



City of Kalispell, Montana  
Public Works Department

## Stormwater Management Regulations For Land Disturbance Sites **GREATER or equal to One Acre**

Stormwater Management is increasingly important for the purpose of maintaining clean water and preserving water bodies such as streams, rivers, and lakes. The City of Kalispell's Stormwater Management Ordinance 1600 went into effect May 2, 2007, as mandated under the Federal Clean Water Act (CWA) and the Montana Pollution Discharge Elimination (MPDES) regulation. These regulations are designed to improve water quality in water bodies by reducing the amount of pollutants that stormwater collects and carries into storm conveyance systems.

In order for a construction project to begin, follow the steps below regarding stormwater permits and requirements. There are two sets of guidelines one from the Montana Department of Environmental Quality (MDEQ) and a second from the City of Kalispell.

### **MDEQ Requirements for the General Permit for Stormwater Discharges Associated with Construction Activity (Permit MTR100000)**

1. Develop a Stormwater Pollution Prevention Plan (SWPPP)
  - The SWPPP is a document that is developed to direct and assist operators in identifying sources of potential pollutants at the construction activity site and Best Management Practices (BMPs) to be used to help ensure pollutants do not impact receiving surface water through stormwater runoff.
  - The SWPPP must contain a narrative description of the project and a drawing of the site with proposed improvements and BMPs.
  - The plan is to be kept on site and available for inspection by MDEQ and the City of Kalispell.
2. Review and submit a Notice of Intent (NOI)
  - To obtain the forms necessary to complete the NOI refer to the MPDES General Permit for Stormwater Discharges Associated with Construction Activity, which can be downloaded from <http://deq.mt.gov/Water/WPB/mpdes/StormwaterPortal>.
3. **Provide a copy of the NOI, SWPPP, and approval letter to the City of Kalispell Public Works Department** a minimum of 5 days prior to starting land disturbance activities.
4. Post a copy of the complete NOI and SWPPP at the construction site until completion of construction activity.
5. Implement SWPPP **prior** to beginning land disturbance activity.
6. Inspect and maintain BMPs outlined in Permit MTR100000
7. At the completion of the project submit a Notice of Termination (NOT) following permit requirements. A NOT must be submitted to the City of Kalispell Public Works Department.

Stormwater Erosion/Sediment/Pollution Prevention Regulation  
For Land Disturbance Sites  
**GREATER or Equal to One Acre**

**City of Kalispell Stormwater Management Permit Requirements**

1. Submit a complete Stormwater Management Permit Application to the City of Kalispell Public Works Department a minimum of five (5) days prior to land disturbance.
  - The permit application must have the following complete forms
    1. Stormwater Management Permit Application
    2. NOI, SWPPP, Site Map and approval letter from DEQ
  - The permit fee of \$45 for sites greater than or equal to one (1) acre is to be paid at the time the permit application is submitted.
2. Inspect and Maintain BMPs
  - The permittee(s) will be required to perform a site inspection every 14 days and after major storm events to ensure all BMPs have been constructed and are functioning properly.
  - All inspections shall be documented in written form, kept on the project site, and made available for review by the City.
3. All changes and notifications submitted to DEQ for the General Permit must also be submitted to the City. This includes notification of facility contact changes and changes to authorization.
4. At the completion of the project, submit a copy of the Notice of Termination (NOT) to the City of Kalispell Public Works Office.

**City Inspection and Review**

Site plan review and inspection programs aid in compliance and enforcement, and provide an opportunity for guidance and education. The City will perform a site plan review for potential water quality impacts at the time the Stormwater Management Permit is submitted and will conduct regular inspections of the construction sites.

**Violation and Enforcement**

If any violation is found, a notice will be issued to the Responsible Party. The notice will state the nature of the alleged violation(s), the action required to fix the violation(s), and a time limit to fix the violation(s). The City has the authority to issue a stop work order, clean the public way and bill the owner directly for the actual cost of cleanup plus a \$200 administrative fee, and issuing a civil citations. Any person, firm, or corporation violating any of the provisions or terms of Ordinance #1600 of the City of Kalispell may be subject to penalties as a municipal infraction pursuant of Chapter 1, Article II of the Kalispell City Code. Each day of continued violation shall constitute a separate, additional offence.

If you have any questions contact the Public Works Department at 2011<sup>st</sup> Ave. E., Phone: 406-758-7720.