Body Receiving Discharge Has TMDL?[ ]  Yes [ ]  No | Turbidity Was Tested During the Discharge? [ ]  Yes [ ]  No | Water Quality Samples Were Collected During the Discharge[ ]  Yes [ ]  No |
| Date Discharge Occurred       | Date Contractor Became Aware of Discharge      | Date District Became Aware of Discharge       |
| ITD 2802 Insp. No. Documenting Discharge      | Date Corrective Action Taken to Resolve Issue       | Date EPA Was Verbally Notified of Discharge       |
| EPA was notified by: [ ]  HQ Environmental Section [ ]  District |

**Part 2A – Steps Taken to Fix or Resolve Discharge or Impacts of Discharge**

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|      Photo Documentation (if applicable): Yes [ ]  No [ ]  Weather Information (if applicable):       |

Discharges requiring reporting include the following:

* Stormwater discharges from a disturbed area to a waterway or storm drain without treatment by a combination of erosion and sediment control BMPs.
* Stormwater discharges to a waterway or storm drain system where the control measures (BMPs) have been overwhelmed, not properly installed, or not properly maintained.
* Discharges where water quality sampling results indicate levels of turbidity exceeded State Water Quality Standards per IDAPA 58.01.02 (greater than 50 NTU above background levels instantaneously or 25 NTU for more than ten (10) consecutive days) in the water body sampled.
* Any discharge identified in Part 1.3 of the CGP
* Non-stormwater discharges, other than those allowed in Section 1.2.2 of the CGP.
* Discharges of hazardous substances above reportable quantities in Part 2.3.6 of CGP.
* Any other discharges that may endanger human health or the environment.

**EPA Reporting requirements:**

EPA noncompliance reporting requirements are found in Appendix I.12.6

**ITD Reporting Protocol:**

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| --- | --- |
| **Timeframe** | **Procedure** |
| At the time of discovery | Contact DEQIf the discharge involved a hazardous material or petroleum product that could impact either ground or surface waters, call the appropriate DEQ regional office immediately. If after hours, call the State Communications Center at: (208) 632-8000. If the spilled volume is above the federal reportable quantities, call the National Response Center at (800) 424-8802. CGP 9.7.1(e) |
| Within 24 hours from the time of discovery | Contact DEQIf turbidity exceeds background turbidity by more than 50 NTU instantaneously, or 25 NTU for more than ten (10) consecutive days, contact the appropriate DEQ regional office within 24 hours of the time of discovery.\*Contact EPAContact EPA at: (206) 553-1846 to notify them within 24 hours from the time of discovery.\*Contact ITDContact the HQ Environmental Section by phone or e-mail. (208) 334-8631 within 24 hours from of the time of discovery.\*When contacting the HQ Environmental Section or EPA include the following information:* Name
* Phone number
* Date and time of call
* Date of non-compliance
* Name of project
* CGP permit number
* Brief description of the event. Example: Discharge occurred that exceeded State turbidity standards; or a release of hazardous material or petroleum occurred that impacted ground or surface waters.
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| Within 3 calendar days | Submit form ITD-2790 and any relevant support documentation (inspection reports, photos, weather data, etc.) via e-mail to the HQ Environmental Section. Use the following naming convention in the subject line: District-Key#-NOV-date. |
| Within 5 calendar days | The HQ Environmental Section will review and forward the information, via e-mail, to the EPA at R10\_Stormwater@epa.gov. If HQ Environmental Section does not respond within this time, the District shall submit form ITD-2790 and any support documentation, before the reporting deadline, via e-mail, to R10\_Stormwater@EPA.gov. and cc: the HQ Environmental Section and HQ ENV SWPPP: HQ.ENVSWPP@itd.idaho.gov. |
| Within 7 calendar days | If the spilled volume was above the federal reportable quantities, a report, including the date, description and circumstances leading to the release must be sent to the National Response Center. CGP 9.7.1(e) |