

## **EMERGENCY AUTHORIZATION FORM**

### **GENERAL PERMIT FOR STORMWATER ASSOCIATED WITH CONSTRUCTION ACTIVITY**

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*Submission of the Emergency Authorization Form constitutes notice that a person must conduct earth-disturbing activities prior to obtaining general permit coverage in response to a public emergency (e.g., natural disaster, widespread disruption in essential public services), and the related work requires immediate authorization to avoid imminent endangerment to human health, public safety, or the environment, or to reestablish essential public services. Emergency authorization requires the following:*

- *Emergency authorization must be obtained from the Department within 24 hours after initiating earth-disturbing activities. (Where circumstances allow, it is recommended that you obtain emergency authorization prior to initiating earth-disturbing activities).*
- *The responsible party must obtain emergency authorization in writing or via electronic mail.*
- *If the Department denies emergency authorization, the responsible party must immediately stabilize<sup>1</sup> earth disturbance and complete the authorization process for general permit coverage before resuming earth disturbance.*
- *A responsible party with emergency authorization is authorized to discharge on the condition that a complete and accurate<sup>2</sup> NOI is submitted within 7 calendar days after commencing earth-disturbing activities.*
- *The responsible party must complete all requirements to obtain regular coverage under the general permit.*
- *The responsible party must provide a copy of the emergency authorization with the NOI.*

*By signing and submitting this Emergency Authorization Form, the responsible party as described in Section A of this form, assumes responsibility of the construction project, and is obligated to comply with the terms and conditions of the General Permit for Stormwater Associated with Construction Activity. Please send the request to to [mde.constructionswnoi@maryland.gov](mailto:mde.constructionswnoi@maryland.gov).*

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#### A. Responsible Party Information *(please print or type responses)*

<b>First Name</b>	
<b>Last Name</b>	
<b>Physical Address</b>	
<b>Mailing Address</b>	
<b>Phone</b>	
<b>Email</b>	

<sup>1</sup> *Stabilization requirements are found in Section B-4 of the 2011 ESC Handbook.*

<sup>2</sup> *For more information on the completeness and accuracy of the NOI, see Part II.A.2 and Part II.A.4 of the permit.*

**MARYLAND DEPARTMENT OF THE ENVIRONMENT**

Water and Science Administration · Industrial Stormwater Permits Division  
1800 Washington Blvd. · Suite 455 · Baltimore Maryland 21230  
(410) 537-3019 · 1-800-633-6101 · <https://mde.maryland.gov>

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**B. Project Information** *(please print or type responses)*

<b>Project/Site Name</b>	
<b>Project/Site Address</b>	
<b>Nearest cross street of project site</b>	
<b>Limit of Disturbance (acres)</b>	
<b>Project Description</b>	

**C. Discharge Information** *(please print or type responses)*

<b>Receiving Waters</b>	
<b>Watershed Basin Code</b>	
<b>Tier II Waters</b>	

**D. Emergency Information** *(please print or type responses)*

Is the emergency from a natural disaster?  Yes  No

Is the emergency a widespread disruption in essential public services?  Yes  No

Is the emergency authorization to avoid imminent endangerment to human health, public safety, or the environment?  Yes  No

Have any other approval authorities been notified of the emergency work?  Yes  No

Please list other approval authorities who have been notified of the emergency work:


Have any other approval authorities given authorization for the emergency work?  Yes  No

Please list other approval authorities who have given authorization for the emergency work:


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Please provide a summary of the emergency:

If possible, please provide a vicinity map of the project's location:

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E. Certification Statement

I certify under penalty of law that I have read and understand the eligibility requirements for claiming an emergency authorization.

I understand that I am obligated to complete and submit an accurate NOI within 7 calendar days after commencing earth-disturbing activities

I certify and affirm under penalty of law that this document was completed under my supervision and that the information contained herein is accurate and truthful to the best of my knowledge.

I further certify that the information concerning ownership/control of this site/project is accurate. I am responsible for the construction activities of this site/project, for satisfying the requirements of this discharge permit, and for any civil or criminal penalties incurred due to violations of this permit as set forth in Maryland and/or federal laws and regulations.

I am aware that submitting false, inaccurate or incomplete information may result in the denial or revocation of the permit, or be subject to any other sanctions allowed under Maryland Law.

<b>NAME</b>	
<b>TITLE</b>	
<b>SIGNATURE</b>	
<b>DATE</b>	
<b>EMAIL</b>	

### **Signatory Authority**

COMAR 26.08.04.01-1B(5)

For a corporation, by a responsible corporate officer such as:

- (i) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or
  - (ii) The manager of one or more manufacturing, production, or operating facilities employing more than 250 individuals or having gross annual sales or expenditures exceeding \$25 million, in second-quarter 1980 dollars, if authority to sign documents has been assigned or delegated to the manager according to corporate procedures;
- (b) For a partnership or sole proprietorship, by a general partner or the proprietor, respectively;
- (c) For a municipal, State, or other public agency, by either a principal executive officer, ranking elected official, or other duly authorized employee; or
- (d) For a federal agency, by a principal executive officer that includes:
- (i) The chief executive officer of the agency, or
  - (ii) A senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency such as a regional administrator of the EPA.

### **How to submit the NOI and accompanying documentation via eNOI:**

The responsible party must use the Department's NPDES eNOI Tool to electronically submit an NOI for coverage under the permit unless a Waiver was received from the Department as detailed in Part II.A.6 of the permit. In addition to the NOI, the responsible party will also need to attach the E&SC, SWM, antidegradation checklist and SWPPP as required by this permit. For detailed information on items for the authorization under the permit see Part II.A of the permit.

To access the tool, go to access the system at: <https://egov.maryland.gov/mde/npdes/Account/Login>.

### **Fees associated with the General Permit for Stormwater Associated with Construction Activity:**

An NOI fee is required at the time of submission of an NOI. The fee schedule is based on the size of the total planned disturbance. If the area of disturbance is projected to increase, an NOI should be resubmitted with a fee that reflects this change in coverage. The applicant must determine the appropriate fee to be paid from the fee schedule set in State regulations COMAR 26.08.04.09-1 C(2).

### **Right of Entry**

You must permit the Secretary of the Department, the Regional Administrator for the EPA, or their authorized representatives, upon the presentation of credentials, to:

1. enter upon your premises where a discharges' source is located or where any records are required to be kept under the terms and conditions of this permit;
2. access and copy, at reasonable times, any records required to be kept under the terms and conditions of this permit;
3. inspect, at reasonable times, any monitoring equipment or monitoring method required in this permit;
4. inspect, at reasonable times, any collection, treatment, pollution management, or discharge facilities required under this permit;
5. sample, at reasonable times, any discharge of pollutants; and
6. take photographs (which may require direction for reasons of national security).