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FIN 52375  
FID 816123330

Notice of Intent to Apply for Coverage Under  
WPDES MS4 General Permit No. WI-S050181-1

Form 3400-191 (R 10/14)

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State of Wisconsin  
Department of Natural Resources  
dnr.wi.gov

NOV 27 2011

**Notice:** Pursuant to ss. 283.33 and 283.37, Wis. Stats., and chs. NR 151 and 216, Wis. Adm. Code, this form is used to apply for coverage under Wisconsin Pollutant Discharge Elimination System (WPDES) Municipal Separate Storm Sewer System (MS4) General Permit No. WI-S050181-1. This form and any required attachments constitute the permit application. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Public Records Laws (ss. 19.31-19.39, Wis. Stats.).

**Instructions:** Complete all sections of this permit application. If additional space is needed to respond to a question, attach additional pages. Provide descriptions below that explain the program activities that you expect to develop and implement to comply with the MS4 general permit. Information on the MS4 general permit and the MS4 storm water program are available at: <http://dnr.wi.gov/topic/stormwater/municipal/>. Section 3 of the MS4 general permit contains the compliance schedule that directs when the individual program activities need to be developed and submitted to the Department for review. The detailed programs that are developed and submitted to the Department for review may deviate from the program activities described below if necessary. The descriptions provided below are necessary for the Department to verify that the municipality's program activities comply with the permit.

**Section I: Applicant Information**

Name of Municipality <b>DOUGLAS COUNTY</b>			
Mailing Address <b>1313 BELKNAP ST.</b>	City <b>SUPERIOR</b>	State <b>WI</b>	ZIP Code <b>54880</b>
County(s) in which Applicant is located <b>DOUGLAS</b>	Type of Municipality: (check one) <input checked="" type="checkbox"/> County <input type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Town <input type="checkbox"/> Other (specify)		

**Section II: Local Contact Information**

Name of Municipal Contact Person <b>ANDREW LISAK</b>		Title <b>County Administrator</b>	
Mailing Address <b>1316 N. 14th STREET</b>	City <b>SUPERIOR</b>	State <b>WI</b>	ZIP Code <b>54880</b>
Email address <b>ANDY.LISAK@DouglasCountyWI.ORG</b>	Phone Number (incl. area code) <b>715.395.1335</b>	Website address, if available <b>www.douglascountywi.org</b>	

**Section III: Water Quality Concerns**

Yes	No	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does any part of the MS4 discharge to an outstanding resource water (ORW) or exceptional resource water (ERW) listed under s. NR 102.10 or 102.11, Wis. Adm. Code? (A list of ORWs and ERWs may be found on the Department's Internet site at: <a href="http://dnr.wi.gov/topic/surfacewater/orwerw.html">http://dnr.wi.gov/topic/surfacewater/orwerw.html</a> )
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does any part of the MS4 discharge to an impaired waterbody listed in accordance with section 303(d)(1) of the federal Clean Water Act, 33 USC § 1313(d)(1)(C)? (A list of Wisconsin impaired waterbodies may be found on the Department's Internet site at: <a href="http://dnr.wi.gov/topic/impairedwaters/">http://dnr.wi.gov/topic/impairedwaters/</a> )

**Section IV: Potential Permit Exemption**

Yes	No	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section NR 216.023, Wis. Adm. Code, allows certain MS4s that have less than 1000 people residing in an urbanized area to be waived from municipal storm water permit coverage. Do you believe that the MS4 may be eligible for this potential exemption as described in s. NR 216.023, Wis. Adm. Code?

If yes, please provide documentation supporting a permit exemption including the following (Attach additional pages if necessary):

Total municipal area in square miles **1,480**  
Total municipal population (2010 U.S. census) **44,159**  
MS4 service area within Urbanized Area in square miles **Not Applicable**  
Municipal population within Urbanized Area (2010 U.S. census) **Not Applicable**  
Additional information supporting an exemption under s. NR 216.023, Wis. Adm. Code - **PLEASE SEE ATTACHED**

Note: Urbanized Area information is available from the USEPA at:  
<http://water.epa.gov/polwaste/npdes/stormwater/Urbanized-Area-Maps-for-NPDES-MS4-Phase-II-Stormwater-Permits.cfm>

**Section V: Summary of Municipal Storm Water Program Activities**

Describe the programs or activities the municipality is doing or will do to comply with the requirements of the MS4 general permit. Attach additional pages if necessary.

**A. Public Education and Outreach**

Describe the public education and outreach program activities that the municipality will implement to comply with section 2.1 of the MS4 general permit.

N/A

**B. Public Involvement and Participation**

Describe the public involvement and participation program activities that the municipality will promote to comply with section 2.2 of the MS4 general permit.

N/A

**C. Illicit Discharge Detection & Elimination**

Describe the illicit discharge detection and elimination program authority and activities that the municipality will develop and implement to comply with section 2.3 of the MS4 general permit.

N/A

**D. Construction Site Pollution Control**

Describe the construction site pollutant control program authority and activities that the municipality will develop and implement to comply with section 2.4 of the MS4 general permit.

N/A

**E. Post-Construction Site Storm Water Management**

Describe the post-construction storm water management program authority and activities that the municipality will develop and implement to comply with section 2.5 of the MS4 general permit.

N/A

**F. Pollution Prevention**

Describe the pollution prevention program activities that the municipality will implement to comply with section 2.6 of the MS4 general permit.

N/A

**Section VI: Certification**

I hereby certify that I am an authorized representative of the municipality that is the subject of this application for general permit coverage, and that the information provided is true and complete, to the best of my knowledge. I understand that Wisconsin law provides severe penalties for submitting false information.

Authorized Representative Name

ANDREW LISAK

Title

County Administrator

Signature



Date Signed

11/19/2014

Email address

ANDY.LISAK@DOUGLASCOUNTYWI.ORG

Phone Number (incl. area code)

715.395.1335

## **WPDES MS 4 GENERAL PERMIT**

### **Permit Exemption Request**

### **Douglas County, Wisconsin**

**November 19, 2014**

#### Additional information supporting an exemption under s. NR 216.023, Wis. Adm. Code

1. In 2006, Douglas County was notified of the potential need to seek MS4 permit coverage, and was subsequently found to be exempt from MS4 regulation under Chap. NR216.023, Wisc. Admin. Code.
2. Two communities within the County serve populations greater than 1,000 people. The City of Superior (pop. 26,869) is regulated under the State MS4 stormwater permit (FIN#31044).

The Village of Nebagamon (Pop. 1,100) discharges stormwater to Nebagamon Creek and Lake Nebagamon. Neither water body is designated as an impaired water body.

3. Based on their populations, the separate storm sewer systems serving the remaining communities across Douglas County are not regulated under the MS4 permit. There is no indication that stormwater discharges from the County contribute substantially to pollutant loadings of these systems.
4. No part of the County is currently subject to requirements under a Total Maximum Daily Load initiative.

#### Conclusion:

Given the predominantly rural aspect to the County, and that the County's sole municipality and adjoining Villages, are already regulated under the MS4 stormwater permit, it is appropriate that Douglas County continue to be exempt from regulation under the MS4 permit.