

5-2-1 Drainage Authority

P.O. Box 3389, 250 N. 5th Street, Grand Junction, CO 81502
Ph. 970-263-7401 Fax 970-263-8235 www.521drainageauthority.org



Stormwater Construction Permit Application

Instructions

The Stormwater Construction Permit Application shall be submitted directly to the 5-2-1 Drainage Authority, along with the documentation required by Section 7, only after all reviews and approvals are in place, and just before the start of land disturbance activities.

Project Information

- * Local Jurisdiction: This will be the City of Grand Junction, City of Fruita, Town of Palisade, or Mesa County. Write in the underlying jurisdiction that has "approval authority", whether it be for a development application, annexation proposal, building permit, surface alteration permit, Right of Way permit, etc.
- * Project #: Use the Project # assigned by the local Jurisdiction.
- * Project Name: Use the same name designation as on the development application.
- * Project Address/Location: Use a specific address if there is one, particularly for commercial sites. For residential subdivisions, major street intersections are acceptable.

Land Disturbance Schedule

- * Net Land Disturbance Area: Net area of land to be disturbed during construction, calculated to the nearest 0.1 acre. Generally equal to Gross size of the Filing of Phase being developed minus any designated protected (undisturbed) areas, plus off-site areas such as storage yards dedicated to the project. For help in determining Net Land Disturbance Area, contact Drainage Authority personnel. All fees are based on Net Land Disturbance Area.
- * Start date is the date for any land disturbance activities including stockpiling, grubbing, demolition, excavating, grading, or any other activity that disturbs the ground.
- * The date of final stabilization is the date when all disturbed areas have been built on and paved, and a uniform 70% re-vegetation is achieved on the remaining pervious ground. See the SWMM or State rules for details. Even if the Permittee is only doing one part of the project (for example a developer who does the site infrastructure but not the home construction) the estimated final stabilization date must be for the overall project, and Permit coverage must be maintained until final stabilization is achieved.

Legally Responsible Party - Permittee and Owner

- * The Permittee (Legally Responsible Party) is usually the same as the permit applicant (Legally Responsible Entity) from the State General Permit Application. The Permittee may be a corporate or partnership entity, or a person. See below under Address. *For project under the land use jurisdiction of Mesa County only, the County requires the Permittee to be the Owner. If this is a project under County jurisdiction, the Owner should fill out ONLY the Permittee section.*
- * The Owner is the entity or person who holds title to the property at the time the SCP application is submitted. *Caution: Sales and transfers of property title should be completed before submitting the application. Otherwise, an immediate Permit Transfer may be needed reflecting the ownership change.*
- * Address: Please provide a physical mailing address for delivery of official correspondence, or process service, if needed.
- * Permittee Contract Name: This should be the person who will serve as the primary point of contact for the Permittee with the responsibility to respond to inspection and compliance issues at the site. This person will usually be the same person that signs the certification under Designated CSWMP Administrator(s), but could be one of the CSWMP Administrators, if that person works directly for the Permittee. Contractors or subcontractors can not be the listed contact for the Permittee.
- * Owner Contact Name: This should be the person who will serve as the primary point of contact for the Owner with the responsibility to respond to inspection and compliance issues at the site. This person will usually be the same person that signs the certifications under Permittee Acknowledgement and Certifications, but may also be an attorney or other designated Owner representative.

Designated CSWMP Administrator(s): At least one individual must be named as a primary contact for field issues and inspection notifications. Any individual named must be a Qualified Erosion Control Specialist. These individuals are responsible for day-to-day compliance, including self-inspections and record keeping. These individuals should be carefully selected by the Permittee and/or Owner, since the Permittee and Owner are ultimately liable for any compliance issues caused by the performance (or lack thereof) of the CSWMP Administrators.

Permittee Acknowledgement and Certification: This section acknowledges the Permittee's acceptance of responsibility and liability for stormwater compliance at the site. The actual signer must be an individual. Signature requirements are as follows:

- * In the case of corporations, by a principal executive officer of at least the level of vice-president or his or her duly authorized representative, if such representative is responsible for the overall operation of the facility from which the discharge described in the application originates.
- * In the case of a partnership, by a general partner.
- * In the case of a sole proprietorship, by the proprietor.
- * In the case of a municipal, state or other public facility, by either a principal executive officer, ranking elected official, or other duly authorized employee.
- * *Specific to projects within the Land Use jurisdiction of Mesa County, the County requires the Permittee to be the Owner, and also requires a recorded Statement of Authority (SOA) verifying that a corporate, LLC or partnership officer signing on behalf of the corporation, LLC or partnership has the legal authority to do so. Submit the SOA to Mesa County Planning. The signer shall be the same person that signs the Final Plat for recording.*

Owner Certification: The Owner Certification is required because the Owner carries ultimate liability for the site when all other options or contacts are exhausted. A permit will NOT be issued without an Owner signature. The actual signer must be an individual. Signature requirements are identical to the signature requirements for the Permittee, with one exception:

- * *If this project is within Mesa County jurisdiction, DO NOT sign this section. (See above Permittee Acknowledgement and Certification)*

Required Submittals: Before a permit is issued by the 5-2-1 Drainage Authority, we must have in our possession a copy of the State issued stormwater discharge permit, a complete copy of the final approved CSWMP and maps, and payment of the assessed inspection fees. Final Approval from the local land use jurisdiction to begin construction will be verified via mail.

END OF INSTRUCTIONS

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Stormwater Construction Permit Fee Schedule

Disturbed Land Area (To the nearest 0.1 acre)	Part A Review Fee	Part B SW Permit/ Inspection Fee	Additional Inspections	Fee
1 - 7.9 Acres	\$250.00	\$250.00	Screening Inspection	\$0.00
8.0 Acres to 19.9 Acres	\$400.00	\$500.00	Field Inspection w/ Follow-Up (Under 20 Acres)	\$150.00
20 Acres and Above	\$800.00	\$900.00	Field Inspection w/ Follow-Up (Over 20 Acres)	\$200.00
			Full Audit (Under 20 Acres)	\$275.00
			Full Audit (20 Acres and Over)	\$325.00

Distributed Land Area includes all area of cut, fill, stockpile, staging, equipment and material storage, or any other project area associated with Construction Activity, as defined by State of Colorado stormwater regulations. No reductions are given for public land dedications such as streets and open space. Undisturbed land areas may be omitted from the calculations if they are specifically identified in the Construction Stormwater Management Plan as remaining in undisturbed natural conditions, and controls are specified in the Plan to ensure the area remains undisturbed during construction.

See Drainage Authority Resolution 2008-007 for a full description of the fee basis, including when fees for additional inspections are charged.

Stormwater Permit Process

Construction Stormwater Management Plans (CSWMPs) and Stormwater Construction Permit (SCPs) for construction and development projects have been required in the urbanized area of Mesa County (which includes Grand Junction and Palisade) since 2006. In the past, these permits were obtained from the local jurisdiction after completion of the development review and approval process.

Beginning January 1, 2009, the City of Grand Junction, Mesa County, and the Town of Palisade transferred the responsibility to review the CSWMPs and issue the SCPs to the 5-2-1 Drainage Authority. Please note that the local permit through the Authority replaces the City, County, or Town Permit, but does not replace the Permit required by the State. You need both. Also, please note that there is no local permit in Fruita at the present time, only the State permit. Authority forms and guidance can be found on the 521drainageauthority.org website.

CSWMP submittals are part of the overall development review package and should still go through the planning department of the local jurisdiction. Use the 5-2-1 Drainage Authority Stormwater Permit form, write the review fee check to the "5-2-1 Drainage Authority" and include both with the development review package submitted to the local Planning Department. They will forward it on to us. When all approvals have been obtained on the development proposal, you may submit the SCP form and permit/inspection fee directly to the Authority. If you have any questions please call us at (970) 263-7401.

Permit Compliance

The 5-2-1 DA intends to apply for a single NPDES Phase II Stormwater Permit with the State of Colorado Department of Health and Environment (CDPHE) to replace four current permit holders: Grand Junction, Palisade, Mesa County, and the Grand Valley Drainage District. A single entity will then be responsible for stormwater quality and will administer the permit. These are unfunded, federal environmental mandates. Failure to comply may result in fines of up to \$10,000 a day to the 5-2-1 DA. The following lists of areas have been defined by the State for mandated oversight by a governing authority. The 5-2-1 DA will be carrying out the mandated oversight.

- **Investigation of Dumping**
 - Erosion Control During Construction
 - Post-Construction Erosion Control
 - Municipal Good-House Keeping to Prevent Stormwater Pollution
 - Public Education & Involvement in Stormwater Quality
 - Municipal Mapping of the Drainage System and Outfalls
 - Illicit Discharge Detection and Elimination

- **Land Use Review and Coordination**

Provide input to the subdivision development and new development process.

- **Drainage Report and Construction Plan Review and Approval**
 - Permitting and Inspection
 - Field Inspection and Enforcement
 - Master Plan Coordination

- **Planning and Technical Management**
 - Design Criteria and Standards
 - Field Data Collection
 - Master Planning
 - Design, Field, and Operations Engineering
 - Floodplain Management

- **Customer Service, Billing, Finance**
 - General Administration
 - General Program Development
 - Community Coordination
 - Customer Service
 - Support Services

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For Office Use Only

Date: _____ CDPHE SW Permit #: _____ 5-2-1 Permit Number: _____
Project Name: _____
CSWMP Review Fee: \$ _____ Permit/Inspection Fee: \$ _____ Check #'s: _____
Final Construction SWMP & Maps: _____ Final Land Use Approval: _____
5-2-1 Drainage Authority Manager: _____ Date: _____

Notes and Directions:

- * This application replaces Stormwater Construction Permit Applications formerly issued by the City of Grand Junction, Mesa County and the Town of Palisade. Complete this form and submit by email as an attachment. 521da@gjcity.org
- * Both the Owner and the Permittee (if different than Owner) must complete and sign this Application.
- * Please provide all information in the shaded areas.

Construction Stormwater Management Plan Review

Project Information:

Project Name:

Project Address/Location:

Land Distribution Schedule:

Net Land Disturbance Area: Expected Start Date: Expected Final Stabilization Date:

Legally Responsible Party - Permittee and Owner PERMITTEE:

Permittee Name:

Address: Phone:

Contact Name: Email:

Legally Responsible Party - Permittee and Owner OWNER:

Owner Name:

Address: Phone:

Contact Name: Email:

Designated CSWMP Administrator(s) - Primary Field Contact:

Primary Name: Title: Cell Phone:

Primary Name: Title: Cell Phone:

Primary Name: Title: Cell Phone:

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Legally Responsible Party - PERMITTEE Acknowledgement and Certifications

A) The undersigned hereby applies for a 5-2-1 Drainage Authority Stormwater Construction Permit for the aforementioned property and acknowledges that a Stormwater Construction Permit is granted with the explicit understanding that it is the Permittee's responsibility to:

- 1) Maintain the site in compliance with this permit, the Stormwater Management Manual (SWMM), and applicable Land Use Regulations of the governing jurisdiction (City, County, Town).
- 2) Allow personnel of the 5-2-1 Drainage Authority and the applicable governing jurisdiction (City, County, Town) reasonable access to the project site to conduct regular site inspections and enforcement activities.
- 3) Comply with any and all directives contained in any Compliance Advisory or written notification pertaining to the project site issued to the Permittee by the 5-2-1 Drainage Authority or the applicable governing jurisdiction (City, County, Town).
- 4) Immediately cease land-disturbing and all other construction activities upon receipt of a written notification from an authorized representative of the applicable governing jurisdiction (City, County, Town).

B) Furthermore, the undersigned certifies, and agrees:

- 1) To the best of my knowledge, the information provided herein is correct; and is consistent with the development plans approved by the planning and/or building departments of the applicable governing jurisdiction.
- 2) A Construction Stormwater Management Plan for the disturbed area on the project site was prepared and submitted in accordance with the SWMM and the applicable Land Use Regulations of the governing jurisdiction (City, County, Town).
- 3) If the Permittee abandons the site, or becomes insolvent or declares bankruptcy, such that the requirements of this Permit are not being met, the governing jurisdiction may perform any and all necessary corrective actions, at their sole and absolute discretion to provide sufficient remedies to correct project site deficiencies.
- 4) The governing jurisdiction (City, County, Town) may issue a Stop Work Order and/or a Notice of Violation and/or may revoke this Permit or pursue any other legal remedies available to it based on an enforcement referral request from the 5-2-1 Drainage Authority, or if the governing jurisdiction determines the Permittee is not in compliance with the SWMM, Stormwater Construction Permit and applicable Land Use Regulations of the governing jurisdiction, or if the Permittee fails to take all corrective action requested within the time specified on any written notification issued to the Permittee by the governing jurisdiction.
- 5) That in addition to other remedies, a violation of the Permit shall constitute a violation of Land Use Regulations of the governing jurisdictions; and
- 6) Any approval obtained from the 5-2-1 Drainage Authority does not relieve the Permittee from complying with requirements of Sections 7 and 9 of the Endangered Species Act of 1973, 16 U.S.C. 11531, et seq., as amended, or with any other applicable federal, state, or local laws or regulations.

Signature of Legally Responsible Person

Printed Name

Date

Legally Responsible Party - Property OWNER Certifications

By signing below, I hereby certify that I am the owner of record, or am legally authorized to sign on behalf of and bind the owner of record. I agree to all of the acknowledgements and certifications of the Permittee listed in Section 5 above, and on behalf of the owner accept full responsibility for compliance with the terms and conditions of this Permit in the event that the Permittee fails to do so.

Owner of Record

Date

Original Signature of Owner or Official**

Printed Name

Title

****If the Owner of Record is a corporation, LLC or partnership, Mesa County requires a recorded Statement of Authority documenting the legal ability to the official to sign on behalf of the corporation. Corporate signers will need to submit the statement of Authority directly to Mesa County Planning before receiving Final Land Use Approval. Corporate signers must be the same person that signs the Final Plat.**