

where elements of these plans are to be changed or dropped, NDOT shall discuss the changes in the Annual Report.

4.14.1.5 Storm Water Drainage System Facilities Maintenance

4.14.1.5.1 NDOT shall remove all waste from those inlets that pose a significant threat to water quality on an annual basis prior to the winter season each year. All waste removed from drain inlets shall be managed in accordance with all applicable laws and regulations.

4.14.1.5.2 Drain inlets which contain significant materials must be considered for an Illicit Discharge and Detection Program (IDDP) investigation and considered for an enhanced BMP program focused on reducing the sources of the material found in the inlet.

4.14.1.6 Program for Highway Maintenance Facilities

4.14.1.6.1 NDOT shall prepare a Maintenance Facility Pollution Prevention Program Plans (FPPP)s for all maintenance facilities. Because these facilities are considered municipal activities rather than industrial activities, these FPPPs must have BMP programs that reduce pollutants to MEP.

4.14.1.6.2 Generic FPPP elements can be used for activities that are performed at more than one maintenance facility; however, each site must be evaluated separately and provided with appropriate site specific BMPs.

4.14.1.6.3 NDEP staff has the authority to require the submittal of a FPPP at any time, to require changes to a FPPP, and to require the implementation of the Provisions of a FPPP.

5 Monitoring, Recordkeeping, and Reporting

5.1 Monitoring

5.1.1 NDOT shall submit to NDEP a stormwater monitoring plan for the following year on or before October 1 each year. In developing the plan, NDOT must evaluate and update as necessary how monitoring may assist in making decisions about program compliance, the appropriateness of identified best management practices, and progress toward achieving identified measurable goals. Pending submittal of the annual monitoring plan, NDOT shall continue to implement the existing monitoring plan.

5.1.2 When NDOT conducts monitoring at NDOT's permitted MS4, NDOT is required to comply with the following:

- 5.1.2.1 Samples and measurements taken as required herein shall be representative of the volume and nature of the monitored discharge. This requirement does not prevent NDOT from analyzing or reporting samples that are representative of a limited situation (e.g. concentration at peak flow).
- 5.1.2.2 Test procedures for the analysis of pollutants shall conform to regulations (40 CFR, Part 136) published pursuant to Section 304(h) of the Act, unless other procedures are approved by NDEP.
- 5.1.3 Records of monitoring information shall include:
 - 5.1.3.1 the date, exact place, and time of sampling or measurements; and,
 - 5.1.3.2 the names(s) of the individual(s) who performed the sampling or measurements; and,
 - 5.1.3.3 the date(s) analyses were performed; and,
 - 5.1.3.4 the names of the individuals who performed the analyses; and,
 - 5.1.3.5 the analytical techniques or methods used; and,
 - 5.1.3.6 the results of such analyses.
- 5.1.4 Analyses shall be performed by a State of Nevada certified laboratory. Laboratory reports shall be provided if requested by NDEP.
- 5.1.5 If NDOT performs stormwater monitoring more frequently than required by the stormwater monitoring plan the results of such monitoring shall be reported.

5.2 Record keeping

- 5.2.1 NDOT must retain records of all monitoring information, including, all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, a copy of the NPDES permit, and records of all data used to complete the application for this permit, for a period of at least three (3) years from the termination date of this permit. This period may be extended at the direction of NDEP at any time.

5.2.2 NDOT must submit the records to NDEP upon request. NDOT must retain a copy of the SWMP required by this permit (including a copy of the permit language) at a location accessible to NDEP. NDOT must make the records, including a copy of the SWMP, available to the public if requested to do so in writing.

5.2.3 For public requests of records, NDOT may impose a reasonable fee for personnel time and copying expenses.

5.3 Reporting

5.3.1 Beginning one year after the submission of the SWMP, NDOT must submit annual reports to NDEP by October 1 of each year of the permit term. Each annual report shall cover the period beginning July of the previous year through June of the current year.

5.3.2 Each year, NDOT shall review the program defined under section 4 of this permit, and report to NDEP on the status of the program, whether NDOT has identified any modifications, and the plans for implementing those modifications.

5.3.3 At a minimum the Annual Report shall include:

5.3.3.1 Status of NDOT's compliance with permit conditions;

5.3.3.2 An assessment of the appropriateness of the identified BMPs, and revisions to previous assessments, if appropriate;

5.3.3.3 Progress towards achieving the statutory goal of reducing the discharge of pollutants to the MEP;

5.3.3.4 Status of the achievement of measurable goals;

5.3.3.5 Results of information collected and analyzed, if any, during the reporting period, including monitoring data used to assess the success of the program at reducing the discharge of pollutants to the MEP, a description of any identified improvements to or degradation in water quality attributable to the program, and a description of any identified effects on attainment of water quality standards attributable to the program;

5.3.3.6 A summary of the stormwater activities NDOT plans to undertake during the next reporting cycle (including an implementation schedule and a fiscal analysis);

5.3.3.7 Changes to the SWMP, including changes to any BMPs or any identified measurable goals that apply to the program elements;

- 5.3.3.8 Notice that NDOT is relying on another government entity to satisfy some of the permit obligations, as applicable; and
- 5.3.3.9 Estimated reductions in loadings of pollutants from discharges of municipal storm sewer constituents from municipal storm sewer systems expected as the result of the municipal stormwater quality management program. The assessment shall also identify known impacts of stormwater controls on ground water.
- 5.3.4 A summary of inspections performed and enforcement activity taken during the report cycle.
- 5.3.5 A summary of public education and outreach activity performed during the report cycle.
- 5.3.6 Annual expenditures for the reporting period, with a breakdown for the major elements of the Stormwater Management Program, and the budget for the year following each annual report.
- 5.3.7 An original signed copy of all reports and plans required herein shall be submitted to the NDEP at the following address:

Stormwater Coordinator
Bureau of Water Pollution Control
Nevada Division of Environmental Protection
333 West Nye Lane
Carson City, NV 89706-0851

6 Standard Permit Conditions

6.1 Duty to Comply

- 6.1.1 NDOT must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of CWA and is grounds for enforcement action; permit termination; revocation and re-issuance; modification; or for denial of a permit renewal application.

6.2 Continuation of the Expired Permit

- 6.2.1 If this permit is not reissued or replaced prior to the expiration date, it will be administratively continued in accordance with the Administrative Procedures Act and remain in force and effect. NDOT will automatically remain covered by the continued permit until the earlier of:

- 6.2.1.1 Re-issuance or replacement of this permit; or

- 6.2.1.2 Issuance of another individual permit for NDOT discharges.