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

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

Form 3400-191 (R 10/14)

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			
Town of Empire			
Mailing Address	**City**	**State**	**ZIP Code**
W3897 4th Street Road	Fond du Lac	WI	54937
County(s) in which Applicant is located	**Type of Municipality: (check one)**		
Fond du Lac	☐ County ☐ City ☐ Village ☒ Town ☐ Other (specify)		

Section II: Local Contact Information

Name of Municipal Contact Person		Title	
Michael D. Morgan		Town Clerk	
Mailing Address	**City**	**State**	**ZIP Code**
W3897 4th Street Road	Fond du Lac	WI	54937-7340
Email address	**Phone Number (incl. area code)**	**Website address, if available**	
clerk@dotnet.com	920-922-4382	www.empire-town.org	

Section III: Water Quality Concerns

Yes	No	
☐	☒	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: http://dnr.wi.gov/topic/surfacewater/orwerw.html)
☒	☐	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: http://dnr.wi.gov/topic/impairedwaters/)

Section IV: Potential Permit Exemption

Yes	No	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

Total municipal population (2010 U.S. census)

MS4 service area within Urbanized Area in square miles

Municipal population within Urbanized Area (2010 U.S. census)

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

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JAN 20 2015
WT/3 - WY/3 - OGL/3

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.

See Attached

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.

See Attached

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.

See Attached

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.

See Attached

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.

See Attached

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.

See Attached

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	Title
James Pierquet	Town Chairperson
Signature James Pierquet	**Date Signed** 1/14/2015
Email address pierquet@att.net	**Phone Number (incl. area code)** 920-922-7814

Return this completed form to: Wisconsin Department of Natural Resources
Storm Water Program – WT/3
PO Box 7921
Madison, WI 53707-7921

ATTACHMENT TO
NOTICE OF INTENT TO APPLY FOR COVERAGE
UNDER WPDES MS4 GENERAL PERMIT NO. WI-S050181-1

Section V.A. The Town intends to develop and implement a public education and outreach program to increase the awareness of stormwater pollution impacts on waters of the state to encourage changes in public behavior to reduce such impacts. The program will include all of the elements set forth in Section 2.1 of the MS4 general permit. The Town will use tools to achieve the goals of Section 2.1 of the MS4 general permit that may include presentations, displays, workshops, brochures, press releases, personal contacts, and resources prepared by consortiums.

Section V.B. The Town will develop and implement a program to notify the public of activities required by the MS4 general permit and to encourage input and participation from the public regarding those activities. The program will include measurable goals for public involvement and participation and will comply with applicable state and local public notice requirements. Public involvement will be encouraged through public meetings, educational meetings, press releases and publications, and personal contacts.

Section V.C. The Town will develop, implement and enforce a program to detect and remove illicit connections and discharges to the Town's MS4. The Town's program will include measurable goals as well as an ordinance to prevent and eliminate illicit discharges and connections to the MS4 meeting the requirements of Section 2.3.1 of the MS4 general permit, conduct initial field screenings at all major outfalls during dry weather periods, conduct ongoing dry weather field screenings of outfalls during the term of the permit, establish procedures for responding to known or suspected illicit discharges, and take appropriate action to remove illicit discharges from the MS4 as soon as possible.

Section V.D. The Town intends to rely on the Construction Site Pollutant Control Ordinance developed by Fond du Lac County, which will be administered and enforced within the Town of Empire and will meet the requirements of Section 2.4 of the MS4 general permit. The County's ordinance is currently implemented in other towns located in Fond du Lac County.

Section V.E. The Town intends to rely on the Post-Construction Site Stormwater Management Ordinance developed by Fond du Lac County, which will be administered and enforced within the Town of Empire and will meet the requirements of Section 2.4 of the MS4 general permit. The County's ordinance is currently implemented in other towns located in Fond du Lac County.

Section V.F. The Town will develop and implement a pollution prevention program that establishes measurable goals for pollution prevention. The program will include an inventory of Town-owned or operated structural stormwater management facilities, routine inspection and maintenance of Town-owned or operated structural stormwater management facilities to maintain their pollutant removing operating efficiency, routine street sweeping and cleaning of catch basins with sumps where appropriate, proper disposal of street sweeping and catch basin cleaning waste, meeting the requirements related to road salt or other de-icers established in Section 2.6.5 of the MS4 general permit, managing leaves and grass clippings, engaging in stormwater prevention planning for municipal facilities, applying turf and garden fertilizers on Town controlled properties with pervious surfaces over five acres in accordance with a site-specific nutrient application schedule based on appropriate soil tests, considering environmentally-sensitive land development designs for municipal projects, educating Town officials and other Town personnel involved in implementing the Town's pollution prevention program, and engaging in measures to reduce municipal sources of stormwater contamination within source water protection areas.