

## **Construction Stormwater Notice of Intent**

**Purpose:** This permit, issued by the West Virginia Department of Environmental Protection (WVDEP), is structured to reduce the amount of sediment entering West Virginia waters during storm events from land disturbing activities by requiring a plan for the installation of best management practices.

Projects that will disturb an area of land that is greater than 1 acre to less than 3 acres are subject to the Notice of Intent (NOI).

**Review Process:** Submission of the NOI is required 15 working days prior to the start of activity. While not required to be submitted, a construction stormwater protection plan and a groundwater protection plan are required to be maintained on site. The applicant should not begin construction until written acknowledgement has been received from WVDEP. When the construction activity is completed and all disturbed areas stabilized, the responsible party must submit a Notice of Termination (NOT) to WVDEP. Failure to submit the NOT will result in annual renewal fees until the NOT is approved.

We highly recommended that you visit WVDEP's Construction Stormwater Section on the Internet at: <http://www.dep.wv.gov/WWE/Programs/stormwater/csw/Pages/home.aspx> for current contact information, permit information, manuals and other pertinent information. **Important Note:** Phased projects where phases are less than 1 acre but the total disturbance of all phases is between 1 and 3 acres require an NOI. Land disturbance does not have to be contiguous to qualify.

**Permit Cost:** \$300

### **Contact Information:**

WV Department of Environmental Protection  
Division of Water and Waste Management  
601 – 57<sup>th</sup> Street, SE  
Charleston, WV 25304  
(304) 926-0495



[Riparian restoration and streambank repair on Sleepy Creek, Morgan County](#)

## **Construction Stormwater Site Registration**

**Purpose:** This permit, issued by the West Virginia Department of Environmental Protection (WVDEP), is structured to reduce the amount of sediment entering West Virginia waters during storm events from land disturbing activities by requiring a plan for the installation of best management practices.

Projects that will disturb 3 acres or greater of land are subject to the Site Registration.

**Review Process:** The site registration must be submitted at least 45 days prior to the start of activity. The site registration includes the submission of a construction stormwater protection plan and groundwater protection plan. These are also to be maintained on site.

If the proposed project discharges to or upstream of a Tier 2.5 or Tier 3 water, disturbs more than 100 acres, or has an initial grading construction phase of 1 year or greater, the site registration **must be submitted 90 days prior** to construction to allow for public notice.

The applicant should not begin construction until a permit has been received from WVDEP. When construction activity is completed and all disturbed areas stabilized, the responsible party must submit a Notice of Termination (NOT) to WVDEP. Failure to submit the NOT will result in annual renewal fees until the NOT is approved.

### **Permit Cost:**

3 – 3.9 acres	\$700
4 – 38.9 acres	\$1170
39 – 76.9 acres	\$1400
77 acres or more	\$1750

### **Contact Information:**

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(304) 926-0495



[Stream restoration Knapps Creek, Pocahontas County](#)

We highly recommended that you visit WVDEP's Construction Stormwater Section on the Internet at: <http://www.dep.wv.gov/WWE/Programs/stormwater/csw/Pages/home.aspx> for current contact information, permit information, manuals and other pertinent information. **Note:** A phased project where phases are less than 3 acres but the total disturbance of all phases exceeds 3 acres requires a site registration. Land disturbance does not have to be contiguous to qualify.