

VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION
AUTHORIZATION TO DISCHARGE UNDER
GENERAL PERMIT 3-9050

A determination has been made that the applicant(s):

Hillview Heights Homeowners Association, Inc.
PO Box 4251
Burlington, VT 05406

And
Hillview Heights, LLC
PO Box 4251
Burlington, VT 05406

Impervious Area: 1.57 acres

meets the criteria necessary for inclusion under General Permit 3-9050. Hereinafter, the named applicant shall be referred to as the permittee. Subject to the conditions of General Permit No. 3-9050, the permittee is authorized to discharge stormwater as described herein:

Project Name: Hillview Heights Subdivision

Project Location: 2427 Hillview Rd in Richmond, Vermont

Receiving Waters:

- Unnamed tributary of Huntington River
- Wetlands leading to Huntington River

Manner of Discharge:

S/N 001: Stormwater runoff from building rooftops and gravel surfaces, via overland flow and swales is routed to a sand filter system discharging via infiltration and rip rap weir to class two wetlands and ultimately to Huntington River.

S/N 002: Stormwater runoff from building rooftops and gravel surfaces, via overland flow, swales, culverts and a yard drain is routed to a gravel wetland system discharging by controlled outlet structure to an existing municipal ditch along Hillview Road and ultimately to a tributary of Huntington River.

S/N 003: Stormwater runoff from building rooftops and gravel surfaces, via overland flow, swales, and culverts is routed to a filter strip and gravel wetland system discharging by controlled outlet structure to an unnamed tributary of Huntington River.

S/N 004: Stormwater runoff from building rooftops and gravel surfaces, via overland flow, swales, and culverts is routed to a gravel wetland system discharging by controlled outlet structure to an unnamed tributary of Huntington River.

Design: This project shall be constructed and operated in accordance with the site plans and details designed by Cross Consulting Engineers:

- C-1, Overall Site Plan, dated 02/23/2022 revised 3/28/2022;
- C-2, Existing Conditions Plan, dated 02/23/2022 revised 6/21/2022;
- C-3, Grading Plan - Lots 1 & 2, dated 02/23/2022;
- C-4, Grading Plan - Lots 3, 4 & 5, dated 02/23/2022;
- C-5, Grading Plan - Lot 7, dated 02/23/2022;
- C-6, Grading Plan - Lot 6, dated 02/23/2022;
- C-13, Road Plan and Profile, dated 02/23/2022;
- C-14, Filtering System Plan and Profile, dated 02/23/2022;
- C-15, Gravel Wetland 1 Plan and Profile, dated 02/23/2022 revised 6/21/2022;
- C-16, Gravel Wetland 2 Plan and Profile, dated 02/23/2022 revised 6/21/2022;
- C-17, Gravel Wetland 3 Plan and Profile, dated 02/23/2022 revised 6/21/2022;

C-18, Post-Construction Soil Depth Plan, dated 02/23/2022;
C-19, Stormwater Maintenance Plan, dated 02/23/2022 revised 6/21/2022;
C-20, Details, dated 02/23/2022; and all supporting information.

By reference, the above noted plans are made part of this authorization.

Compliance with General Permit 3-9050 and this Authorization

The permittee shall comply with this authorization and all the terms and conditions of General Permit 3-9050, including the payment of annual operating fees to the Department. A billing statement for such fees will be sent to the permittee each year. An invoice for the first year's operating fee will be sent separately. Any permit non-compliance, including a failure to pay the annual operating fee, constitutes a violation of 10 V.S.A. Chapter 47 and may be grounds for an enforcement action or revocation of this authorization to discharge.

Construction of the Stormwater Management System:

The stormwater management system as described in the approved design above shall be installed prior to the discharge of stormwater from any new or redeveloped impervious surface covered by this authorization. Where stormwater from existing impervious surface is being treated pursuant to "Site Balancing", per the approved design, the stormwater system treating such areas shall be installed prior to the discharge of stormwater from new or redeveloped impervious surface.

For any existing impervious surface covered by this authorization, except for existing impervious surfaces used for Site Balancing, as noted above, the stormwater management system as described in the approved design above shall be installed no later than 1/12/2028.

Annual Inspection and Report

The stormwater management system shall be properly operated. The permittee shall submit an annual inspection report on the operation, maintenance and condition of the stormwater management system. The inspection report shall be submitted regardless of whether the project has been constructed. The inspection shall be conducted between the conclusion of spring snow melt and June 15th of each year and the inspection report shall be submitted to the Secretary by July 15th of each year, or by July 30th if performed by a utility or municipality pursuant to a duly adopted stormwater management ordinance. The inspection report shall note all problem areas and all measures taken to correct any problems and to prevent future problems. The online submittal system, ANR Online, can be accessed at <https://anronline.vermont.gov>.

Initial Statement of Compliance

An initial statement of compliance, signed by a designer, must be submitted to the Stormwater Management Program no later than 30 days following completion of construction of the stormwater management system. Forms for completing this requirement are available on the Stormwater Management Program's website. The online submittal system, ANR Online, can be accessed at <https://anronline.vermont.gov>.

Transferability

This authorization to discharge is not transferable to any person except in compliance with Part 8.4 of General Permit 3-9050. A copy of General Permit 3-9050 is available from the Department via the internet at https://dec.vermont.gov/sites/dec/files/wsm/stormwater/docs/2020_09_01%20Final%20GP%203-9050.pdf

Changes to Permitted Development

In accordance with Part 8.6. of General Permit 3-9050, the permittee shall notify the Department of any planned development or facility expansions or changes that may result in new or increased stormwater discharges. The Department shall determine the appropriateness of continued inclusion under General Permit 3-9050 by the modified development or facility.

Recording in Land Records

The permittee shall record in the local land records, within 30 days of issuance of this authorization, a one-page notice of permit coverage. A one-page notice form may be obtained from the Secretary. A copy of the recording shall be provided to the Secretary within 14 days of the permittee's receipt of a copy of the recording from the local land records. Permits for public linear transportation projects shall be exempt from this requirement provided the permit is retained by the permittee in the official project file.

Right to Appeal

(A) Pursuant to 10 V.S.A. Chapter 220, any appeal of this permit, except for appeal of a renewable energy plant as described in (B), must be filed with the clerk of the Environmental Division of the Superior Court within 30 days of the date of the

decision. The notice of appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Division; and must be signed by the appellant or the appellant's attorney. In addition, the appeal must give the address or location and description of the property, project, or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the notice of appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings.

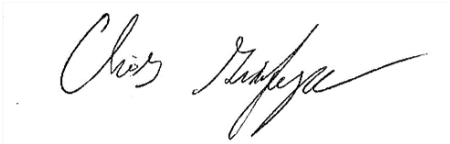
(B) If this permit relates to a renewable energy plant for which a certificate of public good is required under 30 V.S.A. § 248, any appeal of this decision must be filed with the Vermont Public Utility Commission pursuant to 10 V.S.A. § 8506. This section does not apply to a facility that is subject to 10 V.S.A. § 1004 (dams before the Federal Energy Regulatory Commission), 10 V.S.A. § 1006 (certification of hydroelectric projects), or 10 V.S.A. Chapter 43 (dams). Any appeal under this section must be filed with the clerk of the Public Utility Commission within 30 days of the date of this decision; the appellant must file with the clerk an original and six copies of its appeal. The appellant shall provide notice of the filing of an appeal in accordance with 10 V.S.A. § 8504(c)(2) and shall also serve a copy of the notice of appeal on the Vermont Public Service Department. For further information, see the Rules and General Orders of the Public Utility Commission.

Effective Date and Expiration Date of this Authorization

This authorization to discharge shall become effective on January 13, 2023 and shall expire on January 12, 2028. The permittee shall reapply for coverage prior to the expiration of this authorization.

Dated January 13, 2023.

Julia S. Moore, Secretary
Agency of Natural Resources



By:

Chris Gianfagna, Program Manager
Stormwater Management Program



VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION
WATERSHED MANAGEMENT DIVISION
STORMWATER PROGRAM

Town Recording of Permit Issued

FOR STORMWATER DISCHARGE PERMIT BY THE VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Notice is hereby given that the Vermont Department of Environmental Conservation gives authorization to discharge pursuant to a general stormwater discharge permit that has been issued to Permittee(s) named herein for the discharge of stormwater runoff for the property identified below from impervious surfaces (e.g. roadways, rooftops, parking lots, walkways) pursuant to 10 V.S.A. 1264. The authorization requires treatment and control of stormwater runoff, long-term maintenance of the treatment and control structures and payment of yearly operational fees.

Permittee(s): **Hillview Heights, LLC; Hillview Heights Homeowners Association, Inc.**

Permit/Authorization Number: **9410-9050**

911 Address of Property: **2427 Hillview Rd, Richmond**

Name of association (if applicable): **Hillview Heights Homeowners Association, Inc.**

Printed Name of Permittee or Authorized Representative: _____

Signature of Permittee or Authorized Representative: _____ Date: _____

FOR TOWN CLERK USE ONLY:

Recorded under Book: _____ Page: _____

Date Recorded with Town: _____

Signature / Stamp: _____

Recording information for Municipal Clerks - please index this document listing the State of Vermont, Department of Environmental Conservation as "Grantee," and listing the above-named Permittee(s) as "Grantor(s)." Additionally, if this notice lists the name of a condominium, subdivision or planned community association, please list the named association as an additional "Grantor."

Can be Completed by Clerk or Permittee:

Please upload this completed form to ANR Online by visiting the following link
https://anronline.vermont.gov/?formtag=WS_Storm_TownRecording