



## VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY

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Matthew J. Strickler  
Secretary of Natural Resources

David K. Paylor  
Director  
(804) 698-4000

November 12, 2019

Arlington County Department of Environmental Services  
2100 Clarendon Blvd Ste 800  
Arlington, VA 22201  
[apatel@arlingtonva.us](mailto:apatel@arlingtonva.us)

RE: Coverage under the VPDES Construction General Permit (VAR10)  
General Permit Number **VAR10N403**  
Ballston Pond Retrofit  
Retrofit of dry detention pond  
Arlington

Dear Permittee:

DEQ has reviewed your Registration Statement received complete on October 28, 2019 and determined that the proposed 5.95 acre land-disturbing activity is covered under the General VPDES Permit for Discharges of Stormwater from Construction Activities (VAR10). The effective date of your coverage under this general permit is July 1, 2019 or the date of this letter, whichever is later. You may obtain a copy of the general permit from <http://www.deq.virginia.gov/Portals/0/DEQ/Water/Publications/CGP2019.pdf>.

The general permit contains the conditions of coverage and Stormwater Pollution Prevention Plan (SWPPP) requirements. Please print the general permit and read it carefully as you will be responsible for compliance with all permit conditions. Coverage under this construction general permit does not relieve the operator of complying with all other federal, state, or local laws and regulations.

Our records indicate that your site may discharge to waters identified as impaired or exceptional. Please see below for additional requirements:

1. Does this proposed land-disturbing activity discharge to a surface water identified as impaired or for which a TMDL wasteload allocation has been established and approved prior to the term of the general permit for for (i) sediment or a sediment-related parameter or (ii) nutrients? **Yes**. If **YES**, then the following general permit (Part I B 4 a) and SWPPP requirements (Part II B 5) must be implemented for the land-disturbing activity:
  - Permanent or temporary soil stabilization shall be applied to denuded areas within seven (7) days after final grade is reached on any portion of the site;
  - Nutrients (e.g., fertilizers) shall be applied in accordance with manufacturer's recommendations or an approved nutrient management plan and shall not be applied during rainfall events;
  - Inspections shall be conducted at a frequency of (i) at least once every four (4) business days or (ii) at least once every (5) business days and no later than 24 hours following a measurable storm event. In the event that a measurable storm event occurs when there are more than 24 hours between business days, the inspection shall be conducted on the next business day; and
  - Representative inspections used by utility line installation, pipeline construction, or other similar linear construction activities shall inspect all outfalls.

2. Does this proposed land-disturbing activity discharge to a surface water identified as impaired or for which a TMDL wasteload allocation has been established and approved prior to the term of the general permit for polychlorinated biphenyl (PCB)? **Yes**. If **YES**, then the following general permit (Part I B 4 b) and SWPPP requirements (Part II B 6) must be implemented for the land-disturbing activity **if** the construction activity involves the demolition of structures (i) equal to or greater than 10,000 square feet and (ii) built or renovated on or before January 1, 1980:
- Implement an approved erosion and sediment control plan;
  - Dispose of PCB-contaminated materials in compliance with applicable state, federal, and local requirements to minimize the exposure of PCB-containing building materials;
  - Inspections shall be conducted at a frequency of (i) at least once every four (4) business days or (ii) at least once every (5) business days and no later than 24 hours following a measurable storm event. In the event that a measurable storm event occurs when there are more than 24 hours between business days, the inspection shall be conducted on the next business day; and
  - Representative inspections used by utility line installation, pipeline construction, or other similar linear construction activities shall inspect all outfalls.
3. Does this proposed land-disturbing activity discharge to an exceptional water as identified in Section 30 of the Water Quality Standards, 9VAC 25-260? **No**. If **YES**, then the following general permit (Part I B 5) and SWPPP requirements (Part II B 7) must be implemented for the land-disturbing activity:
- Permanent or temporary soil stabilization shall be applied to denuded areas within seven (7) days after final grade is reached on any portion of the site;
  - Nutrients (e.g., fertilizers) shall be applied in accordance with manufacturer's recommendations or an approved nutrient management plan and shall not be applied during rainfall events;
  - Inspections shall be conducted at a frequency of (i) at least once every four (4) business days or (ii) at least once every (5) business days and no later than 24 hours following a measurable storm event. In the event that a measurable storm event occurs when there are more than 24 hours between business days, the inspection shall be conducted on the next business day; and
  - Representative inspections used by utility line installation, pipeline construction, or other similar linear construction activities shall inspect all outfalls.

The general permit requires that you submit a complete Notice of Termination packet no later than 30 days after meeting one or more of the termination conditions set forth in the general permit (Part I F). In accordance with the Virginia Stormwater Management Program State Permit Fee Regulation (9VAC 25-870-830), you may be required to pay an annual permit maintenance fee until coverage under this general permit has been terminated. If you are required to pay an annual permit maintenance fee, you will receive an invoice from the VSMP Authority.

The general permit will expire on June 30, 2024. The conditions of the general permit require that you submit a new registration statement at least 60 days prior to that date if you wish to continue coverage under the general permit, unless permission for a later date has been granted by the Board. Permission cannot be granted to submit the registration statement after the expiration date of the general permit.

If you have any questions about this permit, please contact the DEQ Office of Stormwater Management at [ConstructionGP@deq.virginia.gov](mailto:ConstructionGP@deq.virginia.gov).

Sincerely,



Andrew J. Hammond II, Acting Manager  
Office of Stormwater Management