



COLORADO

Department of Public
Health & Environment

Dedicated to protecting and improving the health and environment of the people of Colorado

MEMORANDUM

TO: Permittees with a permit under the General Permit for Stormwater Discharges from Non-Standard Municipal Separate Storm Sewer Systems (COR070000)

FROM: Mary Welch, Environmental Protection Specialist, 303-692-3428, mary.welch@state.co.us

DATE: September 15, 2022

RE: Reminder of upcoming due dates for MS4 participation agreements or process descriptions

This memorandum serves as a reminder that MS4 participation agreements or process descriptions for all renewal permittees must be received by the division by **November 1, 2022** in order for a COR070000 permittee to defer previous MS4 areas for construction or post-construction program implementation to a permitted city, county, or quasi-governmental organization.

For construction and post construction program exclusions under Part I.E.3.a.i(B) (construction) and Part I.E.4.a.i(B) (post construction), permittees seeking exclusions under city, county, or quasi-governmental MS4 permittee must provide agreements or legal process descriptions as soon as possible, but no later than **November 1, 2022**. This due date is consistent with the COR070000 compliance schedule item in Table 3 for Part I.I.1 as the agreements or documents verify the extent to which the permittee can rely on another entity to implement permit requirements.

Note that this due date does not apply to Part I.A.2.b of the permit. Where the permittee seeks deferment of coverage in Part I.A.2.b.iv (Limitations on Coverage) on the previously unpermitted new MS4 locations the division requires agreements with city, county, or quasi-governmental MS4 permittees or descriptions of legal processes as soon as possible, but no later than November 1, 2023. This is consistent with the compliance schedule item in Table 4 for Part I.I.1 as the agreements or documents verify the extent to which the permittee can rely on another entity to implement permit requirements.

After the dates listed above, the division will consider all MS4 locations without agreements or legal process descriptions to be subject to all permit program requirements and any applicable compliance schedules. Permittees that provide agreements or process descriptions after the due dates may request a permit modification to defer program implementation to a permitted city, county, or quasi-governmental organization. In each annual report, the permittee will identify if the permittee is relying on another entity or if any changes have occurred in the previous year in which entities are implementing the program.

Please email a [narrative conditions report form](#) and the participation agreement or process descriptions to cdphe.wgrecordscenter@state.co.us and mary.welch@state.co.us. Please contact Mary Welch at mary.welch@state.co.us or 720.924.1398 if you have additional questions or concerns.

