

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Page 1 of 20

Part I: General Conditions

General Information

Name of Municipality or Organization: Hopedale

State: MA

EPA NPDES Permit Number (if applicable): W-040560

Primary MS4 Program Manager Contact Information

Name: Steven Sette

Title: Town Administrator

Street Address Line 1: 78 Hopedale Street P.O. Box 7

Street Address Line 2:

City: Hopedale

State: MA

Zip Code: 01747

Email: ssette@hopedale-ma.gov

Phone Number: (508) 634-2203

Fax Number: (508) 634-2200

Other Information

Stormwater Management Program (SWMP) Location
(web address or physical location, if already completed):

To Be Completed During Permit Year 2 and Posted to Town Website (2019-2020)

Eligibility Determination

Endangered Species Act (ESA) Determination Complete? Yes

Eligibility Criteria
(check all that apply):☐ A ☐ B ☒ C

National Historic Preservation Act (NHPA) Determination Complete? Yes

Eligibility Criteria
(check all that apply):☒ A ☐ B ☐ C☒ Check the box if your municipality or organization was covered under the 2003 MS4 General Permit

MS4 Infrastructure (if covered under the 2003 permit)

Estimated Percent of Outfall Map Complete?
(Part II, III, IV or V, Subpart B.3.(a.) of 2003 permit)

90%

If 100% of 2003 requirements not met, enter an
estimated date of completion (MM/DD/YY):

06/30/20

Web address where MS4 map is published:

If outfall map is unavailable on the internet an electronic
or paper copy of the outfall map must be included with
NOI submission (see section V for submission options)

A PDF of the Town's Drainage Map, including all outfalls and receiving waters, is attached.

Regulatory Authorities (if covered under the 2003 permit)

Illicit Discharge Detection and Elimination (IDDE) Authority Adopted?
(Part II, III, IV or V, Subpart B.3.(b.) of 2003 permit)

No

Effective Date or Estimated
Date of Adoption (MM/DD/YY):

06/30/20

Construction/Erosion and Sediment Control (ESC) Authority Adopted?
(Part II, III, IV or V, Subpart B.4.(a.) of 2003 permit)

No

Effective Date or Estimated
Date of Adoption (MM/DD/YY):

06/30/20

Post- Construction Stormwater Management Adopted?
(Part II, III, IV or V, Subpart B.5.(a.) of 2003 permit)

No

Effective Date or Estimated
Date of Adoption (MM/DD/YY):

06/30/20

Part II: Summary of Receiving Waters

Massachusetts list of impaired waters: Massachusetts 2014 List of Impaired Waters- <http://www.mass.gov/eea/docs/dep/water/resources/07v5/14list2.pdf>

[illegible]

Waterbody that receives flow from the MS4 and segment ID if applicable	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/ DO Saturation	Nitrogen	Oil & Grease/ PAH	Phosphorus	Solids/ TSS/ Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
Wetland by Hammond Road	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed stream by Briarcliff Road	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Spruce Circle	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Greene Street and Oakview Lane	6	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Greene Street	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland on Hopedale Street by Greene Street	5	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland near Mill River by Greene Street	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Dana Park	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Mantoni Drive	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Mill Street and Laurelwood Drive	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed stream by Heron Lane	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Forest Path and Heron Lane	3	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Country Club Lane	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Larkin Lane and Harmony Trail	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Haven Way	3	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Wetland by Liberty Circle	5	☐	☐	☐	☐	☐	☐	☐	☐	☐	
		☐	☐	☐	☐	☐	☐	☐	☐	☐	
		☐	☐	☐	☐	☐	☐	☐	☐	☐	

Click to lengthen table

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Part III: Stormwater Management Program Summary

Identify the Best Management Practices (BMPs) that will be employed to address each of the six Minimum Control Measures (MCMs). For municipalities/organizations whose MS4 discharges into a receiving water with an approved Total Maximum Daily Load (TMDL) and an applicable waste load allocation (WLA), identify any additional BMPs employed to specifically support the achievement of the WLA in the TMDL section at the end of part III.

For each MCM, list each existing or proposed BMP by category and provide a brief description, responsible parties/departments, measurable goals, and the year the BMP will be employed (public education and outreach BMPs also requires a target audience). **Use the drop-down menus in each table or enter your own text to override the drop down menu.**

MCM 1: Public Education and Outreach

BMP Media/Category (enter your own text to override the drop down menu)	BMP Description	Targeted Audience	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal	Beginning Year of BMP Implementation
Newspaper Articles/Press Releases/Meeting	Include information in the Town's newspaper regarding Hopedale's stormwater management program specifically targeting residents and how they can impact stormwater and receiving water quality.	Residents	Highway Department	Submit article for publication in the Town newspaper on how residents can impact stormwater and receiving water quality.	FY20
Newspaper Articles/Press Releases/Meeting	Include information in the Town's newspaper regarding Hopedale's stormwater management program specifically targeting businesses, institutions and commercial facilities and how they can impact stormwater and receiving water quality.	Businesses, Institutions and Commercial Facilities	Highway Department	Submit article for publication in the Town newspaper on how businesses, institutions and commercial facilities can impact stormwater and receiving water quality.	FY20

Brochures/Pamphlets	Distribute brochures to prospective developers and contractors providing general information on stormwater management on construction sites and the Town's erosion and sediment control rules and regulations.	Developers (construction)	Planning Board	Distribute brochure/ make brochure available at Town Hall to all prospective developers and maintain a list of all recipients.	FY21
Brochures/Pamphlets	Distribute educational materials to industrial properties regarding stormwater best management practices, including equipment inspection, waste disposal, dumpster maintenance, use and storage of de-icing materials, and parking lot sweeping.	Industrial Facilities	Highway Department	Distribute brochure during Permit Year 3 and maintain a list of all recipients.	FY21
Brochures/Pamphlets	Distribute a flyer about proper septic system maintenance to septic system owners.	Residents	Board of Health	Maintain a list of all recipients of the flyer.	FY22
Brochures/Pamphlets	Distribute brochure about the benefits of adopting low impact development practices such as disconnecting impervious surfaces.	Businesses, Institutions and Commercial Facilities	Highway Department, Conservation Commission	Have Chamber of Commerce distribute brochures. Track number of brochures distributed.	FY22
Brochures/Pamphlets	Promote LID practices such as installation of vegetated filter strips to treat stormwater onsite and infiltrate to offset impervious area created through development.	Developers (construction)	Highway Department, Board of Health, Conservation Commission	Distribute brochures at Town Hall. Track number of brochures distributed.	FY23

[illegible]

Part III: Stormwater Management Program Summary (continued)

[illegible]

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Part III: Stormwater Management Program Summary *(continued)*

MCM 3: Illicit Discharge Detection and Elimination (IDDE)

BMP Categorization (enter your own text to override the drop down menu)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
SSO inventory	Develop SSO inventory in accordance with permit conditions.	Highway Department	Complete within 1 year of effective date of permit.	FY20
Storm sewer system map	Create map and update during IDDE program completion.	Highway Department	Update map within 2 years of effective date of permit and complete full system map 10 years after effective date of permit.	FY20
Written IDDE program	Create written IDDE program.	Highway Department	Complete within 1 year of the effective date of permit and update as required.	FY20
Implement IDDE program	Implement catchment investigations according to program and permit conditions.	Highway Department	Complete 10 years after effective date of permit	FY20
Employee training	Train employees on IDDE implementation.	Highway Department	Train annually	FY20
Conduct dry weather screening	Conduct in accordance with outfall screening procedure and permit conditions.	Highway Department	Complete 3 years after effective date of permit.	FY21
Conduct wet weather screening	Conduct in accordance with outfall screening procedure.	Highway Department	Complete 10 years after effective date of permit.	FY23
Ongoing screening	Conduct dry weather and wet weather screening (as necessary).	Highway Department	Complete ongoing outfall screening upon completion of IDDE program.	FY29

[illegible]

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Part III: Stormwater Management Program Summary (continued)

MCM 4: Construction Site Stormwater Runoff Control

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
Site inspection and enforcement of Erosion and Sediment Control (ESC) measures	The Town's existing Erosion Control Bylaw outlines enforcement procedures. Existing bylaws and regulations will be reviewed and updated as needed to ensure compliance with permit conditions.	Highway Department, Planning Board	Complete within 2 years of the effective date of permit. Report the number of site inspections and enforcement actions annually.	FY20
Site Plan Review	The Town has in place a written Site Plan Review Submission Requirements and Procedures. Written procedures will be reviewed and updated as needed to ensure they meet the requirements of the permit.	Highway Department, Planning Board	Complete within 2 years of the effective date of permit. Report on the number of site plan reviews conducted, and enforcement actions taken annually.	FY20
Erosion and Sediment Control	The Town's Stormwater Regulations currently provide enforcement procedures. Existing bylaws and regulations will be reviewed and updated as needed to ensure compliance with permit conditions.	Highway Department, Planning Board	Continue to enforce existing sediment and erosion control requirements, and update regulations as needed within 2 years of the permit effective date.	FY20

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 5: Post-Construction Stormwater Management in New Development and Redevelopment

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
As-built plans for on-site stormwater control	The procedures to require submission of as-built drawings and ensure long term operation and maintenance will be a part of the SWMP	Highway Department	Require submission of as-built plans for completed projects	FY20
Target properties to reduce impervious areas	Identify at least 5 permittee-owned properties that could be modified or retrofitted with BMPs to reduce impervious areas and update annually	Highway Department	Complete 4 years after effective date of permit and report annually on retrofitted properties	FY22
Allow green infrastructure	Develop a report assessing existing local regulations to determine the feasibility of making green infrastructure practices allowable when appropriate site conditions exist	Highway Department	Complete 4 years after effective date of permit and implement recommendations of report	FY22
Street design and parking lot guidelines	Develop a report assessing requirements that affect the creation of impervious cover. The assessment will help determine if changes to design standards for streets and parking lots can be modified to support low impact design options.	Highway Department	Complete 4 years after effective date of permit and implement recommendations of report	FY22

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 6: Municipal Good Housekeeping and Pollution Prevention

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
O&M procedures	Create written O&M procedures including all requirements contained in 2.3.7.a.ii for parks and open spaces, buildings and facilities, and vehicles and equipment	Highway Department, Park Commission, Local Schools	Complete and implement 2 years after effective date of permit	FY20
Inventory all permittee-owned parks and open spaces, buildings and facilities, and vehicles and equipment	Create inventory	Highway Department, Parks Commission, Local Schools	Complete 2 years after effective date of permit and implement annually	FY20
Infrastructure O&M	Establish and implement program for repair and rehabilitation of MS4 infrastructure	Highway Department	Complete 2 years after effective date of permit	FY20
Stormwater Pollution Prevention Plan (SWPPP)	Create SWPPPs for maintenance garages, transfer stations, and wastewater treatment facility.	Highway Department	Complete and implement 2 years after effective date of permit	FY20
Catch basin cleaning	Establish schedule for catch basin cleaning such that each catch basin is no more than 50% full and clean catch basins on that schedule	Highway Department	Clean catch basins on established schedule and report number of catch basins cleaned and volume of material removed annually	FY20
Street sweeping program	Sweep all streets and permittee-owned parking lots in accordance with permit conditions	Highway Department	Sweep all streets and permittee-owned parking lots once per year in the spring	FY20
Road salt use optimization program	Establish and implement a program to minimize the use of road salt	Highway Department	Implement salt use optimization during deicing season	FY20

[illegible]

Part III: Stormwater Management Program Summary (continued)

Use the drop-down menus to select the applicable TMDL, action description to meet the TMDL requirements, and the responsible department/parties. If no options are applicable, or more than one, **enter your own text to override drop-down menus.**

[illegible]

Part III: Stormwater Management Program Summary (continued)

Use the drop-down menus to select the pollutant causing the water quality limitation and enter the waterbody ID(s) experiencing excursions above water quality standards for that pollutant. In addition, if you are subject to additional requirements due to a downstream nutrient impairment (see Part 2.2.2 of the permit) select the pollutant of concern and indicate applicable waterbody IDs or write "all waterbodies" if applicable. Choose the action description from the dropdown menu and indicate the responsible party. If no options are applicable, or more than one, **enter your own text to override drop-down menus.**

[illegible]

Part IV: Notes and additional information

Use the space below to indicate the part(s) of 2.2.1 and 2.2.2 that you have identified as not applicable to your MS4 because you do not discharge to the impaired water body or a tributary to an impaired water body due to nitrogen or phosphorus. Provide all supporting documentation below or attach additional documents if necessary. Also, provide any additional information about your MS4 program below.

Through consultation with the US Fish & Wildlife, it was determined that the only threatened species within Hopedale is the northern long-eared bat. Actions currently proposed within this Notice of Intent will not affect this species. As Best Management Practices are constructed in the future, the Town will consult with US Fish & Wildlife prior to construction activities.

Comprehensive mapping of the drainage system has been completed, including mapping of drainage piping, catch basins and manholes in addition to outfalls. Some areas need to be revisited to ensure that all regulated outfalls have been mapped. This is projected to be completed in Permit Year 2. With what has been mapped, there are no federal historic properties near an outfall. Once mapping has been revisited, this will be confirmed.

The provisions within the Town's existing regulatory documents will be further clarified, and restructured as needed, to meet the full intent of the 2003 and the 2016 MS4 Permit during Permit Year 2.

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Part V: Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name:

Steven Sette

Title:

Town Administrator

Signature:



Date:

5/2/19

[To be signed according to Appendix B, Subparagraph B.11, Standard Conditions]

Note: When prompted during signing, save the document under a new file name



United States Department of the Interior

FISH AND WILDLIFE SERVICE
New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
Phone: (603) 223-2541 Fax: (603) 223-0104
<http://www.fws.gov/newengland>



In Reply Refer To:

April 18, 2019

Consultation Code: 05E1NE00-2019-SLI-1453

Event Code: 05E1NE00-2019-E-03499

Project Name: Hopedale MS4 - Endangered Species Act Determination

Subject: List of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2)(c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF>

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 *et seq.*), and projects affecting these species may require development of an eagle conservation plan (http://www.fws.gov/windenergy/eagle_guidance.html). Additionally, wind energy projects should follow the wind energy guidelines (<http://www.fws.gov/windenergy/>) for minimizing impacts to migratory birds and bats.

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm>; <http://www.towerkill.com>; and <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List
-

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
(603) 223-2541

Project Summary

Consultation Code: 05E1NE00-2019-SLI-1453

Event Code: 05E1NE00-2019-E-03499

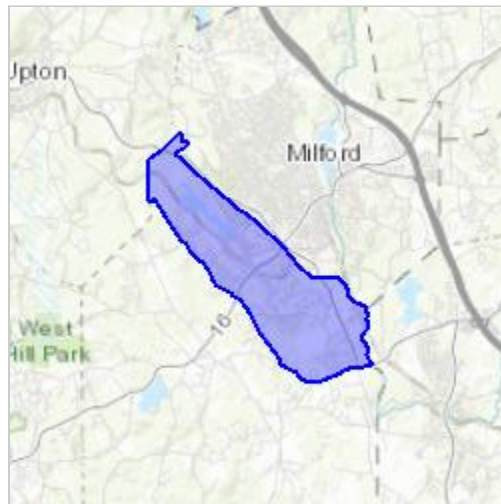
Project Name: Hopedale MS4 - Endangered Species Act Determination

Project Type: ** OTHER **

Project Description: Hopedale, Massachusetts MS4 NOI

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/place/42.12902407757173N71.54062931517345W>



Counties: Norfolk, MA | Worcester, MA

Endangered Species Act Species

There is a total of 1 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

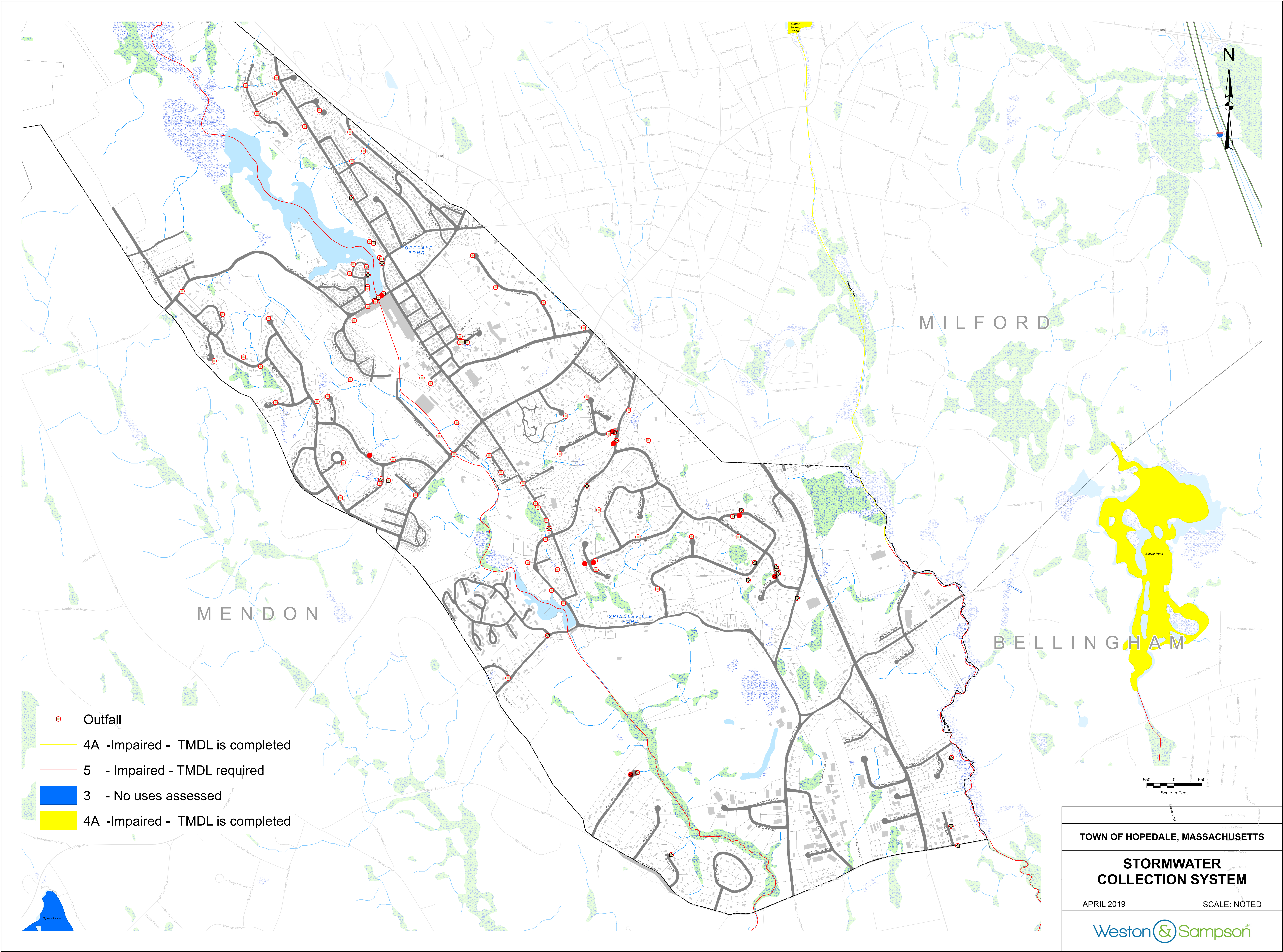
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1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Mammals

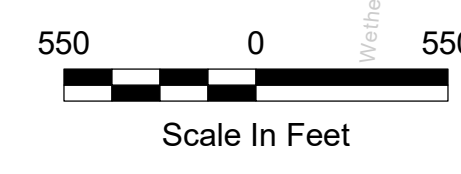
NAME	STATUS
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9045	Threatened

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.



- Outfall
- 4A - Impaired - TMDL is completed
- 5 - Impaired - TMDL required
- 3 - No uses assessed
- 4A - Impaired - TMDL is completed



TOWN OF HOPEDALE, MASSACHUSETTS	
STORMWATER COLLECTION SYSTEM	
APRIL 2019	SCALE: NOTED
Weston & Sampson SM	