

October 22, 2020

**VIA E-MAIL**

Mr. Steven Kahl  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480

**RE: NuStar Pipeline Operating Partnership L.P.  
10" North System Pipeline Relocation – Cass County  
Case No. PU-20-381**

Dear Mr. Kahl:

Enclosed for filing in the above-referenced docket is an electronic copy of NuStar Pipeline Operating Partnership L.P.'s Stormwater Pollution Prevention Plan, with Appendices A-F.

If you have any questions, please let me know.

Sincerely,




MOLLIE M. SMITH

MMS/71252685

Enclosure

cc: Adam Renfandt (via e-mail, w/ encl.)  
Dale Smith (via e-mail, w/ encl.)  
Matt McGee (via e-mail, w/ encl.)

21 PU-20-381 Filed 10/22/2020 Pages: 211  
Stormwater Pollution Prevention Plan  
NuStar Pipeline Operating Partnership L.P.  
Mollie Smith, Fredrikson&Byron, P.A.



Stormwater Pollution Prevention Plan  
North System Pipeline Relocation  
Project  
Cass County, North Dakota

OCTOBER 2020

PREPARED FOR

**NuStar Pipeline Operating Partnership, L.P.**

PREPARED BY

**SWCA Environmental Consultants**





**STORMWATER POLLUTION PREVENTION PLAN  
NORTH SYSTEM PIPELINE RELOCATION PROJECT  
CASS COUNTY, NORTH DAKOTA**

Prepared for:

**NuStar Pipeline Operating Partnership L.P.**  
19003 IH-10 West  
San Antonio, Texas 78247

Prepared by:

**SWCA Environmental Consultants**  
116 North 4th Street, Suite 200  
Bismarck, North Dakota 58501

October 2020



## CONTENTS

<b>1</b>	<b>Stormwater Pollution Prevention Plan Administration .....</b>	<b>1</b>
1.1	Regulatory Overview.....	1
1.2	Owner/Operator Information .....	2
1.3	SWPPP Administration.....	2
1.4	SWPPP Implementation Team.....	2
1.4.1	SWPPP Team Administrator.....	2
1.4.2	SWPPP Team Coordinator.....	2
1.5	Spill Notification Contact Information .....	3
1.6	Permit Compliance .....	4
<b>2</b>	<b>Project Description.....</b>	<b>4</b>
2.1	Project Location.....	4
2.2	Project Description .....	4
2.2.1	Total Land Disturbance Area .....	7
2.2.2	Climate.....	7
2.2.3	Soils and Geology .....	7
2.3	Construction Narrative and Planned Timeframe.....	8
2.3.1	Phase 01 – Pre-Construction Activities.....	9
2.3.2	Phase 02 – Active Construction .....	9
2.3.3	Phase 03 – Post-Construction Inspection and Maintenance .....	10
2.4	Nearby Surface Water Drainages.....	10
2.4.1	Location of Stormwater Outfalls.....	11
2.4.2	Drainage Controls Within the Outfalls.....	11
2.5	Nearby Section 303(D) Impaired Waterbodies .....	11
2.6	Construction Dewatering .....	11
<b>3</b>	<b>Potential Pollution Sources and Material Inventory.....</b>	<b>12</b>
3.1	Structural Controls to Reduce Stormwater Pollution .....	12
3.2	Materials Handling, Loading, and Storage.....	15
3.2.1	Materials Handling, Loading, and Storage Area Locations.....	15
3.2.2	Description of Significant Material Storage.....	15
3.3	Description of Significant Spills, Leaks, and Releases .....	15
3.4	Potential Pollution Sources.....	15
3.4.1	Construction Materials.....	15
3.4.2	Sediment .....	16
3.4.3	Petroleum Products .....	16
3.4.4	Laydown Areas, Equipment Cleaning and Maintenance, and Solid Waste .....	16
3.4.5	Human Waste/Chemical Toilets.....	16
3.4.6	Concrete Washout Areas.....	16
<b>4</b>	<b>Stormwater Management Controls.....</b>	<b>16</b>
4.1	Erosion and Sediment Control Requirements .....	17
4.2	Selection of Structural Controls.....	18
4.2.1	Berms.....	19
4.2.2	Check Dams.....	19
4.2.3	Culverts.....	19
4.2.4	Diversion Ditch or Berm.....	19

4.2.5	Drainage Dip.....	19
4.2.6	Erosion-Control Blanket .....	19
4.2.7	Filter Berm.....	19
4.2.8	Gabions .....	20
4.2.9	Gravel Surfacing .....	20
4.2.10	Land Grading .....	20
4.2.11	Level Spreader .....	20
4.2.12	Mulching.....	20
4.2.13	Revegetation .....	20
4.2.14	Riprap .....	20
4.2.15	Sediment Trap.....	21
4.2.16	Silt Fence .....	21
4.2.17	Slope Drains.....	21
4.2.18	Slope Stabilization .....	21
4.2.19	Stabilized Construction Entrance .....	21
4.2.20	Straw Bale Barrier.....	21
4.2.21	Straw Wattles.....	21
4.2.22	Surface Roughening.....	21
4.2.23	Terracing.....	22
4.2.24	Vegetative Buffer.....	22
4.2.25	Water Bar.....	22
4.3	Operational Controls.....	22
4.3.1	Dust Control.....	22
4.3.2	Construction Site Housekeeping .....	22
4.3.3	Operations and Maintenance Techniques.....	23
4.3.4	Petroleum Products, Material Storage, and Management.....	23
4.3.5	Petroleum Product Storage and Management Guidelines.....	23
4.3.6	Employee and Contractor Training .....	24
4.3.7	SWPPP Revisions .....	24
4.3.8	Inspection and Maintenance Procedures .....	25
4.3.9	Recordkeeping Procedures .....	25
4.3.10	Other Operational Controls .....	25
4.4	Stabilization Requirements .....	25
4.4.1	Steep Slopes.....	25
4.4.2	Exposed Areas .....	25
4.4.3	Frozen Ground Conditions .....	26
4.4.4	Diversion Ditches with Continuous Flows.....	26
4.5	Chemical Treatment.....	26
4.6	Final Stabilization.....	27
4.7	Local Requirements .....	27
4.8	Spill Response Plans.....	28
4.8.1	Spill Response Procedure.....	28
4.8.2	Disposal of Recovered Materials.....	29
<b>5</b>	<b>Inspection and Maintenance Procedures.....</b>	<b>29</b>
5.1	Stormwater Inspection Procedures.....	29
5.2	Maintenance and Corrective Action Procedures .....	31
5.2.1	Personnel.....	31
5.2.2	Scheduling .....	31
5.2.3	Maintenance/Corrective Action Requirements.....	31

<b>6</b>	<b>Recordkeeping Procedures .....</b>	<b>32</b>
<b>7</b>	<b>Non-Stormwater Discharges.....</b>	<b>32</b>
<b>8</b>	<b>Certifications .....</b>	<b>33</b>
8.1	Owner/Applicant Certification.....	33
8.2	Contractor/Subcontractor Certification.....	34
<b>9</b>	<b>Literature Cited.....</b>	<b>35</b>

## Appendices

Appendix A	Notice of Intent (NOI) Authorization to Discharge under the North Dakota Pollutant Discharge Elimination System (Construction Activity), Permit No. NDR110000 Permit Coverage Letter Delegation of Authority Letter SWPPP Amendment Log
Appendix B	Pipeline Alignment Sheets BMP Location Maps Exclusion and Avoidance Areas Map Soils Map and Key
Appendix C	Pipeline Construction Schematic and Details BMP Details and Specifications
Appendix D	Stormwater Pollution Prevention Plan Training Log
Appendix E	Field Inspection and Maintenance Form
Appendix F	Completed Field Inspection and Maintenance Forms

## Figures

Figure 1.	North System Pipeline Relocation Project location map.....	5
Figure 2.	North System Pipeline relocation route. ....	6

## Tables

Table 1.	SWPPP Team.....	2
Table 2.	Notification of Outside Parties, Public Safety Officials, and Government Agencies .....	3
Table 3.	North System Pipeline Relocation Project Segment Locations .....	4
Table 4.	Summary of Soil Series within the Construction ROW .....	8
Table 5.	Planned Construction Timeframe.....	9
Table 6.	Stormwater Outfall Information.....	11
Table 7.	Inventory of Potential Pollutants and Associated BMPs .....	13
Table 8.	BMP Selection Guidelines .....	18
Table 9.	Spill Response Kit Contents.....	28

*This page intentionally left blank.*

# 1 STORMWATER POLLUTION PREVENTION PLAN ADMINISTRATION

## 1.1 Regulatory Overview

The U.S. Environmental Protection Agency controls stormwater and sewer overflow discharges through its National Pollutant Discharge Elimination System (NPDES) program and provides guidance to municipalities, and state and federal permitting authorities on how to meet stormwater pollution control goals as flexibly and cost-effectively as possible. Responsibility for implementation of these regulations has been delegated to the North Dakota Department of Environmental Quality (NDDEQ), Division of Water Quality, through the North Dakota Pollutant Discharge Elimination System (NDPDES). NDPDES general permit NDR110000 applies to stormwater discharges associated with large construction activity and small construction activity, as defined in 40 Code of Federal Regulations Parts 122.26(b)(14)(x) and (b)(15), respectively, and summarized below.

- Large construction activity includes clearing, grading, and excavation that disturbs a land area equal to or greater than 5 acres and includes the disturbance of less than 5 acres that is part of a larger common plan of development or sale, if the larger common plan will ultimately disturb 5 acres or more.
- Small construction activity includes clearing, grading, and excavation that disturbs land area equal to or greater than 1 acre, and includes the disturbance of less than 1 acre that is part of a larger common plan of development or sale, if the larger common plan will ultimately disturb a total area equal to or greater than 1 acre and less than 5 acres.
- Discharges of stormwater from oil and gas exploration, production, processing, or treatment operations, or transmission facilities composed of contaminated runoff by contact with, or that has come into contact with, any overburden, raw material, intermediate products, finished product, byproduct, or waste products located on the site of such operations.

Stormwater discharges from support activities (e.g., concrete or asphalt batch plants, equipment staging yards, material storage areas, excavated material disposal areas, borrow areas) may be covered by NDR110000 as part of a related construction site. Similar facilities that will serve multiple projects or are commercial in nature must be covered by a different permit. In many cases, it will be appropriate for construction support facilities to be covered under general permit NDR320000, stormwater discharges from mining, extraction, or paving material preparation activities.

NDDEQ regulations require submittal of a complete application (Notice of Intent [NOI]) and development of a stormwater pollution prevention plan (SWPPP). Permit coverage becomes effective automatically 7 days after submittal of the NOI unless otherwise notified by the NDDEQ.

Construction activities potentially produce many kinds of pollutants that may adversely impact stormwater. The goal of a SWPPP and the use of best management practices (BMPs) is to improve water quality by reducing pollutants in stormwater discharges. The main pollutant of concern with construction projects is sediment, which can become entrained in stormwater runoff following excavation and/or grading activities that remove the protective vegetative cover. When the stormwater runoff carrying these sediments reaches a lake or stream and slows down, the suspended sediments are deposited, and can choke the stream channel or cover areas where fish spawn and aquatic plants grow. The sediment can cloud surface waters and cause aquatic respiration problems, potentially resulting in the death of fish and plants in these systems. Further, sediment-laden stormwater runoff can adversely impact down-gradient

land resources and wildlife habitats. Construction activities may also involve the use of toxic or hazardous materials, such as petroleum products (fuels, lubricants, solvents), fertilizers, pesticides, herbicides, building materials (asphalt, sealants, concrete), and other chemicals that can be harmful to humans and aquatic life, and these materials can be transported in stormwater runoff.

SWCA Environmental Consultants (SWCA) prepared this SWPPP for the NuStar Pipeline Operating Partnership L.P. (NuStar) North System Pipeline Relocation Project to satisfy the NDR110000 general permit conditions and SWPPP requirements. The NOI was submitted in October 2020, to the NDDEQ to obtain regulatory permit coverage for stormwater discharges associated with construction activity. Construction of associated and/or connected temporary or permanent surface facilities for the pipeline are also covered under the general permit and the requirements of this SWPPP. Copies of the NOI, the General Permit, and the Notice of Coverage letter are included in Appendix A. Copies of the SWPPP will be maintained at NuStar's office in San Antonio, Texas, and at the project construction trailer or with the Construction Superintendent's vehicle.

## 1.2 Owner/Operator Information

### Owner/Operator

NuStar Pipeline Operating Partnership L.P.  
19003 IH-10 West  
San Antonio, Texas 78247  
Office: (210) 918-2000

## 1.3 SWPPP Administration

### North System Pipeline Relocation Project Contacts

Dale E. Smith  
Pipeline Project Manager  
NuStar Energy, LLC  
7340 West 21st Street North, Suite 200  
Wichita, Kansas 67205  
Office: (316) 721-7078  
Cell: (316) 737-5106

Christopher Jimenez  
Manager, Project Permitting  
NuStar Pipeline Operating Partnership L.P.  
19003 IH-10 West  
San Antonio, Texas 78247  
Office: (210) 918-3393  
Cell: (210) 249-1970

### SWCA Project Contact

Jim Dawson  
SWCA Environmental Consultants  
116 North 4th Street, Suite 200  
Bismarck, North Dakota 585011  
Office: (701) 258-6622  
Cell: (701) 595-2081

## 1.4 SWPPP Implementation Team

The persons listed in the Table 1 will ensure that the SWPPP is effectively implemented and that appropriate BMPs are installed correctly, inspected regularly, and maintained until the site has achieved final stabilization.

**Table 1. SWPPP Team**

<b>Name</b>	<b>Telephone Number</b>
Dale Smith	(316) 721-7078
Chris Jimenez	(210) 918-3393
Jim Dawson	(701) 258-6622
Additional SWPPP Inspectors	TBD

### 1.4.1 SWPPP Team Administrator

The SWPPP Team Administrator will be Dale Smith, Project Manager for the North System Pipeline Relocation Project. The Team Administrator is responsible for the following.

- Dedicating the necessary financial and human resources to implement the SWPPP.
- Implementing spill response clean ups.
- Assigning responsibilities and working with the SWPPP Team Coordinator.
- Notifying local authorities and residents or landowners and the appropriate agencies in the event that a significant release of impacted stormwater leaves the site.
- Signatory authority.

A Delegation of Authority Letter from Mr. William C. Buchanan, Vice President, Project Engineering, is included in Appendix A and is provided to ensure that the SWPPP Team Administrator complies with the signatory requirements of Part IV.A.6 of the general permit. The Team Administrator will either designate a Team Coordinator for the following duties or assume some or all of these duties.

### 1.4.2 SWPPP Team Coordinator

The SWPPP Team Coordinator is responsible for the following.

- Notifying the SWPPP Administrator of any spills.
- Coordinating various stages of SWPPP development and implementation.
- Coordinating employee training and conducting inspections.
- Implementing and improving housekeeping measures.
- Coordinating the implementation of the preventive maintenance program.
- Maintaining all records.

## 1.5 Spill Notification Contact Information

Spill notification contact information for outside parties, public safety officials, and government agencies is summarized in Table 2. Spill prevention, response, and notification procedures are discussed in Section 4.8.

**Table 2. Notification of Outside Parties, Public Safety Officials, and Government Agencies**

<b>PUBLIC SAFETY NOTIFICATION</b>	
<b>Fire</b>	911
<b>Police</b>	911
<b>GOVERNMENT AGENCY NOTIFICATIONS – VERBAL</b>	
<b>National Response Center</b>	1-800-424-8802
<b>North Dakota Department of Environmental Quality</b>	
24-hour Environmental Emergency Spill Reporting Line – inside North Dakota	1-800-472-2121
Environmental Health Section (8:00 am–5:00 pm)	701-328-5210 or 701-328-5166
Online Spill Reporting Website	<a href="https://deq.nd.gov/eir/NonOilfield/">https://deq.nd.gov/eir/NonOilfield/</a>
<b>North Dakota Industrial Commission</b>	
Oil and Gas Division (8:00 am–5:00 pm)	701-328-8020
Online Spill Reporting Website	<a href="https://www.dmr.nd.gov/oilgas/mvc/wincident/">https://www.dmr.nd.gov/oilgas/mvc/wincident/</a>
<b>Cass County</b>	
Mapleton Fire Department	701-433-7268
Cass County Emergency Management	701-476-4068
Sheriff's Department (Jesse Jahner, Sheriff)	701-241-5805
West Fargo Fire Department, South Station	701-433-5380
West Fargo Emergency Management	701-433-5439
West Fargo Police Department	701-433-5500
<b>GOVERNMENT AGENCY NOTIFICATIONS – WRITTEN</b>	
<b>Reporting spills that have the potential to reach, or have reached, state waters</b>	
North Dakota Department of Environmental Quality 918 East Divide Avenue Bismarck, North Dakota 58501	701-328-5210 or 701-328-5166
National Response Center c/o United States Coast Guard (G-OPF) 2100 2nd Street SW, Room 2611 Washington, D.C. 20593-0001	1-800-424-8802 (24-hour) or 202-267-2675
North Dakota Industrial Commission, Department of Mineral Resources, Oil and Gas Division 600 East Boulevard Avenue, Department 405 Bismarck, North Dakota 58505	701-328-8020
<b>Other Government Agency Contacts</b>	
Environmental Protection Agency - Region 8 999 18th Street, Suite 300 Denver, Colorado 80202-2466	1-800-227-8917 or 303-312-6312
North Dakota Public Service Commission 600 East Boulevard Avenue, Department 408 Bismarck, North Dakota 58505-0480	701-328-2400

## 1.6 Permit Compliance

NuStar will comply with the general permit conditions and provisions of this SWPPP until a Notice of Termination (NOT) has been submitted to the NDDEQ. The NOT will be submitted when one of the following conditions has been met.

- Final stabilization, as specified in Part II(E) of the general permit and discussed in Section 4.6, has been achieved on all portions of the project.
- Another owner, operator, or permittee has assumed control, in accordance with the transfer provisions of Part I(F) of the general permit, over all areas of the project that have not achieved final stabilization.

## 2 PROJECT DESCRIPTION

### 2.1 Project Location

NuStar will relocate a segment of its existing 10-inch-diameter North System Pipeline in Cass County, North Dakota (Figure 1). The relocated segment will be approximately 2.21 miles long and is divided into two segments: Segment 1 is from the relocation pipeline starting point and will run for 2,750 feet due south; and Segment 2 is from the turning point and runs 8,945 feet to the east to the endpoint of the pipeline. The pipeline will consist of 10-inch-diameter welded steel pipe of equivalent materials as the existing North System Pipeline. Relocation segment information is summarized in Table 3.

**Table 3. North System Pipeline Relocation Project Segment Locations**

Segment	Latitude	Longitude	Length (feet)	T-R-S
Starting Point	46.872418°N	97.003433°W		139N-50W-9
Segment 1			2,750	
Turning Point	46.864875°N	97.003425°W		
Segment 2			8,950	139N-50W-9, 10, 11
Ending Point	46.864886°N	96.967645°W		139N-50W-11

T-R-S = Township-Range-Section

### 2.2 Project Description

The project will entail the relocation of an underground welded steel pipeline that will replace a segment of the existing North System Pipeline that must be removed from service to accommodate construction of the Fargo-Moorhead Area Diversion Channel and a new Cass County Drain No. 14. As shown in Figure 2, the pipeline relocation route will go directly south from its starting point for approximately 2,750 feet then turn east and continue for approximately 8,945 feet to its endpoint. The construction right-of-way (ROW) will be 80 feet wide and nine additional temporary workspaces (ATWs) will be required for horizontal directional drilling (HDD) boring crossings for the new Cass County Drain No. 14, an unnamed tributary to the Sheyenne River, 166th Avenue SE, the Diversion Channel, and 38th Street West. The entire segment of the North System Pipeline that will be taken out of service by the relocation pipeline will be completely purged clean of any petroleum products, capped, and abandoned in place, *except for the segment directly impacted by construction of the Diversion Channel.*

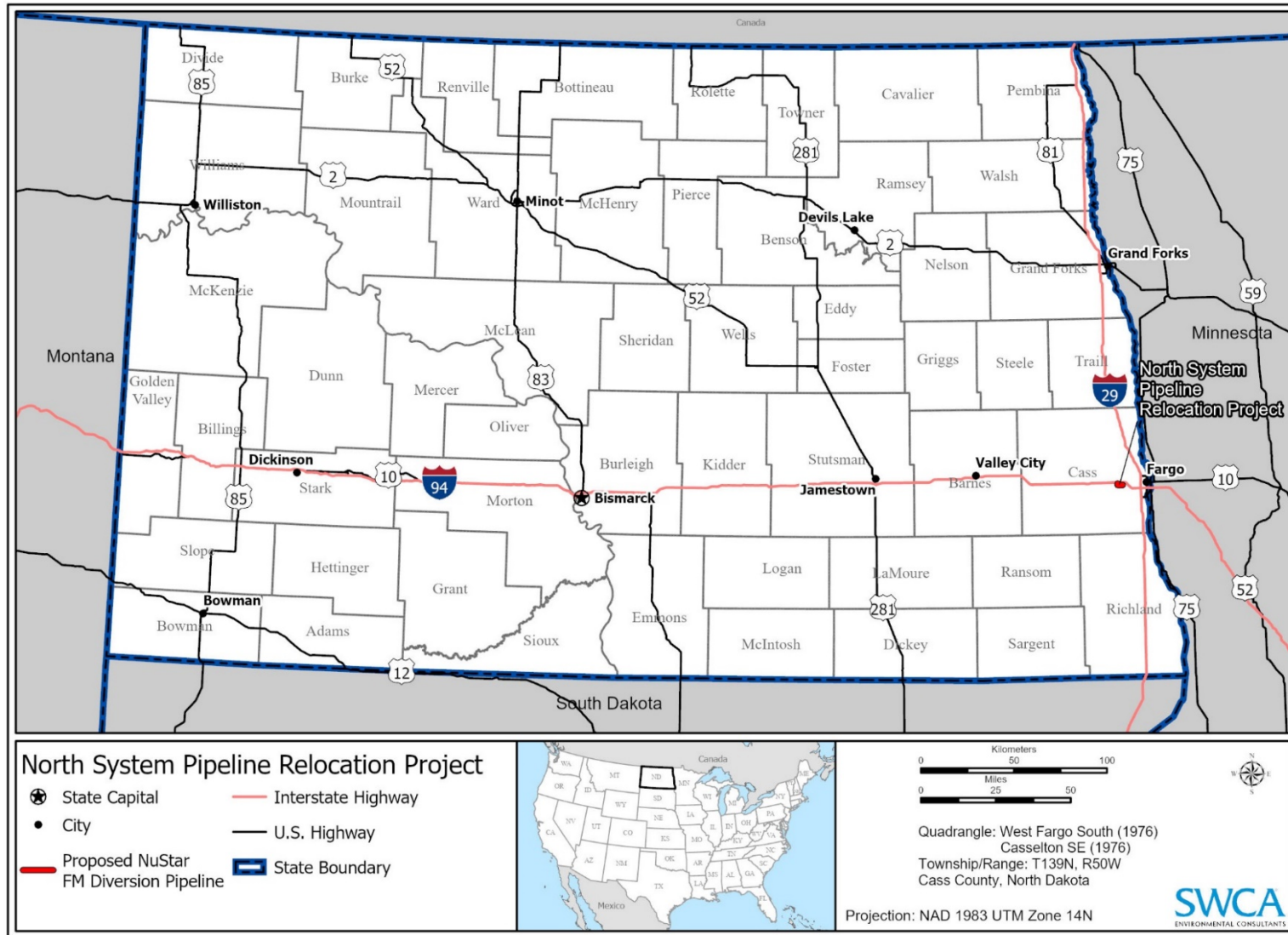


Figure 1. North System Pipeline Relocation Project location map.

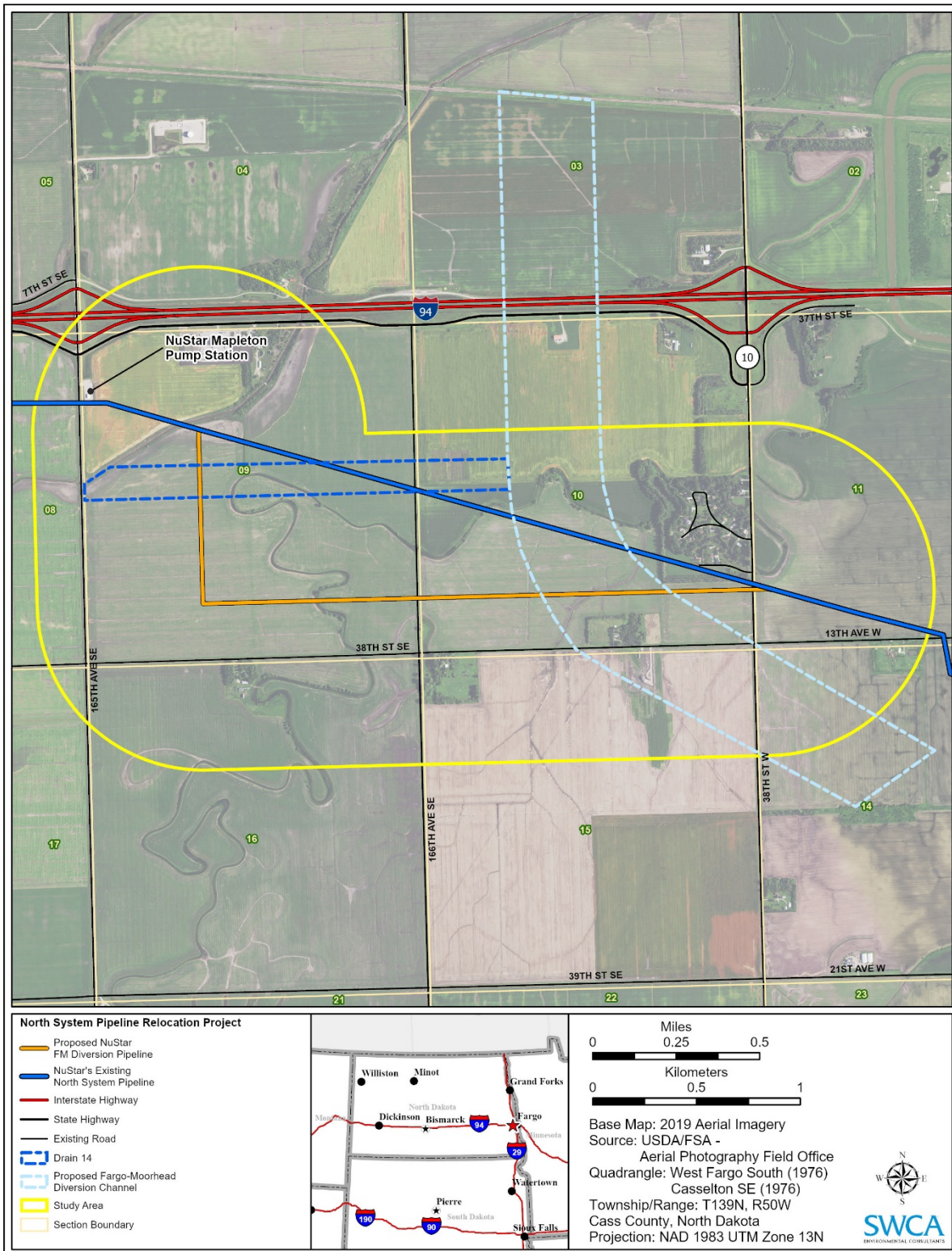


Figure 2. North System Pipeline relocation route.

### **2.2.1 Total Land Disturbance Area**

The total land disturbance area for the project construction ROW and ATWs will be approximately 23.45 acres.

### **2.2.2 Climate**

The climate for southeastern North Dakota is temperate. Based on climatic data from 1981 to 2000 recorded at the Hector International Airport, located north of Fargo, North Dakota, January is the coldest month with a mean daily temperature of 9.3 degrees Fahrenheit (°F) and July is the warmest month with a mean daily temperature of 71.0°F (National Climatic Data Center 2020). Prevailing winds are generally from the northwest but may come from other directions as well.

From May through September, precipitation comes primarily from thunderstorms, with the preponderance of storms occurring from June through August. Thunderstorms occasionally produce intense showers that can deposit 1.5 inches or more of rain within a few hours. Flash floods sometimes occur in streambeds that are normally dry.

The mean annual precipitation in eastern North Dakota is 16 inches. Most of the precipitation originates as frontal storms, with some of it deposited as snow, or from thunderstorms. The expected precipitation within a 24-hour period for a 25-year frequency storm event in eastern North Dakota is approximately 4.00 inches, while the precipitation for a 25-year, 10-day storm event is approximately 7.30 inches, and the 10-year, 2-hour frequency storm event is approximately 2.25 inches.

### **2.2.3 Soils and Geology**

The project area is in the Central Lowland physiographic province in east-southeastern North Dakota and is characterized by glaciated lowlands bounded by higher lands (Thornbury 1965). Five soil series are present along the ROW and ATWs and are characterized as poorly drained, from clayey or silty glaciolacustrine deposits, and found primarily on flats (Natural Resources Conservation Service [NRCS] 2020). The soils within the construction ROW and ATWs are summarized in Table 4.

All of the soils in the construction ROW and ATW are in Hydrologic Soils Groups C or C/D with low infiltration rates and moderate to high runoff potential. The use of appropriate BMPs, as described herein, will minimize erosion of the disturbed soils. Soils will be significantly more erodible by either wind or water when dry.

As described by Klausning (1968), all of Cass County is covered with glacial drift that ranges in thickness from 80 to 470 feet. In the project area, the glacial drift consists of two units: an upper unit that is composed of a silty yellow clay that ranges in thickness from 0 to about 50 feet; and a lower unit that is composed of a silty, olive-gray, plastic clay that ranges in thickness from 0 to about 80 feet.

The West Fargo Aquifer underlies the project area and is a buried glaciofluvial deposit that extends in a north-south direction and ranges in thickness from 0 to 160 feet, with an average thickness of 45 feet (Klausning 1968). The aquifer material is composed of sediments ranging in size from fine sand to boulder-sized but consists mainly of fine- to coarse-grained sand. This is an artesian aquifer system that is confined by the overlying silt and clay deposits that appear to range from 60 to 90 feet in thickness. The basal confining units may be composed of either granite, Cretaceous-age shale, or glacial till.

**Table 4. Summary of Soil Series within the Construction ROW**

<b>Soil Series</b>	<b>Acres</b>	<b>Percent</b>
Bearden silty clay loam, 0% to 2% slopes	0.07	0.3
Dovray silty clay, 0% to 1% slopes	0.50	2.1
Fargo silty clay, depression, 0% to 1% slopes	0.57	2.4
Fargo-Hegne silty clays, 0% to 1% slopes	20.52	87.3
Overly-Bearden silt loams, 0% to 2% slopes	1.85	7.9
<b>Total</b>	<b>23.51</b>	<b>100.0</b>

Source: Natural Resources Conservation Service (2020)

Regional groundwater flow directions are to the east and northeast toward the Sheyenne River. Local groundwater flow directions along the ROW would be toward the unnamed tributary to the Sheyenne River and drainage ditches associated with cultivated fields.

Bedrock geology in the vicinity of the ROW consists of undifferentiated Cretaceous rocks or Precambrian crystalline rocks (Klausing 1968).

## **2.3 Construction Narrative and Planned Timeframe**

Stormwater management has two primary objectives: 1) to prevent or minimize surface water from flowing onto the site (i.e., run-on) so that the site is maintained in good condition and is accessible to facilitate site operations; and 2) to control stormwater runoff so that any deleterious effects (e.g., erosion and sedimentation) from this runoff on the down-gradient land and water resources are prevented or minimized. An integral aspect of these two objectives is to prevent precipitation and surface water run-on/run-off on the site from contacting toxic or hazardous materials.

NuStar will clear an 80-foot-wide construction ROW and nine ATWs along the 2.21-mile length of the North System Pipeline Relocation Project, for a total land disturbance area of approximately 23.45 acres. Pipeline construction activities will be phased to minimize the area of land disturbed at any one time and these activities may include, but are not limited to clearing and grubbing; topsoil removal and segregation; trenching, backfilling, and compaction; HDD boring underneath roadways, streams, and wetlands; pipe placement, welding, and laying-in; hydrostatic testing; and site grading. Upon completion of pipeline construction, the ground surface will be returned to the approximate pre-construction contours and the ROW will be seeded to re-establish vegetative cover to meet the requirements of the permit or the landowner.

During construction, a pipeline section may be in one of several development stages, including ground-clearing, pipeline installation, or reclamation. For much of the project duration, different project areas may be in various stages of development at the same time. NuStar will make every effort, to the extent practicable, to minimize the amount of time between clearing, trenching, pipeline fabrication and burial, and re-grading, in order to reduce the total time a ROW section is exposed before reclamation commences. Reclamation and erosion-control activities will follow immediately behind the construction and will be monitored and maintained until the pipeline segments have been fully stabilized and reclaimed. When final stabilization has been achieved, artificial (i.e., human-made) stormwater controls will be removed and a NOT will be filed with the NDDEQ.

Pipeline maps, alignment sheets, exclusion and avoidance area maps, BMP location maps, and other information are provided in Appendix B.

In general, stormwater run-on and runoff will occur through minor drainages or swales and as sheet flow and appropriate structural controls (e.g., silt fence, roadside ditches, straw wattles, culverts, etc.), as presented as Appendix B, will be used to properly manage this stormwater. As described below and summarized in Table 5, the project will encompass three phases. BMPs to be implemented in each phase are discussed, while more specific BMP information is presented in Section 4.0 and Appendix C.

**Table 5. Planned Construction Timeframe**

Phase	Description	Duration (days)	Total (days)
Phase 1	Project kick-off meeting/SWPPP training	0.5	0.5
	Install pre-construction stormwater BMPs*	1.0	1.5
<b>Active Construction</b>			
Phase 2	Clearing, grubbing, and topsoil removal/stockpiling along ROW and access roads*	2.5	4.0
	Pipe placement	1.0	5.0
	Pipe welding	1.0	6.0
	Trench and laying-in	8.0	14.0
	Trench backfilling	3.0	17.0
	Grading and topsoil spreading	2.0	19.0
	Seeding	2.0	21.0
	BMP inspection, installation, and maintenance†	3.0	N/A‡
	HDD bores	N/A§	N/A
	Hydrostatic testing	911.0	30.0
<b>Post-Construction</b>			
Phase 3	Final stabilization period	180.0	210.0
	BMP inspection and maintenance*	6.0	N/A
	Remove temporary BMPs‡	1.0	211.0
	File NOT	1.0	212.0

\* BMP installation and initial construction activities will be staged in a manner that will minimize the time between initial disturbance and the start of reclamation.

† BMP inspection, installation, and maintenance is a concurrent activity throughout the active construction and post-construction phases of the project and thus, the estimated duration of this activity is not included in the total project timeline. The estimated duration of this activity is based on the anticipated inspection schedule during active construction (every 14 days) and post-construction (every 30 days) phases, assumed precipitation-required inspections (active = 4), and required in-field BMP installation/maintenance activities (active = 3 days; post = 6 days).

‡ Once final stabilization has been achieved, temporary BMPs (e.g., silt fence) will be removed and disposed at an approved disposal facility.

§ HDD bores will be installed concurrently with the other construction activities and thus, the estimated duration of the HDD activity is not included in the overall project timeline.

### 2.3.1 Phase 01 – Pre-Construction Activities

Pre-construction activities will include the project kick-off meeting, contractor and employee SWPPP training, and installation of the selected temporary pre-disturbance BMPs along the initial pipeline section to be constructed. Such temporary controls will include silt fences and/or straw wattles at the locations identified on the BMP location maps (see Appendix B). In conjunction with the silt fence/straw wattles, existing vegetation bordering the ROW will be preserved (i.e., a permanent BMP) to help retard stormwater run-on and provide a vegetative buffer on the downhill sides of the ROW.

### 2.3.2 Phase 02 – Active Construction

Active pipeline construction will entail the sequential activities listed in Table 5. The amount of land disturbance is greatest during the clearing, topsoil removal/stockpiling, trenching, and grading/topsoil

spreading activities, although the level of vehicular and equipment activity on the ROW is greatest during pipe placement, welding, and laying-in. Topographic and BMP location maps, natural resource and waterbodies maps, and soils maps are included in Appendix B, while BMP details and construction specifications are included in Appendix C.

To ensure successful reclamation once pipeline construction has been completed, the vegetation requires a 1-foot minimum thickness of soil with the requisite qualities (e.g., organic matter content, water holding capacity, physical/chemical properties, etc.) to support their growth. This suitable plant growth material (SPGM) typically consists of the topsoil (the A horizon in the soil profile) that is stripped and segregated along the ROW. If the thickness of the topsoil layer is less than the 1-foot minimum required for successful reclamation, the difference can be supplied by the underlying B horizon soils. In areas where the total thickness of the A and B horizon soils is less than 1 foot (e.g., along ridge tops or in the poorer quality soils), stockpiled SPGM from other areas along the ROW where the A and B horizons are thicker (e.g., intervening swale or valley floors) should be brought in to provide the requisite SPGM thickness. The soils along the ROW have a topsoil depth that ranges from 0 to 24 inches, with an average of 8 to 15 inches (NRCS 2020), which should provide adequate SPGM for successful reclamation of the ROW.

During soil removal and stockpiling activities, a minimum of 1 foot of SPGM will be excavated and stockpiled/windrowed along one side of the ROW, as illustrated in the pipeline construction schematic presented in Appendix C. After removal of the requisite thickness of SPGM, the trench will be excavated to the specified depth, with the excavated subsoils stockpiled/windrowed a minimum of 12 inches apart on the same side of the ROW or subsoils may be stockpiled/windrowed on the opposite side of the ROW from where the topsoil or SPGM is stockpiled. If ROW conditions or construction requirements are such as to preclude this arrangement, adequate separation will be maintained between the subsoils and the topsoil/SPGM so that intermixing of the soils does not occur during trench backfilling and reclamation activities.

Temporary stormwater controls during active construction will include silt fences and/or straw wattles placed in a manner to protect identified wetlands and waterbodies and to prevent or manage/control stormwater run-on and runoff from the ROW. Compacted earthen berms, in combination with other stormwater controls or individually, will be constructed around the HDD bore entry and exit pits to ensure that drilling mud does not overflow or otherwise be released from the pits. More discussion on erosion and sediment controls and stormwater BMPs is included in Section 4.0.

### **2.3.3 Phase 03 – Post-Construction Inspection and Maintenance**

During the post-construction final stabilization period, temporary and permanent stormwater BMPs will be regularly inspected and maintained, as required, to ensure that they are functioning properly. Once final stabilization has been achieved, any temporary BMPs will be removed and a NOT will be submitted to the NDDEQ to terminate the permit.

## **2.4 Nearby Surface Water Drainages**

As shown in Figure 1 and on the topographic and BMP location maps included in Appendix B, the pipeline will bore underneath the proposed location of the new Cass County Drain No. 14, an unnamed tributary to the Sheyenne River, 166th Avenue SE, the proposed location of the Fargo-Moorhead Area Diversion Channel, and 38th Street West. As shown on the natural resources field survey maps (see Appendix B) and discussed below, several receiving surface waters have been identified along the ROW. All surface waters may receive stormwater runoff from various portions of the ROW and no active stormwater outfall structures are planned for this project.

## 2.4.1 Location of Stormwater Outfalls

Stormwater not contained on the ROW is expected to leave the site in small, poorly defined drainage channels and will flow toward the nearest surface water body (e.g., stream or wetland). These stormwater outfalls are summarized in Table 6, along with the assigned outfall number and latitude and longitude coordinates.

**Table 6. Stormwater Outfall Information**

Outfall ID	Latitude	Longitude	Receiving Water
001	46.872842	-97.003647	Existing drainage ditch
002	46.864827	-96.996199	Unnamed tributary to the Sheyenne River
003	46.864888	-96.989846	Roadside ditches along 166th Avenue SE
004	46.864786	-96.979227	Unnamed field drain
005	46.864787	-96.968609	Roadside ditch along 38th Street West

## 2.4.2 Drainage Controls Within the Outfalls

During pipeline construction, engineering controls and work practices will be used to prevent potential stormwater impacts resulting from erosion of excavated materials or chemical impacts due to stormwater coming into contact with construction materials, fuel products, or equipment and being transported off site. Diversionary dikes or swales may be necessary to prevent or control stormwater running onto disturbed areas of the site.

Stormwater runoff may leave the site construction area via small drainage channels; however, in cleared areas or on slopes, stormwater may form rills or gullies before flowing into a nearby tributary draw or drainage way. Structural controls will be placed at the outfalls to prevent erosion and reduce the amount of sediment becoming entrained in the stormwater runoff.

## 2.5 Nearby Section 303(D) Impaired Waterbodies

No nearby Section 303(d) impaired waterbodies with a Total Maximum Daily Load limitation are present within 2,000 feet of the project site.

## 2.6 Construction Dewatering

Uncontaminated stormwater, surface water, and groundwater that collects on the ROW in excavations or diked areas may be discharged under the general permit. Adequate control measures (e.g., filter bags, discharge containment structures, etc.) will be used to minimize soil erosion and sedimentation at the discharge location.

While not anticipated, there is a potential for dewatering during site construction and/or discharges from onsite operations, such as hydrostatic testing and construction dewatering. If the need for these discharges becomes apparent, NuStar will submit a NOI (Short Form C, SFN 8319) for a general permit (NDG070000) for discharges associated with hydrostatic testing and dewatering. The NOI will be submitted a minimum of 30 days prior to the anticipated discharge date. Water generated from these activities will be directed to a sediment pond, settlement trap, filter bag, or other control device to remove sediment and minimize down-gradient erosion. If surface water and/or groundwater construction

dewatering is required, a temporary water appropriation permit will be obtained prior to the dewatering activity.

Dewatering activities will be inspected and reported daily to ensure that the BMPs at the discharge location are being implemented correctly and that they are functioning as intended to prevent discharges of pollutants to state waters. The dewatering inspection report will contain the following information.

- Date and time of the inspection.
- Inspector name.
- Approximate volume of water discharged.
- Findings of the inspection, including recommendations and schedule for corrective actions.
- Corrective actions taken (including dates, times, and party completing maintenance activities).
- Documentation that the SWPPP has been amended when changes are made to the dewatering activity in response to inspections.

### **3 POTENTIAL POLLUTION SOURCES AND MATERIAL INVENTORY**

#### **3.1 Structural Controls to Reduce Stormwater Pollution**

The potential pollution sources and associated BMP selection guidelines to address the potential pollution sources during the phases of site construction are summarized in Table 7. Each of the structural control measures for these BMPs is discussed in Section 4.0, while BMP details, construction specifications, and initial BMP locations are presented in Appendix C.

Structural control measures will be used to protect slopes and dissipate erosive energy along cut/fill slopes, shoulders of the access road, and at the stormwater outfall locations, shown on the topographic and BMP location maps in Appendix B, to prevent excess sediment runoff. Stormwater diversion structures and/or secondary containment structures (e.g., straw wattles) will be placed around soil stockpiles to prevent eroded sediments from becoming entrained in stormwater runoff from these areas. Excavated topsoil, ground cover, and overburden will be stored in locations away from natural drainages.

**Table 7. Inventory of Potential Pollutants and Associated BMPs**

<b>Material Trade Name or Type of Activity</b>	<b>Applicable to Site? (Y or N)</b>	<b>Potential Pollutant</b>	<b>Associated BMP(s)</b>
Glue, adhesives, epoxy powders	Y	Polymers, epoxies	Disposal of used containers must follow manufacturer specifications. Proper application (see manufacturer recommendations). Storage of products: properly sealed containers indoors, on a pallet, preferably under shelter or tarp, or inside a vehicle tool cabinet.
Asphalt	Y	Oil, petroleum distillates	Follow manufacturer's application specifications. Disposal of used containers and excess material must follow manufacturer specifications.
Concrete, concrete washout water	Y	Limestone, sand, pH	Designated concrete washout tank or pit. Do not clean out hopper or chute onto ground or into drainage channels. Concrete washout area must be within a bermed containment area. It must be cleaned out when it reaches 75% capacity. Recommend cleanout at 50%. All washout areas will be in the site boundary.
Cleaning solvents	Y	Perchloroethylene, methylene chloride, trichloroethylene, petroleum distillates	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment.
Wood preservatives	N	Stoddard solvent, petroleum distillates, arsenic, copper, chromium, creosote, pentachlorophenol	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment.
Hydraulic oil/fluids (brake, power steering, etc.), greases, lubrication oils	Y	Mineral oil	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment. All onsite vehicles will be routinely inspected for leaks and drips.
Gasoline/diesel fuel	Y	Benzene, ethyl benzene, toluene, xylene, MTBE (methyl tertiary butyl ether)	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment. All onsite vehicles will be routinely inspected for leaks and drips.
Kerosene	N	Coal oil, petroleum distillates	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment.

Material Trade Name or Type of Activity	Applicable to Site? (Y or N)	Potential Pollutant	Associated BMP(s)
Antifreeze/coolant	Y	Ethylene glycol, propylene glycol, heavy metals (copper, lead, zinc)	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment. All onsite vehicles will be routinely inspected for leaks and drips.
Detergents	N	Phosphorous	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: tightly sealed containers indoors, or within a shed or truck toolbox. If product is stored outdoors, must be stored under a shelter or tarp preferably within secondary containment.
Dust- or particulate-generating processes	Y	Dust, particulates	BMPs used on site to reduce the movement of dust and particulates include, but are not limited to, watering practices during earth-moving activities; the application of a chemical dust suppressant substance to bind the dirt to the earth during construction; speed limit controls to ensure minimal dust kick up produced by moving vehicles; ceasing any earth-moving activity during high wind. Other BMPs may be introduced on site during construction.
Drilling activities		Bentonite, diesel-based drilling muds, barium-based drilling muds, saline solutions (potassium chloride, calcium chloride)	Proper application (see manufacturer recommendations). Disposal of used containers and excess material must follow manufacturer specifications. Storage: mud storage tank/trailer, tightly sealed containers, placed on a pallet, use of plastic shrink-wrap, under shelter or tarp. Use of secondary containment practices. Use of a designated containment pit and/or a vacuum truck for removal from project site and or reuse. Hay bales, wattles, and earthen berms are to be used for containment of bentonite releases.
Sediment	Y	Nutrients, suspended solids, sediment	Sediment erosion and sedimentation on site should be controlled by structural and non-structural BMPs. Structural BMPs can include, but are not limited to, sediment control logs, erosion-control blankets, riprap, earth berms, and silt fence. Non-structural BMPs can include, but are not limited to, seed and mulch, exposure time of disturbed soils, education of onsite personnel.

## **3.2 Materials Handling, Loading, and Storage**

### **3.2.1 *Materials Handling, Loading, and Storage Area Locations***

Materials stored at the site during construction activities may include pipe sections, valves, supports, connectors, construction supplies, petroleum products, solvents, concrete, and other materials, as summarized in Table 7. Materials handling, loading, and storage areas will be located away from natural stormwater drainageways and/or will be surrounded with earthen, gravel-clad berms to prevent stormwater impacts. Construction materials and chemical storage will be kept covered to prevent stormwater impacts.

### **3.2.2 *Description of Significant Material Storage***

During pipeline construction, chemical storage is expected to be minimal. Chemical containers will be covered and properly stored in areas where they will not encounter stormwater. Stockpiles of excavated soils will be bermed at base levels to prevent stormwater from transporting sediments into nearby drainages. Any fuel storage tanks for trucks, heavy construction equipment, or other purposes will be contained in prefabricated secondary containment structures or in an earthen, gravel clad berm capable of containing the entire volume of the largest tank and sufficient freeboard to contain impounded stormwater.

Additional specific recommendations for material storage and management are provided in Section 4.5 and Section 4.6.

## **3.3 Description of Significant Spills, Leaks, and Releases**

Because the North System Pipeline Relocation Project site is a new construction activity, there are no known spills, leaks, or releases that have occurred at the site. The site is located on land used for tilled agriculture; however, if soil contaminated with petroleum hydrocarbons such as diesel fuel, or if other potentially hazardous conditions are encountered during excavation activities, work will be stopped and an assessment of the situation will be initiated. The type of contamination will be identified, and specific plans will be made to obtain approvals for removal, transport, and disposal of the contaminated soil or to modify the construction plans.

## **3.4 Potential Pollution Sources**

It is the responsibility of the stormwater inspector to continually monitor and update the materials inventory in this SWPPP and to ensure that each identified potential pollutant has a BMP installed to prevent discharges.

### **3.4.1 *Construction Materials***

Table 7 provides an inventory of potential materials/pollutants that may be on site during pipeline construction activities as well as the potential pollutants associated with those materials and the BMPs that will be used on site to eliminate the possible discharge of pollutants.

### **3.4.2 Sediment**

The most common source of pollution from the ROW construction area will be sediment, which can be carried away from the work site with stormwater runoff and impact the water quality of a receiving stream or wetland. Clearing, grading, and otherwise altering previously undisturbed land can increase the rate of soil erosion over pre-disturbance rates. Stockpiles of excavated soil and aggregate (soil, gravel, and similar materials) and access roads should also be constructed with erosion protection measures.

### **3.4.3 Petroleum Products**

Petroleum products can also be potential stormwater pollutants. These products are used in construction activities to power or lubricate equipment and include gasoline, diesel fuel, lubricant oils, hydraulic oils, used oils, brake fluid, grease, and solvents. Sources of petroleum product leaks include vehicle and equipment engines, fuel transfers, oil drips/leaks, and fuel from aboveground storage tanks. In addition, paints and solvents used to coat piping, sealants, emulsions, concrete, pesticides, and herbicides may be used in project activities. Mobile refuelers may frequently transfer fuel to onsite construction vehicles, equipment, and portable tanks.

### **3.4.4 Laydown Areas, Equipment Cleaning and Maintenance, and Solid Waste**

Debris from laydown areas, residue from equipment cleaning and maintenance, and solid waste generated from land-clearing operations and human activity (trees, brush, paper, trash, etc.) present other potential pollution sources within the construction site. Additionally, the project area may contain construction supplies such as various sized pipe, culverts, empty tanks, drums and vessels, and fencing.

### **3.4.5 Human Waste/Chemical Toilets**

Chemical toilets will be provided for worker use during construction activities. The toilets will be conveniently located for worker use and ease of access, servicing, and maintenance by a third-party commercial vendor. The toilets will be securely fastened to the ground so they cannot be tipped over by the wind or by accident. Contained wastes will be routinely removed by the service contractor for disposal at an approved facility.

### **3.4.6 Concrete Washout Areas**

If concrete is used during site construction activities, concrete truck washout waters will be managed to prevent them from being transported off site and reaching waters of the state. A designated concrete truck washout water tank or earthen pit will be installed at the site to capture and hold the water so it can evaporate. Concrete truck washout will only occur at this designated location. Dried and hardened solids will be removed, broken, and used to supplement gravel surfaces as needed or removed for disposal at an approved offsite facility.

## **4 STORMWATER MANAGEMENT CONTROLS**

Stormwater management controls include both erosion and sediment controls and operational controls that are used to prevent or minimize stormwater impacts and control soil erosion and subsequent sedimentation. The use of a combination of physical BMPs, good work practices, and proper fuel, chemical, and materials storage practices will prevent or minimize stormwater impacts. The types and

locations of physical BMPs to be used along the ROW area are shown on the BMP location maps in Appendix B, while the pipeline construction schematic presented in Appendix C illustrates how pipeline construction will be executed.

## **4.1 Erosion and Sediment Control Requirements**

The objective of erosion and sediment controls is to minimize the release of sediments to stormwater runoff. This can be accomplished through the use of structural and operational controls to prevent stormwater run-on, enhance on-site stormwater containment and management, and reduce stormwater runoff volume and velocity.

Stormwater controls implemented at the site are selected to withstand and function properly during precipitation events up to the 2-year, 24-hour storm event, which in North Dakota ranges from 1.9 inches in the east to 2.3 inches in the west. If stormwater inspections or other information indicates that the selected stormwater control has been used inappropriately or incorrectly, the control will be replaced or modified within 24 hours or prior to the next rainfall event (whichever comes first) or as field conditions allow. All stormwater controls will be implemented in accordance with the manufacturer's specifications unless justification is provided for a deviation from those requirements.

A 50-foot natural buffer or equivalent erosion and sediment controls will be provided when project activities are within 50 feet of a surface water and stormwater runoff flows to that surface water. If equivalent erosion and sediment controls are used, the rationale for using equivalent controls will be included herein.

If working within 100 feet of a surface water listed as impaired for sediment, suspended solids, or turbidity, a 100-foot natural buffer or equivalent sediment and erosion controls will be provided. If equivalent erosion and sediment controls are to be used, the rationale for using equivalent controls will be included herein.

Temporary soil stockpiles will have effective sediment controls implemented, and will not be placed in surface waters, including stormwater conveyances such as curb and gutter systems, conduits, or ditches.

If off-site sediment transport occurs, any off-site accumulations will be removed in a manner and frequency that is sufficient to minimize off-site impacts. If such off-site sedimentation occurs, the SWPPP will be modified accordingly to prevent further off-site sediment deposition.

The following commonly used erosion and sediment controls and practices will be implemented, as appropriate.

- Grade or extend terraces across slopes to prevent stormwater from flowing onto the construction area and plant open areas with native grasses or low-growing plants soon after work is completed.
- Place energy dissipating material, such as riprap, check dams, straw bales, wattles, and/or gabions, at stormwater outfalls to slow water runoff, thereby minimizing erosion and preventing entrained sediments from entering water ways.
- Prevent erosion damage by using geotextiles or energy-dissipating devices such as check dams, gabions, or riprap along stream courses or their banks that are impacted by the construction.
- Protect culverts with inlet controls to prevent suspended particles from entering stormwater drainages.

- Maintain gravel entrance/exit pads at each construction site entrance/exit location to provide a buffer to reduce the amount of mud and soil transported on vehicle tires from the site to paved public roadways.
- Temporary or permanent erosion protection and stabilization (e.g., cover crop or mulching) will be implemented immediately for all exposed soil surface areas where activities have been completed or temporarily stopped.

## 4.2 Selection of Structural Controls

Physical erosion and sediment controls that may be used at construction sites to minimize possible sediment impacts to stormwater runoff are described in the following sections. Specific BMP installation details and specifications are provided in Appendix C, while selection guidelines for each construction phase are summarized in Table 8.

**Table 8. BMP Selection Guidelines**

BMP	Construction Phase		
	Initial Construction	Tank Construction and Equipment Development	Post-Construction
Berms	X	X	--
Check dams	--	X	X
Culverts	X	X	X
Diversion ditch or berm	X	X	X
Drainage dip	X	X	--
Erosion-control blanket	--	X	X
Filter berm	X	X	--
Gabions	X	X	X
Gravel surfacing	--	X	X
Land grading	X	--	--
Level spreader	X	--	--
Mulching	X	X	--
Revegetation	--	--	X
Riprap	X	X	X
Sediment trap	X	X	--
Silt fence	X	X	--
Slope drain	--	X	X
Slope stabilization	--	X	X
Stabilized construction entrance	X	X	--
Straw bale barrier	X	X	--
Straw wattles	X	X	--
Surface roughening	X	X	--
Terracing	X	X	X
Vegetative buffer	X	X	X
Water bar	X	X	X

### **4.2.1 Berms**

A berm is a ridge of compacted soil located at the top or base of a sloping disturbed area to contain or divert surface runoff. Where used, soil berms will be constructed of soil with sufficient fines to minimize flow through the berm. The purpose of a berm is to control runoff velocity, divert onsite surface runoff to a sediment trapping or filtration device, and/or divert clean water away from disturbed areas.

### **4.2.2 Check Dams**

Check dams are small, temporary dams constructed across a diversion or roadside ditch. Check dams can be constructed using gravel, rock, gravel bags, geo-ridges, earth with erosion-control blankets, straw bales, or wattles and are used to slow the velocity of concentrated flow in a channel. As a secondary function, check dams can also be used to catch sediment from the channel itself or from the contributing drainage area as stormwater runoff flows through or over the structure.

### **4.2.3 Culverts**

Culverts are typically used to move ditch water under the road or to direct stream flow under the access road. Culverts are typically constructed of concrete, steel, aluminum, or plastic pipe. Where used, culverts should have inlet and outlet protection features to minimize erosion.

### **4.2.4 Diversion Ditch or Berm**

A diversion ditch or berm is used to prevent sediment-laden stormwater runoff from leaving the construction site or disturbed area, to prevent flows from eroding slopes, and to direct sediment-laden flows to a trapping device. A diversion ditch or berm can also be used to divert surface runoff from upgradient areas away from construction area.

### **4.2.5 Drainage Dip**

Drainage dips intercept and remove surface water from the access roads, facilities, pipelines, and roadside ditches before the combination of water volume and velocity begin to erode the structures. Drainage dips are constructed diagonally across the flow of the surface water and tend to reduce the speed of vehicles, while dispersing surface water.

### **4.2.6 Erosion-Control Blanket**

Erosion-control blankets and turf reinforcement mats are porous fabrics and are manufactured by weaving or bonding fibers made from organic or synthetic materials. Erosion-control blankets are installed on steep slopes, over berms, or in channels to prevent erosion until final vegetation is established. Erosion-control blankets can also be used as separators or to aid in plant growth.

### **4.2.7 Filter Berm**

A filter berm is a temporary ridge made of natural materials that already occur on the project site. Brush filter berms use small tree branches, root mats, grass, leaves, stone, or other debris or material naturally available or left over from the site clearing and grubbing. Rock filter berms use site gravel, stone, or rock. Both types of filter berms are placed along a level contour to slow, filter, and divert flow and act as an efficient form of sediment control.

#### **4.2.8 Gabions**

Gabions are partitioned, wire fabric containers, filled with stone to form flexible, permeable, monolithic structures for earth retention. Gabions are used as retaining walls, temporary floodwalls, or other structures to filter silt from runoff and to dissipate energy from flowing water. They may be used to direct the force of a flow of flood water around a vulnerable structure.

#### **4.2.9 Gravel Surfacing**

Gravel surfacing may be used to cover soil in areas of high traffic such as roads, facility areas, and in construction areas. Gravel surfacing forms a layer that protects and minimizes soil erosion and vehicle soil tracking.

#### **4.2.10 Land Grading**

Grading involves reshaping the ground surface to planned grades as determined by an engineering survey, evaluation, and layout. Grading provides more suitable topography for pipelines, facilities, and access roads and helps to control surface runoff, soil erosion, and sedimentation during and after construction in these areas. Grading also includes road crowning and sloping to properly route access road runoff.

#### **4.2.11 Level Spreader**

A level spreader is used to prevent erosion and to improve infiltration by spreading concentrated stormwater runoff evenly over the ground as shallow sheet flow instead of through channels. It usually involves a depression in the soil surface that disperses flow onto a flatter area across a slight slope and then releases the flow onto level vegetated areas. This reduces flow speed and increases infiltration and promotes evaporation.

#### **4.2.12 Mulching**

Mulching is a temporary erosion control practice in which materials such as grass, straw, hay, wood fibers, or wood chips are placed or implanted into soils on exposed or recently planted soil surfaces. Mulching stabilizes soils by minimizing rainfall impact and reducing stormwater runoff velocity. When mulching is used in combination with seeding, surface soils retain moisture, promote seed germination, and help insulate roots from extreme temperatures.

#### **4.2.13 Revegetation**

Revegetation involves planting seed to establish a vegetative cover on disturbed areas to reduce erosion by stabilizing disturbed areas. It also reduces runoff volumes by increasing water percolation into the soil, binds soil with roots, and protects soil from wind erosion. The permanent seed mixture, rate, application method, and supplemental materials will be selected by the revegetation contractor or the Bureau of Land Management representative for federal sites.

#### **4.2.14 Riprap**

Riprap is a permanent, erosion-resistant layer made of stones, rock, or boulders. It is intended to stabilize areas subject to erosion and protect against scour of the soil caused by concentrated, high-velocity flows.

#### **4.2.15 Sediment Trap**

Sediment traps are intended to intercept, trap, and retain sediment from runoff while allowing detained runoff to slowly drain, infiltrate, or both. They are usually installed in a drainage way or other point of discharge from a disturbed area and are formed by excavating below grade and/or constructing an earthen embankment with a protected spillway to slow the release of runoff.

#### **4.2.16 Silt Fence**

Silt fences are temporary perimeter control structures designed to slow, temporarily impound, and filter sediment-laden water. Installation technique and maintenance is critical to proper performance.

#### **4.2.17 Slope Drains**

Slope drains are used to convey collected stormwater off the pad site without eroding the fill slope.

#### **4.2.18 Slope Stabilization**

The use of appropriate materials, such as mulch, staked sod, riprap, erosion-control blanket, or other materials that prevents erosion on slopes from occurring.

#### **4.2.19 Stabilized Construction Entrance**

A stabilized construction entrance is a pad of gravel laid over filter cloth where construction traffic will be entering or leaving a construction site to or from a public ROW, street, or highway. The purpose of a stabilized entrance to a site is to minimize the amount of tracked mud and dust that leaves the site. As a vehicle drives over the gravel, mud and sediment are removed from the vehicle's wheels and offsite transport of soil is reduced. This BMP reduces erosion and tire rutting, and the filter fabric separates the gravel from the soil below by minimizing gravel migration into the subsurface soil caused by heavy vehicle loads. A stabilized construction entrance should be used at facility ingress and egress locations.

#### **4.2.20 Straw Bale Barrier**

A straw bale barrier is a series of entrenched and staked straw bales placed on a level contour to intercept sheet flows. The barrier reduces runoff velocity and filters sediment-laden runoff from small drainage areas of disturbed soil and may also be used to protect against erosion in small, shallow drainage channels.

#### **4.2.21 Straw Wattles**

Straw wattles or rolls are intended to capture and keep sediment on slopes or in small shallow drainage channels. Straw rolls can be used to temporarily stabilize slopes by reducing soil creep, and sheet and rill erosion, until permanent vegetation can be established. Straw rolls will last an average of 1 to 2 years.

#### **4.2.22 Surface Roughening**

Soil surface roughening is a temporary erosion control practice often used in conjunction with grading. Soil roughening involves increasing the relief of a bare soil surface with horizontal grooves (corrugating) or tracks (tracking) using construction equipment. Slopes that are not fine graded and that are left in a roughened condition can reduce erosion, trap sediment, and prepare ground surfaces for seeding.

### **4.2.23 Terracing**

Terraces are made of either earthen embankments or ridge and channel systems that are properly spaced along a fill slope. Terraces are constructed with an adequate grade to promote drainage to a stabilized outlet. They reduce damage from erosion by collecting and redistributing surface runoff to stable outlets at slower speeds and by decreasing the distance of overland runoff flow. They also surpass smooth slopes in holding moisture and help to minimize sediment loading of surface runoff.

### **4.2.24 Vegetative Buffer**

Vegetative buffers are areas of either natural or established vegetation that are maintained to protect the water quality of neighboring areas. Vegetative buffers reduce stormwater runoff velocity, prevent soil erosion, promote infiltration, and act as a filter to remove sediment. Vegetated buffers will have a minimum width of 1 foot for every 5 feet of disturbed area that drains to the buffer. The width of the buffer will have a slope of 5% or less and the area draining to the buffer will have a slope of 6% or less. Buffers will consist of dense grassy vegetation, 3 to 12 inches tall, with a uniform coverage area greater than 90% and less than 10% composed of woody vegetation.

### **4.2.25 Water Bar**

A water bar is an earthen ridge, or ridge and channel, constructed diagonally across a slope road, trail, or disturbed area. Water bars are normally used for drainage and erosion protection of closed, blocked, or infrequently used roads to divert stormwater runoff and minimize erosion.

## **4.3 Operational Controls**

### **4.3.1 Dust Control**

Wind can cause erosion, particularly in dry climates or during the dry season. Wind erosion can occur where surface soil is loose and dry. Wind erosion may also occur in areas where vegetation is sparse or absent and can transport sediments to where they can be washed into receiving waters during the next storm event or snowmelt runoff.

The prevailing winds in eastern North Dakota are generally from the northwest, although a southeasterly wind direction occurs occasionally. The excavated topsoil, ground cover, and overburden materials will be stockpiled for future reuse during dry cuttings pit closure activities and final site reclamation. If possible, these stockpiles should be laid out perpendicular to the predominant wind direction to serve as wind breaks and vegetated cover should be established to minimize erosion.

During construction, disturbed areas, excavated materials, soil piles, and stockpiled materials will be watered regularly to minimize fugitive dust. Access roads associated with the construction activities will also require frequent watering or use of chemical dust suppressants to prevent fugitive dust from blowing offsite.

### **4.3.2 Construction Site Housekeeping**

Housekeeping will consist of neat and orderly storage of materials and containerized fluids. Wastes will be temporarily stored in sealed containers and regularly collected and disposed of at off-site, suitable facilities. If spills occur, prompt cleanup is required to minimize any commingling of waste materials with stormwater runoff.

Cleanup of trash and discarded materials will be conducted at the end of each workday. Cleanup will consist of patrolling the roadway, access areas, and other work areas to pick up trash, scrap debris, other discarded materials, and any contaminated soil. These materials will be disposed of appropriately.

Deposited sediment will be removed from paved surfaces, using loaders, shovels, and/or brooms, by the end of the workday or within 24 hours of tracking the sediment

### **4.3.3 Operations and Maintenance Techniques**

The following actions will be implemented to ensure a clean and orderly project area.

- Develop and maintain inspection schedules; correct deficiencies noted during these inspections; clean and maintain stormwater management system components.
- Perform routine trash collection and disposal, and grounds maintenance.
- Dispose of trash generated by project activities at a suitable solid waste disposal facility.
- Familiarize employees with good housekeeping procedures, tips, reminders, and pollution prevention concepts.

### **4.3.4 Petroleum Products, Material Storage, and Management**

Petroleum products that may be present at the construction site include gasoline, diesel fuel, lubricant oils, hydraulic oils, used oils, and solvents. Gasoline and diesel fuel will be stored in portable storage tanks with secondary containment. Lubricant, hydraulic, and miscellaneous oils and solvents will be stored in 55-gallon or smaller containers within a secondary containment area or in approved tool and equipment sheds or other protected structures.

Routine maintenance will be limited to fueling and lubrication of equipment. Drip pans, mats, or similar methods will be used during routine fueling and maintenance to contain spills or leaks. Any waste product from maintenance will be containerized and transported off site for disposal or recycling. No major equipment overhauls will be conducted within the project area. Equipment will be transported off site for major overhauls.

Pollutants from petroleum products used during construction activities adhere easily to soil particles and other surfaces. In case of a spill or leak, soils contaminated with petroleum products will be contained and removed to a proper disposal site. Soil erosion and sediment control practices will aid in retention of spills or leaks. Maintenance and safe storage practices will reduce the chance of petroleum products contaminating the project area. Oily wastes such as crankcase oil, cans, rags, and paper containing oils will be placed in proper receptacles and disposed of or recycled. An additional source of petroleum contamination is leaks from equipment and vehicles. Routine daily inspections will be conducted to identify leaks and initiate corrective actions, if needed.

### **4.3.5 Petroleum Product Storage and Management Guidelines**

The following guidelines for storing and managing petroleum products will be used.

- All product containers will be clearly labeled and stored in areas away from vehicle traffic.
- All drums will be kept off the ground within secondary containment, labeled, securely fastened, and stored under cover if needed.
- Fuel tanks will be stored within secondary containment.

- Emergency spill response procedures/materials will be available at the project area. Persons trained in handling spills will be on call at all times.
- Employees will be familiar with the storage locations for spill cleanup equipment and trained in the use of spill cleanup equipment.
- Spill cleanup and containment materials (absorbent, shovels, etc.) will be easily accessible. Spills will be immediately cleaned up and contaminated materials will be properly stored on site until they can be disposed of in accordance with applicable regulations.
- Storage areas and containers will be regularly monitored for leaks and repaired or replaced as necessary. Contractors and subcontractors should be reminded about proper storage, handling, and transferring of petroleum products or other hazardous materials during safety meetings.
- Chemical substances used at the site will be identified, properly labeled, inventoried, and the Material Safety Data Sheets will be kept on file.

A hazardous substance release in any amount which enters or threatens to enter waters of the state shall be reported to the National Response Center and to NDDEQ. Refer to Table 2 for notification information.

State reportable spills and/or releases of petroleum products/materials that result in a visible sheen on water, or a visible deposit on the bottom or shoreline of any water body must be reported to NDDEQ at (701) 328-5210 as soon as practical after discovery. A NDDEQ General Environmental Incident Report Form should be used for any environmental incident or release that is not exempt under Resource Conservation and Recovery Act oilfield exemptions.

#### **4.3.6 Employee and Contractor Training**

NuStar will implement a training program to address the areas of concern listed below. All employees, including contractors and subcontractors, will be trained to ensure proper awareness and implementation of stormwater management controls. Training will cover the following topics.

- Purpose and requirements of the stormwater permit.
- Components of the SWPPP and stormwater regulations.
- Stormwater management controls.
- Inspections, recordkeeping, and reporting.
- Stormwater and non-stormwater discharges.
- Changes to the SWPPP.

Records of the training, including the topics discussed, attendees, and an evaluation of BMPs in use, will be maintained and kept at NuStar's San Antonio, Texas office for a minimum of 3 years. A training log is provided in Appendix D.

#### **4.3.7 SWPPP Revisions**

This SWPPP is a working document and will be modified as necessary when there are changes in the design, construction, and operation or maintenance activities during the life of the construction project or until final stabilization is achieved. The SWPPP will be amended whenever there is a change in the design, construction, operation, or maintenance activities for the project or changes with the identified BMPs or if the plan is found to be ineffective in controlling pollutants present in stormwater discharges from the project. Updates and revisions to the SWPPP will be made as soon as practicable. Errors in

paperwork, changes to BMPs, or the removal, addition, or adjustment of erosion and sediment control measures must be made to the SWPPP or appropriate site maps. Revisions and updates to this SWPPP will be recorded on the SWPPP Update Log included in Appendix A.

#### **4.3.8 Inspection and Maintenance Procedures**

See Section 5.0 for a discussion of inspection and maintenance procedures.

#### **4.3.9 Recordkeeping Procedures**

See Section 6.0 for a discussion of recordkeeping procedures.

#### **4.3.10 Other Operational Controls**

Other operational controls include implementing stormwater controls before beginning construction; considering predominant wind directions, soil types, topography, and drainage features in project design; prohibiting or modifying work practices that may cause or increase erosion; and scheduling work for times of the year or times of the day when precipitation is less likely.

### **4.4 Stabilization Requirements**

To meet the permit conditions, stabilization means that the exposed ground surface will be covered by appropriate materials, such as mulch, staked sod, riprap, erosion-control blankets, or other material that prevents erosion from occurring on the exposed surface. Grass seeding alone does not constitute stabilization, nor does snow cover and/or frozen ground conditions.

If stabilization requirements cannot be met due to circumstances beyond the NuStar's control, the following actions will be implemented.

- If vegetative stabilization is to be used, immediately initiate, and within 14 calendar days complete, the installation of temporary non-vegetated stabilization.
- Complete all methods of initiating stabilization as soon as conditions or circumstances allow.

If any of the above conditions are encountered, NuStar will document the circumstances that prevented achieving the stabilization requirements contained in this SWPPP and will provide a schedule to be followed to meet the stabilization requirements.

#### **4.4.1 Steep Slopes**

For all steep slopes, with a grade equal to or greater than 15% (6.7:1 [horizontal:vertical]), stabilization will be initiated immediately once activities have been completed or temporarily ceased. Stabilization will be completed as soon as practicable, but no later than 7 calendar days after the initiation of soil stabilization.

#### **4.4.2 Exposed Areas**

All exposed soil areas will be stabilized, and stabilization will be initiated immediately where activities have been permanently or temporarily ceased on any portion of the site and will not resume for a period exceeding 14 calendar days. Stabilization will be completed as soon as practicable, but no later than 14 calendar days after the initiation of soil stabilization activities. Temporary stockpiles without significant

silt, clay, or organic components (e.g., clean aggregate stockpiles, demolition concrete stockpiles, sand stockpiles) will not be stabilized.

#### **4.4.3 Frozen Ground Conditions**

NuStar will implement winter stabilization methods during frozen ground conditions, if the site was not stabilized prior to the ground freezing.

#### **4.4.4 Diversion Ditches with Continuous Flows**

Stream diversions or any temporary or permanent drainage ditches that will have a continuous water flow will be stabilized with appropriate controls prior to connection with any surface water. The entire area (channel and bank) of the diversion ditch will be appropriately stabilized to bankfull height.

The normal wetted perimeter of any temporary or permanent drainage ditch that conveys water from the project site, or diverts water around the site, will be stabilized at least 200 linear feet from the project or property boundary property, or from the point of discharge to any surface water. Stabilization of the conveyance will be completed prior to connection with a surface water. Any remaining portion of the temporary or permanent drainage ditch must be stabilized within 14 calendar days for portions which construction activities have temporarily or permanently ceased.

### **4.5 Chemical Treatment**

While not anticipated, if chemical treatment is to be used for sediment removal, it will be used in accordance with the manufacturer's specifications. Treatment chemicals will be selected in consideration of the anticipated soil particle size and stormwater characteristics (e.g., pH, turbidity, stormwater flow rate into the chemical treatment system, etc.) and a description of the chemical treatment process will be included herein.

If chemical treatment will be pursued, NuStar will comply with the following.

- NuStar will submit a written request to the NDDEQ for review and approval to ensure that the selection and management of chemicals will minimize the potential for harmful effects from the discharge.
- The request to discharge chemically treated stormwater will be submitted 60 days prior to the anticipated usage date and will include all of the following information.
  - Material Safety Data Sheet/Safety Data Sheet
  - Proposed water additive discharge concentration
  - Discharge frequency (i.e., number of hours per day/number of days per year)
  - Proposed discharge monitoring point
  - Type of treatment, if any, to remove additive prior to discharge
  - Product function (e.g., coagulant, flocculant, etc.)
  - A 48-hour LC50 or EC50 for a North American freshwater planktonic crustacean (*Ceriodaphnia* sp., *Daphnia* sp., or *Simocephalus* sp.)
  - Toxicity test results for one other North American freshwater aquatic species (other than a planktonic crustacean)
- NuStar understands that any discharges from the chemical treatment of stormwater must not cause a violation of the standards of quality for waters of the state and that the discharge must be

consistent with the dewatering requirements of Part II(C)(3)(g) of the general permit and Section 2.6 of this SWPPP.

## 4.6 Final Stabilization

Achieving final stabilization for the site ensures that stormwater runoff from the site will not result in soil erosion and sedimentation, will not contribute pollutants to waters of the state, and will not contravene water quality standards. Implementation of this SWPPP will continue until the final stabilization criteria, as specified in Part II, Section E of the General Permit and outlined below, have been met and a NOT has been submitted to the NDDEQ.

Final stabilization can be achieved in three different ways.

1. All soil-disturbing activities have been completed and all soils have been stabilized by a uniform perennial vegetative cover, with a density of 70% of the pre-existing cover over the entire pervious surface area, or other equivalent means necessary to prevent soil failure under erosive conditions and:
  - a. all drainage ditches constructed to drain water from the site after construction is complete have been stabilized to prevent erosion;
  - b. all temporary erosion and sediment control BMPs (e.g., silt fence) have been removed; and
  - c. all sediment has been removed from conveyances and temporary sedimentation basins that will be used as permanent water quality management basins. Removed sediment will be stabilized to prevent it from being washed into basins, conveyances, or drainageways and discharging off-site or to surface waters. Permanent basins must be sufficiently cleaned out to return the basin to design capacity.
2. In areas of the state where the average annual rainfall is less than 20 inches, all soil-disturbing activities have been completed and erosion control measures (e.g., degradable rolled erosion-control products) and stabilization methods have been selected, designed, and installed, along with an appropriate seed mixture, to provide erosion control for at least 3 years and achieve 70% of the pre-existing vegetative cover within 3 years, without active maintenance, so that the site meets the criteria outlined in Items 1 (a), (b), and (c), above.
3. Disturbed areas on land used for agricultural purposes that are restored to their pre-construction agricultural use do not have to meet the foregoing final stabilization criteria. If the construction activity removed a standing crop, the area must be restored in accordance with the landowner's requirements.

Disturbed areas that were not previously used for agricultural activities, such as buffer strips immediately adjacent to state waters and areas that are not being returned to their pre-disturbance use, must meet the final stabilization criteria listed in (1) or (2) above.

## 4.7 Local Requirements

There are no known local stormwater management requirements for construction activities at the site. If applicable local requirements are identified during the project timeline, NuStar will comply with said requirements to the extent practicable.

## 4.8 Spill Response Plans

Contractors and subcontractors working on-site will have individual spill control and response plans or conform to the NuStar’s project-specific spill control and response plan. A minimum of one Spill Response Kit that includes the items listed in Table 9 will always be with the Construction Superintendent or at the construction trailer.

**Table 9. Spill Response Kit Contents**

Quantity	Description
<b>Booms and Sorbent Materials</b>	
4	5-inch × 10-foot absorbent booms
100	17 × 19-inch absorbent pads
3	50-pound bags of sorbent material
<b>Personal Protective Equipment</b>	
2	Pair of gloves
2	Pair of safety glasses
2	Protective coveralls
<b>Equipment</b>	
1	Flat-bladed non-sparking shovel
1	Box of heavy-duty (3 mil) garbage bags

### 4.8.1 Spill Response Procedure

In the event of a spill, leak, or release, the following steps will be completed.

- Account for personnel, assure their safety, and evacuate if a fire, explosion, or exposure hazard exists.
- Remove all sources of ignition. Position fire suppression equipment. Alert the North Dakota Operations Manager, SWPPP Team Coordinator, or on-site inspector, who will contact the local fire department, if necessary.
- Shut off pumps and close valves that allow oil to flow to the segment of the system causing the spill. Plug or patch leak/discharge if possible.
- The North Dakota Operations Manager or SWPPP Administrator will alert adjacent property owners/operators, as warranted by the incident.
- As safety allows, attempt to contain the spill. Prevent or divert spilled oil from approaching structures or draining toward water or storm drains. Absorbent material, spark-proof shovels, brooms, neoprene gloves, and other spill response materials are kept in the Spill Response Kit that is stored at the site.
- The NuStar Construction Manager or SWPPP Administrator will conduct a safety assessment and determine additional cleanup actions as needed.

For all occurrences, the NuStar Construction Manager or SWPPP Administrator will evaluate the incident and determine if notification is necessary. If a reportable quantity spill occurs, the SWPPP will be amended to include a description of the spill, equipment changes, and/or operational changes required to prevent a recurrence.

## **4.8.2 Disposal of Recovered Materials**

Waste oil, oily material, or other potentially contaminated material recovered from spill cleanup operations will, in every case, be disposed of in a manner approved by the local, state, and federal agencies. Permits required for disposal vary on a case-by-case basis depending on type, volume, and condition of the material to be disposed. The designated NuStar Construction Manager or SWPPP Administrator is responsible for arranging the disposal of all recovered oil, contaminated absorbents, and other oily or contaminated debris.

The following disposal methods for recovered materials may be used by NuStar.

- Offsite bioremediation, or offsite disposal for contaminated soils.
- Offsite disposal for liquids and surface water recovered from impacted surface waters.
- Offsite disposal of wastes generated from recovery activities.

## **5 INSPECTION AND MAINTENANCE PROCEDURES**

Inspection and maintenance of erosion and sediment controls will occur during all phases of the project, as described in Section 2.3. Continued inspection and maintenance is required for specific erosion and sediment controls after construction is completed until final stabilization is achieved. Additionally, inspections will also identify potential sources of pollutants that could impact stormwater discharges.

### **5.1 Stormwater Inspection Procedures**

The inspection program will include the following.

1. A trained and qualified person familiar with this SWPPP and stormwater controls will conduct facility inspections by completing the stormwater inspection and maintenance form included Appendix E. The form will summarize the scope of the inspection, the name of the inspector, date of the inspection, the functional condition of the stormwater controls, and recommended corrective actions, if any.
2. Inspections will cover the following.
  - Disturbed areas without stabilization, slopes, and berms.
  - Material and chemical storage areas, perimeter runoff.
  - Straw bales, wattles, riprap areas, culverts, and settling ponds.
  - Surface water diversions and down-gradient areas.
  - Culverts and inlet protection check dams, silt fences.
  - Perimeter runoff and stormwater outfalls.
  - New access roads, ditches, water bars, surface diversions.
  - Locations where vehicles enter or exit the site.

Inspections of the site and adjoining land area may need to be separated into several segments such as the following.

- Access roads and site perimeters.

- On-site construction, development, and installation activities.
  - Material and fuel storage areas.
3. Inspections will occur every 14 calendar days during active construction and within 24 hours (or the next business day) after a 0.25-inch or greater precipitation event or snowmelt event that causes or may cause surface erosion occurs. For multiple-day precipitation events, inspections will be performed within 24 hours or the next business day after rainfall of 0.25 inch or greater occurs within a 24-hour period, even if it is still precipitating. At the conclusion of the extended rainfall event, another inspection will be performed within 24 hours or the next business day.
  4. Post-construction inspections of areas that have been stabilized, but do not meet the final stabilization criteria, will occur every 30 days. Inspections will continue until final stabilization is achieved and a NOT has been filed with the NDDEQ.
  5. A log of inspections will be completed and maintained in NuStar's San Antonio, Texas, office for a minimum of 3 years.
  6. Inspections are not required for disturbed areas when snow cover exists or the ground is frozen, provided that melting conditions do not exist.
  7. Water quality will be visually assessed for all receiving streams or wetlands and discharge areas during each inspection, if present.
  8. Disturbed areas and material storage areas that are exposed to precipitation will be inspected for evidence of pollutants entering nearby drainages.
  9. Check dams, straw wattles, and other BMPs will be inspected for evidence of deterioration, under-cutting, and buildup of sediment. Sediment will be removed when it has built up one-third to one-half of the height of the specific control structure, as discussed in Section 5.2.2 and specified in Appendix C.
  10. Roads used for vehicle access will be inspected for rills and channels forming and for evidence of off-site sediment transport.
  11. The results of the inspections will be used to update and revise the list of potential pollutant sources identified in Section 3.2.
  12. This SWPPP will be modified as necessary whenever there is a change in design, construction, or operation that changes the potential for pollutant discharge to waters of the state.
  13. An inspection report summarizing the scope of the inspection, the name of the person conducting the inspection, date of inspection, and observations relating to the inspection will be prepared using the inspection and maintenance form included in Appendix E.
  14. Actions taken to modify stormwater control measures will be recorded and maintained with this SWPPP. Revisions to the SWPPP will be performed as soon as practicable, but no later than 72 hours after the corrective actions have been identified.
  15. If no deficiencies are found during the inspection, the report will contain a certification statement that the site is in compliance with this SWPPP.

## **5.2 Maintenance and Corrective Action Procedures**

### **5.2.1 Personnel**

Personnel performing the stormwater inspections will record site conditions, BMP status, and recommended corrective actions on the stormwater inspection and maintenance form included in Appendix E. The NuStar SWPPP Team Coordinator will be apprised immediately of any discovered deficient conditions and recommended corrective actions. The SWPPP Team Coordinator will direct designated personnel (e.g., employees or subcontractors) to perform BMP maintenance, replacement, or new installation activities.

### **5.2.2 Scheduling**

Corrective actions for erosion and sediment control structures that are found to be performing inadequately or deteriorating will be performed before the next significant rainfall event (i.e.,  $\geq 0.25$  inch) or within 24 hours (whichever comes first) or as field conditions allow. Rill or gully surface erosion and steep slopes (i.e.,  $\geq 15\%$  [6.7:1] slope) will be immediately repaired and stabilized. The NuStar SWPPP Team Administrator or his designee has the authority and will direct subcontractors to install new and/or additional stormwater control BMPs as needed.

### **5.2.3 Maintenance/Corrective Action Requirements**

All control devices similar to, and including, silt fence or fiber rolls must be repaired, replaced, maintained, or supplemented when they become nonfunctional (e.g., torn from posts, visible tears, eaten, etc.). Collected sediment must be removed as it approaches one-half of the above ground capacity of the control device.

- Fiber rolls/straw wattles must be replaced when one-half of the original above ground height of the device when it was installed has been lost as a result of flattening, other damage, or sediment build-up.
- Sedimentation basins must be drained and the sediment removed when the depth of sediment collected in the basin reaches one-half the storage volume. Drainage and removal must be completed within 72 hours of discovery, or as soon as field conditions allow. Documentation must be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.
- Maintenance and cleaning of inlet protection devices must be performed when sediment accumulates, the filter becomes clogged, and/or performance is compromised.
- Surface waters, including drainage ditches and conveyance systems, must be inspected for evidence of sediment deposited by erosion. All deltas and sediment deposits in surface waters, drainage ways, catch basins, and other drainage systems must be removed as soon as practicable.
- Areas where sediment removal results in exposed soil must be stabilized. Removal and stabilization will take place immediately, but no more than 7 calendar days after the discovery, unless precluded by legal, regulatory, or physical access constraints.
- If precluded, removal and stabilization will take place immediately, but no more than 7 calendar days after obtaining access. NuStar is responsible for contacting all local, regional, state, and federal authorities, and receiving any applicable permits prior to conducting any work.

- Vehicle tracking of sediment from the site must be minimized by BMPs, which may include having a designated egress with aggregate surfacing from the site or by designating off-site parking. NuStar will be responsible for (or make arrangements for) street sweeping and/or scraping of paved roads/highways, if BMPs are not adequate to prevent sediment from being tracked onto the paved road/highway surface.
- Accumulations of tracked and deposited sediment will be removed from all off-site paved surfaces by the end of the workday, shift, or if applicable, within a shorter time specified by local authorities or the NDDEQ.
- If sediment escapes the construction site, off-site accumulations of sediment will be removed in a manner and at a frequency sufficient to minimize off-site impacts.
- Vegetative buffers must be inspected for proper distribution of flows, sediment accumulation, and signs of rill formation. If a buffer becomes silt covered, contains rills, or is otherwise rendered ineffective, other control measures will be implemented. Eroded areas will be repaired and stabilized within 24 hours of discovery, or as soon as field conditions allow. Documentation will be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.

## 6 RECORDKEEPING PROCEDURES

Records of project inspections, spills, and maintenance activities will be maintained at NuStar's San Antonio, Texas, office and copies of inspection reports will be maintained with the SWPPP, as Appendix F (Completed Inspections). If a reportable quantity petroleum hydrocarbon spill occurs, an Oilfield Related Environmental Incident Report will be filed electronically through the North Dakota Industrial Commission's website at: <https://www.dmr.nd.gov/oilgas/mvc/wincident/>. For a general environmental incident or non-exempt oilfield incident, a General Environmental Incident Report will be filed electronically through the NDDEQ's website at: <http://www.ndhealth.gov/ehs/eir/NonOilField/>.

Records and reports will be maintained for a period of at least 3 years or until final stabilization is achieved and the stormwater permit is canceled or terminated.

## 7 NON-STORMWATER DISCHARGES

Non-stormwater discharges are not expected from pipeline construction or equipment installation activities associated with the project. Possible exceptions include fire prevention/suppression activities, hydrostatic testing, and potable water used for dust control and watering seeded areas to promote germination. The intent is that potable water will remain within the disturbed areas of the project area and not run off or be discharged to receiving waters or wetlands. Stormwater will leave the project area along the ground surface via natural drainage swales, not through sewers or other buried piping; therefore, non-stormwater discharges are unlikely to occur once the site and tank construction and equipment installation activities are completed.

## 8 CERTIFICATIONS

### 8.1 Owner/Applicant 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, 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.

By: William C Buchanan III

Title: Vice President, Project Engineering

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Owner Home Office Address: NuStar Pipeline Operating Partnership L.P.  
19003 IH-10 West  
San Antonio, Texas 78247

## 8.2 Contractor/Subcontractor Certification

All contractors and subcontractors that will perform construction activities that could impact stormwater will be familiar with the SWPPP and will sign the following certification.

I certify under penalty of law that I understand the terms and conditions of the North System Pipeline Relocation Project SWPPP and associated NDDEQ Construction Permit NDR110000 that authorizes stormwater discharges associated with the construction of this project.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Representing:

Company: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Work to be conducted:

Activity 1: \_\_\_\_\_

Activity 2: \_\_\_\_\_

Activity 3: \_\_\_\_\_

Activity 4: \_\_\_\_\_

## 9 LITERATURE CITED

Klausing, R.L. 1968. *Geology and Ground Water Resources of Cass County, North Dakota*. Bulletin 47, Part I and Part III. Grand Forks: North Dakota Geological Survey.

Natural Resources Conservation Service (NRCS). 2020. Web Soil Survey. Soil Survey Staff, Natural Resources Conservation Service. Available at: <http://websoilsurvey.nrcs.usda.gov> and <http://soildatamart.nrcs.usda>. Accessed September 10, 2020.

National Climatic Data Center (NCDC), National Oceanic and Atmospheric Administration (NOAA). 2020. Available at: <https://www.ncdc.noaa.gov/>. Accessed September 21, 2020.

Thornbury, W.D. 1965. *Regional Geomorphology of the United States*. New York, New York: John Wiley & Sons, Inc.

*This page intentionally left blank.*



**APPENDIX A**

**NOTICE OF INTENT**

**STORMWATER OUTFALL LOCATIONS MAP**

**AUTHORIZATION TO DISCHARGE UNDER THE NORTH  
DAKOTA POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(CONSTRUCTION ACTIVITY) PERMIT NO. NDR11-0000**

**PERMIT COVERAGE LETTER**

**DELEGATION OF AUTHORITY LETTER**

**SWPPP AMENDMENT LOG**

## **NOTICE OF INTENT**



**APPLICATION (NOTICE OF INTENT) TO OBTAIN  
 COVERAGE UNDER NDPDES GENERAL PERMIT  
 FOR STORMWATER DISCHARGES ASSOCIATED  
 WITH CONSTRUCTION ACTIVITY (NDR10-0000)**  
 NORTH DAKOTA DEPARTMENT OF ENVIRONMENTAL QUALITY  
 DIVISION OF WATER QUALITY  
 SFN 19145 (06/2019)

**FOR DEPT. USE ONLY**

Date Received
Application Number
NOI ID: SW_NOI_20201007085418767

**New Project**

**GENERAL INFORMATION**

1. Name of Owner of Construction Project <b>NuStar Pipeline Operating Partnership .</b>	2. Contact First Name <b>Dale</b>	3. Contact Last Name <b>Smith</b>	4. Contact Telephone Number <b>316.737.5106</b>
5. Contact E-mail Address <b>dale.smith@nustaryenergy.com</b>	6. Mailing Address <b>7340 W. 21st Street North, Suite 200</b>		
7. City <b>Wichita</b>	8. State/Province <b>KS</b>	9. Zip Code <b>67205</b>	

10. Name of Operator Working at Site <b>NuStar Pipeline Operating Partnership .</b>	11. Contact First Name <b>Dale</b>	12. Contact Last Name <b>Smith</b>	13. Contact Telephone Number <b>316.737.5106</b>
14. Contact E-mail Address <b>dale.smith@nustarenergy.com</b>	15. Mailing Address <b>7340 W. 21st Street North, Suite 200</b>		
16. City <b>Wichita</b>	17. State/Province <b>KS</b>	18. Zip Code <b>67205</b>	

**PROJECT INFORMATION**

19. Name of Construction Project <b>North System Pipeline Relocation Project</b>					
20. Brief Description of Construction Activity <b>Relocate approximately 2.21 miles of NuStar's existing North System Pipeline that would be impacted by construction of the Fargo-Moorhead Area Diversion Project</b>					
21. Project Start Date <b>03/01/2021</b>	22. Estimated Completion Date <b>04/01/2022</b>	23. Estimated Total Acres of Site <b>23</b>	24. Estimated Acres of Disturbance <b>23</b>		
Project Location	25. Physical Address <b>Not Applicable</b>			26. City <b>Not Applicable</b>	
	27. Township <b>139</b>	28. Range <b>50</b>	29. Section <b>9</b>	30. Quarter Section (ABCD Format) <b>SENW</b>	31. County <b>Cass</b>
	32. Latitude (Decimal Degrees) <b>46.87241</b>			33. Longitude (Decimal Degrees) <b>-097.00343</b>	
Receiving Waters	34. Name of Municipal Storm Sewer System or Description of Receiving Water <b>Unnamed tributary to Sheyenne River; roadside ditches.</b>				

35. A SWPPP must be prepared and available for review at the time of application. You are not required to submit the SWPPP with the application unless otherwise notified by the department. The SWPPP must be completed prior to the start of construction (or the applicable construction phase). Please refer to Part I(D)(2)(c) of the permit.

<p><b>Submit by E-mail</b></p> <p><b>AFTER SUBMITTING BY E-MAIL PRINT AND SEND COMPLETED APPLICATION WITH "WET" INK SIGNATURE TO:</b></p> <p>North Dakota Dept. of Env. Quality          Division of Water Quality, 4<sup>th</sup> Floor          918 East Divide Avenue          Bismarck, ND 58501-1947</p> <p>Telephone: (701) 328-5210</p> <p><b>Print Form</b></p>	I certify under penalty of law that I have personally examined and am familiar with the information submitted herein. Based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment.	
	36. Printed Name of Owner(s) <b>Gary Koegeboehn</b>	37. Title <b>Vice President Pipeline Operations</b>
	38. Signature of Owner(s) <i>Gerald R Koegeboehn</i>	39. Date <b>10/22/2020</b>
	40. Printed Name of Operator(s) <b>Gary Koegeboehn</b>	41. Title <b>Vice President Pipeline Operations</b>
	42. Signature of Operator(s) <i>Gerald R Koegeboehn</i>	43. Date <b>10/22/2020</b>

## **STORMWATER OUTFALLS LOCATION MAP**



**Stormwater Outfalls Location Map**

**NDPDES GENERAL PERMIT FOR STORMWATER DISCHARGES  
FROM CONSTRUCTION ACTIVITY (NDR 110000)**

Permit No: NDR11-0000  
Effective Date: April 1, 2020  
Expiration Date: March 31, 2025

AUTHORIZATION TO DISCHARGE UNDER THE  
NORTH DAKOTA POLLUTANT DISCHARGE ELIMINATION SYSTEM

In compliance with Chapter 33.1-16-01 of the North Dakota Department of Environmental Quality rules as promulgated under Chapter 61-28 (North Dakota Water Pollution Control Act) of the North Dakota Century Code,

Facilities both qualifying for and satisfying the requirements identified in Part I of the permit

are authorized to discharge stormwater associated with construction activity

to waters of the state

provided all the conditions of this permit are met.

This permit and the authorization to discharge shall expire at midnight,

March 31, 2025.

Signed this 30 day of March, 2020.



Karl H. Rockeman, P.E.  
Director  
Division of Water Quality

This page is intentionally left blank

**Table of Contents**

<b>I. PERMIT COVERAGE AND LIMITATIONS</b> .....	4
<b>A. Discharges Covered</b> .....	4
<b>B. Discharges Not Covered</b> .....	5
<b>C. Obtaining Coverage and Authorization Effective Date</b> .....	5
<b>D. Notice of Intent Process</b> .....	6
<b>E. Notice of Termination (NOT)</b> .....	7
<b>F. Transfer of Ownership or Control</b> .....	7
<b>II. STORMWATER DISCHARGE REQUIREMENTS</b> .....	8
<b>A. Prohibition of Non-Stormwater Discharges</b> .....	8
<b>B. Releases in Excess of Reportable Quantities</b> .....	8
<b>C. Stormwater Pollution Prevention Plans</b> .....	8
<b>D. Local Requirements</b> .....	14
<b>E. Final Stabilization</b> .....	14
<b>III. SELF MONITORING AND REPORTING</b> .....	15
<b>A. Inspection and Maintenance Requirements</b> .....	15
<b>B. Records Location</b> .....	17
<b>IV. STANDARD CONDITIONS</b> .....	17
<b>A. COMPLIANCE RESPONSIBILITIES BP 2019.05.29</b> .....	17
<b>B. GENERAL PROVISIONS</b> .....	20
<b>V. DEFINITIONS</b> .....	22
<b>Appendix 1 – Erosion and Sediment Control Requirements</b> .....	25

## I. PERMIT COVERAGE AND LIMITATIONS

### A. Discharges Covered

1. This permit applies to all areas within the state of North Dakota, except for those areas defined as Indian Country. Construction activity located within Indian Country within the state of North Dakota must obtain a permit through the United States Environmental Protection Agency. If the construction activity is located with the jurisdiction of the state of North Dakota, and the United States Environmental Protection Agency, a permit must be obtained from both regulatory entities.
2. This permit applies to stormwater discharges associated with construction activity and small construction activity as defined in Title 40 of the Code of Federal Regulations (CFR), Parts 122.26(b)(14)(x) and (b)(15), respectively. The reference to construction activity in this permit includes both large construction activity and small construction activity as described below.
  - a. Large construction activity includes clearing, grading and excavation, that disturbs land of equal to or greater than five (5) acres and includes the disturbance of less than five (5) acres of total land area that is a part of a larger common plan of development or sale if the larger common plan will ultimately disturb five (5) acres or more.
  - b. Small construction activity includes clearing, grading and excavation, that disturbs land of equal to or greater than one (1) acre, and includes the disturbance of less than one (1) acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater that one (1) and less than five (5) acres.
3. This permit applies to discharges of stormwater from construction activity identified in Part I(A)(1)-(2) associated with oil and gas exploration, production, processing or treatment operations, or transmission facilities resulting in the discharge of a reportable quantity for which notification is required pursuant to 40 CFR 110.6, 40 CFR 117.21, or 40 CFR 302.6 or contributes to a violation of a water quality standard.
4. Stormwater discharges from support activities (e.g., equipment staging yards, material storage areas, excavated material disposal areas, borrow areas) may be covered by this permit as part of a related construction site. The support activities may only be in association with one project. If the support activity is associated with more than one project, a separate stormwater permit (Industrial or mining, extraction or paving material preparation) is required.
5. Certain non-stormwater discharges from facilities covered by this permit and meeting the requirements specified in Part II(A).
6. Stormwater discharges from construction activity covered by the previous permit, issued April 1, 2015, where a notice has been submitted to obtain coverage under this permit.
7. Projects which have obtained coverage under this permit shall amend and implement a Stormwater Pollution Prevention Plan (SWPPP) that meets the requirements of this permit within ninety (90) days of the effective date of this permit.
8. Discharges from dewatering activities related to construction activities (discharges of uncontaminated stormwater, uncontaminated groundwater, and uncontaminated surface water).
9. Local Authority. This permit does not preempt or supersede the authority of local agencies or operators of municipal separate storm sewer systems to prohibit, restrict, or control discharges of stormwater to storm sewer systems or other water courses within their jurisdiction.

## **B. Discharges Not Covered**

1. Stormwater discharges associated with industrial activity from any source other than construction activities described in Part I(A).
2. Post-construction discharges from industrial activity that originate from the site after construction activities have been completed at the site. Industrial and post-construction stormwater discharges may need to be covered by a separate stormwater permit.
3. The placement of fill into waters of the state requiring local, state, or federal authorizations (such as U.S. Army Corps of Engineers Section 404 permits).
4. This permit does not substitute for obligations under the National Environmental Policy Act (NEPA), Endangered Species Act (ESA), Wild and Scenic Rivers Act, or National Historic Preservation Act (NHPA), it is the permittees responsibility to ensure the project and resulting discharges comply with the respective requirements.
5. Discharges to waters for which there is a total maximum daily load (TMDL) allocation are not covered unless you develop a Stormwater Pollution Prevention plan (SWPPP) that is consistent with the assumptions and requirements in the approved TMDL. To be eligible for coverage under this general permit, the SWPPP must incorporate the conditions applicable to the discharge necessary for consistency with the assumptions, allocations and requirements of the TMDL. If a specific numeric wasteload allocation has been established that would apply to discharges from construction activity, the permittee must incorporate that allocation into the SWPPP and implement necessary steps to meet that allocation. Information about TMDL allocations may be found at the following website: [deq.nd.gov/WQ](http://deq.nd.gov/WQ).
6. Stormwater discharges that the department determines will cause or have the reasonable potential to cause or contribute to a violation of the standards for quality for waters of the state (North Dakota Administrative Code [NDAC] 33.1-16-02.1).
7. Discharges from hydrostatic testing, well points, water line disinfection, treatment of refined petroleum contaminated groundwater or surface water, treatment of crude oil contaminated groundwater or surface water, and oil and gas production water.
8. Discharges of wash water using detergents, wastewater, and sanitary waste.

## **C. Obtaining Coverage and Authorization Effective Date**

1. To obtain authorization under this general permit for stormwater discharges you must submit a complete notice of intent (NOI) and develop a SWPPP in accordance with Part II(C) of this permit. A SWPPP must be in place as a condition of the permit and a copy of the SWPPP must be retained by the permittee.
2. Permit coverage will become effective seven (7) days after you submit a complete NOI unless otherwise notified by the department (based on the department receipt date).
3. Upon the effective date of permit coverage, permittees are authorized to discharge stormwater from eligible activities under the terms and conditions of this permit.

#### D. Notice of Intent Process

1. Applicants must use a NOI form or electronic NOI to complete the application. The NOI form or electronic NOI can be found at: [deg.nd.gov/WQ](http://deg.nd.gov/WQ). Submission of data contained within the NOI must be in compliance with the electronic reporting requirements found in 40 CFR 127.
2. NOI Content and Conditions.
  - a. The owner, or owner jointly with the operator (usually the general contractor), shall submit a completed NOI for this permit. The owner is responsible for compliance with all terms and conditions of this permit. The operator has day to day supervision of construction activities and is jointly responsible with the owner for compliance with the permit conditions as they pertain to the construction activities delegated to the operator.
  - b. The NOI shall contain, at a minimum, the following information:
    - 1) Owner name, mailing address, and phone number;
    - 2) Project contact name, phone number, and e-mail address;
    - 3) Project/site name;
    - 4) Project/site location (street address; section, township, range) and county;
    - 5) Project/site latitude and longitude;
    - 6) A brief description of the construction activity;
    - 7) The anticipated start date and the anticipated completion date for the project (if known);
    - 8) The estimated total area of the site and the total area of disturbance in acres;
    - 9) The name of receiving water(s), or the name of the municipal storm sewer system and receiving water; and
    - 10) The signature of the applicant(s), owner (and operator if co-applicants) signed in accordance with the Signatory Requirements in Part IV(A)(6) of this permit.
  - c. A SWPPP (Part II(C)) for the project must be prepared and available for review, upon request, by the department at the time of application. Permittees are not required to submit the SWPPP with the NOI unless otherwise notified by the department.
3. For residential construction activity occurring within a common plan of development (such as a subdivision) subject to the permit requirements, coverage may be obtained by the following:
  - a. The owner of the lot(s) shall submit one NOI for all of the owner's construction activity within the common plan of development, or
  - b. The operator, such as a homebuilder who may represent one or more lot owners, shall submit one NOI for all of the operator's construction activity within the common plan of development. Additional phases of the common plan of development may be included under the initial NOI and permit coverage.

In addition, a SWPPP must be developed and implemented for the permittee's activities within the common plan of development. Additional phases of the common plan of development may be included provided the SWPPP is amended to include the additional area or phases.

4. For construction activity associated with oil and gas exploration, production, processing, treatment operations, or transmission facilities, which discharge contaminated stormwater, an NOI may be submitted for individual project sites or for an area of operations such as well field or by county.

#### **E. Notice of Termination (NOT)**

1. Permittees wishing to terminate coverage under this permit must submit a Notice of Termination (NOT) signed in accordance with Part IV(A)(6) of this permit. Submission of data contained within the NOT must be in compliance with the electronic reporting requirements found in 40 CFR 127. Compliance with the conditions of this permit is required until a NOT is submitted to the department.
2. Permittees may only submit a NOT after one of the following conditions have been met:
  - a. Final stabilization (Part II(E)) has been achieved on all portions of the site for which the permittee is responsible.
  - b. Another owner/operator/permittee has assumed control in accordance with the transfer provisions (Part I(F)) over all areas of the site that have not achieved final stabilization.
  - c. For residential construction only, a NOT is not required for each lot that is sold, transferred, or has achieved final stabilization. The permittee must modify the SWPPP to indicate that permit coverage is no longer required for that lot. The SWPPP shall indicate the reason why coverage is no longer needed and the date the lot was sold, transferred, or achieved final stabilization. In order to terminate coverage, all lots under the control of the owner or operator must be sold, transferred, or achieved final stabilization (Part II(E)).

#### **F. Transfer of Ownership or Control**

1. When the owner or operator of a construction project changes, the new owner or operator must submit a written request for permit transfer/modification within fourteen (14) days of assuming control of the site or commencing work on-site, or of the legal transfer, sale or closing on the property; except as provided in Part I(F)(2). Late submittals will not be rejected; however the department reserves the right to take enforcement for any unpermitted discharges or permit noncompliance. For stormwater discharges from construction activities where the owner or operator changes, the new owner or operator can implement the original SWPPP created for the project or develop and implement their own SWPPP. Permittees shall ensure either directly or through coordination with other operators that their SWPPP meets all terms and conditions of this permit and that their activities do not interfere with another party's SWPPP.
2. A permit transfer/modification request is not required for the legal transfer, sale or closing on a property between permittees covered by this permit. Examples include the sale of a property parcel from a developer to a builder, or the transfer of an easement from a developer to a local government authority. If the new party is not covered by this permit at the time of transfer or sale, then the new owner/operator must submit a completed NOI within fourteen (14) days of assuming control of the site.

## II. STORMWATER DISCHARGE REQUIREMENTS

### A. Prohibition of Non-Stormwater Discharges

The discharge of wastewater is not authorized by this permit. The following sources of non-stormwater discharges are allowed if they are not a significant source of pollution and are identified in the SWPPP: fire-fighting activity, fire hydrant flushing, potable water line flushing, equipment wash down without detergents or hazardous cleaning products, uncontaminated foundation drains, springs, surface water, lawn watering, chemical treatment of stormwater, and air conditioning condensate. Impervious surface wash water may not be directed into any surface water or storm drain inlet unless appropriate pollution prevention measures have been implemented. Non-stormwater discharges may not come into contact with oil and grease deposits or any other toxic or hazardous materials (unless cleaned up using dry clean-up methods). The SWPPP must include a description of the pollution prevention measures to be implemented while non-stormwater discharges are occurring.

### B. Releases in Excess of Reportable Quantities

This permit does not relieve the permittee of the reporting requirements of 40 CFR 110, 40 CFR 117, and 40 CFR 302, nor the reporting requirements found in NDAC 33.1-16-02.1. Any release which meets any reporting requirement shall be reported to the department in accordance with Part IV(A)(7).

### C. Stormwater Pollution Prevention Plans

All permittees shall implement a SWPPP for any construction activity requiring this permit until final stabilization is achieved. The SWPPP and revisions are subject to review by the department. The objectives of the SWPPP are to identify potential sources of sediment and other sources of pollution associated with construction activity, and to ensure practices are implemented and maintained to reduce the contribution of pollutants in stormwater discharges from the construction site to waters of the state and storm sewer systems. Stormwater management documents developed under other regulatory programs may be included or incorporated by reference in the SWPPP or used in whole as a SWPPP if it meets the requirements of this part. A partially complete SWPPP is acceptable when it clearly identifies the item(s) to be completed, the person(s) responsible for completing the item(s) and the deadline for completing the item(s). The SWPPP must be completed prior to the start of construction (or the applicable construction phase).

The SWPPP may identify more than one permittee and may specify the responsibilities of each permittee by task, area, and/or timing. Permittees may coordinate and prepare more than one SWPPP to accomplish this. However, in the event there is a requirement under the SWPPP for which responsibility is ambiguous or is not included in the SWPPP, each permittee shall be responsible for implementation of that requirement. Each permittee is responsible for assuring that their activities do not render another permittee's controls ineffective.

The SWPPP must incorporate the requirements provided in Appendix 1 and shall include the following information.

1. **Site Description.** Each SWPPP shall provide a description of the construction activity and potential sources of pollution as indicated below:
  - a. A description of the overall project and the type of construction activity;
  - b. Estimates of the total area of the site and the total area that is expected to be disturbed by excavation, grading, grubbing, or other activities during the life of the project;

- c. A proposed timetable/schedule, or chart, of activities that includes major phases/stages, BMP implementation, BMP removal, disturbances, and stabilization for major portions of the site;
- d. A description of the soil within the disturbed area(s);
- e. The name of the surface water(s) and municipal storm sewer system at or near the disturbed area that will receive stormwater runoff from the project site; and
- f. A site map which indicates the following items as applicable (more than one (1) map may be needed). If an item is not applicable, provide rationale describing why the item is not applicable to the construction activity:
  - 1) Location of project;
  - 2) Project boundaries;
  - 3) Areas of ground disturbance during each phase/stage of the project;
  - 4) Areas where disturbance will not occur, such as avoidance areas (e.g. wetlands, critical habitat, Threatened and Endangered Species, etc);
  - 5) Drainage patterns including flow direction (run-on and runoff);
  - 6) Discharge points and storm sewer system inlets which the site drains to or may be affected by the activity;
  - 7) Location of all temporary and permanent sediment and erosion controls during each particular phase;
  - 8) Location of any stormwater conveyances such as retention ponds, detention ponds, ditches, pipes, swales, stormwater diversions, culverts, and ditch blocks;
  - 9) Location of potential sources of pollution (e.g. portable toilets, trash receptacles, etc.) or areas where potential sources of pollution cannot be located;
  - 10) Location of soil stockpiles;
  - 11) Identify steep slopes;
  - 12) Surface waters, including an aerial extent of wetlands;
  - 13) Location of surface water crossings;
  - 14) Locations where stormwater is discharged to surface waters;
  - 15) Location of dewatering discharge points;
  - 16) Locations where chemical treatment of stormwater will be performed, including discharge points;
  - 17) Fueling locations and storage, vehicle and equipment maintenance areas, designated wash water collection site, lubricant and chemical storage, paint storage, material storage, staging areas, and debris collection area;
  - 18) Location of any impervious surfaces upon completion of construction; and
  - 19) Where included as part of the project, the site maps for off-site concrete/asphalt batch plants, equipment staging areas, borrow sites or excavated fill material disposal sites. Site maps must show items 1 through 18 of this section.
- g. Projects that discharge stormwater which flows to a water body listed as impaired under section 303(d) of the Federal Clean Water Act due to sediment, suspended solids or turbidity must identify the water body and impairment in the SWPPP. The department's 303(d) list may be found at the following website under Integrated Reports: [deq.nd.gov/WQ](http://deq.nd.gov/WQ)
- h. For water bodies which have a TMDL, the SWPPP must describe and conform to the Waste Load Allocations (WLA) of the water body. Information about TMDL allocations may be found at the following website: [deq.nd.gov/WQ](http://deq.nd.gov/WQ)

2. **Narrative.** The SWPPP must include a narrative description of the selected operational controls and sediment and erosion controls as outlined in Part II(C)(3), Part II(C)(4), and Appendix 1 of this permit. When applicable, a description of the requirements for any additional environmental regulations and local requirements related to the project, as it relates to waters of the state, must also be included or incorporated by reference (e.g. The Wild and Scenic Rivers Act, The National Historic Preservation Act, The Endangered Species Act, Fish and Wildlife Coordination Act, National Environmental Policy Act, Section 404 of the Clean Water Act, etc.).

The narrative shall describe at a minimum:

- a. The installation, removal (if applicable), and maintenance requirements of selected Best Management Practices (BMPs) for each phase/stage of construction activity;
  - b. The rationale for the selection of all BMPs (the design should be included where appropriate);
  - c. Whether selected BMPs are temporary or permanent;
  - d. Any descriptions of infeasibility or explanations as required in Part II of this permit.
3. **Operational Controls.** The SWPPP shall describe the BMPs used in day to day operations on the project site that reduce the contribution of pollutants in stormwater runoff.
- a. The SWPPP must identify a person knowledgeable and experienced in the application of erosion and sediment control BMPs who will oversee the implementation of the SWPPP, and the installation, inspection, and maintenance of the erosion and sediment control BMPs before and during construction until a NOT is filed or the permit is transferred. A knowledgeable and experienced person is someone who meets the requirements of Part II(C)(3)(e) of this permit.
  - b. The owner shall develop a chain of responsibility with all operators on the site to ensure that the SWPPP will be implemented and stay in effect until the construction project is complete, the entire site has undergone final stabilization, and a NOT has been submitted to the department.
  - c. The SWPPP must include a description of good housekeeping practices used to maintain a clean and orderly site. The SWPPP shall describe how litter, debris, chemicals and parts will be handled to minimize exposure to stormwater. The SWPPP also shall describe what measures will be used to reduce and remove sediment tracked off site by vehicles or equipment. In addition, the SWPPP shall describe methods which will be used to reduce the generation of dust that could be discharged in stormwater from the project.
  - d. The SWPPP shall describe spill prevention and response procedures where potential spills can occur. Specific handling procedures, storage requirements, spill containment, cleanup procedures, and disposal must be identified. Storage structures for petroleum products and other chemicals shall have adequate leak and spill protection to prevent any spilled materials from entering waters of the state or storm sewer systems.

The potential discharge of hazardous substances in stormwater discharges shall be minimized by including measures detailed in the SWPPP to prevent and respond to releases of hazardous substances. If a reportable quantity release occurs, the SWPPP shall be revised to prevent the reoccurrence of such a release.

- e. The SWPPP shall outline how employees and responsible parties shall be trained on the implementation of the SWPPP. Training must be provided at least annually, as new employees or responsible parties are hired, or as necessary to ensure compliance with the SWPPP and the general permit. Employees and responsible parties include individuals who are responsible for design, installation, maintenance, and repair of stormwater controls and conducting inspections.

- 1) On-site personnel must understand the requirements of this permit as it pertains to their role in implementing the SWPPP. On-site personnel must know:
    - a. The purpose of the SWPPP, requirements of the SWPPP, and how the SWPPP will be implemented;
    - b. The location of all BMPs identified in the SWPPP; and
    - c. Correct installation, function, maintenance, and removal (if applicable) of BMPs identified in the SWPPP.
  - 2) Personnel responsible for performing site inspections must understand when inspections must be conducted (Part III(A)), what must be inspected (Part II(C)(7)), how to record findings, and when to initiate and properly document corrective actions.
  - 3) Maintenance personnel must understand when maintenance must be performed on BMPs in order to maintain properly functioning BMPs and what needs to be recorded for corrective actions/maintenance records in accordance with Part III(A)(5) of this permit.
- f. The SWPPP must describe how concrete grindings and slurry will be managed. Wastewater from concrete washout, cleanout or washout from stucco, paint, joint compound, and other building materials shall not be discharged to waters of the state, storm sewer systems, or curb and gutter systems.
- 1) Wash water must be collected in leak-proof containers or leak-proof pits. Containers or pits must be designed and maintained so that overflows cannot occur due to inadequate sizing, precipitation events, or snowmelt.
- g. The SWPPP shall describe any dewatering activities planned at the site. Dewatering or basin draining (e.g., pumped discharges, trench/ditch cuts for drainage) related to the permitted activity must be managed with appropriate BMPs, such that the discharge does not adversely affect the receiving water. The following conditions apply to dewatering activities:
- 1) Dewatering is limited to uncontaminated stormwater, surface water, and groundwater that may collect on-site and those sources identified in Part II(A), if they are not a significant source of pollution. A separate permit must be obtained to discharge water from other sources such as hydrostatic testing of pipes, tanks, or other similar vessels; disinfection of potable water lines; pump testing of water wells; and the treatment of refined petroleum contaminated groundwater or surface water.
  - 2) The permittee(s) must operate the discharge to minimize the release of sediment and provide adequate BMPs where necessary to minimize erosion due to the discharge. Discharges must not lead to the deposition of sediment within stormwater conveyance systems or surface waters. Discharges must not cause or potentially cause a visible plume within a surface water body.
  - 3) When dewatering, utilize structures or BMPs which allow for draw down to occur from the surface of the water, unless infeasible. If infeasible, documentation must be provided in the SWPPP. In addition, you must describe what BMP(s) will be used in its place.

- 4) Chemical treatment of dewatering activities for sediment removal must be conducted in accordance with the chemical manufacturer's specifications. Treatment chemicals must be appropriately selected for the anticipated soil particle size and characteristics of the stormwater (pH, turbidity, flow rate of stormwater flowing into the chemical treatment system, etc.). A description of the chemical treatment process must be included in the SWPPP. Permittees shall ensure the selection and management of chemicals minimize the potential for harmful effects in the discharge. The following information must be included in the SWPPP.
    - a. Material Safety Data Sheet/Safety Data Sheet (MSDS/SDS);
    - b. Proposed water additive discharge concentration;
    - c. Discharge frequency (i.e., number of hours per day and number of days per year);
    - d. Monitoring point for product discharge;
    - e. Type of removal treatment, if any, that the water additive receives prior to discharge;
    - f. Product function (e.g., coagulant, flocculant, etc.);
    - g. A 48-hour LC<sub>50</sub> or EC<sub>50</sub> for a North American freshwater planktonic crustacean (*Ceriodaphnia* sp., *Daphnia* sp., or *Simocephalus* sp.); and
    - h. Results for a toxicity test for one other North American freshwater aquatic species (other than a planktonic crustacean).
  - 5) Local authorities may require specific BMPs for discharges affecting their storm sewer system.
4. **Erosion and Sediment Controls.** Erosion and sediment controls and stabilization requirements must be implemented for each major phase of site activity (e.g., clearing, grading, building, and landscaping phases). A description of the erosion and sediment controls and site stabilization methods must be provided in accordance with Part II(C)(2) of this permit. Erosion and sediment controls, and site stabilization must conform to the requirements provided in Appendix 1. The description and implementation of controls shall address the following minimum components:
- a. The selection of erosion and sediment controls, and site stabilization shall consider the following:
    - 1) The expected amount, frequency, intensity, and duration of precipitation events. Permittees may state that selected erosion and sediment controls and site stabilization methods are industry standards;
    - 2) The nature of stormwater run-on and runoff from the site as well as changes during, and as a result of, construction activity. This includes changes to impervious surfaces, slopes, seasonal changes, and drainage features on-site;
    - 3) Channelized flow must be handled in order to minimize erosion at outlets and to minimize impacts to downstream receiving waters;
    - 4) Soil types (wind and water erodibility, and settling time); and
    - 5) Seasonal conditions.
  - b. Sediment basins, or an appropriate combination of equivalent sediment controls such as smaller sediment basins and/or sediment traps, silt fences, fiber logs, vegetative buffer strips, berms, etc., are required for all down slope boundaries of the disturbance area and for those side slope boundaries as may be appropriate for site conditions.

- c. Temporary or permanent erosion protection and stabilization (such as cover crop planting or mulching) must be initiated immediately, as described in Appendix 1(A), for all exposed soil areas where activities have been completed or temporarily ceased.
- d. All control measures must be properly selected, installed and maintained in accordance with the manufacturer's specifications and good engineering practices. If periodic inspections or other information indicates a control has been used inappropriately or incorrectly, the permittee must replace or modify the control for site situations. Corrective actions must be made prior to the next anticipated rainfall event or within 24 hours of discovery (whichever comes first) or as soon as field conditions allow. Documentation must be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.

The permittee may deviate from the manufacturer's specifications and erosion and sediment control requirements in Appendix 1 if they provide justification for the deviation and document the rationale for the deviation in the SWPPP. Any deviation must provide equivalent erosion and sediment control.

- e. If sediment escapes from the site, off-site accumulations of sediment must be removed in a manner and frequency sufficient to minimize off-site impacts as outlined in Appendix 1(B). The SWPPP must be modified to prevent further sediment deposition off site.
  - f. Stormwater controls are expected to withstand and function properly during precipitation events of up to the 2-year, 24-hour storm event. Visible erosion and/or off-site sediment deposition from such storm events should be minimal. The 2-year, 24-hour rainfall event in North Dakota ranges from about 1.76 inches in the west to 2.50 inches in the east ([NOAA Atlas 14, Volume 8, Version 2, Midwestern States 2013](#)).
  - g. For projects that discharge stormwater which flows to a water body for which there is a TMDL allocation the SWPPP must be consistent with the assumptions, allocations, and requirements in the approved TMDL. If a TMDL specifies certain BMPs or controls to meet a WLA applicable to the project's discharges, the BMPs or controls must be incorporated into the SWPPP. Information about TMDL allocations may be found at the following website: [deq.nd.gov/WQ](http://deq.nd.gov/WQ)
5. **Stormwater Management.** The SWPPP must identify permanent practices incorporated into the project to control pollutants in stormwater discharges occurring after construction operations have been completed.
- a. Identify stormwater ponds; flow reduction methods; infiltration of runoff on-site; sequential systems which combine several practices or other post-construction stormwater management features.
  - b. Identify velocity / energy dissipation devices placed at discharge locations and appropriate erosion protection for outfall channels and ditches.
  - c. Maintenance for on-site stormwater management features is the responsibility of the permittee until the NOT is submitted or the feature is accepted by the party responsible for long term maintenance.
  - d. The design, installation and use of stormwater management features must comply with applicable local, state or federal requirements.

6. **Maintenance.** The SWPPP shall describe preventative maintenance practices used to ensure the proper operation of erosion and sediment control devices and equipment used or stored on site. All erosion and sediment control measures and other protective measures identified in the SWPPP must be maintained in effective operating condition. The SWPPP must indicate, as appropriate, the maintenance or clean out interval for sediment controls. If site inspections, required in Part III of this permit, identify BMPs that are not operating effectively, maintenance shall be arranged and accomplished in accordance to Appendix 1 or as soon as practicable.
7. **Inspections.** The SWPPP must provide for site inspections as outlined in Part III. The permittee shall ensure that personnel conducting site inspections are familiar with permit conditions and the proper installation and operation of control measures. Inspectors must be knowledgeable in their role of the SWPPP, as outlined in Part II(C)(3)(e) of this permit. The erosion and sediment control measures and stabilized areas identified in the SWPPP shall be observed to ensure they are operating correctly and in serviceable condition. Inspections shall include areas used for storage of materials, permanent stormwater control measures, vehicle maintenance areas, and dewatering activities. These areas shall be inspected for evidence of, or the potential for, pollutants entering a drainage system. If necessary, the plan shall be revised based on the observations and deficiencies noted during the inspection.
8. **SWPPP Review and Revisions.**
  - a. The SWPPP shall be signed in accordance with the Signatory Requirements, Part IV(A)(6), and retained on-site for the duration of activity as outlined in Part III(B). The owner, or owner jointly with the operator (usually the general contractor), shall sign the SWPPP.
  - b. The permittee shall make the SWPPP available upon request to the department, EPA, or, in the case of discharges to a municipal storm sewer system, the operator of the municipal system.
  - c. The permittee shall amend the SWPPP whenever there is a change in design, construction, operation, maintenance, or BMPs. The SWPPP shall be amended if the plan is found to be ineffective in controlling pollutants present in stormwater. The SWPPP shall include a description of the amendment process.

#### **D. Local Requirements**

All stormwater discharges must comply with the requirements, policies, or guidelines of municipalities and other local agencies as applicable to the construction site. Any discharges to a storm sewer, ditch or other water course under the jurisdiction of a municipality must comply with any specific conditions or BMPs required by the municipality or agency.

#### **E. Final Stabilization**

The permittee(s) must ensure final stabilization of the site. Permittees should submit a NOT within 30 days after final stabilization has been achieved, or another owner/operator (permittee) has assumed control according to Part I(F) for all areas of the site that have not undergone final stabilization. Final stabilization can be achieved in one of the following ways.

1. All soil disturbing activities at the site have been completed and all soils must be stabilized by a uniform perennial vegetative cover with a density of 70 percent of the pre-existing cover over the entire pervious surface area, or other equivalent means necessary to prevent soil failure under erosive conditions and;

- a. All drainage ditches, constructed to drain water from the site after construction is complete, must be stabilized to preclude erosion;
  - b. All temporary erosion prevention and sediment control BMPs (such as silt fence) must be removed as part of the site final stabilization; and
  - c. The permittee(s) must remove all sediment from conveyances and temporary sedimentation basins that will be used as permanent water quality management basins. Sediment must be stabilized to prevent it from being washed into basins, conveyances or drainage ways discharging off-site or to surface waters. The cleanout of permanent basins must be sufficient to return the basin to design capacity.
2. For areas of the state where the average annual rainfall is less than 20 inches, all soil disturbing activities at the site have been completed and erosion control measures (e.g., degradable rolled erosion control product) and stabilization methods are selected, designed, and installed along with an appropriate seed base to provide erosion control for at least three years and achieve 70 percent of the pre-existing vegetative cover within three (3) years without active maintenance. Sites must meet the criteria outlined in items 1(a), (b), and (c) above.
  3. Disturbed areas on land used for agricultural purposes that are restored to their pre-construction agricultural use are not subject to these final stabilization criteria. If the construction activity removed standing crop, the area must be restored in accordance with the landowner.

Areas disturbed that were not previously used for agricultural activities, such as buffer strips immediately adjacent to waters of the state, and areas which are not being returned to their pre-disturbance use must meet the final stabilization criteria in (1) or (2) above.

4. For residential construction only, final stabilization may be achieved when soil is stabilized (see Appendix 1(A)(3)) and down gradient perimeter control for individual lots has been implemented and the residence has been transferred to the homeowner. Additionally, the permittee must distribute a "homeowner fact sheet" to the homeowner to inform the homeowner of the need for, and benefits of, final stabilization. The permittee also must demonstrate that the homeowner received the fact sheet.

### **III. SELF MONITORING AND REPORTING**

#### **A. Inspection and Maintenance Requirements**

1. Inspections shall be performed by or under the direction of the permittee at least once every 14 calendar days and within 24 hours after any storm event of greater than 0.25 inches of rain per 24-hour period. Rainfall inspections do not take the place of the scheduled once every 14-calendar day inspection unless the rainfall inspection occurs on the same day as the once every 14-calendar day inspection. Inspections are only required during normal working hours. The permittee shall use a rain gauge on-site or utilize the nearest National Weather Service precipitation gauge station. Rain gauge locations or stations must be representative of the site.
  - a. "Within 24 hours after any storm event greater than 0.25 inches rain per 24-hour period" means that you are required to conduct an inspection within 24 hours once a storm event has produced 0.25 inches, even if the storm event is still continuing. If there is a storm event at your site that continues for multiple days, and each day of the storm produces 0.25 inches or more rain, you are required to conduct an inspection within 24 hours of the first day of the storm and within 24 hours after the end of the storm.

2. There may be times when a site inspection may not be practical at the specified time. Adverse climatic conditions, such as flooding, high winds, tornadoes, electrical storms, site access constraints, etc., may prohibit inspections. The permittee must include a description of why the inspection(s) could not be performed at the designated time in the next inspection record. If an inspection is delayed due to adverse weather conditions or rain events outside normal working hours, an inspection must be conducted during the next working day, or as conditions allow.
3. Some erosion and sediment control measures may require more frequent inspection based on location (e.g., sensitive areas or waters of the state) or as a result of recurring maintenance issues. Erosion or sediment control measures found in need of maintenance between inspections must be repaired or replaced with appropriate measures as soon as practicable. Erosion and sediment control measures which require more frequent inspection based on location or as a result of recurring maintenance issues must be identified in the SWPPP.
4. All inspections conducted during construction must be recorded. These records (or reports) must be retained in accordance with Part III(B). Records (or reports) of each inspection activity shall include:
  - a. Date of inspections;
  - b. Name of person(s) conducting inspections;
  - c. Findings of inspections, including recommendations and schedule for corrective actions;
  - d. Date and amount of all rainfall events greater than 1/4 inch (0.25 inches) in 24 hours;
  - e. Documentation that the SWPPP has been amended when changes are made to BMPs in response to inspections; and
  - f. Signature of person(s) conducting the inspection or other means used to verify an inspector (e.g., work order or preventative maintenance schedule completion).
5. Corrective actions (maintenance activities) performed during construction must be recorded and these records must be retained in accordance with Part III(B). Records for maintenance activity shall include:
  - a. Best Management Practice corrected;
  - b. Date of corrective action;
  - c. Name of person(s) performing corrective actions;
  - d. Corrective actions taken; and
  - e. Corrective actions/maintenance records shall be signed or use another means to verify corrective actions/maintenance were completed (e.g., work order or preventative maintenance schedule completion).
6. Completed areas that have been stabilized but do not meet the 70 percent perennial vegetative cover criteria for final stabilization may be inspected once per month. Inspections may be suspended for parts of the construction site that meet final stabilization requirements of Part II(E) of this permit. The SWPPP must update to identify any areas which meet this condition.

7. Inspections may be suspended where earthwork has been suspended due to frozen ground conditions. The required inspections and maintenance must resume as soon as runoff occurs or the ground begins to thaw at the site. The permittee must record freeze/thaw and runoff dates as part of the inspection records.
8. Dewatering activities shall be inspected daily. The inspection must include the dewatering site, areas where BMPs are being implemented and the discharge location. A record (or report) shall be maintained to document the inspections of the dewatering operation and actions taken to correct any problems that may be identified. Records shall contain at a minimum:
  - a. Date of inspections;
  - b. Name of person(s) conducting inspections;
  - c. Approximate volume of water discharged;
  - d. Findings of the inspection, including recommendations and schedule for corrective actions;
  - e. Corrective actions taken (including dates and party completing maintenance activities);
  - f. Documentation that the SWPPP has been amended when changes are made to the dewatering activity in response to inspections; and
  - g. Signature of person(s) conducting inspections and maintenance or other means used to verify an individual (e.g., work order or preventative maintenance schedule completion).

## **B. Records Location**

A copy of the completed and signed NOI, coverage letter from the department, SWPPP, site inspection records, corrective actions/maintenance records, and this general permit shall be kept at the site of the construction activity in a field office, trailer, shed, vehicle that is on-site during normal working hours, or other reasonable on-site location. If the site does not have a reasonable on-site location, then the documents must be retained at a readily available alternative location; preferably with the individual responsible for overseeing the implementation of the SWPPP. Electronic copies of records are acceptable if the records can be accessed on-site. If the site is inactive, then the documents may be stored at a local office. Permittees should avoid using personal electronic devices for storing electronic records.

## **IV. STANDARD CONDITIONS**

### **A. COMPLIANCE RESPONSIBILITIES BP 2019.05.29**

#### **1. Duty to Comply**

The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

#### **2. Proper Operation and Maintenance**

The permittee shall at all times maintain in good working order and operate as efficiently as possible all treatment or control facilities or systems installed or used by the permittee to achieve compliance with the terms and conditions of this permit. If necessary to achieve compliance with the conditions of this permit, this shall include the operation and maintenance of backup or auxiliary systems.

**3. Planned Changes**

The department shall be given advance notice of any planned changes at the permitted facility or of an activity which may result in permit noncompliance. Any anticipated facility expansions, production increase, or process modifications which might result in new, different, or increased discharges of pollutants shall be reported to the department as soon as possible. Changes which may result in a facility being designated a "new source" as determined in 40 CFR 122.29(b) shall also be reported.

**4. Duty to Provide Information**

The permittee shall furnish to the department, within a reasonable time, any information which the department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the department, upon request, copies of records required to be kept by this permit. When a permittee becomes aware that it failed to submit any relevant facts or submitted incorrect information in a permit application or any report, it shall promptly submit such facts or information.

**5. Records Retention**

All records and information (including calibration and maintenance) required by this permit shall be kept by the permittee for at least three years from the date that permit coverage expires or is terminated or longer if requested by the department or EPA.

**6. Signatory Requirements**

All applications, reports, or information submitted to the department shall be signed and certified.

All permit applications shall be signed by a responsible corporate officer for a corporation; a general partner or the proprietor for a partnership or sole proprietorship; or a principal executive officer or ranking elected official for a municipality, State, Federal, or other public agency.

All reports required by the permit and other information requested by the department shall be signed by a person described above or by a duly authorized representative of that person. A person is a duly authorized representative only if:

- a. The authorization is made in writing by a person described above and included in the SWPPP; and
- b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters.

A copy of the written authorization must be submitted to the department upon request. If an authorization under 6. Signatory Requirements is no longer accurate for any reason, a new authorization satisfying the above requirements must be included in the SWPPP.

Any person signing a document under this section shall make the following 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, 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."

**7. Twenty-four Hour Notice of Noncompliance Reporting**

- a. The permittee shall report any noncompliance which may endanger health or the environment. Any information shall be provided orally as soon as possible, but no later than twenty-four (24) hours from the time the permittee first became aware of the circumstances. The oral report shall be made the department at 701.328.5210.
- b. A written submission shall also be provided within five days of the time that the permittee became aware of the circumstances. The written submission shall contain:
  - 1) A description of the noncompliance and its cause;
  - 2) The period of noncompliance, including exact dates and times;
  - 3) The estimated time noncompliance is expected to continue if it has not been corrected; and
  - 4) Steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

Reports shall be submitted to the department at the following address:

ND Department of Environmental Quality  
Division of Water Quality  
918 East Divide Ave  
Bismarck ND 58501-1947

The department may waive the written report on a case by case basis if the oral report has been received within 24 hours by the department at 701.328.5210 as identified above.

**8. Bypass of Treatment Facilities**

- a. Prohibition of Bypass. Bypass is prohibited, and the department may take enforcement action against a permittee for bypass, unless:
  - 1) Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;
  - 2) There were no feasible alternatives to the bypass. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of preventive maintenance; and

The department may approve an anticipated bypass, after considering its adverse effects, if the department determines that it will meet the two (2) conditions listed above.

**9. Upset Conditions**

An upset constitutes an affirmative defense to an action brought for noncompliance with erosion and sediment or site stabilization methods if the requirements of the following paragraph are met. No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review.

A permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:

- a. An upset occurred and the permittee can identify its cause(s);
- b. The permitted facility was, at the time being, properly operated;

- c. The permittee submitted notice of the upset as required under 7. Twenty-four Hour Notice of Noncompliance Reporting and
- d. The permittee complied with any remedial measures required under 10. Duty to Mitigate.

In any enforcement proceeding, the permittee seeking to establish the occurrence of an upset has the burden of proof.

**10. Duty to Mitigate**

The permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment. The permittee, at the department's request, shall provide accelerated or additional monitoring as necessary to determine the nature and impact of any discharge.

**11. Removed Materials**

Collected screenings, grit, solids, sludges, or other pollutants removed in the course of treatment shall be buried or disposed of in such a manner to prevent any pollutant from entering any waters of the state or creating a health hazard.

**12. Duty to Reapply**

Any request to have this permit renewed should be made fifteen days prior to its expiration date.

**B. GENERAL PROVISIONS**

**1. Inspection and Entry**

The permittee shall allow department and EPA representatives, at reasonable times and upon the presentation of credentials if requested, to enter the permittee's premises to inspect the construction activity and monitoring equipment, to sample any discharges, and to have access to and copy any records required to be kept by this permit.

**2. Availability of Reports**

Except for data determined to be confidential under 40 CFR Part 2, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the offices of the department and EPA. As required by the Act, permit applications, permits, and effluent data shall not be considered confidential.

**3. Transfers**

This permit is not transferable except upon the filing of a Transfer/Modification request (Part I(F)) by the new party. The current permit holder should inform the new controller, operator, or owner of the existence of this permit and also notify the department of the possible change.

**4. New Limitations or Prohibitions**

The permittee shall comply with any effluent standards or prohibitions established under Section 306(a), Section 307(a), or Section 405 of the Act for any pollutant (toxic or conventional) present in the discharge or removed substances within the time identified in the regulations even if the permit has not yet been modified to incorporate the requirements.

**5. Permit Actions**

This permit may be modified, revoked and reissued, or terminated for cause. This includes the establishment of limitations or prohibitions based on changes to Water Quality Standards, the development and approval of waste load allocation plans, the development or revision to water quality management plans, or the establishment of prohibitions or more stringent limitations for toxic or conventional pollutants and/or sewage sludges. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any permit condition.

6. **Need to Halt or Reduce Activity Not a Defense**

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

7. **State Laws**

Nothing in this permit shall be construed to preclude the institution of legal action or relieve the permittee from any responsibilities, liabilities, or penalties established pursuant to any applicable state law or regulation preserved under Section 510 of the Act.

8. **Oil and Hazardous Substance Liability**

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties to which the permittee is or may be subject under Section 311 of the Act.

9. **Property Rights**

The issuance of this permit does not convey any property rights of any sort, nor any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations.

10. **Severability**

The provisions of this permit are severable, and if any provision of this permit or the application of any provision of this permit to any circumstance is held invalid, the application of such provision to other circumstances and the remainder of this permit shall not be affected thereby.

## V. DEFINITIONS

**“303(d) list”** or **“section 303(d) list”** means a list of North Dakota’s water quality-limited waters needing total maximum daily loads or TMDLs developed to comply with section 303(d) of the Clean Water Act. A copy of the list is available on the state’s web site at: [deq.nd.gov/WQ](http://deq.nd.gov/WQ)

**“Act”** means the Clean Water Act.

**“Bankfull”** means the channel is filled to the top of one or both of its banks.

**“BMP”** or **“best management practices”** means schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to prevent or reduce the pollution of waters of the state. BMPs also include treatment requirements, operating procedures and practices to control construction site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.

**“Bypass”** means the intentional diversion of waste streams from any portion of a treatment facility.

**“Common plan of development or sale”** means a contiguous area where multiple separate and distinct land disturbing activities may be taking place at different times, on different schedules, but under one proposed plan. One plan is broadly defined to include design, permit application, advertisement or physical demarcation indicating that land-disturbing activities may occur.

**“Construction activity”** means construction activity as defined in 40 CFR part 122.26(b)(14)(x) and small construction activity as defined in 40 CFR part 122.26(b)(15). This includes a disturbance to the land that results in a change in topography, existing soil cover (both vegetative and non-vegetative), or the existing soil topography that may result in accelerated stormwater runoff, leading to soil erosion and movement of sediment into surface waters or drainage systems. Examples of construction activity may include clearing, grading, filling and excavating. Construction activity includes the disturbance of less than one acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb one (1) acre or more. Construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the facility.

**“Department”** means the North Dakota Department of Environmental Quality, Division of Water Quality.

**“Energy dissipation”** means methods employed at pipe outlets to prevent erosion. Examples include, but are not limited to: concrete aprons, riprap, splash pads, and gabions that are designed to prevent erosion.

**“Indian country”** means (1) All land within the limits of any Indian reservation under the jurisdiction of the United States Government, notwithstanding the issuance of any patent, and including rights-of-way running through the reservations; (2) All dependent Indian communities within the borders of the United States whether within the originally or subsequently acquired territory thereof, and whether within or without the limits of a state; and (3) All Indian allotments, the Indian titles to which have not been extinguished, including rights-of-way running through the same.

**“Infeasible”** means not technologically possible or not economically practicable and achievable in light of best industry practices.

**“Immediately”** means as soon as practicable, but no later than the end of the next work day, following the day when the earth-disturbing activities have temporarily or permanently ceased.

**“Large construction activity”** means land disturbance of equal to or greater than five (5) acres. Large construction activity also includes the disturbance of less than one acre of total land area that is part of a larger common plan of development or sale, if the larger common plan will ultimately disturb equal to or greater than five acres.

**“Normal wetted perimeter”** means the area of a conveyance, such as a ditch, channel, or pipe that is in contact with water during flow events that are expected to occur once every year.

**“Non-stormwater discharges”** means discharges other than stormwater. The term includes both process and non-process sources. Process wastewater sources that require a separate NDPDES permit include, but are not limited to industrial processes, domestic facilities and cooling water. Non-stormwater sources that may be addressed in this permit include, but are not limited to: fire-fighting, fire hydrant flushing, potable water line flushing, equipment wash down without detergents or hazardous cleaning products, uncontaminated foundation drains, springs, surface water, lawn watering, chemical treatment of stormwater and air conditioning condensate.

**“Operator”** means the person (usually the general contractor) designated by the owner who has day to day operational control and/or the ability to modify project plans and specifications related to the SWPPP. The person must be knowledgeable in those areas of the permit for which the operator is responsible and must perform those responsibilities in a workmanlike manner.

**“Owner”** means the person or party possessing the title of the land on which the construction activities will occur; or if the construction activity is for a lease holder, the party or individual identified as the lease holder; or the contracting government agency responsible for the construction activity.

**“Permanently ceased”** means clearing and excavation within any area of your construction site that will not include permanent structures has been completed.

**“Permanent Cover”** means final stabilization. Examples include grass, gravel, asphalt, and concrete.

**“Severe property damage”** means substantial physical damage to property, damage to best management practices which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in construction.

**“Significant materials”** includes, but is not limited to: raw materials; fuels; materials such as solvents, detergents, and plastic pellets; finished materials such as metallic products; hazardous substances designated under Section 101(14) of CERCLA; any chemical the facility is required to report pursuant to Section 313 of Title III of SARA; fertilizers; pesticides; and waste products such as ashes, slag and sludge that have the potential to be released with stormwater discharges.

**“Significant spills”** includes, but is not limited to: releases of oil or hazardous substances in excess of reportable quantities under Section 311 of the Clean Water Act (see 40 CFR 110.10 and CFR 117.21) or Section 102 of CERCLA (see 40 CFR 302.4).

**“Small construction activity”** means land disturbance of equal to or greater than one acre and less than five acres. Small construction activity also includes the disturbance of less than one acre of total land area that is part of a larger common plan of development or sale, if the larger common plan will ultimately disturb equal to or greater than one and less than five acres.

**“Stabilized”** means the exposed ground surface has been covered by appropriate materials such as mulch, staked sod, riprap, erosion control blanket, or other material that prevents erosion from occurring. Grass seeding alone is not stabilization. Snow cover and frozen ground conditions are not considered stabilized.

**“Steep Slopes”** means slopes which are 3:1 (Horizontal:Vertical) or greater in grade.

**“Stormwater”** means stormwater runoff, snow melt runoff, and surface runoff and drainage.

**“Stormwater associated with industrial activity”** means stormwater runoff, snow melt runoff, or surface runoff and drainage from industrial activities as defined in 40 CFR 122.26(b)(14).

**“Stormwater associated with small construction activity”** means the discharge of stormwater from:

(i) Construction activities including clearing, grading, and excavating that result in land disturbance of equal to or greater than one acre and less than five acres. Small construction activity also includes the disturbance of less than one acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater than one and less than five acres. Small construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the facility.

(ii) Any other construction activity designated by EPA or the Department, based on the potential for contribution to a violation of a water quality standard or for significant contribution of pollutants to waters of the state.

**“Temporarily ceased”** means clearing, grading, and excavation within any area of the site that will not include permanent structures, will not resume (i.e., the land will be idle) for a period of 14 or more calendar days, but such activities will resume in the future.

**“Temporary erosion protection”** means methods employed to prevent erosion. Examples of temporary cover include; mulch, straw, erosion control blanket, wood chips, tackifiers, and erosion netting.

**“Upset”** means an exceptional incident in which there is unintentional and temporary noncompliance with permit requirements because of factors beyond the reasonable control of the permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed erosion and sediment controls or site stabilization methods, inadequate erosion and sediment controls or site stabilization methods, lack of preventive maintenance, or careless or improper operation.

**“Waters of the state”** means any and all surface waters that are contained in or flow in or through the state of North Dakota as defined in NDCC 61-28-02. This definition includes all water courses, even if they are usually dry.

## Appendix 1 – Erosion and Sediment Control Requirements

Requirements for designing, implementing and maintaining erosion and sediment controls.

### A. Erosion and Sediment Control Practices

1. Sites using temporary (or permanent) sediment basins must meet the following requirements:
  - a. Sediment basins shall be designed for a calculated volume of runoff from a 2-year, 24-hour storm per acre drained to the basin and provides not less than 1,800 cubic feet of sediment storage below the invert of the outlet pipe from each acre drained to the basin; or
  - b. Basins shall be sized to provide 3,600 cubic feet of sediment storage below the invert of the outlet pipe per acre drained to the basin if calculations are not performed.
  - c. Basin outlets must be designed to avoid short-circuiting and the discharge of floating debris. Basins must be designed with the ability to allow complete basin drawdown for maintenance activities. Basins must release the storage volume in at least 24 hours. Outlet structures must be designed to withdraw water from the surface, unless not practicable. If not practicable, rationale must be provided in the SWPPP. The basin must have a stabilized emergency overflow to prevent failure of pond integrity. Energy dissipation must be provided for the basin outlet.
2. Erosion, sediment, and stabilization practices shall be provided. Erosion, sediment, and stabilization practices include such things as: silt fences, fiber logs, stabilized earth berms, vegetative buffer strips, erosion control blankets, mulch, hydro-seeding combined with mulch or tackifiers, etc.
3. All exposed soil areas must be stabilized (see definitions). Stabilization must be initiated immediately where activities have been permanently or temporarily ceased on any portion of the site and will not resume for a period exceeding fourteen (14) calendar days. Stabilization must be completed as soon as practicable, but no later than fourteen (14) calendar days after the initiation of soil stabilization. Temporary stockpiles without significant silt, clay or organic components (e.g., clean aggregate stockpiles, demolition concrete stockpiles, sand stockpiles) are exempt from this requirement.
  - a. For slopes with a grade of 3:1 or greater, stabilization must be initiated immediately once activities have been completed or temporarily ceased. Stabilization must be completed as soon as practicable, but no later than seven (7) calendar days after the initiation of soil stabilization.
4. Temporary soil stockpiles must have effective sediment controls, and cannot be placed in surface waters, including stormwater conveyances such as curb and gutter systems, or conduits and ditches.
5. The normal wetted perimeter of any temporary or permanent drainage ditch that drains water from a construction site, or diverts water around a site, must be stabilized at least 200 linear feet from the property edge, or from the point of discharge to any surface water. Stabilization shall be completed prior to connection with a surface water. Any remaining portion of the temporary or permanent drainage ditch must be stabilized within fourteen (14) calendar days for portions which construction activities have temporarily or permanently ceased.
6. If stabilization requirements cannot be met due to circumstances beyond the control of the permittee, the permittee may comply with following:
  - a. If vegetative stabilization is to be used, immediately initiate, and within 14 calendars days complete, the installation of temporary non-vegetated stabilization; or
  - b. Complete all methods of initiating stabilization as soon as conditions or circumstances allow.

If any conditions in parts (a) or (b) above are encountered, the permittee must document in the SWPPP the circumstances which prevented the stabilization requirements from being met and provide a schedule in the SWPPP which will be followed in order to meet the stabilization requirements.

Permittees are responsible for implementing winter stabilization methods during frozen ground conditions if the site was not stabilized prior to the ground freezing.

7. Stream diversions, or any temporary or permanent drainage ditch or trench which will have continuous flow, shall be stabilized with appropriate controls prior to connection with any surface water. The entire area (channel and bank) of the stream diversion or temporary or permanent drainage ditch, or trench, must be appropriately stabilized to bankfull height.
8. While working in or around surface waters, sediment and erosion controls must be used above the anticipated level of the surface water. Floating silt curtain does not satisfy the down slope and side slope boundary requirements in Part II(C)(4)(b) of this permit, unless the construction activity is on or below the elevation of the surface water. Floating silt curtain must be placed as close to shore as possible. Sediment controls must be installed where exposed soils drain to the surface water immediately after construction activity along the waterline has been completed.
9. Pipe and culvert outlets must be provided with energy dissipation prior to connection with a surface water.
10. Splash pads and/or downspout extensions must be provided for roof drains to prevent erosion from roof runoff.
11. All storm drain inlets in the immediate vicinity of the construction site must be protected by appropriate BMPs during construction until all disturbed areas and stockpiles with the potential to discharge to the inlet have been stabilized. This includes storm drain inlets which may be affected by sediment tracked onto paved surfaces by vehicles or equipment.
12. Inlet protection devices are a last line of control – erosion and sediment control practices must be used on site. Inlet protection devices must conform to local ordinances or regulations. In general, inlet protection devices need to provide for adequate drainage to prevent excessive roadway flooding. Inlet protection may be removed for a particular inlet if a specific concern (i.e., street flooding/freezing, snow removal) has been identified and documented in the SWPPP. In this situation, additional erosion and sediment control practices, or stabilization methods must be used to supplement the loss of the inlet protection device to prevent sediment from entering the storm sewer system.
13. Vegetated buffers must have a minimum width of 1 foot for every 5 feet of disturbed area that drains to the buffer. The width of the buffer shall have a slope of 5 percent or less and the area draining to the buffer shall have a slope of 6 percent or less. Concentrated flows should be minimized throughout the buffer.  
  
Buffers shall consist of dense grassy vegetation, 3 to 12 inches tall with uniform coverage over 90 percent of the buffer. Woody vegetation shall not be counted for the 90 percent coverage. No more than 10 percent of the overall buffer may be comprised of woody vegetation.
14. A 50-foot natural buffer or equivalent erosion and sediment controls must be provided when a project is within 50 feet of a surface water and stormwater flows to the surface water. If equivalent erosion and sediment controls are used, rationale for using equivalent controls must be provided in the SWPPP.

If working within 100 feet of a surface water listed as impaired for sediment, suspended solids or turbidity, a 100-foot natural buffer or equivalent sediment and erosion controls must be provided. If equivalent erosion and sediment controls are to be used, rationale for using equivalent controls must be provided in the SWPPP.

15. Discharges from the chemical treatment of stormwater must not cause a violation of the standards of quality for waters of the state (NDAC 33.1-16-02.1). The discharge must meet the dewatering or basin draining requirements provided in Part II(C)(3)(g) of this permit.
16. Minimize the duration of exposed soils on steep slopes.

## **B. Maintenance Requirements for Erosion and Sediment Controls**

1. All erosion prevention and sediment control BMPs must be inspected to ensure integrity and effectiveness. All nonfunctional BMPs must be repaired, maintained, or replaced with functional BMPs. Corrective actions must be made prior to the next anticipated rainfall event or within 24 hours of discovery (whichever comes first), or as soon as field conditions allow access. Documentation must be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.

Permittees must investigate and comply with the following inspection and maintenance requirements:

- a. All control devices similar to, and including, silt fence or fiber rolls must be repaired, replaced, maintained or supplemented when they become nonfunctional (torn from posts, visible tears, etc.). Collected sediment must be removed as it approaches 1/2 of the above ground capacity of the control device.
  - b. Fiber rolls must be replaced when 1/2 of the original above ground height of the device when it was installed has been lost as a result of flattening or other damage.
  - c. Sedimentation basins must be drained and the sediment removed when the depth of sediment collected in the basin reaches 1/2 the storage volume. Drainage and removal must be completed within 72 hours of discovery, or as soon as field conditions allow access. Documentation must be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.
  - d. Maintenance and cleaning of inlet protection devices must be performed when sediment accumulates, the filter becomes clogged, and/or performance is compromised.
2. Surface waters, including drainage ditches and conveyance systems, must be inspected for evidence of sediment deposited by erosion. Permittees must remove all deltas and sediment deposits in surface waters, drainage ways, catch basins, and other drainage systems. Areas where sediment removal results in exposed soil must be stabilized. Removal and stabilization must take place immediately, but no more than, seven (7) calendar days after the discovery unless precluded by legal, regulatory or physical access constraints. Permittees shall use all reasonable efforts to obtain access. If precluded, removal and stabilization shall take place immediately, but no more than, seven (7) calendar days after obtaining access. Permittees are responsible for contacting all local, regional, state, and federal authorities, and receiving any applicable permits prior to conducting any work.
  3. Vehicle tracking of sediment from the site must be minimized by BMPs. This may include having a designated egress with aggregate surfacing from the site or by designating off-site parking. Permittees are responsible for (or making the arrangements for) street sweeping and/or scraping if BMPs are not adequate to prevent sediment from being tracked onto the street from the site.

Construction site egress locations must be inspected for evidence of sediment being tracked offsite by vehicles or equipment onto paved surfaces. Accumulations of tracked and deposited sediment must be removed from all off-site paved surfaces by the end of the work day, shift or if applicable, within a shorter time specified by local authorities or the department.

4. If sediment escapes the construction site, off-site accumulations of sediment must be removed in a manner and at a frequency sufficient to minimize off-site impacts (e.g., fugitive sediment in streets could be washed into storm sewers by the next rain event and/or pose a safety hazard to users of public streets). BMPs shall be used to minimize further impacts of off-site accumulations of sediment until the off-site accumulations are removed. Impervious surface wash water may not be directed into any surface water or storm drain inlet unless appropriate pollution prevention measures have been implemented.
5. Vegetative buffers must be inspected for proper distribution of flows, sediment accumulation and signs of rill formation. If a buffer becomes silt covered, contains rills, or is otherwise rendered ineffective, other control measures shall be implemented. Eroded areas shall be repaired and stabilized within 24 hours of discovery, or as soon as conditions allow access. Documentation must be provided in the maintenance records if field conditions do not allow access along with a plan of action for performing maintenance activities.

### **C. Operational Controls**

1. Properly handle construction debris and waste materials.
  - a. Debris and waste must be handled appropriately until disposal. Litter and debris shall be collected and stored to reduce the potential for wind and water to carry the materials off-site or leachate discharging from a site. Collected material shall be taken to the appropriate facility for disposal or recycling.
  - b. Liquid or soluble materials including oil, fuel, paint, and any other hazardous substances must be properly stored, to prevent spills, leaks or other discharges. Restricted access to storage areas must be provided to prevent vandalism. Storage and disposal of liquid or soluble material must be in compliance with applicable regulations.
2. Wash water containments must be cleaned out (solids and liquid) before 80 percent of storage capacity is attained.
3. BMPs used in surface waters must be cleaned immediately upon removal from surface waters to prevent the transfer of aquatic nuisance species.
4. Fueling operations must be managed to minimize spills or leaks. Collected spill or leak material must be disposed in compliance with applicable regulations.

## **NOTICE OF COVERAGE LETTER**

**NOTICE OF COVERAGE LETTER TO BE ADDED**

## **DELEGATION OF AUTHORITY LETTER**



## DELEGATION OF AUTHORITY LETTER

By means of this letter, I, Gary Koegeboehn, Vice President – Pipeline Operations delegate the authority herein described to SWCA Environmental Consultants, on the following terms and conditions:

1. SWCA Environmental Consultants may review and certify, on my behalf, Stormwater Pollution Prevention Plan inspection reports.
2. The reports subject to this delegation are those relating to the North System Pipeline Replacement Project, permit number NDR110000.
3. The effective date of this delegation is October 19, 2020. It shall run until I revoke it, or the delegate is no longer serving in the position described in this delegation, whichever comes first.
4. **The authority delegated in this document shall not be sub-delegated.**

DocuSigned by:

Gary Koegeboehn

Vice President – Pipeline Operations

Acknowledged and agreed:

James W. Dawson  
Senior Project Manager  
SWCA Environmental  
Consultants

## **SWPPP AMENDMENT/REVISION LOG**



**APPENDIX B**

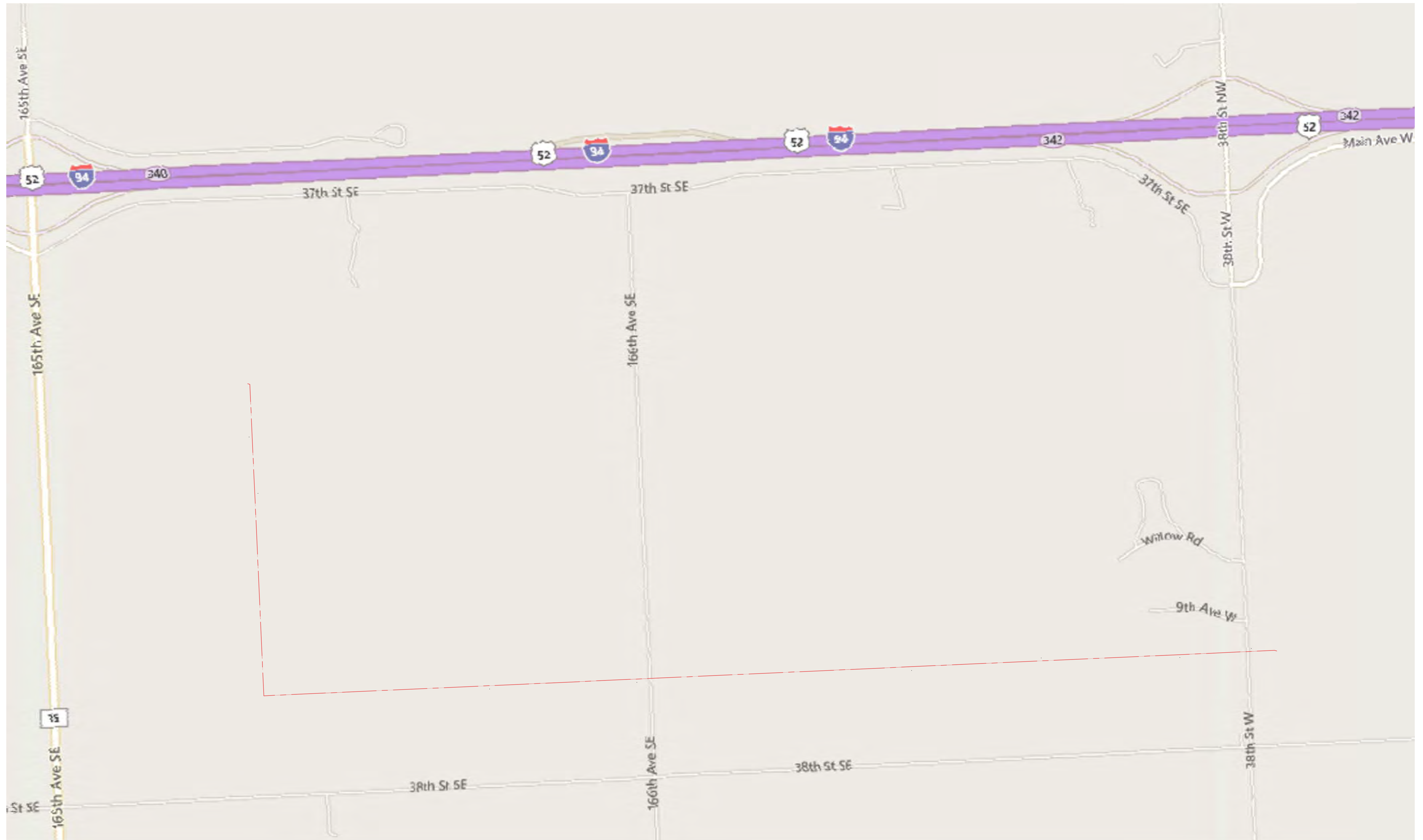
**PIPELINE ALIGNMENT SHEETS**

**EXCLUSION AND AVOIDANCE AREAS**

**BMP LOCATIONS**

**PIPELINE SOILS MAP AND KEY**

## **PIPELINE ALIGNMENT SHEETS**



**PRELIMINARY**

SUMMARY

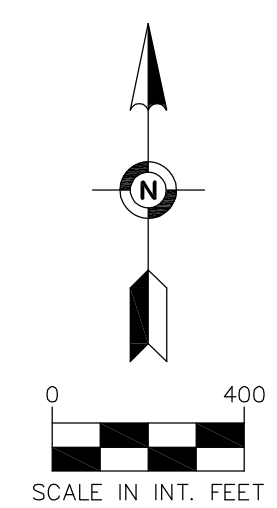
BILL OF MATERIALS				REFERENCE DRAWINGS		DRAWING REVISION							
NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	QUANTITY	NO.	DATE	BY	DESCRIPTION	CHK	ENG	APP	CLIENT
						1	4/13/20	KTB	ALIGNMENT & WORKSPACE	GKD			
						2	7/22/20	KTB	HDD & STATIONING				
						3	7/24/20	KTB	WORKSPACE				
						4	8/26/20	KTB	WETLANDS				
						5	9/4/20	KTB	SIGNS & TEST LEADS				

**NuStar**  
 PIPELINE OPERATING PARTNERSHIP, L.P.

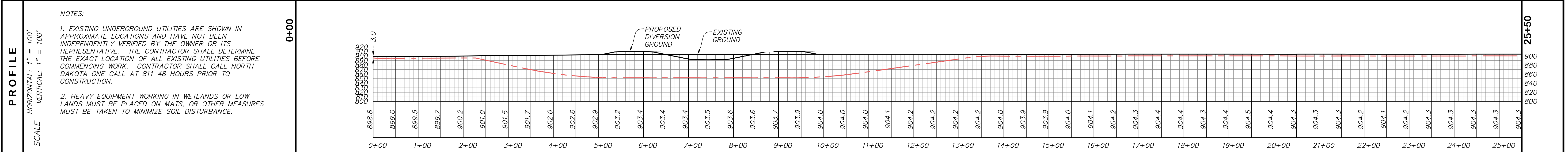
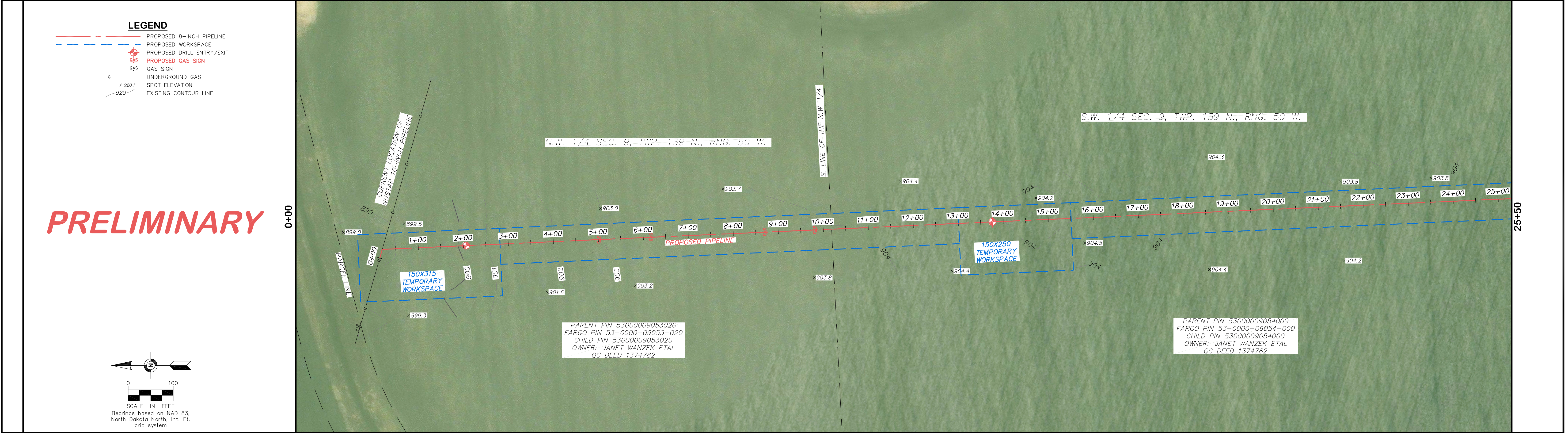
**EFN**  
 Egan, Field & Nowak, Inc.  
 land surveyors since 1872

1229 Tyler Street NE, Suite 100  
 Minneapolis, Minnesota 55413  
 PHONE: (612) 466-3300  
 FAX: (612) 466-3363  
 WWW.EFNSURVEY.COM  
 COPYRIGHT © 2020 BY EGAN, FIELD & NOWAK, INC.

ALIGNMENT SKETCH MAPLETON DIVERSION		
CASS COUNTY	NORTH DAKOTA	
IMAGERY DATE:	DRAWN BY: KTB	CLIENT PROJECT NO:
SURVEY BY: KB, DF	DRAWING DATE: 3/30/20	EFN PROJECT NO.: 39039
DWG BY: KTB	APPROVED:	SCALE: 1" = 400'
CHECKED BY: GKD	SHEET: 1 OF 6	



OWNER	SURVEY/ABSTRACT		
	TRACT		
	RODS	0+00	25+50
ENVIRONMENTAL	TIMING RESTRICTIONS		
	WETLAND / WATERBODY ID		
	WETLAND / WATERBODY TYPE		
	WATERBODY CLASSIFICATION		
	CONSTRUCTION METHOD	OPEN CUT	HDD
REGULATORY SPECIFICATION			
PLAN	AC MITIGATION		



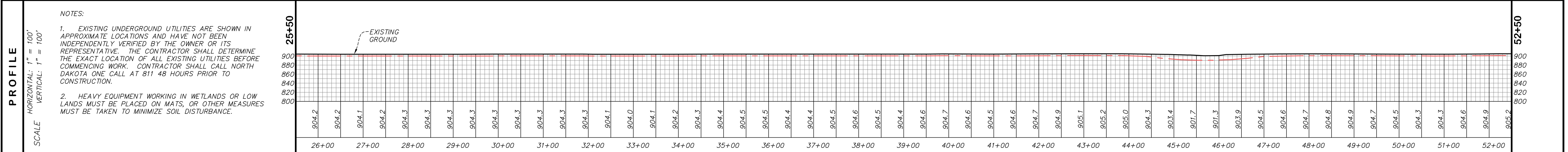
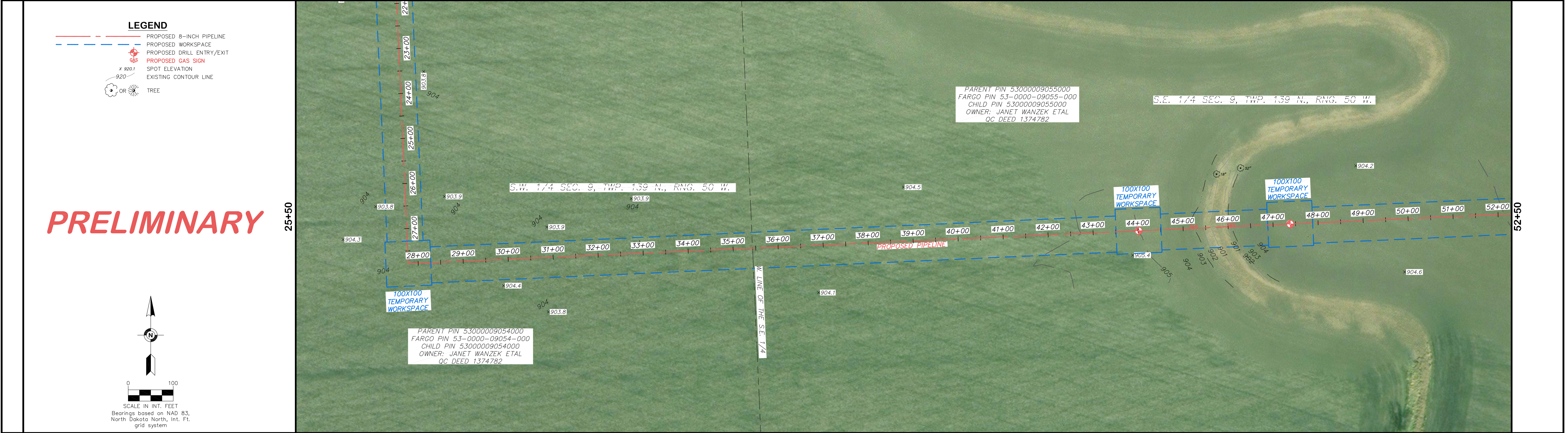
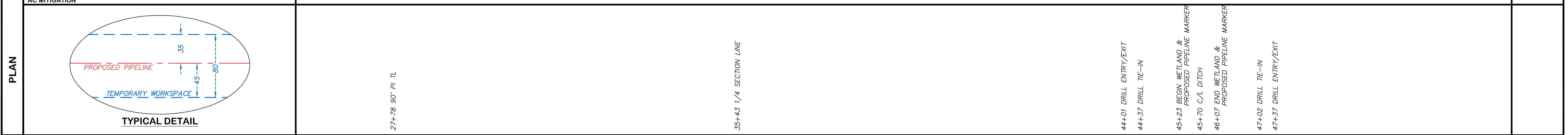
PIPE DATA	CLASSIFICATION		
	DESIGN PRESSURE	228'	1113'
	MAX ALLOWABLE OPERATING PRESSURE		
	NORMAL OPERATING PRESSURE		
DESIGN FACTOR			

SUMMARY	BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION				 PIPELINE OPERATING PARTNERSHIP, L.P.	ALIGNMENT SKETCH MAPLETON DIVERSION			
	NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	DWG FILE	NO.	DATE	BY		DESCRIPTION	CHK	ENG	APP
	1		1437'				1	4/13/20	KTB	ALIGNMENT & WORKSPACE				
	2		1113'				2	7/22/20	KTB	HDD & STATIONING				
	3	PIPELINE MARKERS	4				3	7/24/20	KTB	WORKSPACE WIDTH				
							4	9/4/20	KTB	SIGNS & TEST LEADS				

 Egan, Field & Nowak, Inc.	1229 Tyler Street NE, Suite 100 Minneapolis, Minnesota 55413 PHONE: (612) 466-3300 FAX: (612) 466-3363 WWW.EFNSURVEY.COM		IMAGERY DATE: SURVEY BY: KB, DF DWG BY: KTB	DRAWN BY: KTB DRAWING DATE: 3/30/20 APPROVED:	CLIENT PROJECT NO.: EFN PROJECT NO.: 39039 SCALE: 1" = 100' SHEET: 2 OF 6
	CASS COUNTY NORTH DAKOTA			CHECKED BY: GKD	

OWNER	SURVEY/ABSTRACT				
	TRACT	PARENT PIN 53000009054000 JANET WANZEK ETAL 60.18		PARENT PIN 53000009055000 JANET WANZEK ETAL 103.45	
	RODS	25+50	35+43	52+50	62+50

ENVIRONMENTAL	TIMING RESTRICTIONS				
	WETLAND / WATERBODY ID				
	WETLAND / WATERBODY TYPE				
	WATERBODY CLASSIFICATION				
CONSTRUCTION METHOD	CONSTRUCTION METHOD	OPEN CUT		HDD	OPEN CUT
	REGULATORY SPECIFICATION				

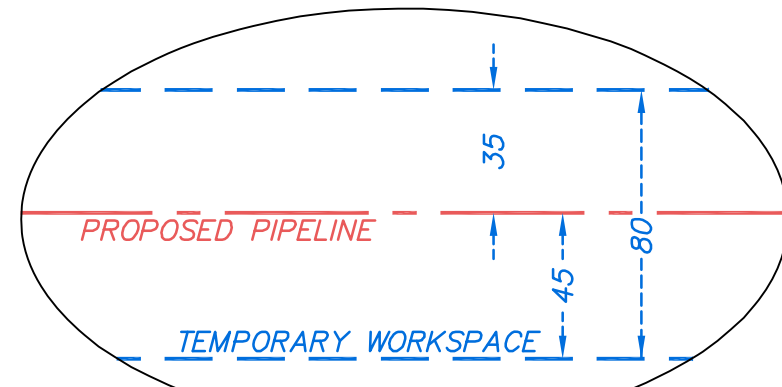


PIPE DATA

CLASSIFICATION	
DESIGN PRESSURE	1887'
MAX ALLOWABLE OPERATING PRESSURE	①
NORMAL OPERATING PRESSURE	①
DESIGN FACTOR	①

SUMMARY	BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION				 PIPELINE OPERATING PARTNERSHIP, L.P.	ALIGNMENT SKETCH MAPLETON DIVERSION				
	NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	NO.	DATE	BY	DESCRIPTION		CHK	ENG	APP	CLIENT	IMAGERY DATE:
	1		2435'			1	4/13/20	KTB	ALIGNMENT & WORKSPACE	GKD				SURVEY BY: KB, DF	EFN PROJECT NO.: 39039
	2		265'			2	7/22/20	KTB	HDD & STATIONING					DWG BY: KTB	APPROVED DATE: 3/30/20
	3	PIPELINE MARKERS	2			3	7/24/20	KTB	WORKSPACE WIDTH & ADDITIONAL WORKSPACE					CHECKED BY: GKD	SCALE: 1" = 100'
						4	8/26/20	KTB	WETLANDS						SHEET: 3 OF 6
						5	9/4/20	KTB	SIGNS & TEST LEADS						

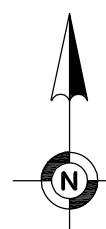
PLAN



TYPICAL DETAIL

LEGEND

- PROPOSED 8-INCH PIPELINE
- - - PROPOSED WORKSPACE
- ⊕ PROPOSED DRILL ENTRY/EXIT
- ⊕ PROPOSED GAS SIGN
- ⊕ SPOT ELEVATION
- EXISTING CONTOUR LINE
- ☉ OR ☼ TREE



SCALE IN INT. FEET  
 Bearings based on NAD 83,  
 North Dakota North, Int. Ft.  
 grid system.

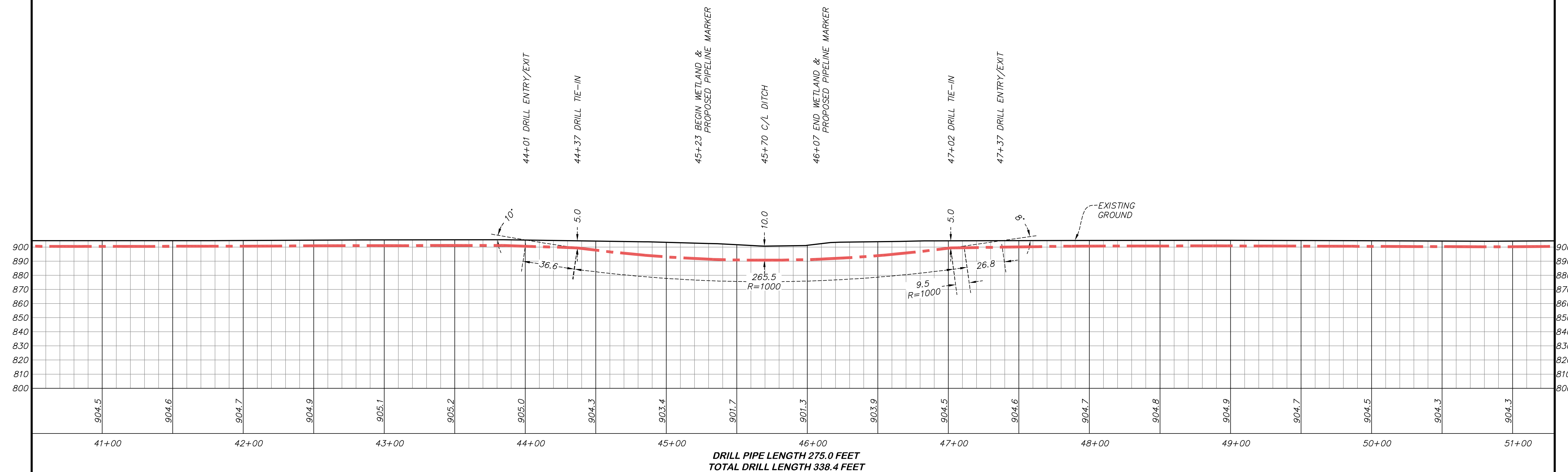


PROFILE

NOTES:

1. EXISTING UNDERGROUND UTILITIES ARE SHOWN IN APPROXIMATE LOCATIONS AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR ITS REPRESENTATIVE. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK. CONTRACTOR SHALL CALL NORTH DAKOTA ONE CALL AT 811 48 HOURS PRIOR TO CONSTRUCTION.
2. HEAVY EQUIPMENT WORKING IN WETLANDS OR LOW LANDS MUST BE PLACED ON MATS, OR OTHER MEASURES MUST BE TAKEN TO MINIMIZE SOIL DISTURBANCE.

HORIZONTAL: 1" = 40'  
 VERTICAL: 1" = 40'  
 SCALE



**PRELIMINARY**

DRILL PIPE LENGTH 275.0 FEET  
 TOTAL DRILL LENGTH 338.4 FEET

SUMMARY

BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION								
NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	QUANTITY	NO.	DATE	BY	DESCRIPTION	CHK	ENG	APP	CLIENT
						1	4/13/20	KTB	ALIGNMENT & WORKSPACE				
						2	7/22/20	KTB	STATIONING				
						3	7/24/20	KTB	WORKSPACE WIDTH				
						4	8/26/20	KTB	WETLANDS				
						5	9/4/20	KTB	SIGNS & TEST LEADS				

PIPELINE OPERATING PARTNERSHIP, L.P.

Egan, Field & Nowak, Inc.  
land surveyors since 1872

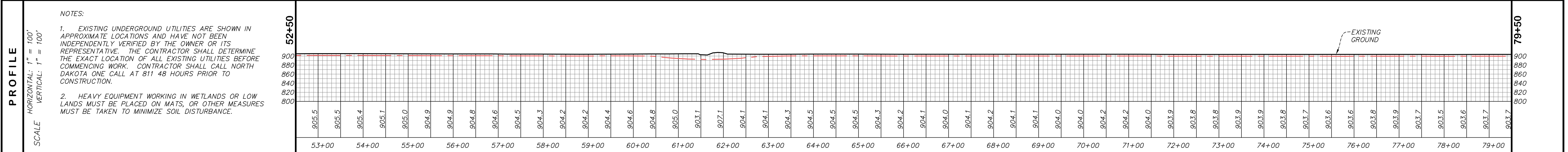
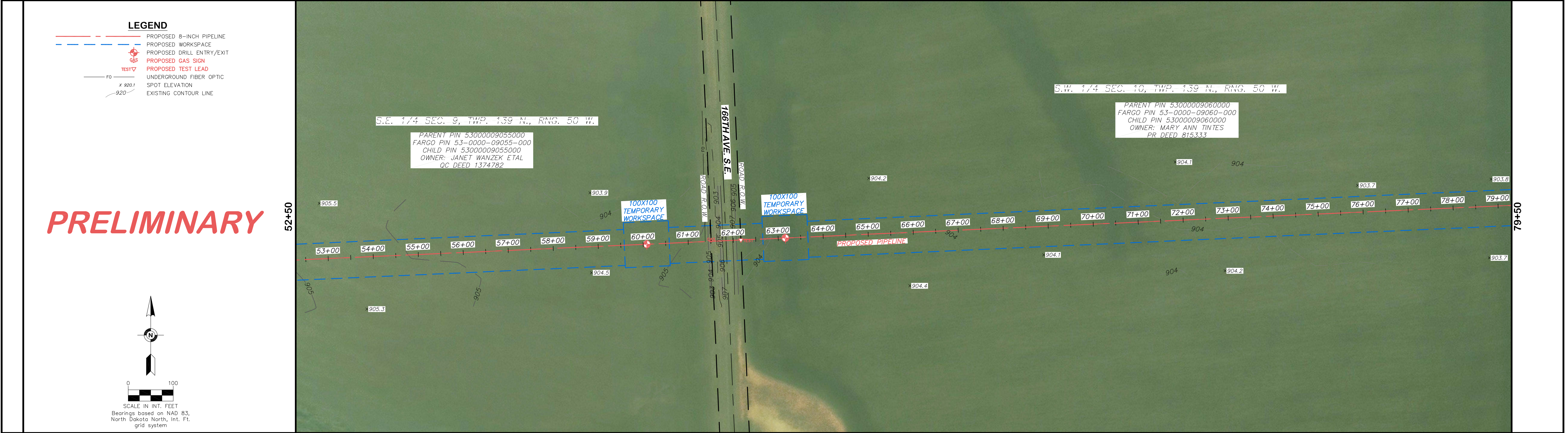
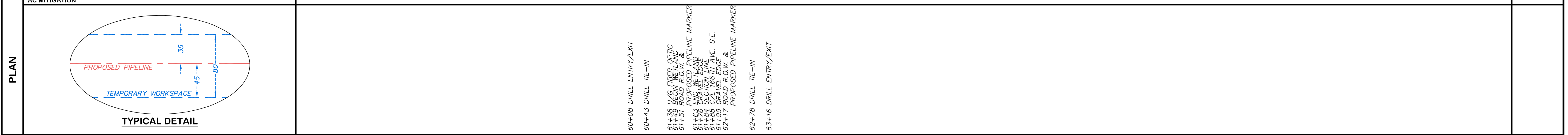
DRILL PROFILE  
 MAPLETON DIVERSION

CASS COUNTY NORTH DAKOTA

IMAGERY DATE:      DRAWN BY: KTB      CLIENT PROJECT NO:  
 SURVEY BY: KB, DF      DRAWING DATE: 4/3/20      EFN PROJECT NO.: 39039  
 DWG BY: KTB      APPROVED:      SCALE: 1" = 40'  
 CHECKED BY: GKD      SHEET: C1 OF C2

OWNER	SURVEY/ABSTRACT		
	TRACT	52+50	79+50
	RODS	PARENT PIN 53000009055000 JANET WANZEK ETAL 56.61	PARENT PIN 53000009060000 MARY ANN TINTES 107.03

ENVIRONMENTAL	TIMING RESTRICTIONS		
	WETLAND / WATERBODY ID		
	WETLAND / WATERBODY TYPE		
	WATERBODY CLASSIFICATION		
CONSTRUCTION METHOD	CONSTRUCTION METHOD	OPEN CUT	HDD
	REGULATORY SPECIFICATION	← CASS CO.	



PIPE DATA	CLASSIFICATION	52+50	79+50
	DESIGN PRESSURE	793'	235'
	MAX ALLOWABLE OPERATING PRESSURE	①	②③④
	NORMAL OPERATING PRESSURE	①	①
DESIGN FACTOR			

SUMMARY	BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION				 PIPELINE OPERATING PARTNERSHIP, L.P.	ALIGNMENT SKETCH MAPLETON DIVERSION		
	NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	NO.	DATE	BY	DESCRIPTION		CHK	ENG	APP
	1		2465'			1	4/13/20	KTB	ALIGNMENT & WORKSPACE	GKD			
	2		235'			2	7/22/20	KTB	HDD & STATIONING				
	3	PIPELINE MARKERS	1			3	7/24/20	KTB	WORKSPACE WIDTH				
	4	TEST STATION	1			4	8/26/20	KTB	WETLANDS				
						5	9/4/20	KTB	SIGNS & TEST LEADS				

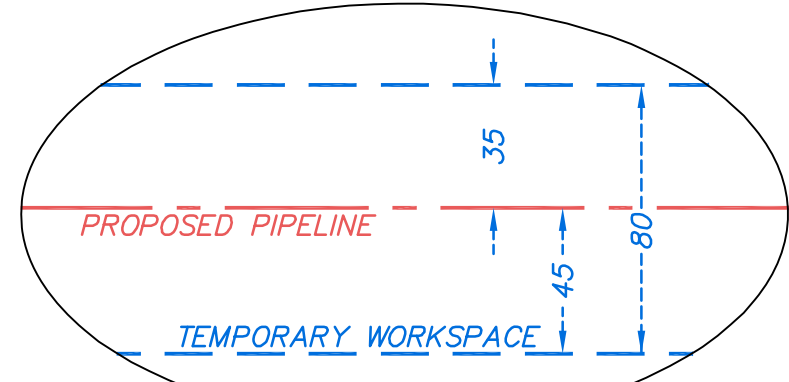
PIPELINE OPERATING PARTNERSHIP, L.P.

Egan, Field & Nowak, Inc.

1229 Tyler Street NE, Suite 100  
 Minneapolis, Minnesota 55413  
 PHONE: (612) 466-3300  
 FAX: (612) 466-3363  
 WWW.EFNSURVEY.COM

CASS COUNTY NORTH DAKOTA  
 IMAGERY DATE: DRAWN BY: KTB CLIENT PROJECT NO:  
 SURVEY BY: KB, DF DRAWING DATE: 3/30/20 EFN PROJECT NO.: 39039  
 DWG BY: KTB APPROVED: SCALE: 1" = 100'  
 CHECKED BY: GKD SHEET: 4 OF 6

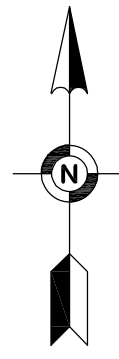
PLAN



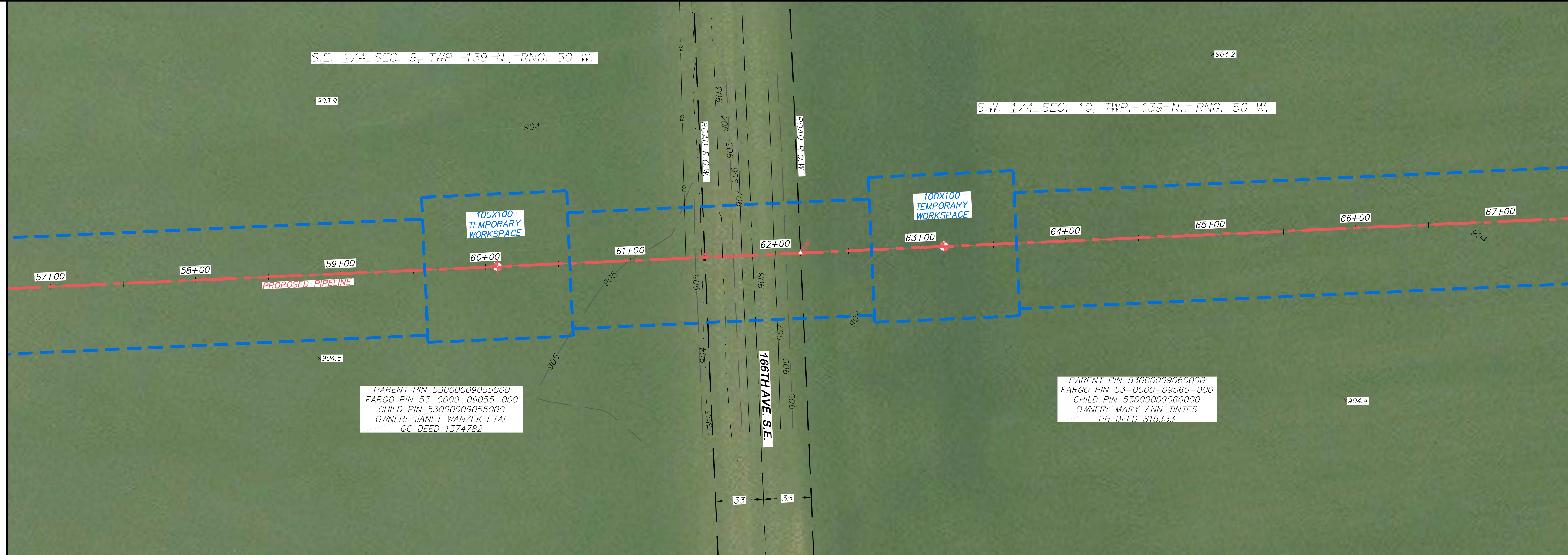
TYPICAL DETAIL

LEGEND

- PROPOSED 8-INCH PIPELINE
- PROPOSED WORKSPACE
- ⊕ PROPOSED DRILL ENTRY/EXIT
- ⊕ PROPOSED GAS SIGN
- PROPOSED TEST LEAD
- UNDERGROUND FIBER OPTIC
- x 920.1 SPOT ELEVATION
- 920 EXISTING CONTOUR LINE



SCALE IN INT. FEET  
 Bearings based on NAD 83,  
 North Dakota North, Int. Ft.  
 grid system.

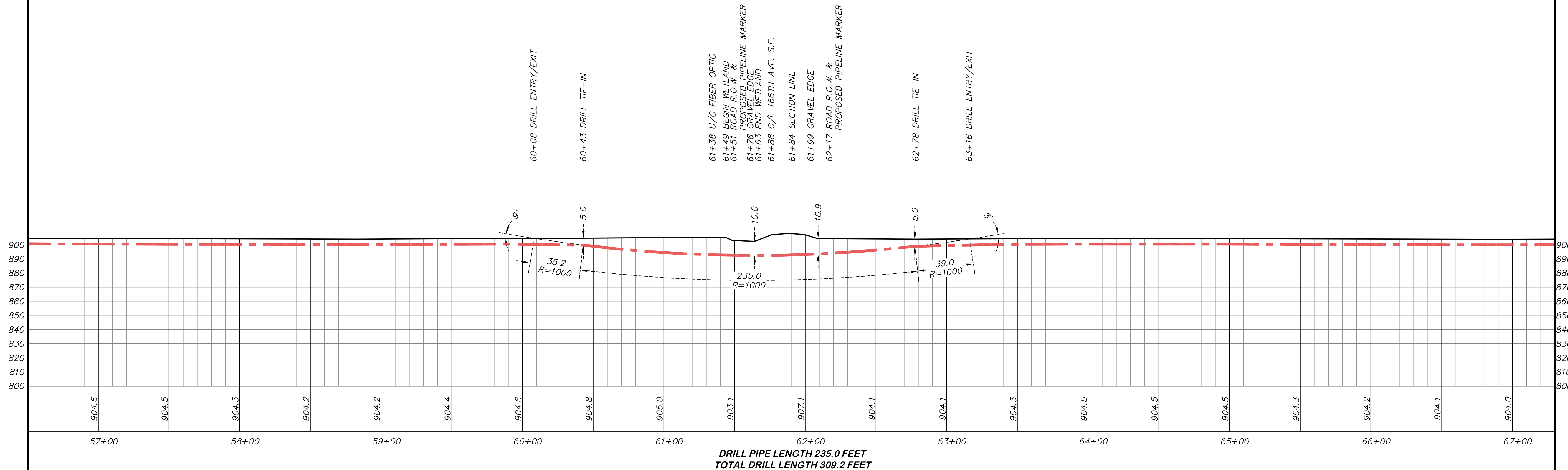


PROFILE

HORIZONTAL: 1" = 40'  
 VERTICAL: 1" = 40'  
 SCALE

NOTES:

1. EXISTING UNDERGROUND UTILITIES ARE SHOWN IN APPROXIMATE LOCATIONS AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR ITS REPRESENTATIVE. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK. CONTRACTOR SHALL CALL NORTH DAKOTA ONE CALL AT 811 48 HOURS PRIOR TO CONSTRUCTION.
2. HEAVY EQUIPMENT WORKING IN WETLANDS OR LOW LANDS MUST BE PLACED ON MATS, OR OTHER MEASURES MUST BE TAKEN TO MINIMIZE SOIL DISTURBANCE.



**PRELIMINARY**

SUMMARY

BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION										
NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	QUANTITY	DESCRIPTION	DWG FILE	NO.	DATE	BY	DESCRIPTION	CHK	ENG	APP	CLIENT
								1	4/13/20	KTB	ALIGNMENT & WORKSPACE				
								2	7/22/20	KTB	STATIONING				
								3	7/24/20	KTB	WORKSPACE WIDTH				
								4	8/26/20	KTB	WETLANDS				
								5	9/4/20	KTB	SIGNS & TEST LEADS				

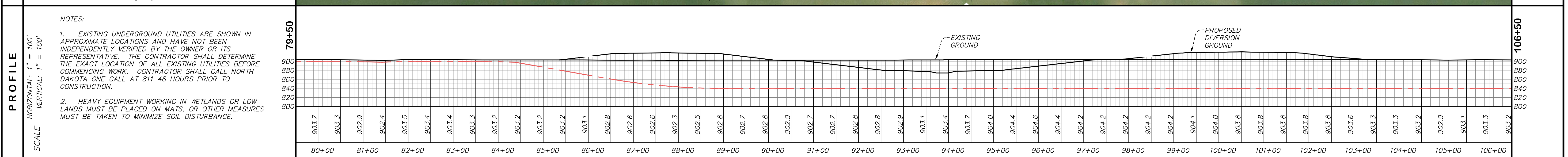
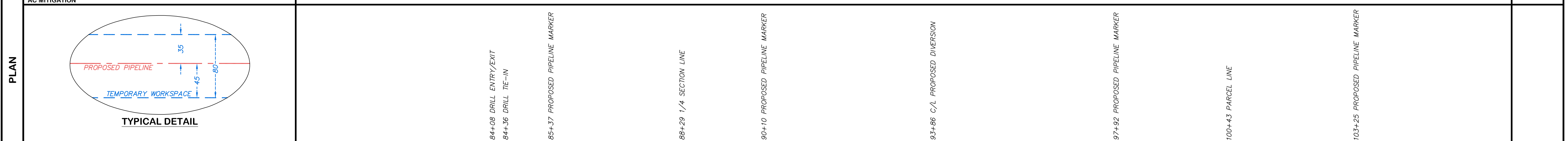
**NuStar**  
 PIPELINE OPERATING PARTNERSHIP, L.P.

**EFN**  
 Egan, Field & Nowak, Inc.  
 1229 Tyler Street NE, Suite 100  
 Minneapolis, Minnesota 55413  
 PHONE: (612) 466-3300  
 FAX: (612) 466-3363  
 WWW.EFNSURVEY.COM  
 land surveyors since 1872

DRILL PROFILE MAPLETON DIVERSION		
CASS COUNTY	NORTH DAKOTA	
IMAGERY DATE:	DRAWN BY: KTB	CLIENT PROJECT NO:
SURVEY BY: KB, DF	DRAWING DATE: 4/3/20	EFN PROJECT NO.: 39039
DWG BY: KTB	APPROVED:	SCALE: 1" = 40'
	CHECKED BY: GKD	SHEET: C2 OF C2

OWNER	SURVEY/ABSTRACT			
	TRACT			
	RODS	79+50	88+29	100+43
		PARENT PIN 53000009060000 MARY ANN TINTES 53.27		PARENT PIN 53000009061005 MARY ANN TINTES 73.58
				PARENT PIN 53000009061007 JANET WANZEK ETAL 36.79

ENVIRONMENTAL	TIMING RESTRICTIONS			
	WETLAND / WATERBODY ID			
	WETLAND / WATERBODY TYPE			
	WATERBODY CLASSIFICATION			
	CONSTRUCTION METHOD	OPEN CUT	HDD	
	REGULATORY SPECIFICATION			



PIPE DATA

CLASSIFICATION	
DESIGN PRESSURE	486'
MAX ALLOWABLE OPERATING PRESSURE	2214'
NORMAL OPERATING PRESSURE	① ③ ③ ② ③
DESIGN FACTOR	REFER TO HDR SHEET 2 FOR DRILL INFO

SUMMARY	BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION				 PIPELINE OPERATING PARTNERSHIP, L.P.	ALIGNMENT SKETCH MAPLETON DIVERSION		
	NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	NO.	DATE	BY	DESCRIPTION		CHK	ENG	APP
	1		486'			1	4/13/20	KTB	ALIGNMENT & WORKSPACE	GKD			
	2		2214'			2	7/22/20	KTB	HDD & STATIONING				
	3	PIPELINE MARKERS	4			3	7/24/20	KTB	WORKSPACE WIDTH				
						4	9/4/20	KTB	SIGNS & TEST LEADS				

ALIGNMENT SKETCH  
MAPLETON DIVERSION

CASS COUNTY NORTH DAKOTA

IMAGERY DATE: DRAWN BY: KTB CLIENT PROJECT NO:  
SURVEY BY: KB, DF DRAWING DATE: 3/30/20 EFN PROJECT NO.: 39039  
DWG BY: KTB APPROVED: SCALE: 1" = 100'  
CHECKED BY: GKD SHEET: 5 OF 6

1229 Tyler Street NE, Suite 100  
Minneapolis, Minnesota 55413  
PHONE: (612) 466-3300  
FAX: (612) 466-3363  
WWW.EFNSURVEY.COM  
COPYRIGHT © 2020 BY EGAN, FIELD & NOWAK, INC.  
land surveyors since 1872

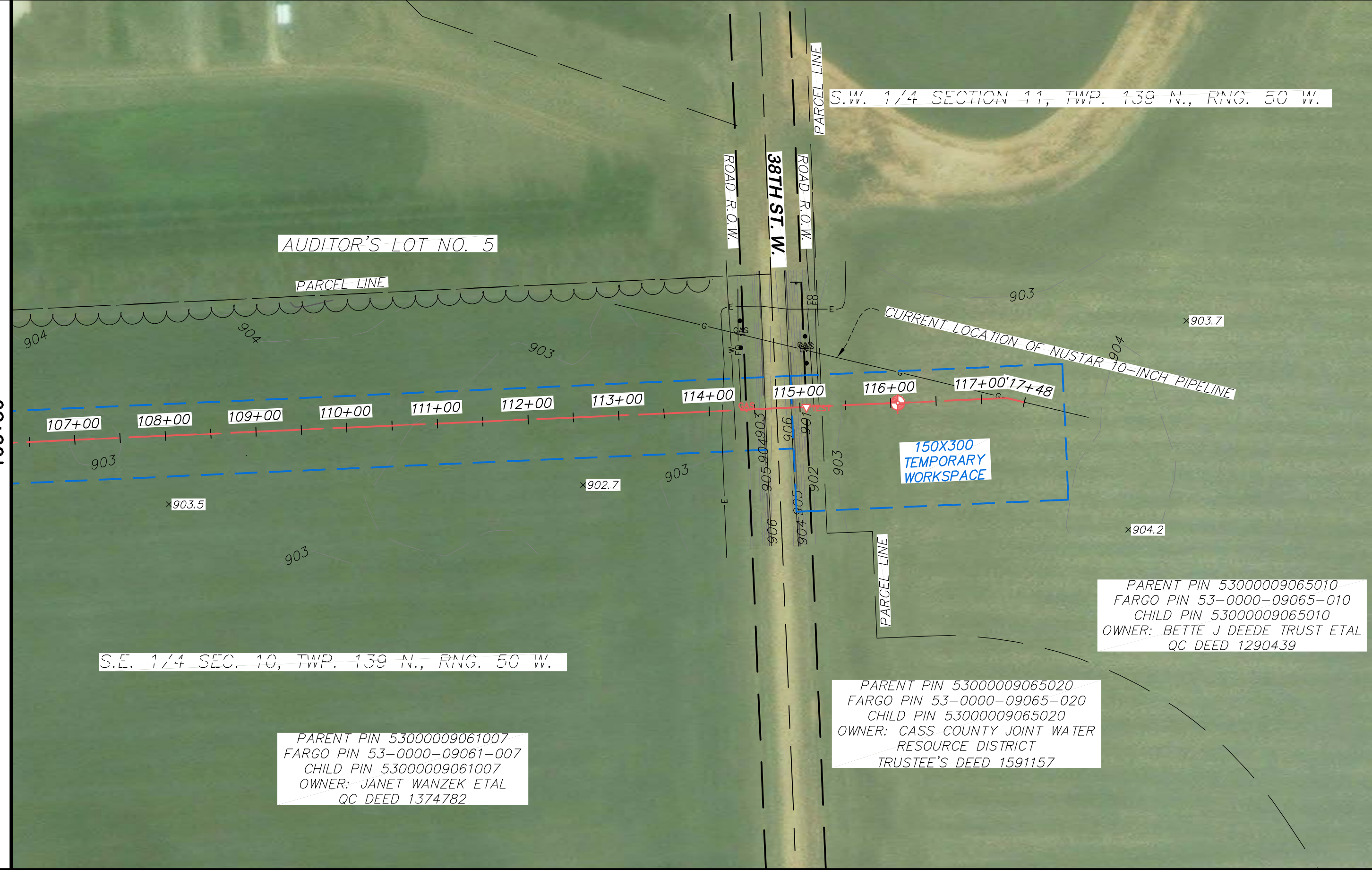
OWNER	SURVEY/ABSTRACT					
	TRACT	106+50	PARENT PIN 53000009061007 JANET WAZNEK ETAL 49.94	PARENT PIN 53000009065020 CASS COUNTY JOINT WATER RESOURCE DISTRICT 3.03	PARENT PIN 53000009065010 BETTE J DEEDE TRUST ETAL 16.61	117+48
ENVIRONMENTAL	TIMING RESTRICTIONS					
	WETLAND / WATERBODY ID					
	WETLAND / WATERBODY TYPE					
	WATERBODY CLASSIFICATION					
	CONSTRUCTION METHOD	HDD		OPEN CUT		
REGULATORY SPECIFICATION	CASS CO.					
AC MITIGATION						
PLAN	<p>TYPICAL DETAIL</p>		<p>114+14 U/G ELECTRIC MAIN 114+35 U/G FIBER OPTIC 114+41 ROAD R.O.W. &amp; 114+92 GRAVEL EDGE 114+92 GRAVEL EDGE 114+90 GRAVEL EDGE 115+07 ROAD R.O.W. &amp; 115+24 PARCEL LINE 115+79 DRILL TIE-IN 116+08 DRILL ENTRY/EXIT</p> <p>117+28 PI 16" RT 117+48 TIE-IN</p>			

**LEGEND**

- PROPOSED 8-INCH PIPELINE
- PROPOSED WORKSPACE/EXIT
- PROPOSED DRILL ENTRY/EXIT
- PROPOSED GAS SIGN
- PROPOSED TEST LEAD
- GAS SIGN
- SIGN
- BOLLARD
- WATERMAIN
- UNDERGROUND ELECTRIC
- UNDERGROUND FIBER OPTIC
- UNDERGROUND GAS
- TREELINE
- SPOT ELEVATION
- EXISTING CONTOUR LINE

**PRELIMINARY**

SCALE IN INT. FEET  
Bearings based on NAD 83,  
North Dakota North, Int. Ft.  
grid system.

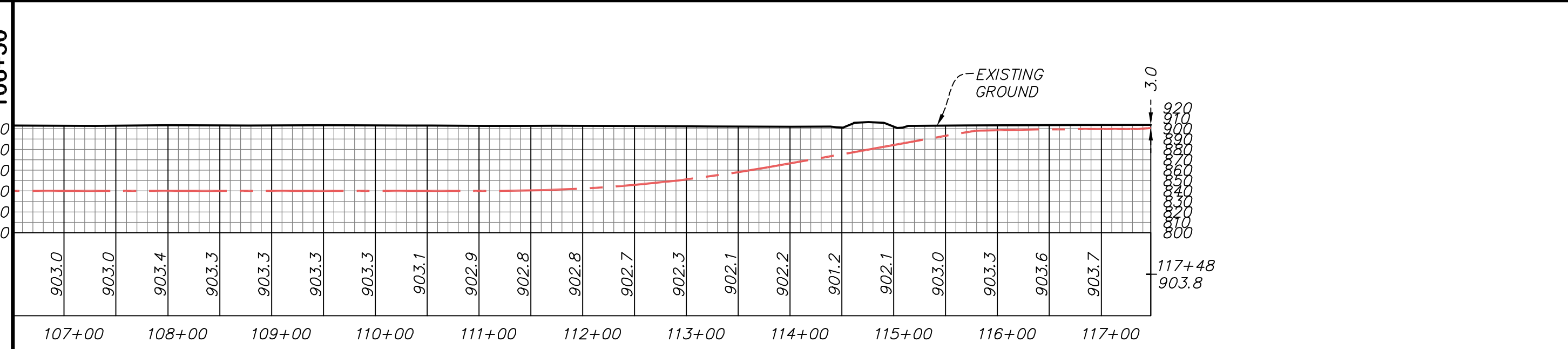


**PROFILE**

HORIZONTAL: 1" = 100'  
VERTICAL: 1" = 100'  
SCALE

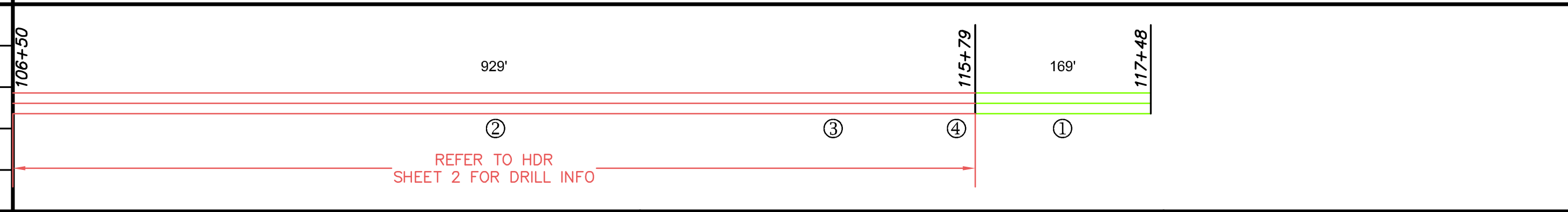
NOTES:

- EXISTING UNDERGROUND UTILITIES ARE SHOWN IN APPROXIMATE LOCATIONS AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR ITS REPRESENTATIVE. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK. CONTRACTOR SHALL CALL NORTH DAKOTA ONE CALL AT 811 48 HOURS PRIOR TO CONSTRUCTION.
- HEAVY EQUIPMENT WORKING IN WETLANDS OR LOW LANDS MUST BE PLACED ON MATS, OR OTHER MEASURES MUST BE TAKEN TO MINIMIZE SOIL DISTURBANCE.

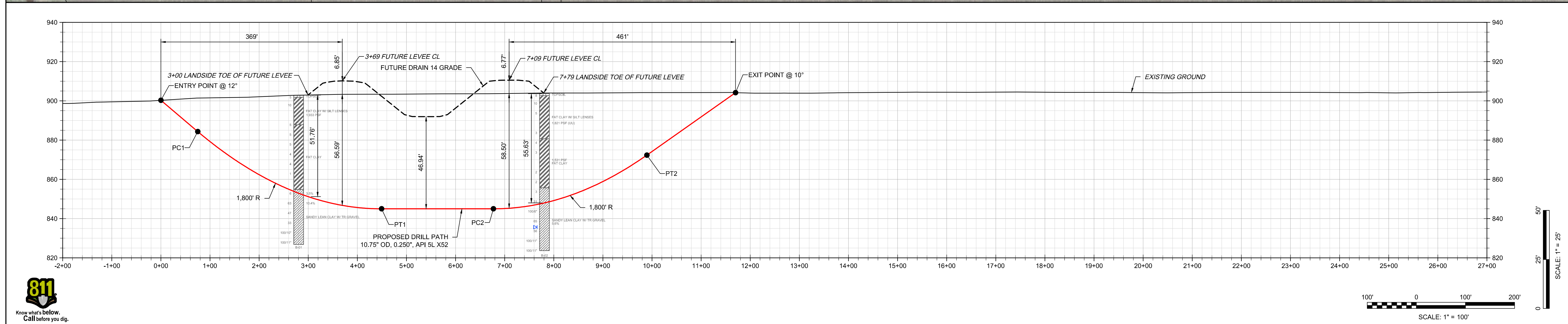
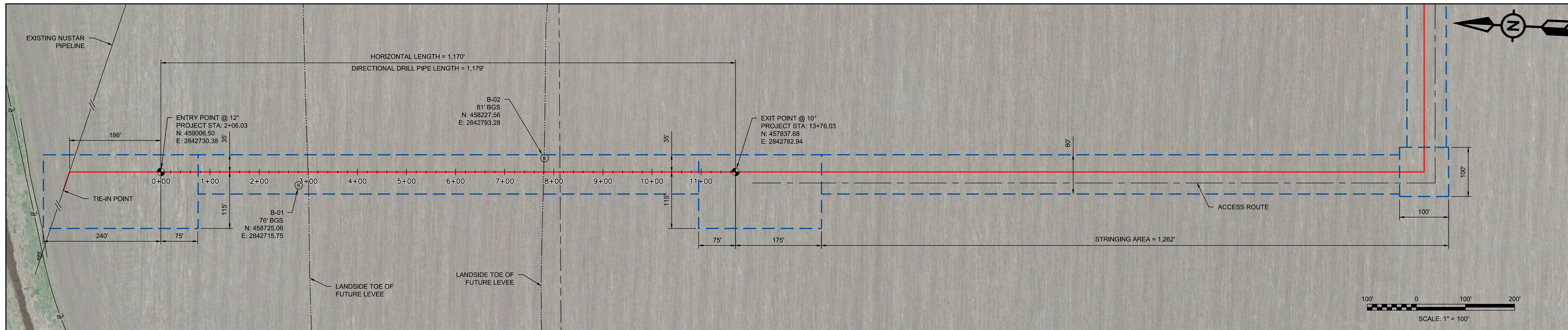


**PIPE DATA**

CLASSIFICATION	
DESIGN PRESSURE	
MAX ALLOWABLE OPERATING PRESSURE	
NORMAL OPERATING PRESSURE	
DESIGN FACTOR	



SUMMARY	BILL OF MATERIALS			REFERENCE DRAWINGS		DRAWING REVISION				<p>PIPELINE OPERATING PARTNERSHIP, L.P.</p> <p>1229 Tyler Street NE, Suite 100 Minneapolis, Minnesota 55413 PHONE: (612) 466-3300 FAX: (612) 466-3363 WWW.EFNSURVEY.COM Egan, Field &amp; Nowak, Inc. land surveyors since 1872</p>	ALIGNMENT SKETCH MAPLETON DIVERSION					
	NO.	DESCRIPTION	QUANTITY	NO.	DESCRIPTION	QUANTITY	NO.	DATE	BY		DESCRIPTION	CHK	ENG	APP	CLIENT	<p>CASS COUNTY</p> <p>IMAGERY DATE:</p> <p>SURVEY BY: KB, DF</p> <p>DWG BY: KTB</p> <p>CHECKED BY: GKD</p>



DIRECTIONAL DRILL DATA		
DESCRIPTION	STATION (ft)	ELEVATION (ft)
ENTRY POINT @ 12°	0+00.00	900.28
PC 1 (1,800' R)	0+75.02	884.33
PT 1	4+49.26	845.00
PC 2 (1,800' R)	6+76.89	845.00
PT 2	9+89.46	872.35
EXIT POINT @ 10°	11+70.00	904.18
HORIZONTAL DISTANCE (ft) = 1,170.00		
DIRECTIONAL DRILL PIPE LENGTH (ft) = 1,178.80		

- GENERAL NOTES**
- DRILL PATH STATIONING IS IN FEET BY HORIZONTAL MEASUREMENT AND IS REFERENCED TO THE CONTROL POSITION FOR THE CROSSING.
  - ALL COMPANY SPECIFICATIONS, PERMIT REQUIREMENTS AND CONTRACT DOCUMENTS SHALL BE ADHERED TO BY CONTRACTOR.
  - CONTRACTOR SHALL PLACE ONE CALL/811 NOTIFICATIONS AND ABIDE BY STATE REGULATIONS BEFORE DRILLING COMMENCES.
  - PRESENCE, LOCATION, AND ELEVATIONS (POTHOLE IF NEEDED) OF ALL UTILITIES/FACILITIES TO BE VERIFIED BY CONTRACTOR PRIOR TO CONSTRUCTION AND CLEARLY MARKED AND EXPOSED (IF NECESSARY).
  - DRILLING PRACTICES AND DOWNHOLE ASSEMBLIES SHALL BE MODIFIED TO PREVENT DAMAGE TO UNDERGROUND FACILITIES.
  - CONTRACTOR SHALL MONITOR TRENCHLESS OPERATIONS FOR AREA IMPACTS SUCH AS GROUND DISTURBANCE AND INADVERTENT RETURNS.
  - PILOT HOLE TOLERANCES AND MINIMUM THREE JOINT RADIUS SHALL BE MAINTAINED DURING PILOT HOLE OPERATIONS. TOLERANCES AND MINIMUM RADIUS SHALL BE REVIEWED BY COMPANY FOR APPROVAL.
  - CONTRACTOR HAS THE OPTION TO USE DJEL RIGS AND/OR RIG PLACEMENT IN REFERENCE TO ENTRY AND EXIT.
  - GEOTECHNICAL DATA AND INFORMATION IS PRESENTED FOR REFERENCE ONLY. REVIEW THE ASSOCIATED GEOTECHNICAL REPORT FOR ALL INTERPRETATIONS AND DETERMINATIONS REGARDING SUBSURFACE CONDITIONS.
  - ONE CONTINUOUS STRING OF PIPE SHALL BE UTILIZED DURING PULLBACK (NO MID-PULLBACK WELDS ALLOWED).
  - THE MINIMUM EXTENT OF THE GROUTING WILL BE TO COMPLETELY SEAL AND FILL THE UPPER 50 LINEAR FEET OF HOLE (IMMEDIATELY BELOW TIE-IN ELEVATION) ENTIRELY WITH GROUT AND A MINIMUM OF THE TOP 5 VERTICAL FEET FILLED WITH BACKFILL MATERIAL TO MATCH SURROUNDING SOIL CONDITIONS.

**NOT FOR CONSTRUCTION**

MATERIAL SPECIFICATIONS AND TOLERANCES	
ITEM	SPECIFICATIONS
PRODUCT PIPE	10.75" OD, 0.250", API 5L X52
EXTERNAL COATING	14-16 MILS FBE, 40-60 MILS ARO
OPERATING CONDITIONS	MAOP = 1480 PSIG ASSUMED MAXIMUM OPERATING TEMP = 80°F
ITEM	TOLERANCE
PILOT HOLE ENTRY ANGLE	INCREASE ANGLE UP TO 1° (STEEPER), NO DECREASE IN ANGLE ALLOWED.
PILOT HOLE ENTRY LOCATION	AS PER COORDINATES PROVIDED BY COMPANY. NO CHANGES WITHOUT COMPANY APPROVAL.
PILOT HOLE EXIT ANGLE	INCREASE ANGLE UP TO 1° (STEEPER) OR DECREASE UP TO 2° (FLATTER).
PILOT HOLE EXIT LOCATION	UP TO 20 FEET BEYOND OR 10 FEET SHORT OF THE EXIT STAKE. BETWEEN 5 FEET LEFT AND 5 FEET RIGHT OF CENTERLINE.
PILOT HOLE DEPTH	UP TO 2 FEET ABOVE THE DESIGN DRILL PROFILE OR 8 FEET BELOW THE DESIGN DRILL PROFILE.
PILOT HOLE ALIGNMENT	SHALL REMAIN WITHIN 5 FEET LEFT OR RIGHT OF THE HDD CENTERLINE.
MINIMUM RADIUS OF CURVATURE	MINIMUM COMBINED (HORIZONTAL AND VERTICAL) RADIUS OF CURVATURE = 1,300' OVER EACH 3 JOINT SEGMENT

**LEGEND**

- PROPOSED PIPELINE
- PROPOSED TEMPORARY WORKSPACE
- PIPELINE
- ELECTRIC
- WATER LINE
- ROAD ROW
- PROPERTY LINE
- FIBER LINE
- SECTION LINE
- QUARTER SECTION LINE
- EDGE OF GRAVEL
- ACCESS ROUTE
- LANDSIDE TOE OF FUTURE LEVEE
- TREE LINE
- BOLLARD
- SIGN
- PIPE PIPELINE MARKER
- PROPOSED HDD ENTRY/EXIT POINT
- GEOTECHNICAL BORE
- COHESIVE SOILS, UCS, TONS/FT<sup>2</sup>
- N VALUES
- ROCK CORE RECOVERY, %
- MATERIAL GRAPHIC
- GRAVEL CONTENT
- UCS, PSF
- ROCK CORE RQD, %
- POSSIBLE ARTESIAN AQUIFER

**NOTE:** (UJ) INDICATES UCS VALUE WAS CALCULATED FROM TRIAXIAL TESTING

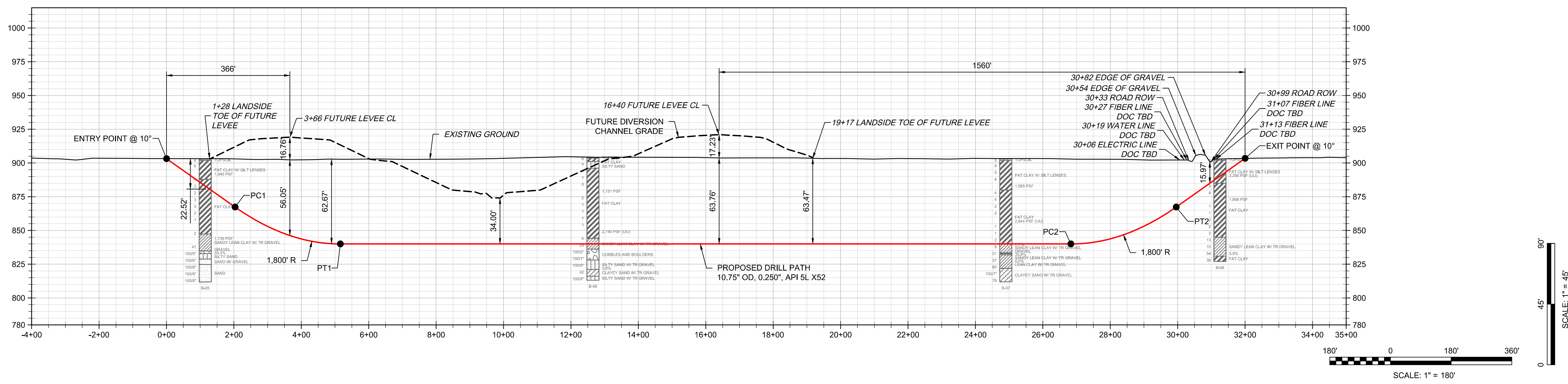
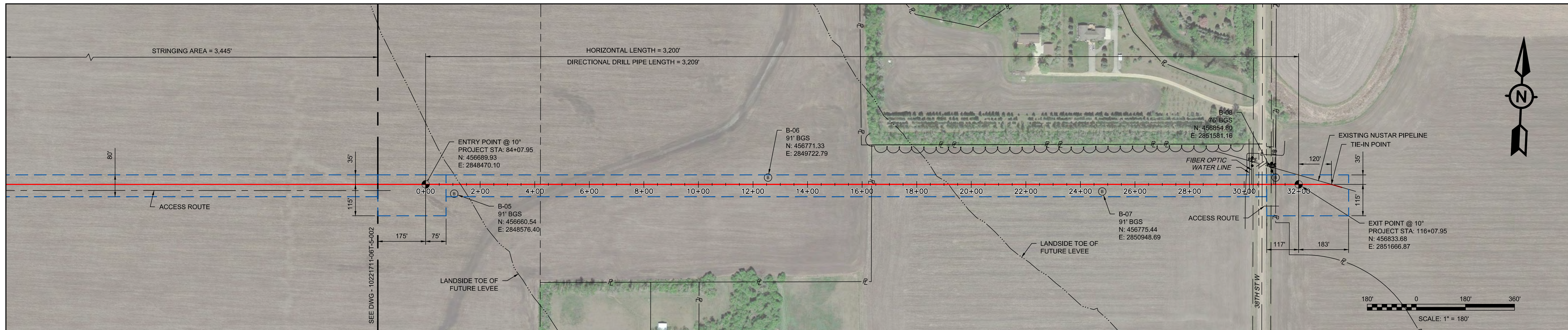
REVISION			APPROVAL		
REV	DATE	DESCRIPTION	CAD	CHK	APP
1	08/28/20	ISSUED FOR PERMIT	TSV	MAH	RJS

PIPELINE OPERATING PARTNERSHIP, L.P.

PROJECT INFORMATION	
NUSTAR ENERGY, L.P. 10-INCH PIPELINE RELOCATION CASS COUNTY, NORTH DAKOTA	
COORDINATE SYSTEM	NAD83 NORTH DAKOTA SOUTH US FEET
VERTICAL DATUM	NAVD88
TOPOGRAPHIC DATA	EFN, INC
AERIAL IMAGERY	GOOGLE EARTH
SURVEY COMPANY	EFN, INC

DRAWING INFORMATION		
10-INCH DIAMETER HORIZONTAL DIRECTIONAL DRILL DRAIN 14 INLET CROSSING PLAN AND PROFILE		
LOCATION	CASS COUNTY, NORTH DAKOTA	
SCALE	SHEET	10221711-01T-5-001
NOTED	1 OF 1	

SIZE - ANSIC (34x22)



DIRECTIONAL DRILL DATA		
DESCRIPTION	STATION (ft)	ELEVATION (ft)
ENTRY POINT @ 10°	0+00.00	903.21
PC 1 (1,800' R)	2+03.38	867.35
PT 1	5+15.94	840.00
PC 2 (1,800' R)	26+83.11	840.00
PT 2	29+95.68	867.35
EXIT POINT @ 10°	32+00.00	903.37
HORIZONTAL DISTANCE (ft) = 3,200.00		
DIRECTIONAL DRILL PIPE LENGTH (ft) = 3,209.48		

**GENERAL NOTES**

- DRILL PATH STATIONING IS IN FEET BY HORIZONTAL MEASUREMENT AND IS REFERENCED TO THE CONTROL POSITION FOR THE CROSSING.
- ALL COMPANY SPECIFICATIONS, PERMIT REQUIREMENTS AND CONTRACT DOCUMENTS SHALL BE ADHERED TO BY CONTRACTOR.
- CONTRACTOR SHALL PLACE ONE CALL/811 NOTIFICATIONS AND ABIDE BY STATE REGULATIONS BEFORE DRILLING COMMENCES.
- PRESENCE, LOCATION, AND ELEVATIONS (POTHOLE IF NEEDED) OF ALL UTILITIES/FACILITIES TO BE VERIFIED BY CONTRACTOR PRIOR TO CONSTRUCTION AND CLEARLY MARKED AND EXPOSED (IF NECESSARY).
- DRILLING PRACTICES AND DOWNHOLE ASSEMBLIES SHALL BE MODIFIED TO PREVENT DAMAGE TO UNDERGROUND FACILITIES.
- CONTRACTOR SHALL MONITOR TRENCHLESS OPERATIONS FOR AREA IMPACTS SUCH AS GROUND DISTURBANCE AND INADVERTENT RETURNS.
- PILOT HOLE TOLERANCES AND MINIMUM THREE JOINT RADIUS SHALL BE MAINTAINED DURING PILOT HOLE OPERATIONS. TOLERANCES AND MINIMUM RADIUS SHALL BE REVIEWED BY COMPANY FOR APPROVAL.
- CONTRACTOR MUST DRILL THE PILOT HOLE FROM WEST TO EAST, AND MOVE THE DRILL RIG TO THE EXIT SIDE LOCATION AFTER PILOT HOLE OPERATIONS, AND PRIOR TO PULLBACK, CONTRACTOR ALSO HAS THE OPTION TO USE DUEL RIGS.
- GEOTECHNICAL DATA AND INFORMATION IS PRESENTED FOR REFERENCE ONLY. REVIEW THE ASSOCIATED GEOTECHNICAL REPORT FOR ALL INTERPRETATIONS AND DETERMINATIONS REGARDING SUBSURFACE CONDITIONS.
- CONTRACTOR TO CLOSE 166TH AVE DURING PULLBACK TO ALLOW FOR ONE CONTINUOUS STRING OF PIPE TO BE UTILIZED (NO MID-PULLBACK WELDS ALLOWED).
- THE MINIMUM EXTENT OF THE GROUTING WILL BE TO COMPLETELY SEAL AND FILL THE UPPER 50 LINEAR FEET OF HOLE (IMMEDIATELY BELOW TIE-IN ELEVATION) ENTIRELY WITH GROUT AND A MINIMUM OF THE TOP 5 VERTICAL FEET FILLED WITH BACKFILL MATERIAL TO MATCH SURROUNDING SOIL CONDITIONS.

**MATERIAL SPECIFICATIONS AND TOLERANCES**

ITEM	SPECIFICATIONS
PRODUCT PIPE	10.75" OD, 0.250", API 5L X52
EXTERNAL COATING	14-16 MILS FBE, 40-60 MILS ARO
OPERATING CONDITIONS	MAOP = 1480 PSIG ASSUMED MAXIMUM OPERATING TEMP = 80°F
ITEM	TOLERANCE
PILOT HOLE ENTRY ANGLE	INCREASE ANGLE UP TO 1° (STEEPER), NO DECREASE IN ANGLE ALLOWED.
PILOT HOLE ENTRY LOCATION	AS PER COORDINATES PROVIDED BY COMPANY. NO CHANGES WITHOUT COMPANY APPROVAL.
PILOT HOLE EXIT ANGLE	INCREASE ANGLE UP TO 1° (STEEPER) OR DECREASE UP TO 2° (FLATTER).
PILOT HOLE EXIT LOCATION	UP TO 20 FEET BEYOND OR 10 FEET SHORT OF THE EXIT STAKE. BETWEEN 5 FEET LEFT AND 5 FEET RIGHT OF CENTERLINE.
PILOT HOLE DEPTH	UP TO 2 FEET ABOVE THE DESIGN DRILL PROFILE OR 4 FEET BELOW THE DESIGN DRILL PROFILE.
PILOT HOLE ALIGNMENT	SHALL REMAIN WITHIN 5 FEET LEFT OR RIGHT OF THE HDD CENTERLINE.
MINIMUM RADIUS OF CURVATURE	MINIMUM COMBINED (HORIZONTAL AND VERTICAL) RADIUS OF CURVATURE = 1,300' OVER EACH 3 JOINT SEGMENT

**LEGEND**

— PROPOSED PIPELINE  
--- PROPOSED TEMPORARY WORKSPACE  
--- PIPELINE  
--- ELECTRIC  
--- WATER LINE  
--- ROAD ROW  
--- PROPERTY LINE  
--- FIBER LINE  
--- SECTION LINE  
--- QUARTER SECTION LINE  
--- EDGE OF GRAVEL  
--- ACCESS ROUTE  
--- LANDSIDE TOE OF FUTURE LEVEE  
--- TREE LINE  
● BOLLARD  
+ SIGN  
- PIPE PIPELINE MARKER

● PROPOSED HDD ENTRY/EXIT POINT  
⊙ GEOTECHNICAL BORE

COHESIVE SOILS, UCS, TONS/FT<sup>3</sup>, N VALUES  
 ROCK CORE RECOVERY, %  
 MATERIAL GRAPHIC CONTENT  
 GRAVEL  
 UCS, PSF  
 MATERIAL DESCRIPTION (DESCRIPTION)  
 ROCK CORE RQD, %  
 POSSIBLE ARTESIAN AQUIFER

NOTE: (UJ) INDICATES UCS VALUE WAS CALCULATED FROM TRIAXIAL TESTING

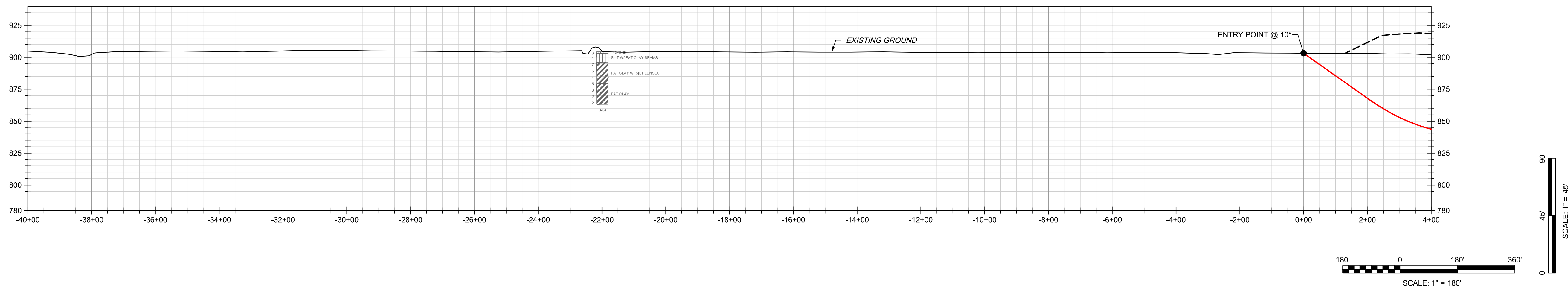
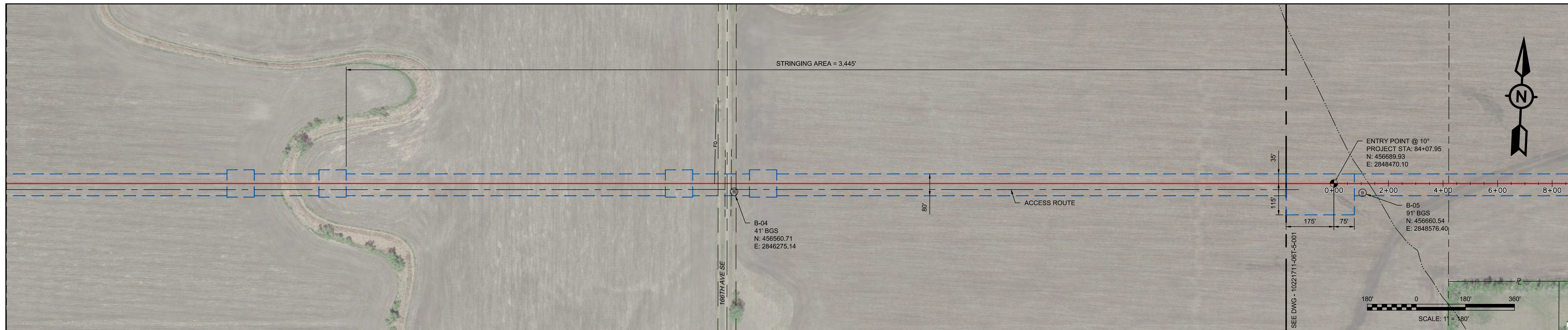
**NOT FOR CONSTRUCTION**

REVISION			APPROVAL		
REV	DATE	DESCRIPTION	CAD	CHK	APP
1	08/28/20	ISSUED FOR PERMIT	TSV	MAH	RJS

PIPELINE OPERATING PARTNERSHIP, L.P.

PROJECT INFORMATION		DRAWING INFORMATION	
NUSTAR ENERGY, L.P. 10-INCH PIPELINE RELOCATION CASS COUNTY, NORTH DAKOTA		10-INCH DIAMETER HORIZONTAL DIRECTIONAL DRILL DIVERSION CHANNEL CROSSING PLAN AND PROFILE	
COORDINATE SYSTEM VERTICAL DATUM TOPOGRAPHIC DATA AERIAL IMAGERY SURVEY COMPANY	NAD83 NORTH DAKOTA SOUTH US FEET NAVD88 EFN, INC GOOGLE EARTH EFN, INC	LOCATION SCALE NOTED	CASS COUNTY, NORTH DAKOTA SHEET 1 OF 2 10221711-06T-5-001

SIZE - ANSI D (34x22)



**LEGEND**

	PROPOSED PIPELINE		PROPOSED HDD ENTRY/EXIT POINT
	PROPOSED TEMPORARY WORKSPACE		GEOTECHNICAL BORE
	PIPELINE		
	ELECTRIC		
	WATER LINE		
	ROAD ROW		
	PROPERTY LINE		
	FIBER LINE		
	SECTION LINE		
	QUARTER SECTION LINE		
	EDGE OF GRAVEL		
	ACCESS ROUTE		
	LANDSIDE TOE OF FUTURE LEVEE		
	TREE LINE		
	BOLLARD		
	SIGN		
	PIPELINE MARKER		

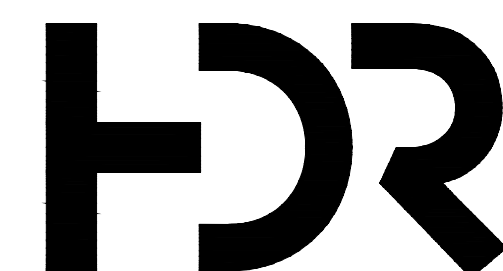
  

	COHESIVE SOILS, UCS, TONS/FT <sup>2</sup>		MATERIAL GRAPHIC
	N VALUES		GRAVEL CONTENT
	ROCK CORE RECOVERY, %		UCS, PSF
	ROCK CORE RQD, %		ROCK CORE RQD, %

**NOTE:**  
 (UJ) INDICATES UCS VALUE WAS CALCULATED FROM TRIAXIAL TESTING  
 POSSIBLE ARTESIAN AQUIFER

**NOT FOR CONSTRUCTION**

REVISION			APPROVAL		
REV	DATE	DESCRIPTION	CAD	CHK	APP
1	08/28/20	ISSUED FOR PERMIT	TSV	MAH	RJS



PROJECT INFORMATION	
NUSTAR ENERGY, L.P. 10-INCH PIPELINE RELOCATION CASS COUNTY, NORTH DAKOTA	
COORDINATE SYSTEM	NAD83 NORTH DAKOTA SOUTH US FEET
VERTICAL DATUM	NAVD88
TOPOGRAPHIC DATA	EFN, INC
AERIAL IMAGERY	GOOGLE EARTH
SURVEY COMPANY	EFN, INC

DRAWING INFORMATION		
10-INCH DIAMETER HORIZONTAL DIRECTIONAL DRILL DIVERSION CHANNEL CROSSING PLAN AND PROFILE		
LOCATION	CASS COUNTY, NORTH DAKOTA	
SCALE	SHEET	10221711-06T-5-002
NOTED	2 OF 2	

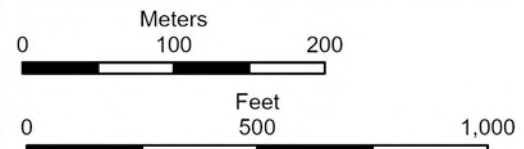
SIZE - ANSI D (34x22)

## **ROW EXCLUSION AND AVOIDANCE AREA MAPS**



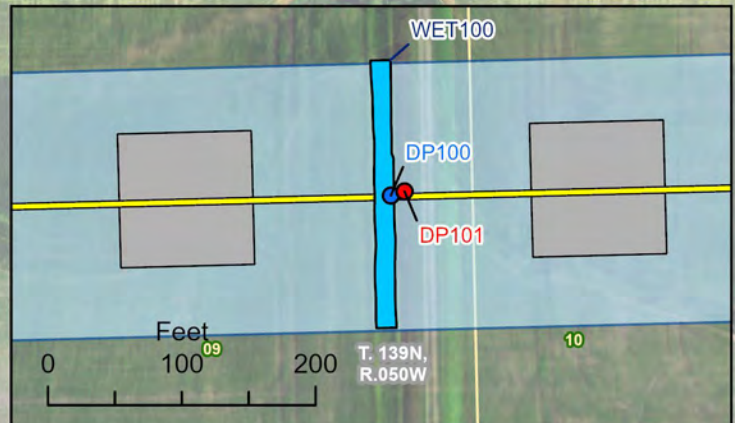
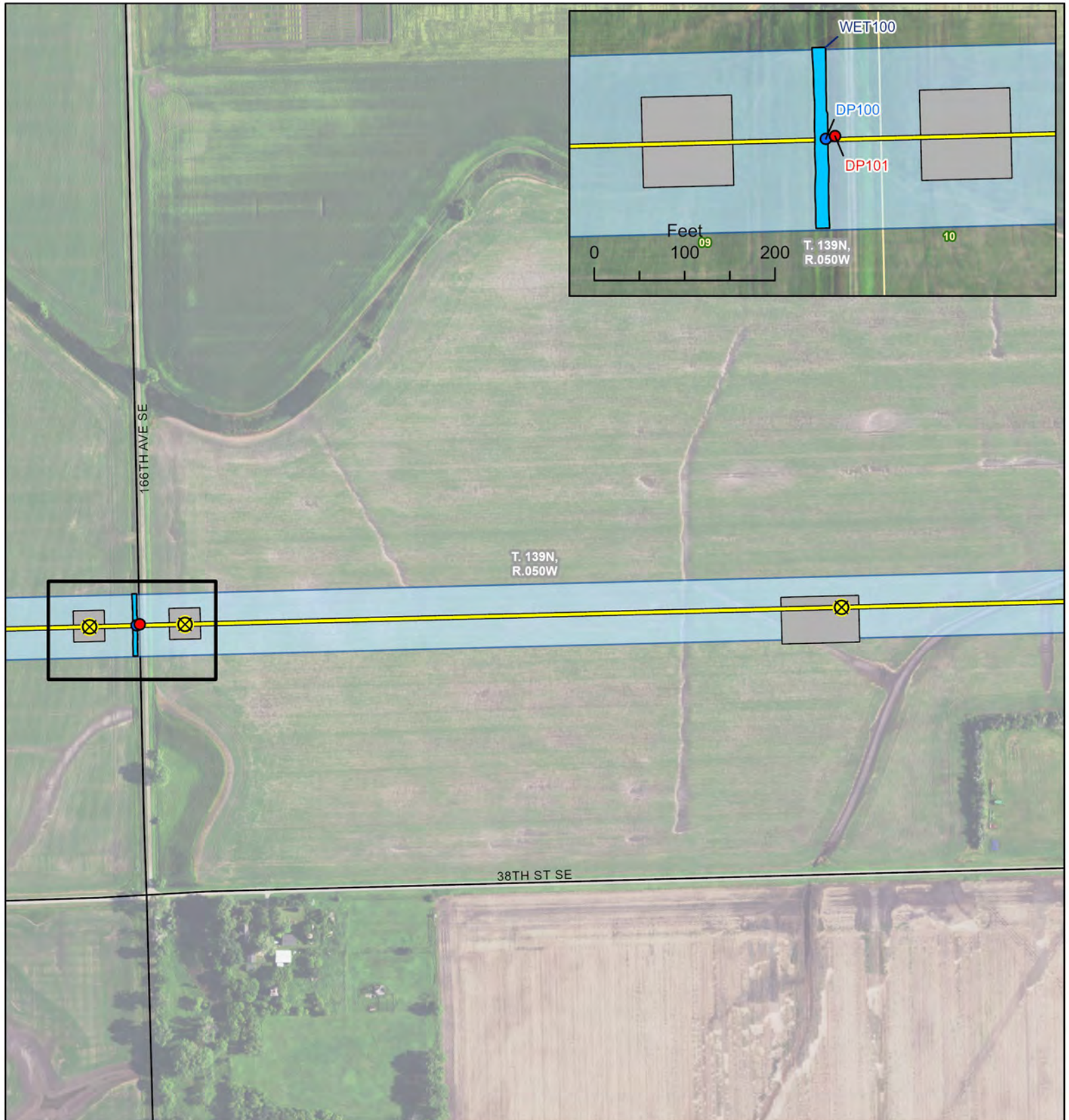
### NuStar North System Pipeline

- Wetland Data Point
- Upland Data Point
- HDD Bore Entry/Exit Location
- Proposed Pipeline
- NHD Flowline
- Wetland Boundary
- Woody Vegetation
- Survey Area
- Temporary Workspace
- Section Boundary



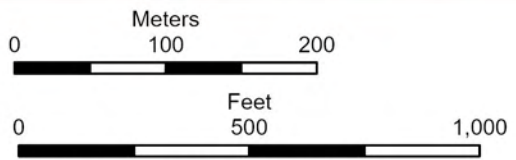
Base Map: 2019 Aerial Imagery  
 Source: USDA/FSA -  
 Aerial Photography Field Office  
 Quadrangle: West Fargo South (1976)  
 Casselton SE (1976)  
 Township/Range: T139N, R50W  
 Cass County, North Dakota  
 Projection: NAD 1983 UTM Zone 13N





**NuStar North System Pipeline**

- Wetland Data Point
- Upland Data Point
- ⊗ HDD Bore Entry/Exit Location
- Proposed Pipeline
- NHD Flowline
- Secondary Road
- Wetland Boundary
- Survey Area
- Temporary Workspace
- Section Boundary










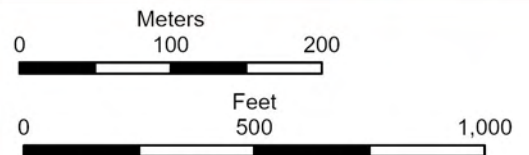
Base Map: 2019 Aerial Imagery  
 Source: USDA/FSA -  
 Aerial Photography Field Office  
 Quadrangle: West Fargo South (1976)  
 Casselton SE (1976)  
 Township/Range: T139N, R50W  
 Cass County, North Dakota  
 Projection: NAD 1983 UTM Zone 13N





**NuStar North System Pipeline**

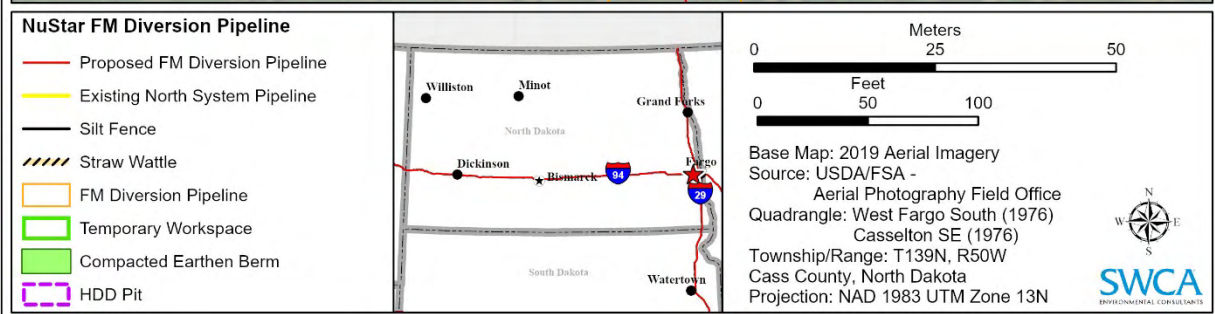
-  HDD Bore Entry/Exit Location
-  Proposed Pipeline
-  NHD Flowline
-  Secondary Road
-  Survey Area
-  Temporary Workspace
-  Section Boundary



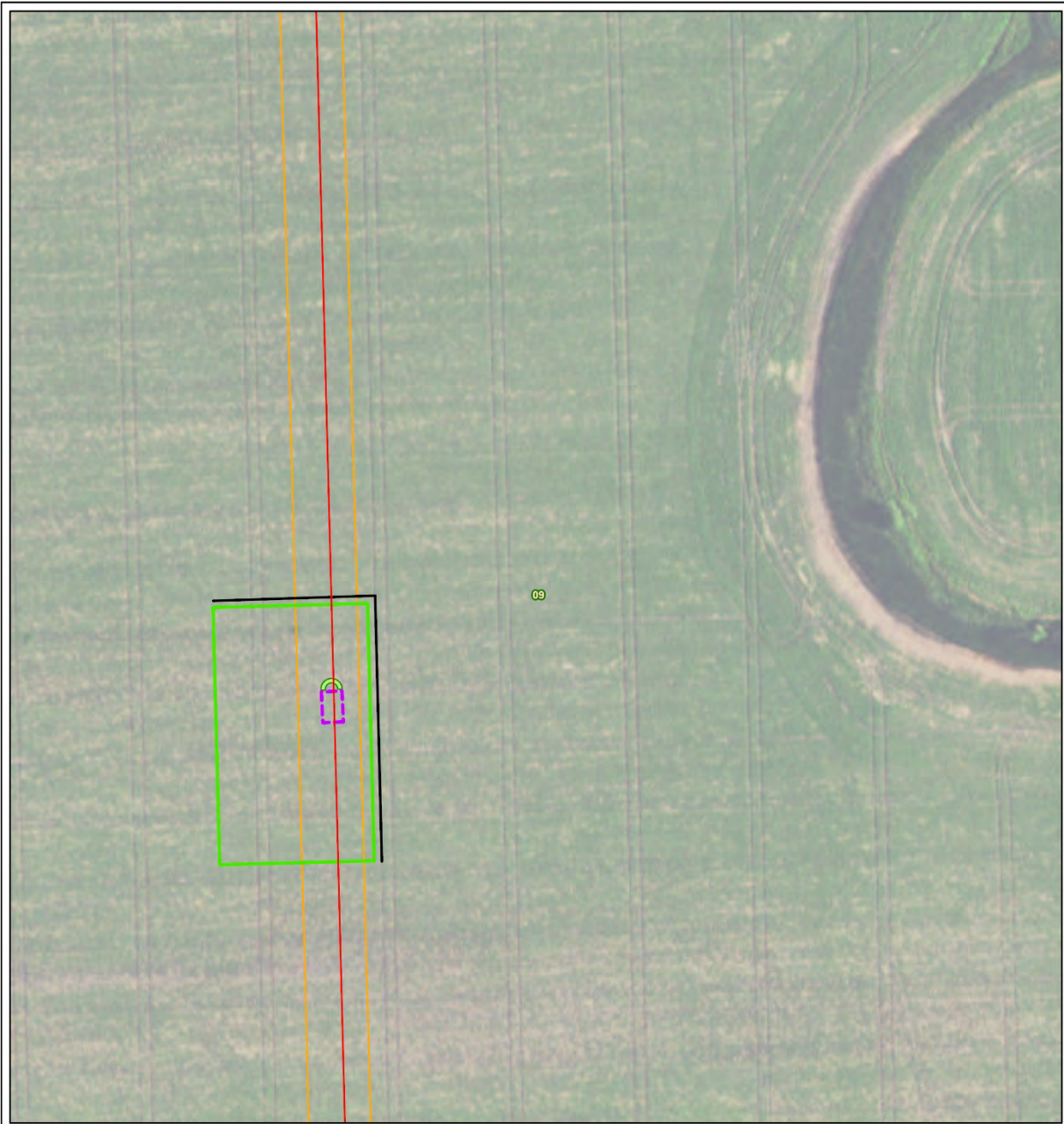
Base Map: 2019 Aerial Imagery  
 Source: USDA/FSA -  
 Aerial Photography Field Office  
 Quadrangle: West Fargo South (1976)  
 Casselton SE (1976)  
 Township/Range: T139N, R50W  
 Cass County, North Dakota  
 Projection: NAD 1983 UTM Zone 13N




## **INITIAL BMP LOCATION MAPS**

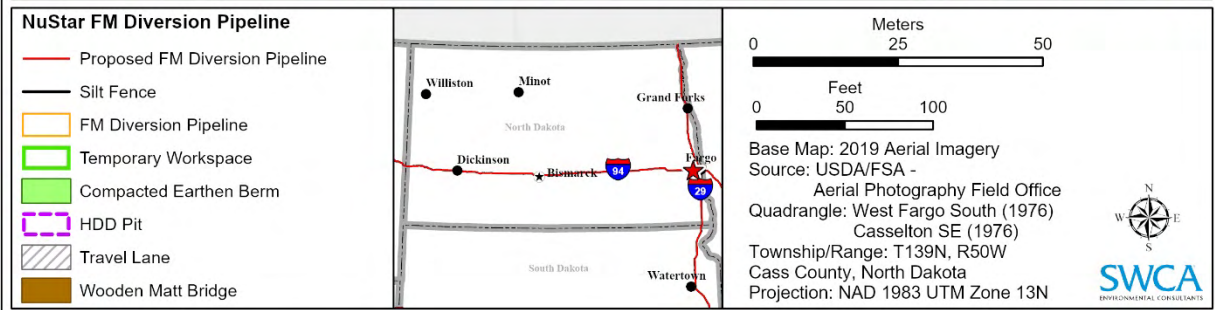
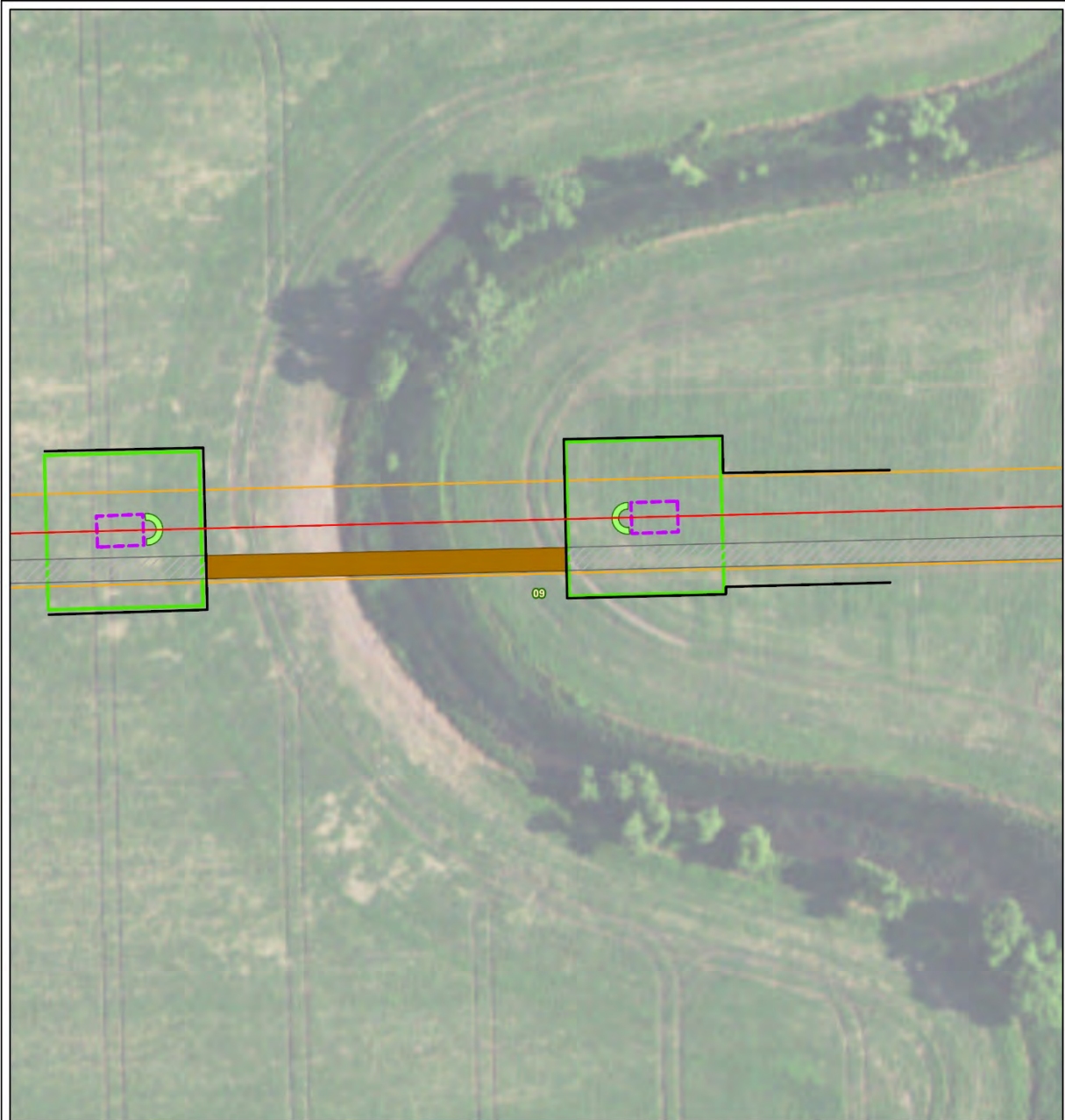


**Initial BMP locations, northern end of Drain No.14 HDD crossing**



<p><b>NuStar FM Diversion Pipeline</b></p> <ul style="list-style-type: none"> <li><span style="color: red;">—</span> Proposed FM Diversion Pipeline</li> <li><span style="border-bottom: 1px solid black; width: 20px; display: inline-block;"></span> Silt Fence</li> <li><span style="border: 1px solid orange; width: 20px; height: 10px; display: inline-block;"></span> FM Diversion Pipeline</li> <li><span style="border: 1px solid green; width: 20px; height: 10px; display: inline-block;"></span> Temporary Workspace</li> <li><span style="background-color: lightgreen; width: 20px; height: 10px; display: inline-block;"></span> Compacted Earthen Berm</li> <li><span style="border: 1px dashed purple; width: 20px; height: 10px; display: inline-block;"></span> HDD Pit</li> </ul>		<p>Meters 0 25 50</p> <p>Feet 0 50 100</p> <p>Base Map: 2019 Aerial Imagery Source: USDA/FSA - Aerial Photography Field Office Quadrangle: West Fargo South (1976) Casselton SE (1976) Township/Range: T139N, R50W Cass County, North Dakota Projection: NAD 1983 UTM Zone 13N</p> 
---	--	--

Initial BMP locations, southern end of the HDD Drain No. 14 crossing

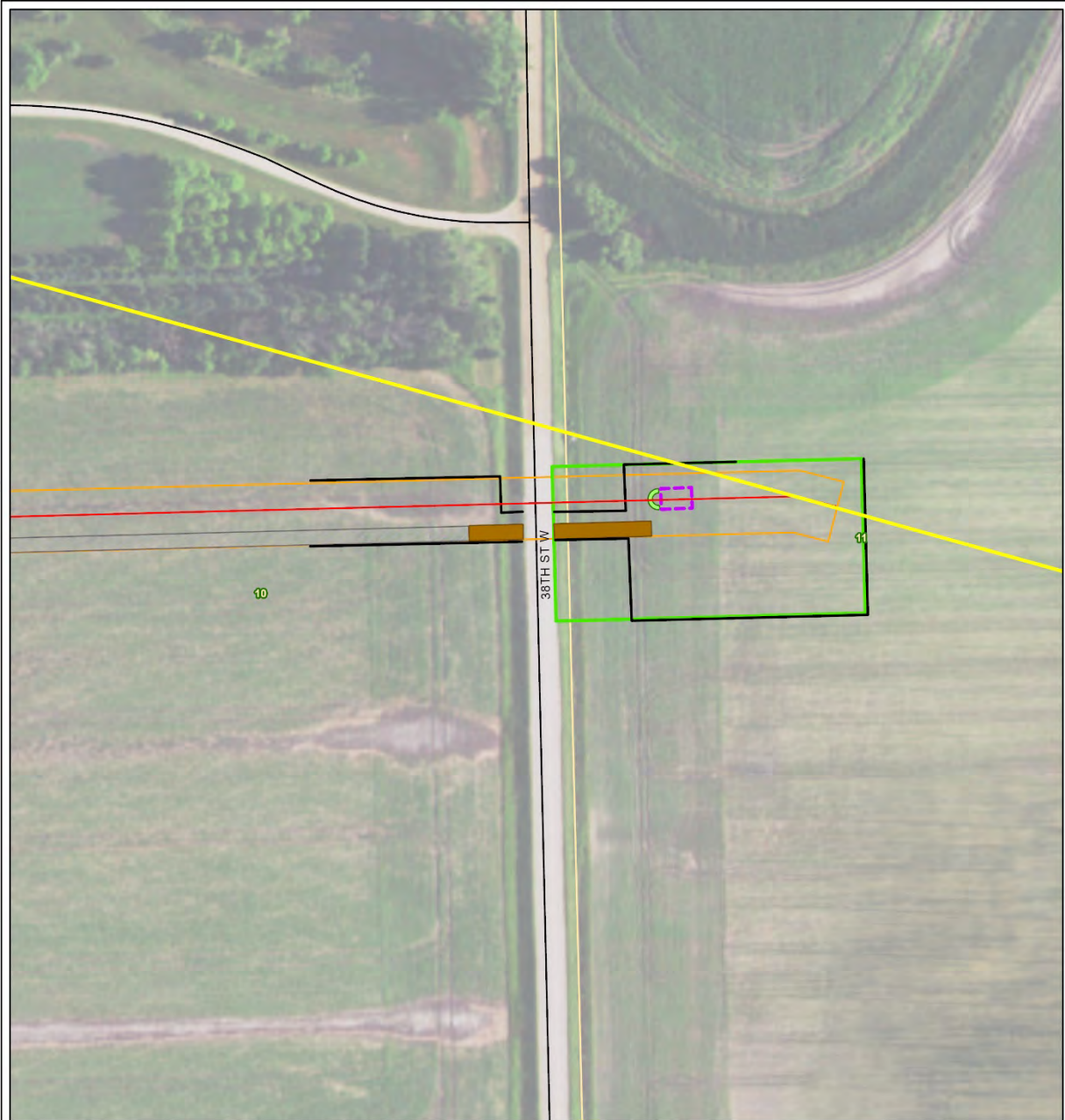


**Initial BMP locations, HDD crossing of the unnamed tributary to the Sheyenne River**

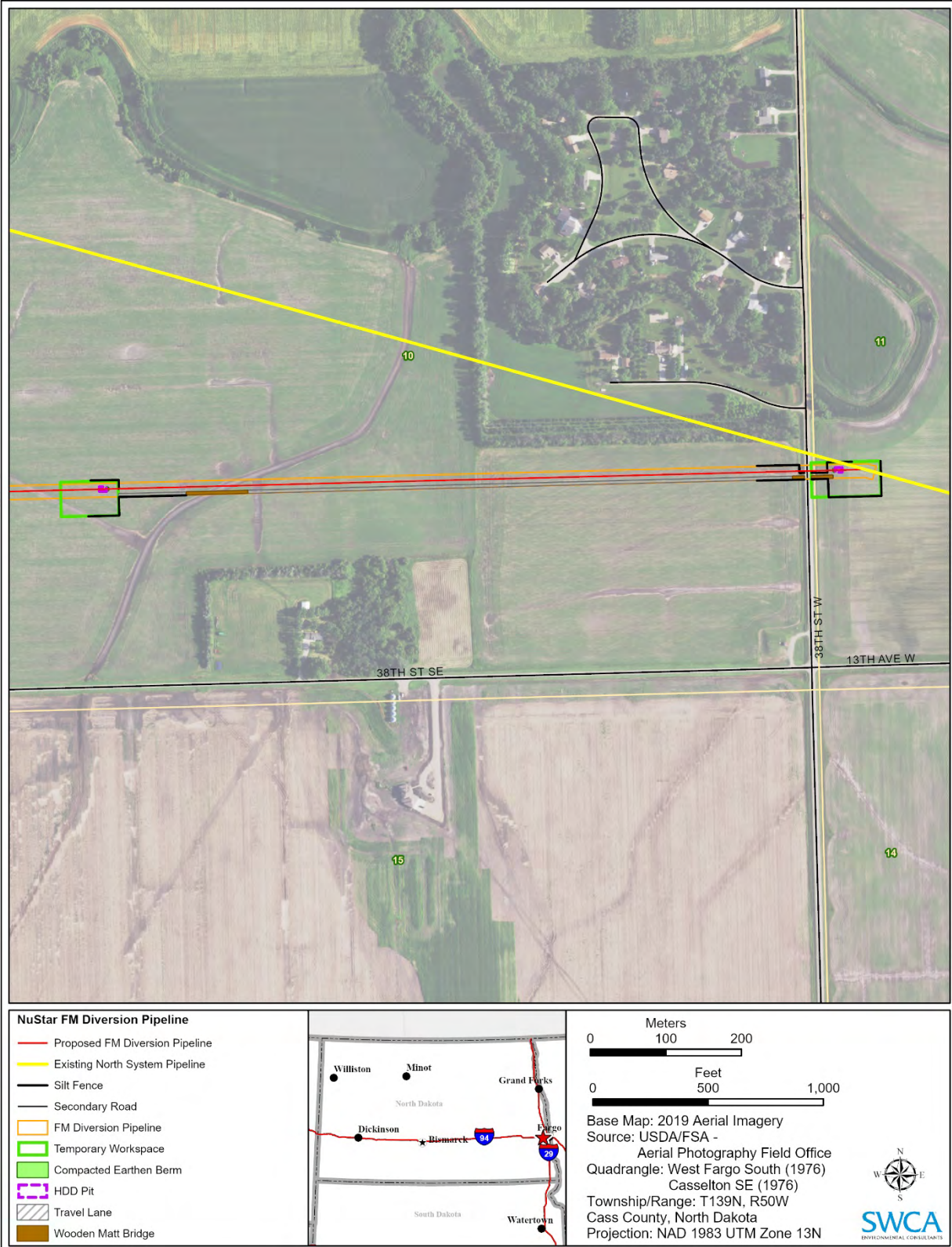


**Initial BMP locations, HDD crossing of 166<sup>th</sup> Avenue SE**

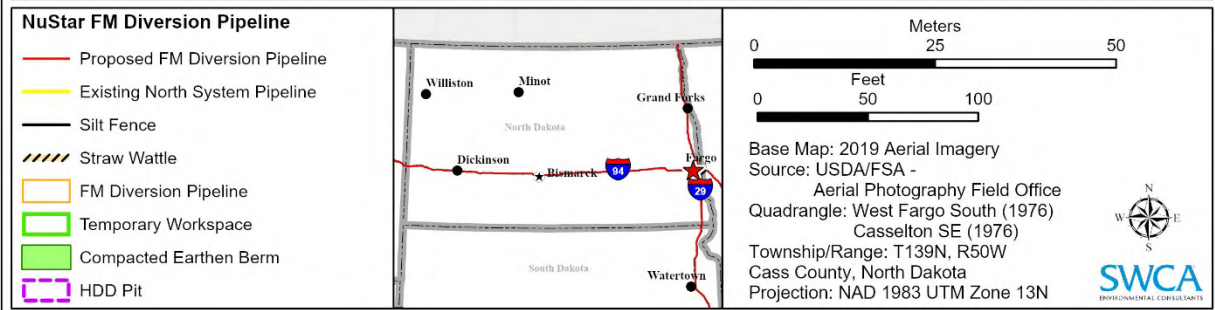




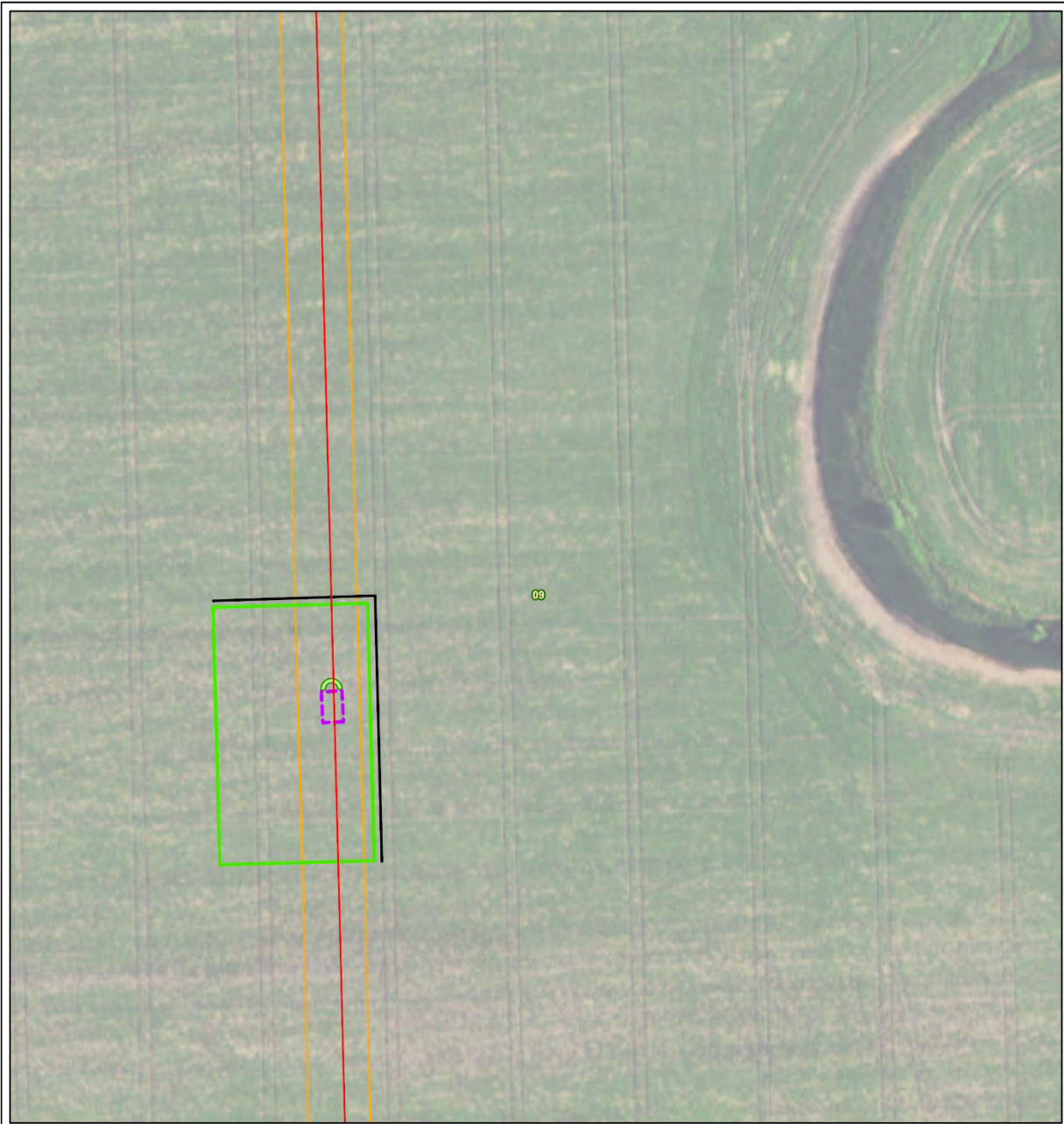
**Initial BMP locations, eastern end of HDD crossing of FM Diversion Channel and 38<sup>th</sup> Street West**



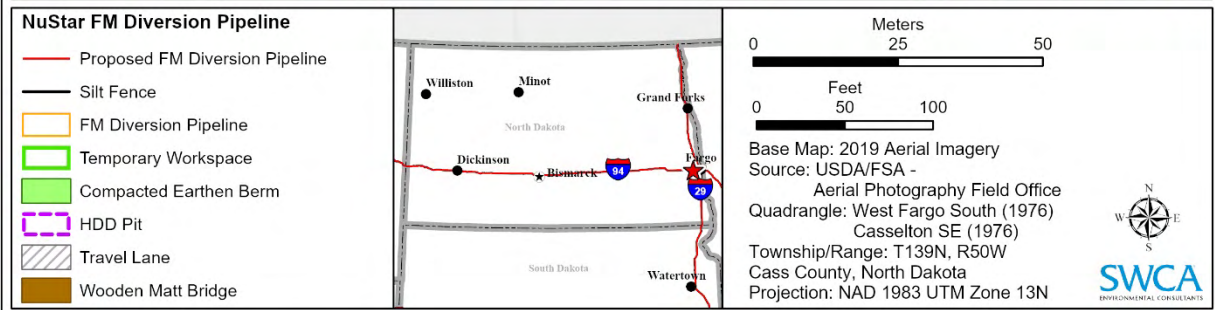
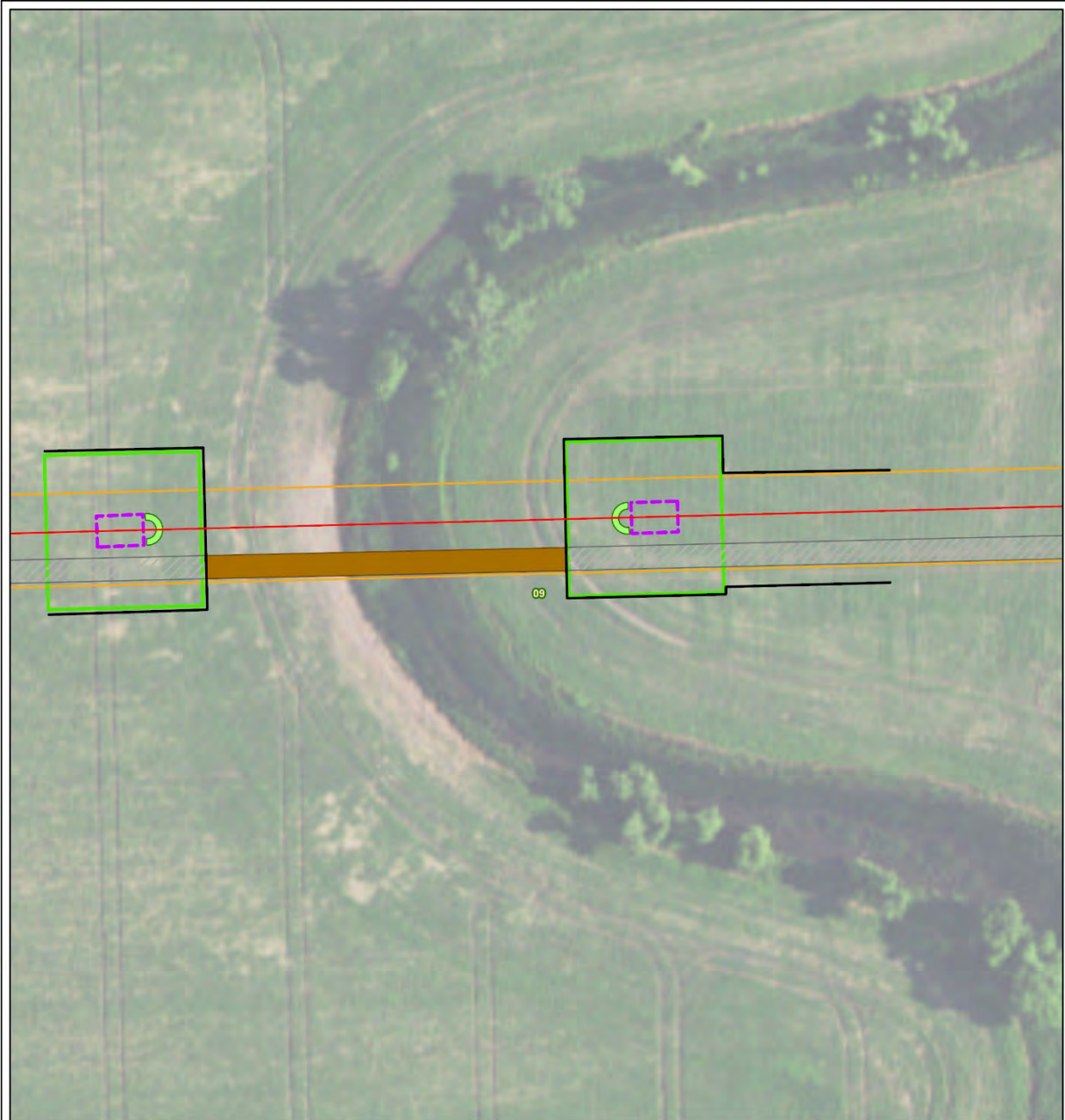
Initial BMP locations overview, HDD crossing of FM Diversion Channel and 38<sup>th</sup> Street W.



**Initial BMP locations, northern end of Drain No.14 HDD crossing**



**Initial BMP locations, southern end of the HDD Drain No. 14 crossing**

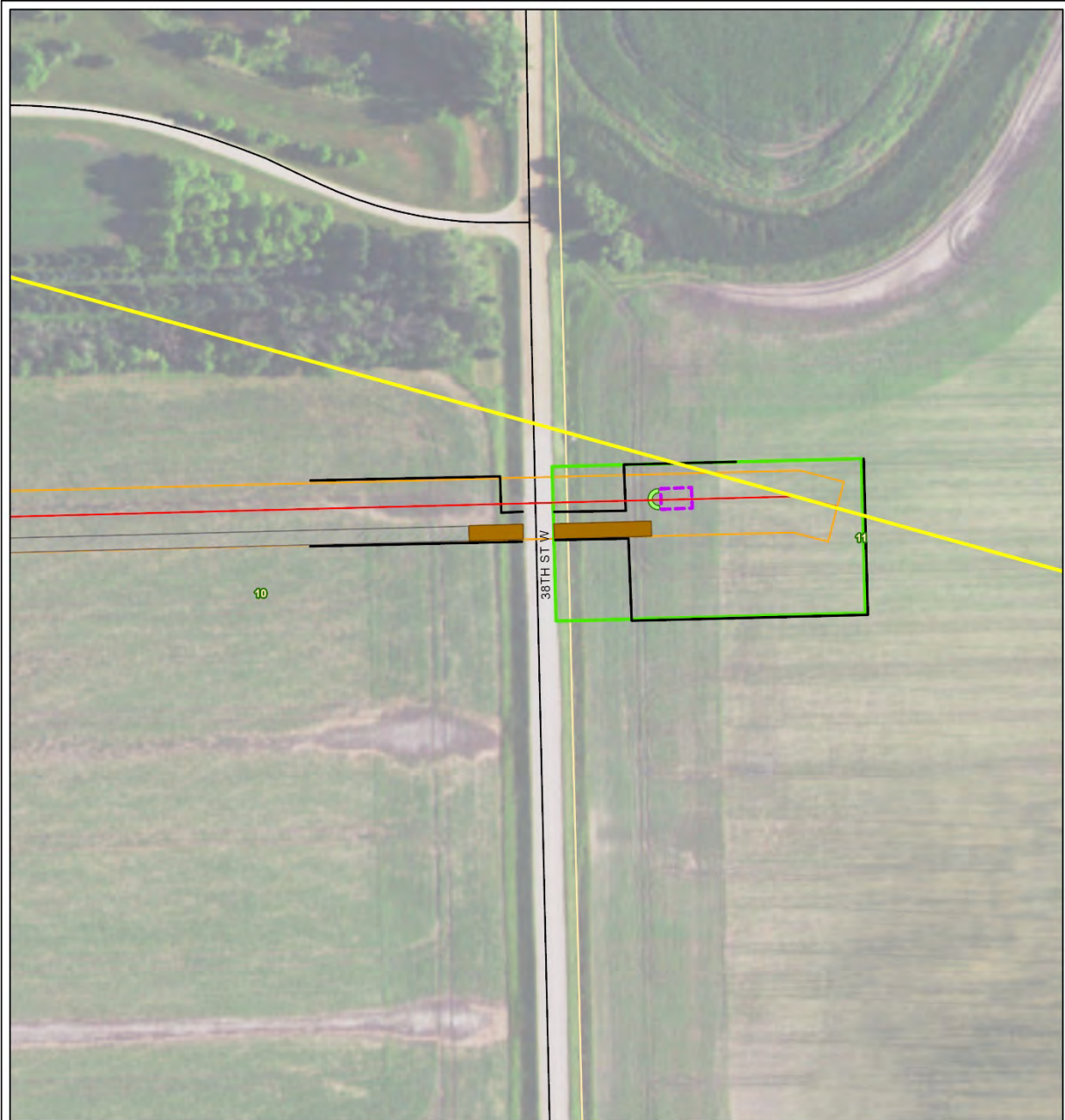


**Initial BMP locations, HDD crossing of the unnamed tributary to the Sheyenne River**

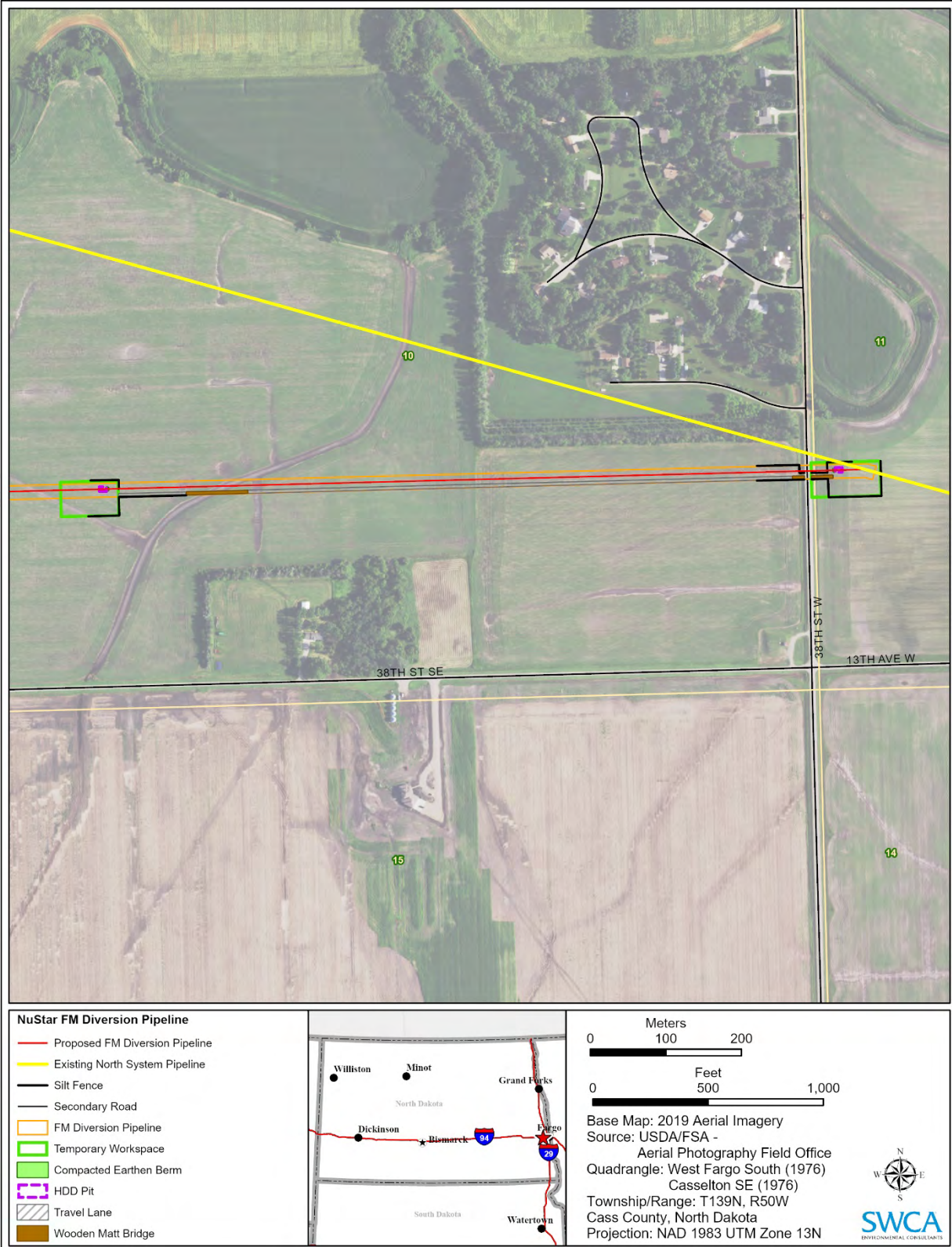


**Initial BMP locations, HDD crossing of 166<sup>th</sup> Avenue SE**



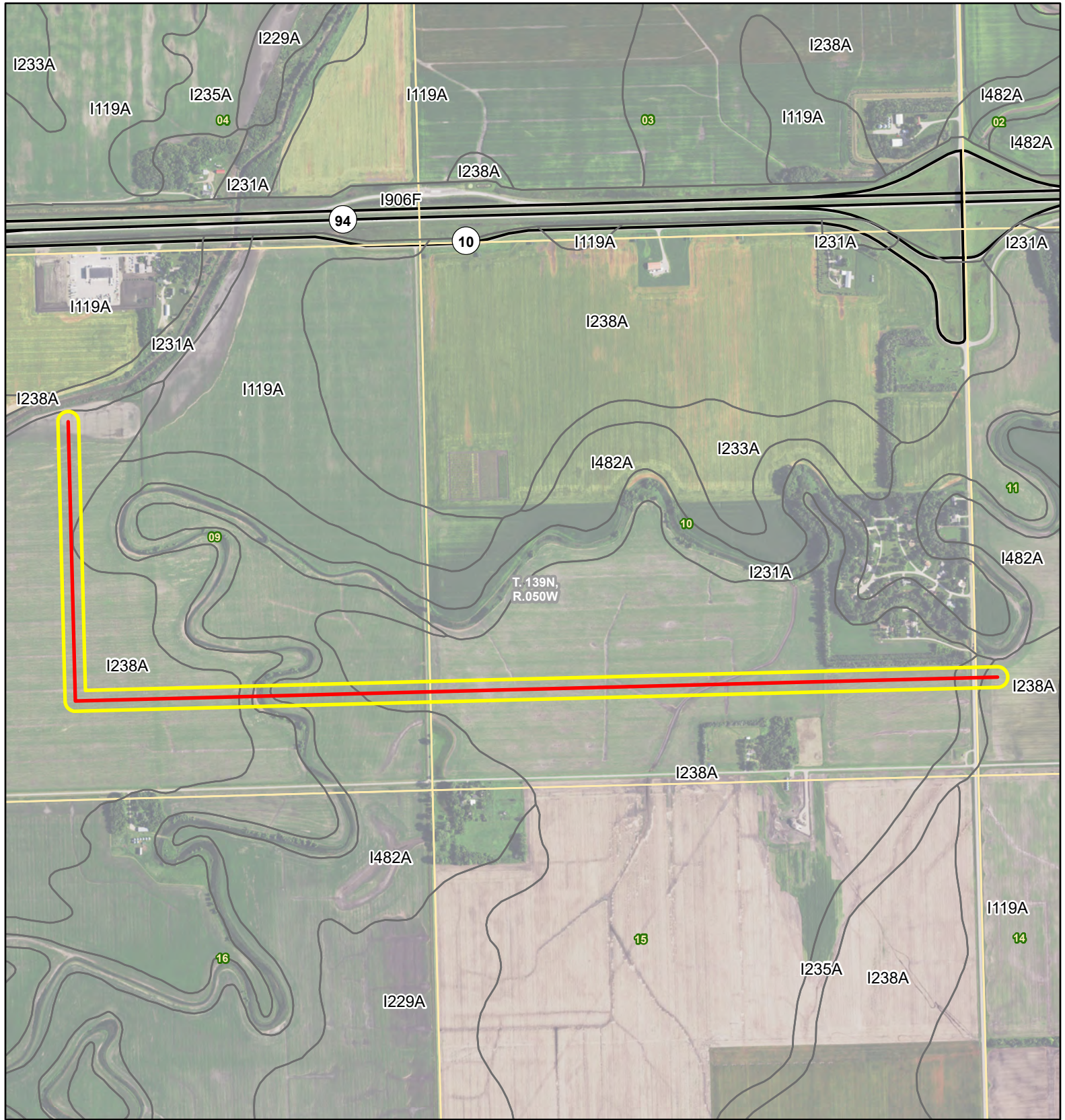


**Initial BMP locations, eastern end of HDD crossing of FM Diversion Channel and 38<sup>th</sup> Street West**



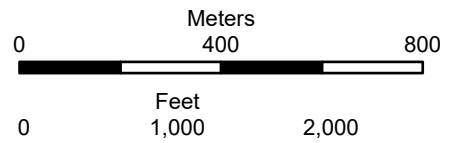
Initial BMP locations overview, HDD crossing of FM Diversion Channel and 38<sup>th</sup> Street W.

## **SOILS MAP AND KEY**



### FM Diversion Pipeline Project

- Proposed Pipeline
- Existing Road
- Analysis Area
- NRCS Soils
- Section Boundary



Base Map: 2019 Aerial Imagery  
 Source: USDA/FSA -  
 Aerial Photography Field Office  
 Quadrangle: West Fargo South (1976)  
 Casselton SE (1976)  
 Township/Range: T139N, R50W  
 Cass County, North Dakota  
 Projection: NAD 1983 UTM Zone 13N



## SOILS SERIES DESCRIPTIONS

Map Symbol	Soil Series DescriptionS
I119A	<b>Bearden silt clay loam, 0 to 2% slopes:</b> Moderately deep (39 to 79 inches), somewhat poorly drained, silty clay loam; formed on flats from fine-silty glaciolacustrine deposits, with moderate runoff potential; depth to the water table about 18 to 42 inches; nonsaline to slightly saline; Hydrologic Soil Group C; farmland classification: prime.
I231A	<b>Dovray silty clay, 0 to 1% slopes:</b> Moderately deep (46 to 79 inches), very poorly drained, silty clay and clay; formed in drainageways from clayey glaciolacustrine deposits, with moderate to high runoff potential; depth to the water table about 0 to 6 inches; nonsaline to slightly saline; Hydrologic Soil Group C/D; farmland classification: prime if drained.
I235A	<b>Fargo silty clay, depressional, 0 to 1% slopes:</b> Moderately deep (32 to 79 inches), poorly drained, silty clay; formed in depressions from clayey glaciolacustrine deposits, with moderate to high runoff potential; depth to the water table about 0 to 18 inches; nonsaline to slightly saline; Hydrologic Soil Group C/D; farmland classification: prime, if drained.
I238A	<b>Fargo-Hegne silty clays, 0 to 1% slopes:</b> Moderately deep (32 to 79 inches), poorly drained, silty clay; formed on flats from clayey glaciolacustrine deposits, with moderate to high runoff potential; depth to the water table about 0 to 18 inches; nonsaline to slightly saline; Hydrologic Soil Group C/D; farmland classification: prime, if drained.
I482A	<b>Overly-Bearden silt loams, 0 to 2% slopes:</b> Moderately deep (38 to 79 inches), moderately well drained, silty clay loam; formed on flats from fine-silty glaciolacustrine deposits, with moderate runoff potential; depth to the water table about 36 to 60 inches; nonsaline to slightly saline; Hydrologic Soil Group C; farmland classification: prime.

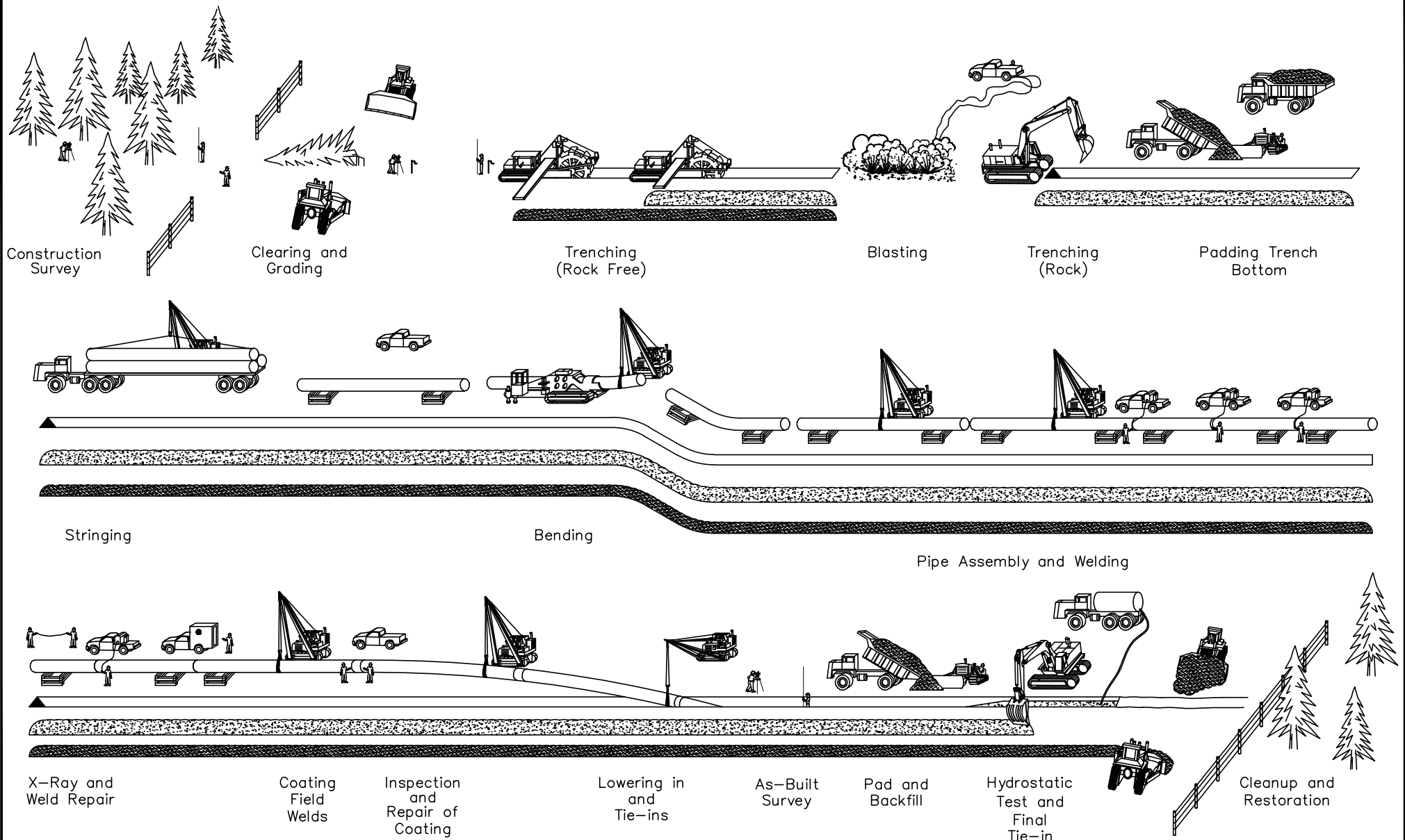
**APPENDIX C**

**PIPELINE CONSTRUCTION SCHEMATIC AND DETAILS**

**CONSTRUCTION RIGHT-OF-WAY DETAIL**

**BMP DETAILS AND SPECIFICATIONS**

## **PIPELINE CONSTRUCTION SCHEMATIC AND DETAILS**



Construction Survey

Clearing and Grading

Trenching (Rock Free)

Blasting

Trenching (Rock)

Padding Trench Bottom

Stringing

Bending

Pipe Assembly and Welding

X-Ray and Weld Repair

Coating Field Welds

Inspection and Repair of Coating

Lowering in and Tie-ins

As-Built Survey

Pad and Backfill

Hydrostatic Test and Final Tie-in

Cleanup and Restoration

REV LEVEL	DATE	BY	DESCRIPTION	CK	APP



North System Pipeline Relocation Project

PIPELINE CONSTRUCTION SEQUENCE

CASS COUNTY

DATE: \_\_\_\_\_

PROJECT DATE: \_\_\_\_\_

DRAWN BY: \_\_\_\_\_

CHECK NO: \_\_\_\_\_

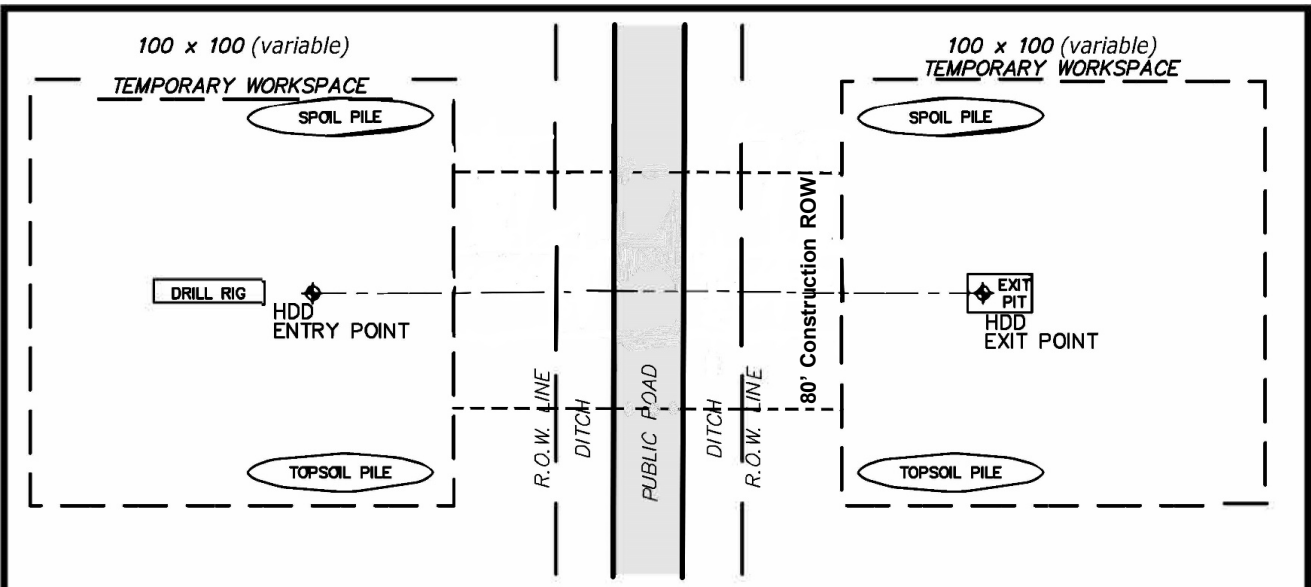
ISSUING NUMBER: \_\_\_\_\_

NORTH DAKOTA

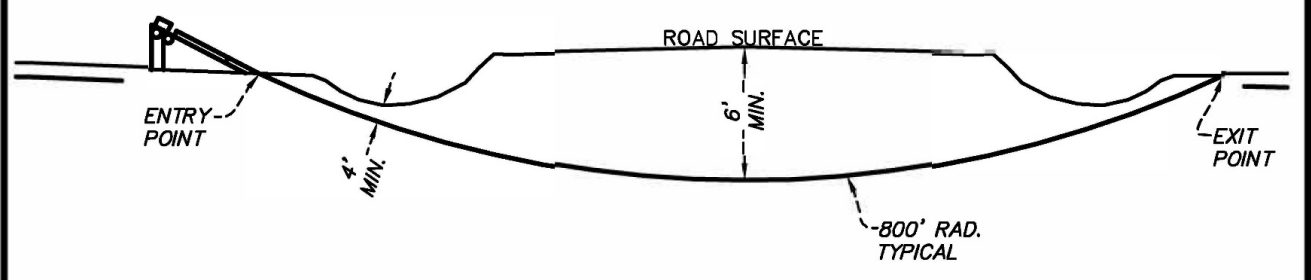
SHEET NO: \_\_\_\_\_

REV: \_\_\_\_\_

REVISIONS



**PLAN**



**PROFILE**

- NOTES:
1. PROTECTIVE LAYER SHALL BE USED ON PAVED ROAD SURFACES TO PREVENT DAMAGE FROM TRACKED EQUIPMENT.
  2. IF NECESSARY, INSTALL TEMPORARY CULVERT AND FILL IN BORROW PIT.
  3. MAINTAIN EXISTING VEGETATION IN BORROW PITS. STRIPPING SHOULD BE LIMITED TO THE AREA OF TEMPORARY CROSSING. PROVIDE SEDIMENT CONTROLS IN ACCORDANCE WITH STORM WATER MANAGEMENT PLAN.
  4. ELEVATION OF BORE PIT AND BELL HOLE FLOORS TO BE ADJUSTED TO PROVIDE MINIMUM COVER BELOW ROADWAY AND BORROW PITS.
  5. THIS DETAIL HAS BEEN PREPARED FOR ENVIRONMENTAL REVIEW PURPOSES ONLY.



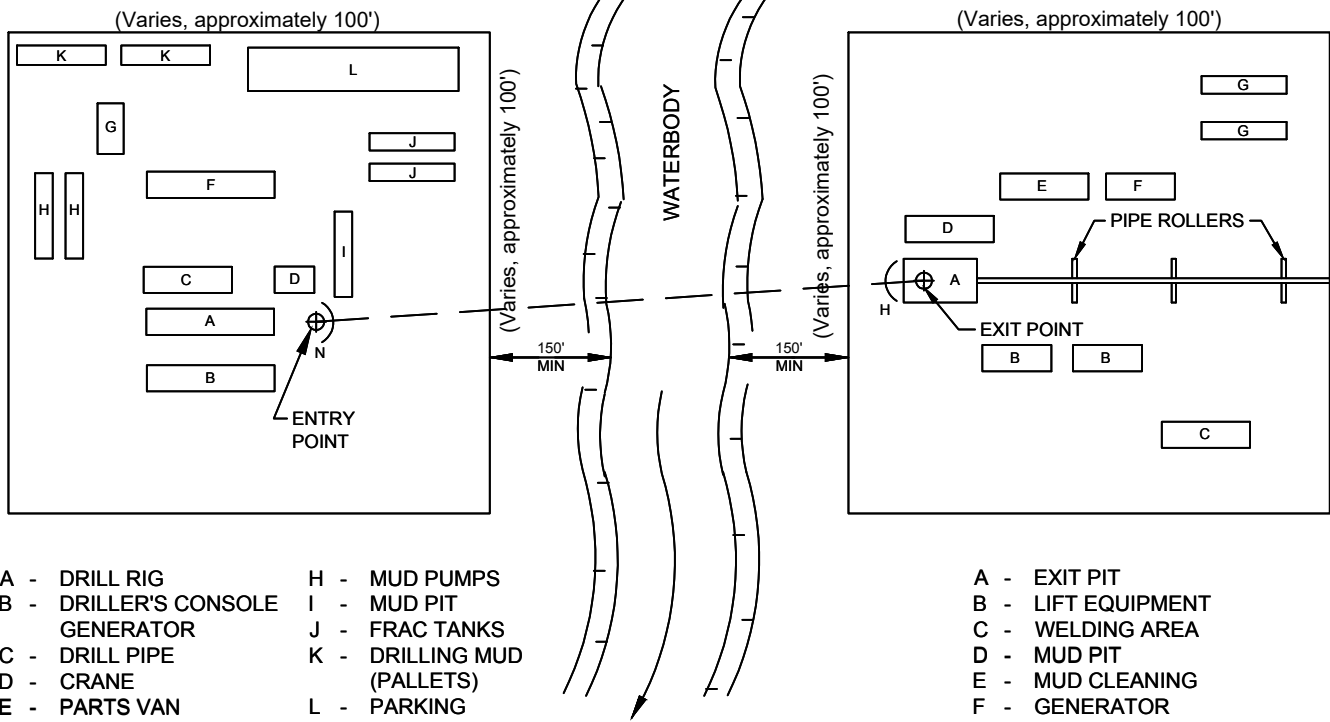
PIPELINE OPERATING PARTNERSHIP, L.P.

TYPICAL ROAD CROSSING  
NORTH SYSTEM PIPELINE RELOCATION PROJECT  
HORIZONTAL DIRECTIONAL DRILL

CASS COUNTY

NORTH DAKOTA

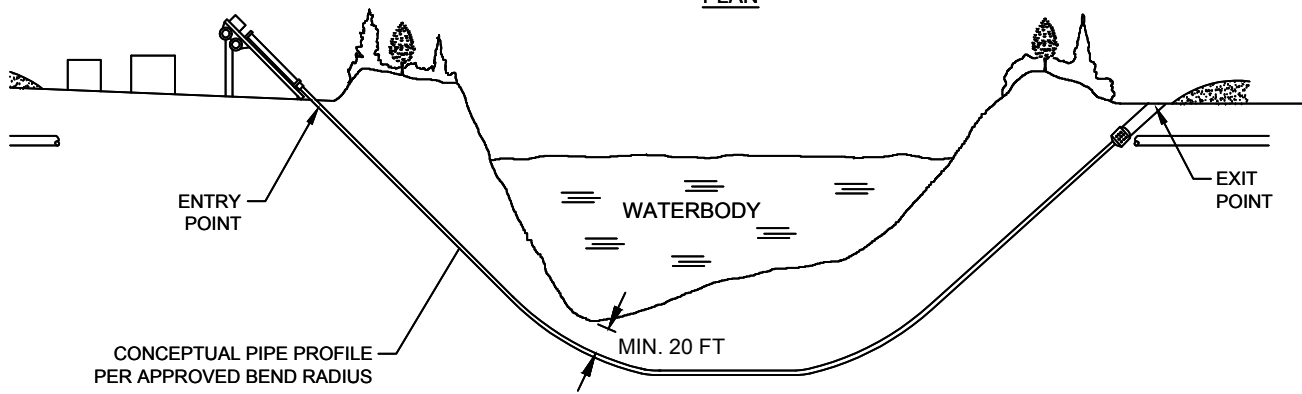
IMAGERY DATE:	DRAWN BY:	
SURVEY BY:	DRAWING DATE:	
DWG BY: EFN	APPROVED:	SCALE: 1" = 10'
CHECKED BY:		SHEET: 1 OF 1



- A - DRILL RIG
- B - DRILLER'S CONSOLE
- C - DRILL PIPE
- D - CRANE
- E - PARTS VAN
- F - MUD CLEANING UNIT
- G - MUD MIXING TANK
- H - MUD PUMPS
- I - MUD PIT
- J - FRAC TANKS
- K - DRILLING MUD (PALLETS)
- L - PARKING
- M - OFFICE TRAILER
- N - CONTAINMENT BERM

- A - EXIT PIT
- B - LIFT EQUIPMENT
- C - WELDING AREA
- D - MUD PIT
- E - MUD CLEANING
- F - GENERATOR
- G - FRAC TANKS
- H - CONTAINMENT BERM

**PLAN**




**PROFILE**

**NOTES:**

1. SET UP DRILLING EQUIPMENT A MINIMUM OF 150 FEET FROM THE EDGE OF THE WATERCOURSE. DO NOT CLEAR OR GRADE WITHIN THE 50-FOOT ZONE.
2. ENSURE THAT ONLY BENTONITE BASED DRILLING MUD IS USED. DO NOT ALLOW THE USE OF ANY ADDITIVES TO THE DRILLING MUD WITHOUT THE APPROVAL OF COMPANY'S INSPECTOR.
3. INSTALL SUITABLE DRILLING MUD TANKS OR SUMPS TO PREVENT CONTAMINATION OF WATERCOURSE.
4. INSTALL COMPACTED EARTHEN BERMS DOWNSLOPE FROM THE DRILL ENTRY AND ANTICIPATED EXIT POINTS TO CONTAIN ANY RELEASE OF DRILLING MUD.
5. DISPOSE OF DRILLING MUD IN ACCORDANCE WITH THE APPROPRIATE REGULATORY AUTHORITY REQUIREMENTS.

DRAWING DEPICTED IS SUPERSEDED BY WRITTEN STANDARD, SCOPE OF WORK OR LINE LIST.

DESIGNED IN ACCORDANCE WITH TITLE 49 PART 192 OF MINIMUM FEDERAL SAFETY STANDARDS AND OPTIC GUIDE FOR GAS TRANSMISSION AND DISTRIBUTION PIPING SYSTEMS, LATEST EDITION.

PREPARED BY:  
  
 ENVIRONMENTAL CONSULTANTS  
 Sound Science. Creative Solutions.®

REV. LEVEL	DATE	BY	DESCRIPTION	CK.	APP.

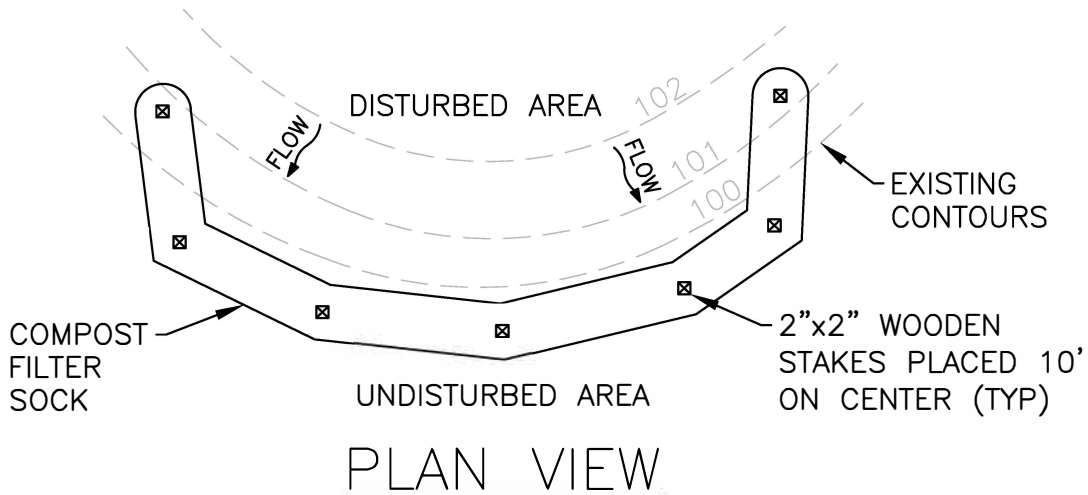
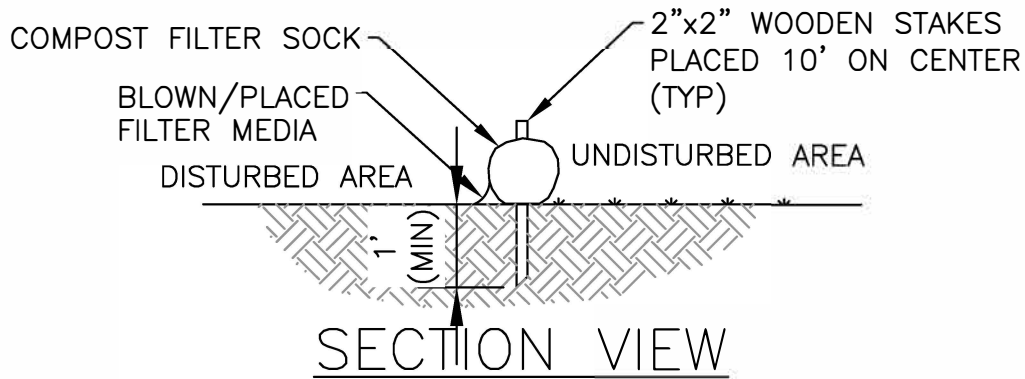
**REVISIONS**

**TYPICAL WATERBODY CROSSING  
HORIZONTAL DIRECTIONAL DRILLING**

DATE	REV. DATE	DRAWN BY	LOC. NO.	DRAWING NUMBER	SHEET NO.	REV.







NOTES:

1. SOCK FABRIC AND COMPOST MATERIAL SHALL MEET ALL STATE STANDARDS.
2. COMPOST FILTER SOCK SHALL BE PLACED AT EXISTING LEVEL GRADE. BOTH ENDS OF THE BARRIER SHALL BE EXTENDED AT LEAST 8 FEET UP SLOPE AT 45 DEGREES TO THE MAIN BARRIER ALIGNMENT. MAXIMUM SLOPE LENGTH ABOVE ANY BARRIER SHALL NOT EXCEED THAT SPECIFIED FOR THE SIZE OF THE SOCK AND THE SLOPE OF ITS TRIBUTARY AREA.
3. TRAFFIC SHALL NOT BE PERMITTED TO CROSS COMPOST FILTER SOCKS.
4. ACCUMULATED SEDIMENT SHALL BE REMOVED WHEN IT REACHES 1/2 THE ABOVE GROUND HEIGHT OF THE BARRIER AND DISPOSED IN THE MANNER DESCRIBED ELSEWHERE IN THE PLAN.
5. COMPOST FILTER SOCKS SHALL BE INSPECTED WEEKLY AND AFTER EACH RUNOFF EVENT. DAMAGED SOCKS SHALL BE REPAIRED ACCORDING TO MANUFACTURER'S SPECIFICATIONS OR REPLACED WITHIN 24 HOURS OF INSPECTION.
6. BIO-DEGRADABLE COMPOST FILTER SOCKS SHALL BE REPLACED AFTER 6 MONTHS; PHOTO-DEGRADABLE SOCKS AFTER 1 YEAR. POLYPROPYLENE SOCKS SHALL BE REPLACED ACCORDING TO MANUFACTURER'S RECOMMENDATIONS.
7. UPON STABILIZATION OF THE AREA TRIBUTARY TO THE SOCK, STAKES SHALL BE REMOVED. THE SOCK MAY BE LEFT IN PLACE AND VEGETATED OR REMOVED. IN THE LATTER CASE, THE MESH SHALL BE CUT OPEN AND THE MULCH SPREAD AS SOIL SUPPLEMENT.

COMPOST FILTER SOCK DETAIL

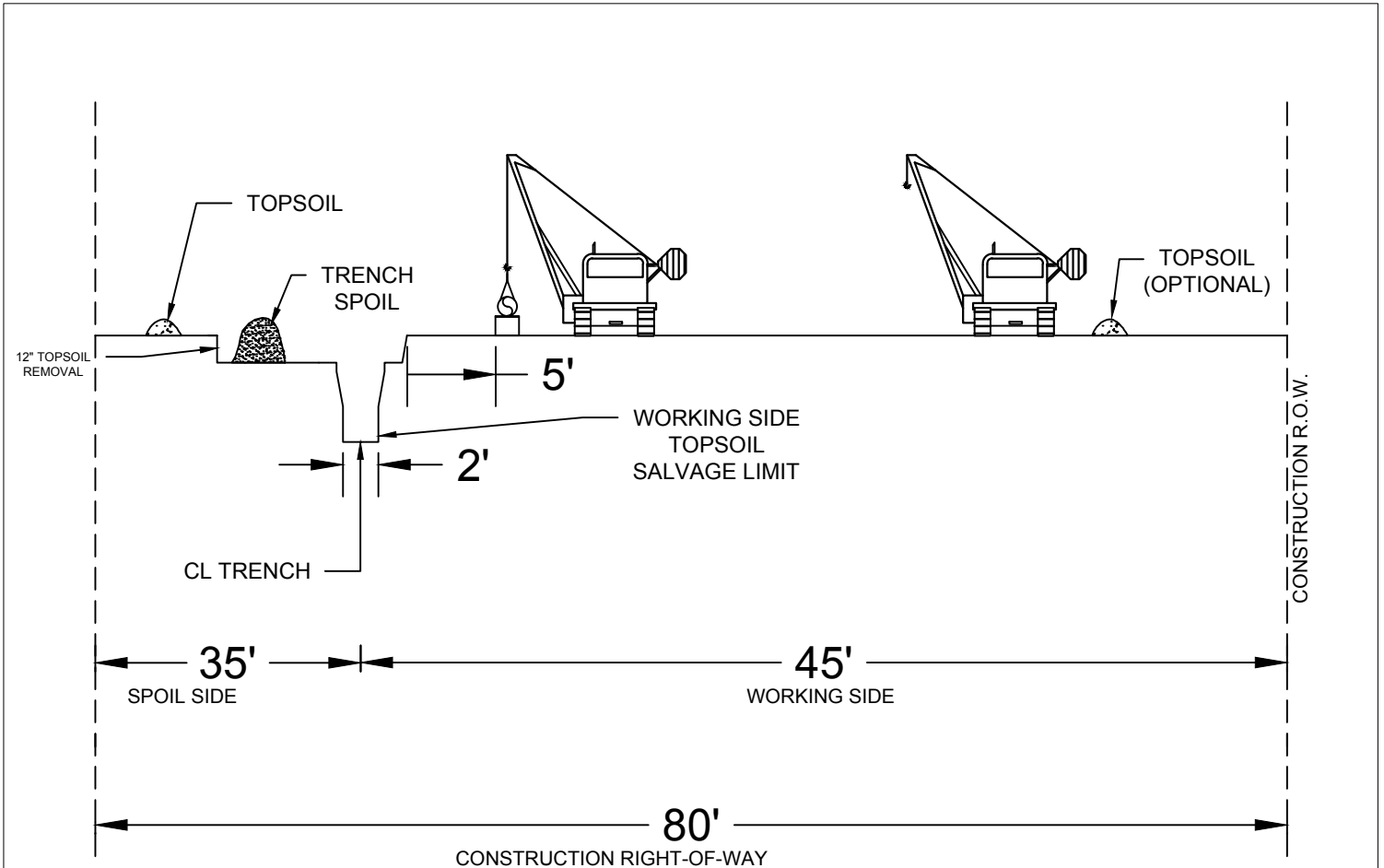
SCALE: NOT TO SCALE

						COMPOST FILTER SOCK DETAIL				
REV	LEVEL	DATE	BY	DESCRIPTION	CK	APP	DATE	BY	DATE	BY
REVISIONS										



## **CONSTRUCTION RIGHT-OF-WAY DETAIL**

## CONSTRUCTION RIGHT-OF-WAY DETAIL



PROFILE  
NOT TO SCALE

**NOTES:**

- CONSTRUCTION RIGHT-OF-WAY WILL TYPICALLY BE 80' WIDE OF TEMPORARY WORKSPACE. ADDITIONAL TEMPORARY WORKSPACE WILL BE NECESSARY AT MAJOR ROAD AND RIVER CROSSINGS AND OTHER SPECIAL CIRCUMSTANCES, AS REQUIRED. CERTAIN SITUATIONS MAY REQUIRE A NARROWER WIDTH.
- THIS DRAWING REFLECTS "TRENCH AND SPOIL SIDE" TOPSOIL STRIPPING PROCEDURE. SALVAGE TOPSOIL OVER TRENCH AND UNDER THE SPOIL PILE AT LOCATION IDENTIFIED ON THE CONSTRUCTION ALIGNMENT SHEETS, OR AS DIRECTED BY THE COMPANY INSPECTOR. DEPTH OF TOPSOIL STRIPPING IS THE DEPTH OF CULTIVATION OR 12," WHICHEVER IS GREATER.
- STOCKPILE TOPSOIL AS SHOW OR IN ANY CONFIGURATION APPROVED BY THE COMPANY INSPECTOR. KEEP TOPSOIL AND SPOIL PILES CLEAN OF ALL CONSTRUCTION DEBRIS. MAINTAIN A MINIMUM OF 12" OF SEPARATION BETWEEN TOPSOIL AND TRENCH SPOIL PILES. ENSURE THAT TOPSOIL AND TRENCH SPOIL DO NOT MIX.
- LEAVE GAPS IN TOPSOIL AND SPOIL PILES AT OBVIOUS DRAINAGES. DO NOT PUSH UPLAND SOILS INTO CREEKS OR WETLANDS. DO NOT USE TOPSOIL FOR PADDING. AVOID SCALPING VEGETATED GROUND SURFACE WHEN BACKFILLING TOPSOIL AND SPOILS PILES.
- THE OFFSET FROM AN EXISTING PIPELINE, WHERE APPLICABLE, WILL BE 25', BUT MAY BE INCREASED OR DECREASED DEPENDING ON THE SITE SPECIFIC CONSTRUCTION REQUIREMENTS.
- TEMPORARILY SUSPEND TOPSOIL HANDLING OPERATION DURING EXCESSIVELY WINDY CONDITIONS UNTIL MITIGATIVE MEASURES TO MINIMIZE WIND EROSION CAN BE IMPLEMENTED.
- BOTTOM OF TRENCH WIDTH WILL BE AN AVERAGE OF 2' (TYPICAL). HOWEVER, UNDER CERTAIN CIRCUMSTANCES, THE TRENCH MAY BE A MAXIMUM OF 10' WIDE.
- TOPSOIL AND TRENCH SPOIL RELATIVE POSITIONS CAN, AS DIRECTED BY THE COMPANY INSPECTOR, BE REVERSED.

## **BMP DETAILS AND CONSTRUCTION SPECIFICATIONS**

**TABLE OF CONTENTS**

1	Berms
2	Diversion Ditches
3	Erosion Control Blankets
4	Grading Techniques
5	Mulching
6	Re-vegetation
7	Riprap
8	Silt Fence
9	Straw Bale Barriers
10	Trench Breaker
11	Water Bars
12	Vegetated Buffer
13	Wattles
14	Soil Retention Measures
15	Chemical Stabilization
16	Stabilized Construction Entrances/Exits
17	Dust Control
18	Street Sweeping and Vacuuming

## 1. Berms



### *Description*

A berm is a ridge of compacted soil located at the top or base of a sloping disturbed area to contain or divert surface runoff. Berms may be constructed from either excavated topsoil or subsoil. The purpose of a berm is to control runoff velocity, divert onsite surface runoff to a sediment trapping device, and/or divert clean water away from disturbed areas.

### *Applicability*

Berms are usually appropriate for drainage basins smaller than five acres, but with modifications they can be capable of servicing areas as large as ten acres. With regular maintenance, earthen berms have a useful life span of approximately 18 months. Berms are applicable for the following applications:

- At the perimeter of a well pad (particularly the outer edge) to ensure that runoff remains on the pad and is diverted to a well pad detention pond, if available.
- Along the outside shoulder of an insloped road to ensure that runoff from the roadway drains inward and to protect the fill slope from continual disturbances during road blading and maintaining. See Grading Techniques (GT).
- Upslope of cut or fill slopes to divert flows away from disturbed areas.
- Downslope of cut or fill slopes to divert onsite runoff to a stabilized outlet or sediment trapping device, although diversions are more commonly used for this application. See Diversion (D).

### *Limitations*

- Berms may erode if not properly compacted and stabilized with vegetation or an erosion control blanket. Berms which are adjacent to concentrated flows will require erosion blanketing according to Erosion Control Blanket (ECB).
- If a berm crosses a vehicle roadway or entrance, its effectiveness can be reduced. Wherever possible, berms should be designed to avoid crossing vehicle pathways.

### *Design criteria*

No formal design is required.

### ***Construction Specifications***

1. Prior to berm construction, remove all trees, brush, stumps and other objects in the path of the berm and till the base of the berm before laying the fill. Fill may consist of topsoil or subsoil excavated during the construction of nearby roads or well pads. If fill material is excavated adjacent to berm, following the specification for Diversion (D).
2. Construct the berm according to Figure 1 for the appropriate drainage area. For points where vehicles will cross the berm, the side slope should be no steeper than 3:1 and the mound may be constructed of gravel rather than soil. This will prolong the life of the berm and increase effectiveness at the point of vehicle crossing. For well pad perimeter installation the pad side of the berm should be sloped at 1.5:1 to help prevent vehicles from backing over the edge of the pad.
3. To remain effective, berms should be compacted with tracked equipment, if possible.
4. All berms shall have positive drainage to a stabilized outlet so that runoff does not collect in ponds on the upslope side of the berm, but instead flows along the berm until it reaches a stabilized outlet. Field location should be adjusted as needed. Stabilized outlet may be a well-vegetated area or a sediment control such as a silt fence or sediment trap where sediment can settle out of the runoff before being discharged to surface waters.
5. If the expected life span of the berm is greater than 15 days, it is strongly recommended that the berm be stabilized with vegetation or an erosion control blanket immediately after construction. Stabilization is required where concentrated flows are expected. See Table 1 for recommended stabilization methods for berms on various slopes.
6. Berms should be constructed and fully stabilized prior to commencement of major upslope land disturbance. This will maximize the effectiveness of the structure as a storm water control device.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Berms should be inspected for evidence of erosion or deterioration to ensure continued effectiveness. Berms should also be maintained at the original height. Any decrease in height due to settling or erosion, which impacts the effectiveness of the BMP, should be repaired immediately.

### ***Removal***

Berms should remain in place and in good condition until all upslope disturbed areas are permanently stabilized. There is no need to formally remove the berm on completion of stabilization until interim or final reclamation.

### ***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

<[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)>

New York State Department of Environmental Conservation, New York Guidelines for Urban Erosion and Sediment Control. New York. Fourth Edition, 1997.  
<http://www.dec.state.ny.us/website/dow/toolbox/escstandards>

**Table 1: Temporary Berm Stabilization**

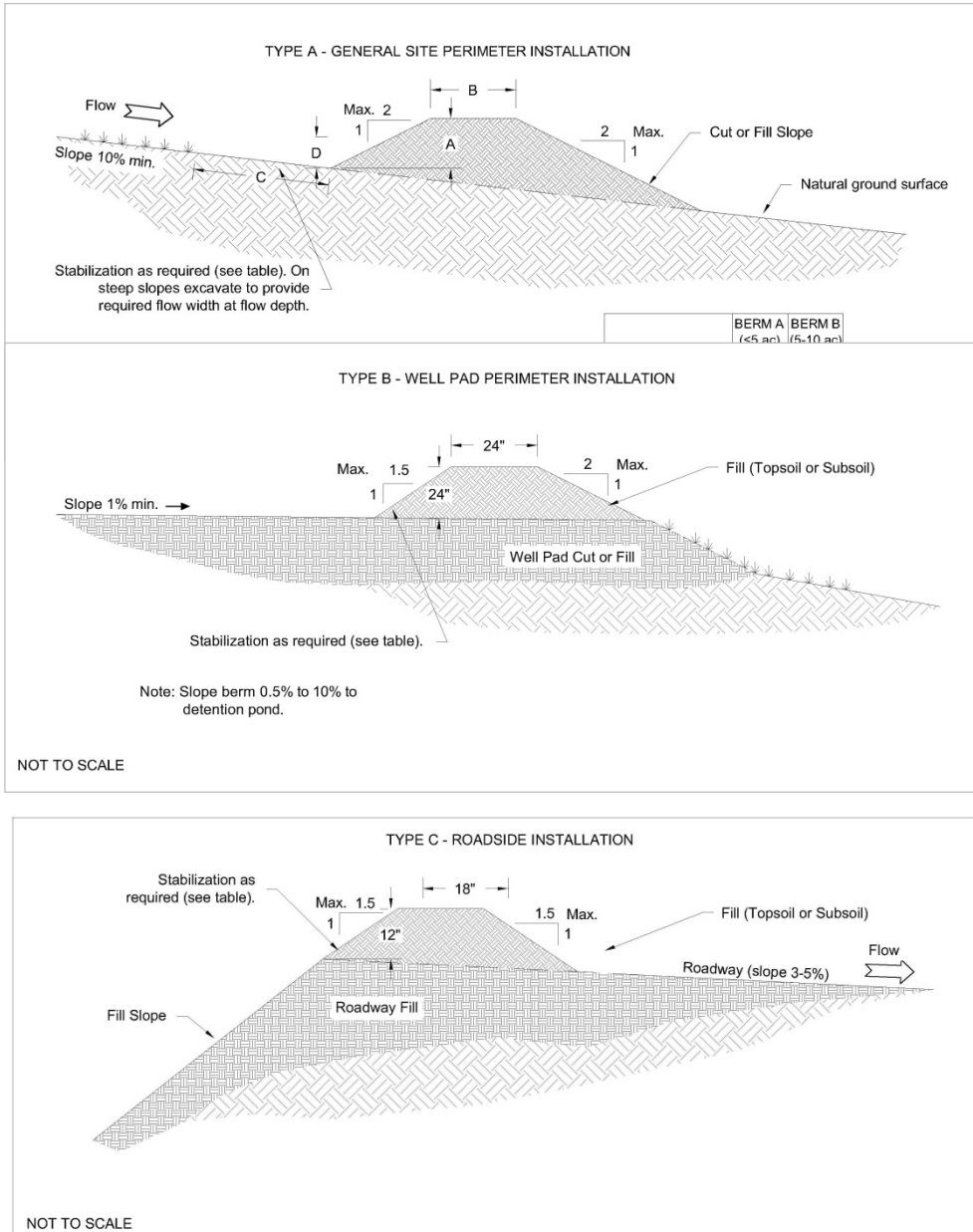
Type of Treatment	Channel Grade <sup>1</sup>	A (<5 Ac.)	B (5-10 Ac)
1	0.5-3.0%	Seed & Straw Mulch	Seed & Straw Mulch
2	3.0-5.0%	Seed & Straw Mulch	Seed and cover with erosion control blanket, or lined with 2-inch stone
3	5.0-8.0%	Seed and cover with erosion control blanket, or line with 2-inch stone	Line with 4 to 8-inch stone or rock <sup>2</sup>
4	8.0-20.0%	Line with 4 to 8-inch or stone or rock <sup>2</sup>	Engineering Design

**Notes:**

<sup>1</sup> In highly erodible soils, as defined by the local approving agency, refer to the next higher slope grade for type of stabilization.

<sup>2</sup> Site rock if available, shall be broken into the required size.

Figure 1: Berm Installation



## 2. Diversion Ditches



### *Definition*

A diversion is a drainage way of parabolic or trapezoidal cross-section with a supporting ridge on the lower side that is constructed across the slope. The purpose of a diversion is to prevent off site storm runoff from entering a disturbed area, to prevent sediment laden storm runoff from leaving the construction site or disturbed area, to prevent flows from eroding slopes, and to direct sediment laden flows to a trapping device.

### *Applicability*

Diversions may be designed for temporary or permanent use. The maximum drainage area for temporary, un-compacted diversions is two acres. For drainage areas larger than two acres but less than ten acres, the diversion should be compacted. For undisturbed drainage areas larger than ten acres, a permanent diversion may be designed to handle larger flows. Diversions may be used for the following applications:

- Upslope of cut or fill slopes to convey or divert flows away from disturbed areas.

- Down slope of cut or fill slopes to divert onsite runoff to a stabilized outlet or sediment trapping device.

- At the outer edge of a well pad to ensure that runoff remains on the pad and is diverted to a well pad detention pond, if available.

- Where runoff from higher areas has potential for causing erosion, or interfering with, or preventing the establishment of, vegetation on lower areas.

- Where the length of slopes needs to be reduced so that soil loss will be kept to a minimum.

- At the perimeter of a site or disturbed area.

### *Limitations*

The area around the diversion channel that is disturbed by its construction must be stabilized (with vegetation or other erosion control) so that it is not subject to similar erosion as the steep slope the channel is built to protect.

To alleviate erosion capability, diversions must be directed into a stabilized outlet or well-vegetated area or to sediment trapping devices, where erosion sediment can settle out of the runoff before being discharged to surface waters.

Temporary diversions should be designed to avoid crossing vehicle pathways.

Diversions should be used with caution on soils subject to slippage.

### *Design criteria*

For a temporary diversion (drainage area less than 10 acres), no formal design is necessary. For permanent diversions (drainage area larger than 10 acres) the following guidelines apply:

- **Location**

Diversion location shall be determined by considering outlet conditions, topography, land use, soil type, length of slope, and the development layout.

- **Capacity**

Peak rates of runoff values used in determining the capacity requirements shall be as outlined by TR-55, Urban Hydrology for Small Watersheds. The constructed diversion shall have capacity to carry, as a minimum, the peak discharge from a ten-year frequency rainfall event with freeboard of not less than 0.3 feet.

- **Cross section**

See Figure 2 for details. The diversion channel shall be parabolic or trapezoidal in shape, if possible. The diversion shall be designed to have stable side slopes. The side slopes shall not be steeper than 2:1 and shall be flat enough to ensure ease of maintenance of the diversion and its protective vegetative cover. The ridge shall have a minimum width of four feet at the design water elevation; a minimum of 0.3 feet freeboard and a reasonable settlement factor (10%) shall be provided.

- **Velocity and grade**

The permissible velocity for the specific soil type will determine the maximum grade. The maximum permissible velocity for sand and silt vegetated channels is 3 ft/sec, and 5 ft/sec for clay vegetated channels. Diversions are not usually applicable below high sediment producing areas unless structural measures, designed to prevent damaging accumulations of sediment in the channels, are installed with, or before, the diversions.

### ***Construction Specifications***

#### **General**

1. All trees, brush, stumps, obstructions, and other objectionable material shall be removed and disposed of so as not to interfere with the proper functioning of the diversion.
2. All diversions shall have uninterrupted positive grade to an outlet.
3. Each diversion must have an adequate outlet where outflow will not cause damage. Diverted runoff from a disturbed area shall be conveyed to a sediment trapping device. Diverted runoff from an undisturbed area shall outlet to a sediment trapping device or into an undisturbed stabilized area at non-erosive velocities. Vegetated outlets shall be installed before diversion construction, if needed, to ensure establishment of vegetative cover in the outlet channel.

Temporary diversion (drainage area <10 acres)

See Figure 2.

1. The diversion shall be excavated or shaped to line, grade, and cross section as required to meet the specified criteria. The diversion does not need to be compacted if the contributing drainage area is less than 2 acres.
2. Stabilization with vegetation is not required as long as sediment traps (see Sediment Trap [ST]) or other sediment control devices are provided.

Permanent diversion (drainage area >10 acres)

See Figure 2.

1. The diversion shall be excavated or shaped to line, grade, and cross section as required to meet the criteria specified herein, and be free of bank projections or other irregularities which will impede normal flow.

2. Parabolic and triangular-shaped, grass-lined channels should not have a top width of more than 30 feet. Trapezoidal, grass-lined channels may not have a bottom width of more than 15 feet unless there are multiple or divided waterways, they have a riprap center, or other methods of controlling the meandering of low flows are provided.
3. If grass-lined channels have a base flow, a stone center or subsurface drain or another method for managing the base flow must be provided.
4. Fills shall be compacted as needed to prevent unequal settlement that would cause damage in the complete diversion.
5. All earth removed and not needed in construction shall be spread or disposed of on the well pad side of the diversion so that it will not interfere with the functioning of the diversion.
6. Immediately after the ridge and channel are constructed, they must be seeded or hydro-seeded and mulched according to Re-vegetation (RV) and Mulching (M) along with any disturbed areas that drain into the diversion.
  - a. For design velocities less than 3.5 ft/sec, seeding and mulching may be used for establishment of the vegetation. It is recommended that, when conditions permit, temporary diversions or other means should be used to prevent water from entering the diversion during the establishment of the vegetation.
  - b. For design velocities or more than 3.5 ft/sec, the diversion shall be stabilized with seeding protected by Jute or Excelsior matting, or with seeding and mulching including temporary diversion of the water until the vegetation is established.

#### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Channels should be cleared of sediment; repairs made when necessary, and seeded areas reseeded if a vegetative cover is not established. Maintain diversion capacity, ridge height, and outlet elevations especially if high sediment yielding areas are in the drainage area above the diversion. Establish necessary cleanout requirements. Redistribute sediment as necessary to maintain the capacity of the diversion.

#### ***Removal***

Temporary and un-compacted diversions shall remain in place only until the disturbed areas are permanently stabilized. Permanent diversions shall remain in place until final reclamation.

#### ***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

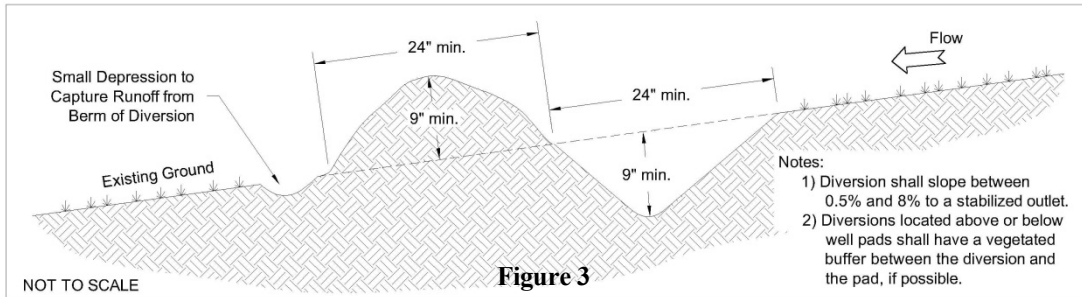
New York State Department of Environmental Conservation, New York Guidelines for Urban Erosion and Sediment Control. New York. Fourth Edition, 1997.

<http://www.dec.state.ny.us/website/dow/toolbox/escstandards>

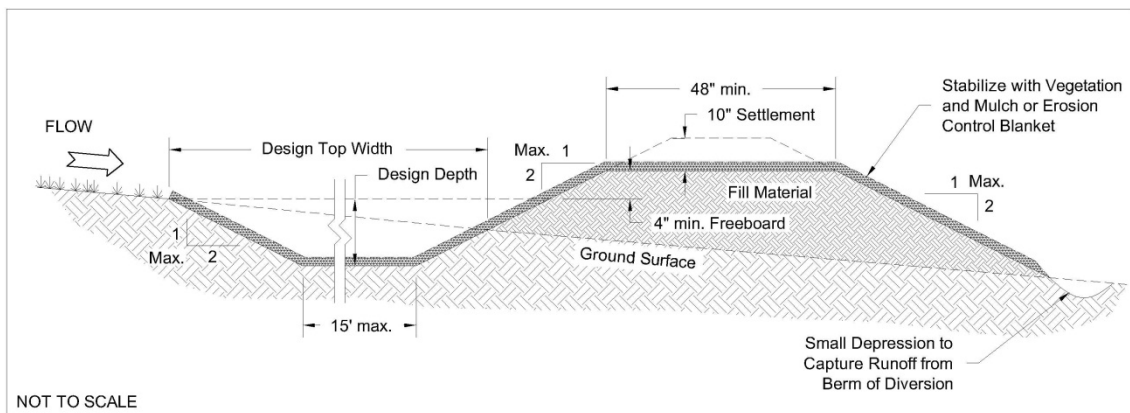
United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), Field Office Technical Guide. 2002.

[www.nrcs.usda.gov/technical/efotg](http://www.nrcs.usda.gov/technical/efotg)

**Figure 2: Temporary Diversion Installation**



**Permanent Diversion Installation**



### 3. Erosion Control Blankets



#### *Description*

Erosion control blankets are porous fabrics and are manufactured by weaving or bonding fibers made from organic or synthetic materials. Erosion control blankets are installed on steep slopes, over berms, or in channels to prevent erosion until final vegetation is established. However, blankets can also be used as separators or to aid in plant growth by holding seeds, fertilizers, and topsoil in place.

#### *Applicability*

Erosion control blankets may be used in the following applications:

- To control erosion on steep slopes and to promote the establishment of vegetation.
- To stabilize channels against erosion from concentrated flows.
- To protect berms and diversions prior to the establishment of vegetation.
- To protect exposed soils immediately and temporarily, such as when active piles of soil are left overnight.
- As a separator between riprap and soil to prevent soil from being eroded from beneath the riprap and to maintain the riprap's base.
- May be used on slopes as steep as 1:1.
- 

#### *Limitations*

- Blankets used on slopes should be biodegradable, or photodegradable, non-toxic to vegetation or germination of seed, and non-toxic or injurious to humans.
- Should not be used on slopes where vegetation is already established.
- Some blankets might promote increased runoff and might blow away if not firmly anchored.
- If the fabric is not properly selected, designed, or installed, the effectiveness may be reduced drastically. Manufacturer's specifications should be followed.

#### *Design criteria*

There are many types of erosion control blankets available. Therefore, the selected fabric should match its purpose. Effective netting and matting require firm, continuous contact between the materials and the soil. If there is no contact, the material will not hold the soil, and erosion will occur underneath the material. Fabric should be purchased at an appropriate width to cover the whole width of the channel, if possible. Table 2 indicates some recommended criteria for the selection of erosion control blankets.

### ***Construction specifications***

1. Smooth soil prior to installation and apply seed prior to fabric installation for stabilization of construction sites.
2. Select the appropriate fabric type. North American Green products are listed in Table 2. However, other products may also be used. Site specifics shall dictate blanket selection and use.
3. Select the appropriate seed mix according to the specification in Revegetation (RV).
4. Installation of the blankets shall be in accordance with the manufacturer's recommendations and according to Figure 4. For blankets being placed in channels, the fabric should be rolled out parallel to the channel if the width is sufficient to cover the entire width of the channel. The fabric needs to be in continuous contact with exposed soil.
5. Pins or staples shall be made of wire 0.162 inch or larger in diameter. "U" shaped staples shall have legs 8" long, and a 1" crown. "T" shaped pins shall have a minimum length of 8". The bar of the "T" shall be at least 4" long. Triangular survey stakes can also be used.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Inspections should determine if cracks, tears, or breaches have formed in the fabric. If the effectiveness of the BMP has been reduced, the fabric should be repaired or replaced immediately. Re-anchor loosened matting and replace missing matting and staples as required. It is necessary to maintain contact between the ground and the blanket at all times. Trapped sediment should be removed after each storm event.

### ***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003. [http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

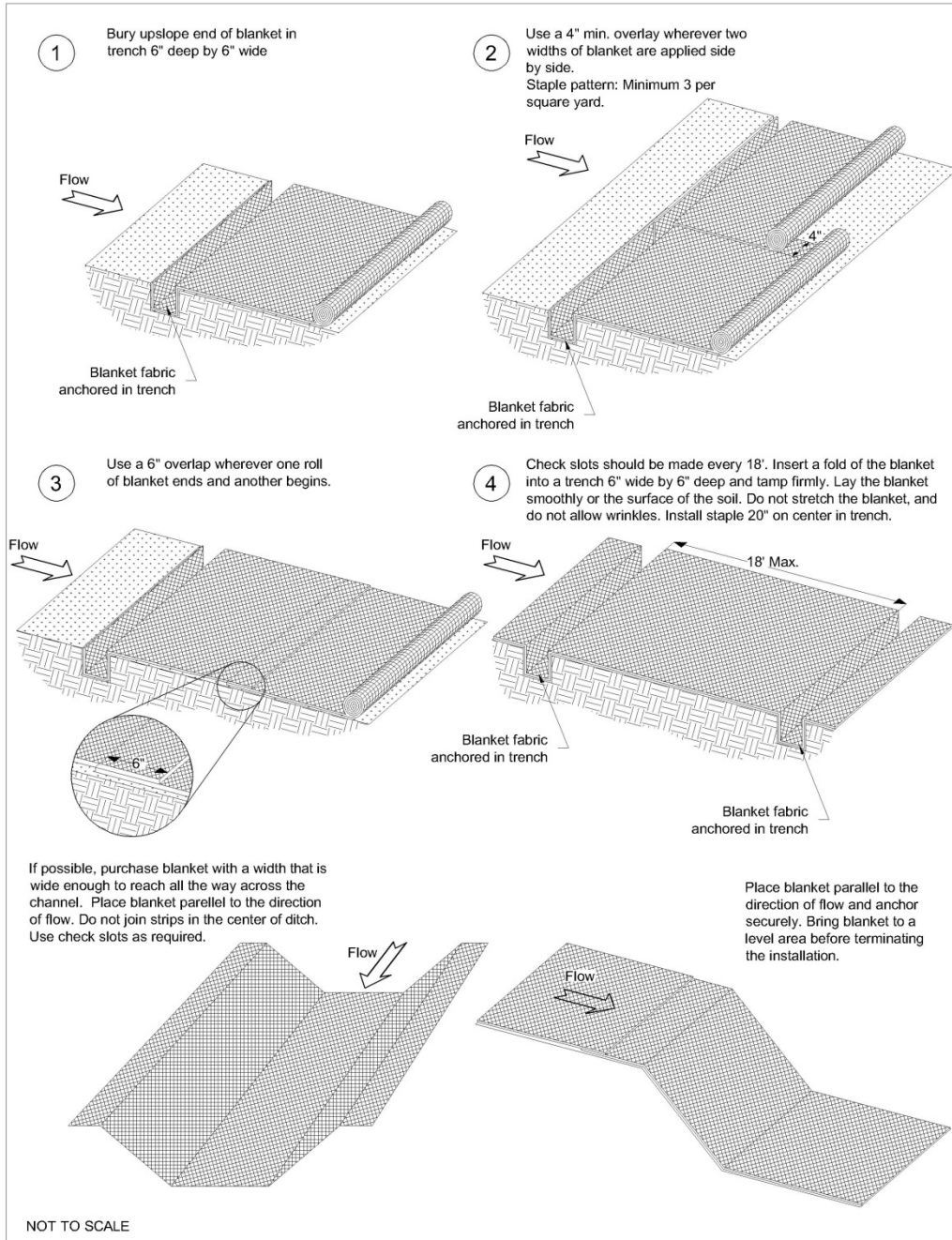
Keller, Gordon, and James Sherar, Low-Volume Roads Engineering, Best Management Practices Field Guide. United States Department of Agriculture (USDA), Forest Service, US Agency of International Development (USAID), 2005. <http://www.blm.gov/bmp/field%20guide.htm>

North American Green, 2004. <<http://www.nagreen.com>>

**Table 2: Suggested Blanket Types**

<b>Description (North American Green Product #)</b>	<b>Longevity</b>	<b>Applications</b>	<b>Max. Flow Velocity (feet/sec.)</b>
Single Net Straw Blanket (S75)	12 months	4:1 - 3:1 Slopes Low Flow Channels	5
Rapid Degrading Net (DS75)	45 - 60 Days		
Double Net Straw Blanket (S150)	12 months	3:1 - 2:1 Slopes Moderate Flow Channels	6
Rapid Degrading Nets (DS150)	45 - 60 Days		
Double Net Blanket 70% Straw/30% Coconut (SC150)	24 months	2:1 - 1:1 Slopes Medium Flow Channels	8
Double Net Blanket 100% Coconut (C125)	36 months	1:1 & Greater Slopes High Flow Channels	10
Double Net Blanket Polypropylene Fiber (P300)		1:1 Slopes Extended Flow Areas High Flow Channels	9 (unveg.) 16 (veg.)
Organic Net (S75BN)	12 months	4:1 - 3:1 Slopes Low Flow Channels	5
Organic Net (S150BN)	12 months	3:1 - 2:1 Slopes Moderate Flow Channels	6
Organic Net (SC150BN)	18 months	2:1 - 1:1 Slopes Medium Flow Channels	8
Organic Net (C125BN)	24 months	1:1 & Greater Slopes High Flow Channels	10

**Figure 4: Erosion Control Blanket Installation**



#### 4. Grading Techniques



##### *Description*

Grading involves reshaping the ground surface to planned grades as determined by an engineering survey, evaluation, and layout. Grading provides more suitable topography for well pads and pipelines and helps to control surface runoff, soil erosion, and sedimentation during and after construction in these areas. This BMP shall include the following:

- Proper cut and fill techniques to ensure road and well pads remains stable over time.
- Road crowning or sloping to properly route runoff off the roadway.
- Surfacing with gravel to avoid mud, rutting, and large quantities of sediment that will wash away during storms.
- Surface roughening to reduce runoff velocity and erosion, trap sediment, and prepare the soil for seeding and planting.

##### *Applicability*

- This BMP is applicable to the construction and maintenance of any road or well pad, but particularly those located on steep topography or easily erodible soils.
- Gravel surfacing is applicable to all roads or pads with “soft” sections, steep grades, highly erosive soils, or where all-weather access is needed. Gravel may be used as “fill” material in ruts or as a full structural section over the entire road or pad.
- Soil roughening is most effective for areas of one acre or less, and works well for any slope (but particularly fill slopes greater than 3:1), areas with highly erodible soils, and for soils that are frequently disturbed.

##### *Limitations*

- Improper cut and fill slopes that disrupt natural storm water patterns might lead to poor drainage, high runoff velocities, and increased peak flows during storm events.
- Rutting and wash boarding may develop if surface gravel is not designed properly or if road is not sloped.
- Flat-blading to maintain the roadway must be done properly to avoid changes in gravel thickness, road slope, and road grade.
- Soil roughening is not appropriate for rocky slopes, and is likely to be ineffective in for anything more than a gentle or shallow depth rain. If roughening is washed away in a heavy storm, the surface will have to be re-roughened and new seed planted.

### *Design criteria*

- Grading plan

A grading plan should be prepared that establishes the extent to which the road or pad will be graded, how drainage patterns will be directed, and how runoff velocities will affect receiving waters. The grading plan also includes information regarding when earthwork will start and stop, establishes the degree and length of finished slopes, and dictates where and how excess material will be disposed of (or where borrow materials will be obtained if needed). Practices must be developed for erosion control, slope stabilization, and safe disposal of runoff water and drainage, such as ditches and culverts, grade stabilization structures, retaining walls, and surface drains. Berms, roadside ditches, and other storm water practices that require excavation and filling also should be incorporated into the grading plan.

Land grading should be based upon pad and pipeline layouts that fit and utilize existing topography and desirable natural surroundings to avoid extreme grade modifications. Clearing and grading should only occur at those areas necessary for pad activities and equipment traffic. Maintaining undisturbed temporary or permanent buffer zones in the grading operation provides a low-cost sediment control measure that will help reduce runoff and off-site sedimentation.

- Slope failures

Landslides and failed cuts and fills can be a major source of sediment, they can close the road or require major repairs, and they can greatly increase maintenance costs. Slope failures, or landslides, typically occur where a slope is over-steep, where fill material is not compacted, or where cuts in natural soils encounter groundwater or zones of weak material. Good road location can often avoid landslide areas and reduce slope failures. When failures do occur, the slide area should be stabilized by removing the slide material, flattening the slope, adding drainage, or using structures, as discussed below. Designs are typically site specific and may require input from geotechnical engineers and engineering geologists. Failures that occur typically impact road operations and can be costly to repair. Failures near streams and channel crossings have an added risk of impact to water quality.

- Road slope

See Figure 5. All roads should be designed with one of the following three slope types:

Outsloped roads minimize the concentration of water and minimize road width by avoiding the need for an inside ditch, but may require roadway surface and fill slope stabilization.

Outsloped roads with clay rich, slippery road surface materials often require surface stabilization with gravel or limited use during rainy periods to assure traffic safety. On road grades over 10 to 12 percent and on steep hill slope areas, outsloped roads are difficult to drain and can feel unsafe.

Insloped roads are the best method to control surface water. However, insloped roads also concentrate water and require a system of ditches and turnouts or cross-draining culverts.

Crowned roads are appropriate for higher standard, two lane roads on gentle grades. They may or may not require roadside ditches, turnouts, and/or cross-drains. It is difficult to create and maintain a crown on a narrow road, so generally insloped or outsloped road drainage is more effective.

### ***Construction Specifications***

#### **Cut and fill slopes**

1. All applicable perimeter erosion and sediment control practices and measures (berms, diversions, wattles, etc.) shall be constructed prior to any grading activities, and maintained in accordance with this BMP and the SWMP. Perimeter controls should remain in place until all graded or disturbed areas, including slopes, are adequately stabilized.
2. All areas to be disturbed (both cut and fill) shall be cleared, grubbed, and stripped of topsoil to remove trees, vegetation, roots, or other objectionable material.
3. Fill material shall be free of brush, logs, stumps, roots, or other objectionable materials that would interfere with, or prevent, construction of satisfactory fills. This material can be set aside and later used at the toe of fill slopes as filter berms. Frozen material shall not be placed in the fill nor shall the fill material be placed on a frozen foundation.
4. Table 5 presents a range of commonly used cut and fill slope ratios appropriate for the soil and rock types described. Figures 6 and 7 present typical cut slope and fill slope design options for varying slope and site conditions. Vertical cut slopes should not be used unless the cut is in rock or very well cemented soil. Ideally, both cut and fill slopes should be constructed with a 2:1 or flatter slope to promote growth of vegetation, but cut slopes in dense, sterile soils or rocky material are often difficult to vegetate.
5. All fills shall be compacted as required to reduce erosion, slippage, settlement, subsidence, or other related problems.
6. Topsoil required for the establishment of vegetation shall be stockpiled in the amount necessary to complete finished grading of all exposed areas. Areas that are to be topsoiled shall be scarified to a minimum depth of four inches prior to placement of topsoil.
7. All graded cut and fill areas shall be stabilized, either structurally or vegetatively, immediately following finished grading. Some common slope stabilization options appropriate for roads include hydroseeding, hydromulching, erosion control blankets, riprap, and retaining walls.

#### **Road slope**

1. See Figure 5, Figure 6, and Figure 7. Compact soil or road base material to direct runoff.
2. If crowning a road, runoff is directed to both sides of the road requiring two roadside ditches, unless runoff will drain directly to well-stabilized areas.
3. If using an inslope design, runoff is directed toward the hillside and requires a roadside ditch with periodic turnouts or cross drain culvert installation.
4. If using an outslope design, ensure a moderate road slope with dense vegetative cover.

#### **Surface gravel**

1. Gradation of gravel should be according to Figure 8. This figure shows the typical gradation ranges of aggregates used in road construction, how the materials, ranging from coarse to fine, best perform for a road, and the approximate limitations to the desirable gradation ranges. Ideally, aggregate surfacing material is (1) hard, durable, and crushed or screened to a minus 2 inch size; (2) well graded to achieve maximum density; (3) contains 5-15% clayey binder to prevent raveling; and (4) has a Plasticity Index of 2 to 10.
2. Gravel should be placed to a thickness of at least twice the diameter of the largest stone with a minimum thickness of four inches. Over very weak soils gravel thickness can be reduced with the use of geotextile or geogrid subgrade reinforcement. Also, geotextile

- layers are useful over soft soils to separate the gravel from the soil, keep it uncontaminated, and extend the useful life of the gravel.
3. Compact the aggregate during construction and maintenance to achieve a dense, smooth road surface and thus reduce the amount of water that can soak into the road.
  4. “Spot” stabilize local wet areas and soft areas with four to six inches of coarse rocky material. Add more rock as needed.
  5. Blend coarse aggregate and fine clay-rich soil (when available) to produce a desirable composite roadway material that is coarse yet well-graded with 5-15 % fines for binder.
  - 6.

#### Surface roughening

1. To slow erosion, surface roughening (by either corrugating or tracking) should be done as soon as possible after grading activities have ceased (temporarily or permanently) in an area. All cut and fill slopes should be roughened wherever possible. Do not blade or scrape the final fill slope face. Excessive compacting of the soil surface should be avoided during roughening, and areas should be seeded as quickly as possible after roughening is complete. Compact the aggregate during construction and maintenance to achieve a dense, smooth road surface and thus reduce the amount of water that can soak into the road.
2. Corrugating (Figure 9) uses machinery to create a series of ridges and depressions that run across the slope on the contour. Groove using any appropriate implement that can be safely operated on the slope, such as disks, tillers, spring harrows, or the teeth of a front-end loader bucket. Do not make the grooves less than 3 inches deep or more than 15 inches apart.
3. Tracking (Figure 10) is the most common method of soil roughening and is sometimes used as a method to hold down mulch. However, tracking is generally not as effective as corrugating. Tracking should be used primarily in sandy soils to avoid undue compaction of the soil surface. Operate tracked machinery up and down the slope to leave horizontal depressions in the soil. Do not back-blade during the final grading operation.

#### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Inspect cut and fill slopes for rills or other indications of erosion. Maintain all crowns, outslopes, inslopes, and surface gravel.

The road surface and shoulders should be periodically smoothed and reshaped with a grader blade (flat-blading). This should be done when the gravel is moist. Maintain the proper road slope and grade while flat-blading. Also be sure to avoid plugging roadside ditches or altering adjacent drainage structures, as this may cause them to not function properly. Flat-blading may also cause road gravel to be pushed off the main roadway and onto the shoulders. To avoid this blade toward the center of the road.

Roughening might need to be repeated after storm events. Inspections of roughened slopes will indicate where additional erosion and sediment control measures are needed. If rills appear, they should be filled, graded again, and reseeded as soon as possible. Proper dust control methods should be used.

### ***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

Keller, Gordon, and James Sherar, Low-Volume Roads Engineering, Best Management Practices Field Guide. United States Department of Agriculture (USDA), Forest Service, US Agency of International Development (USAID), 2005. <http://www.blm.gov/bmp/field%20guide.htm>

New York State Department of Environmental Conservation, New York Guidelines for Urban Erosion and Sediment Control. New York. Fourth Edition, 1997. <http://www.dec.state.ny.us/website/dow/toolbox/escstandards>

United States Department of the Interior and United States Department of Agriculture. Surface Operating Standards and Guidelines for Oil and Gas Exploration and Development “Gold Book”. BLM/WO/ST-06/021+3071. Bureau of Land Management (BLM). Denver, Colorado. Fourth Edition, 2006.

**Table 3: Stable Slope Ratios for Various Conditions**

<b>Soil/Rock Condition</b>	<b>Slope Ratio (Hor:Vert)</b>
Most rock	¼:1 to ½:1
Very well cemented soils	¼:1 to ½:1
Most in-place soils	¾:1 to 1:1
Very fractured rock	1:1 to 1 ½: 1
Loose coarse granular soils	1 ½: 1
Heavy clay soils	2:1 to 3:1
Soft clay rich zones or wet seepage areas	2:1 to 3:1
Fills of most soils	1 ½:1 to 2:1
Fills of hard, angular rock	1 1/3 :1
Low cuts and fills (<10 ft high)	2:1 or flatter (for revegetation)

Figure 5: Typical Road Surface Drainage Options

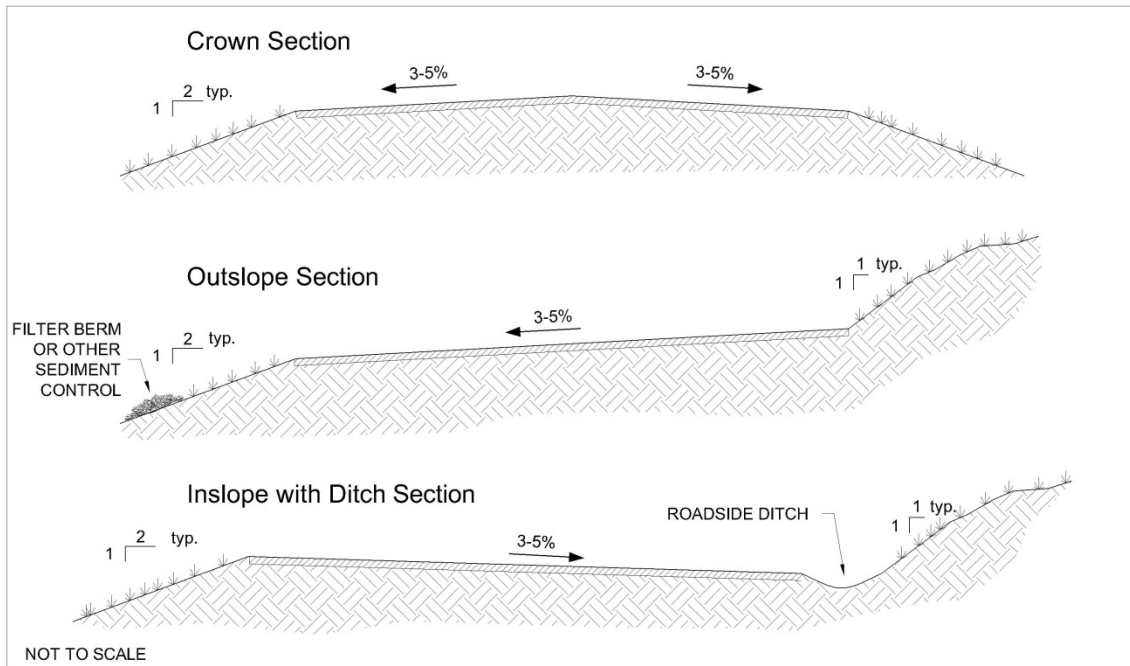


Figure 6: Cut Slope Design Options

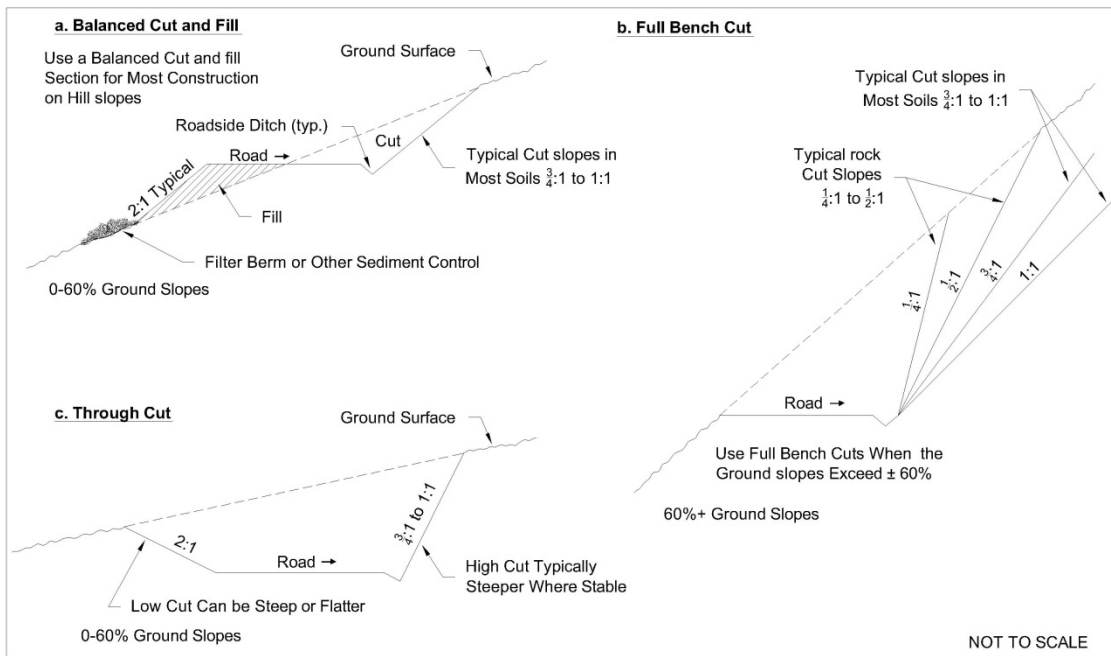


Figure 7: Fill Slope Design Options

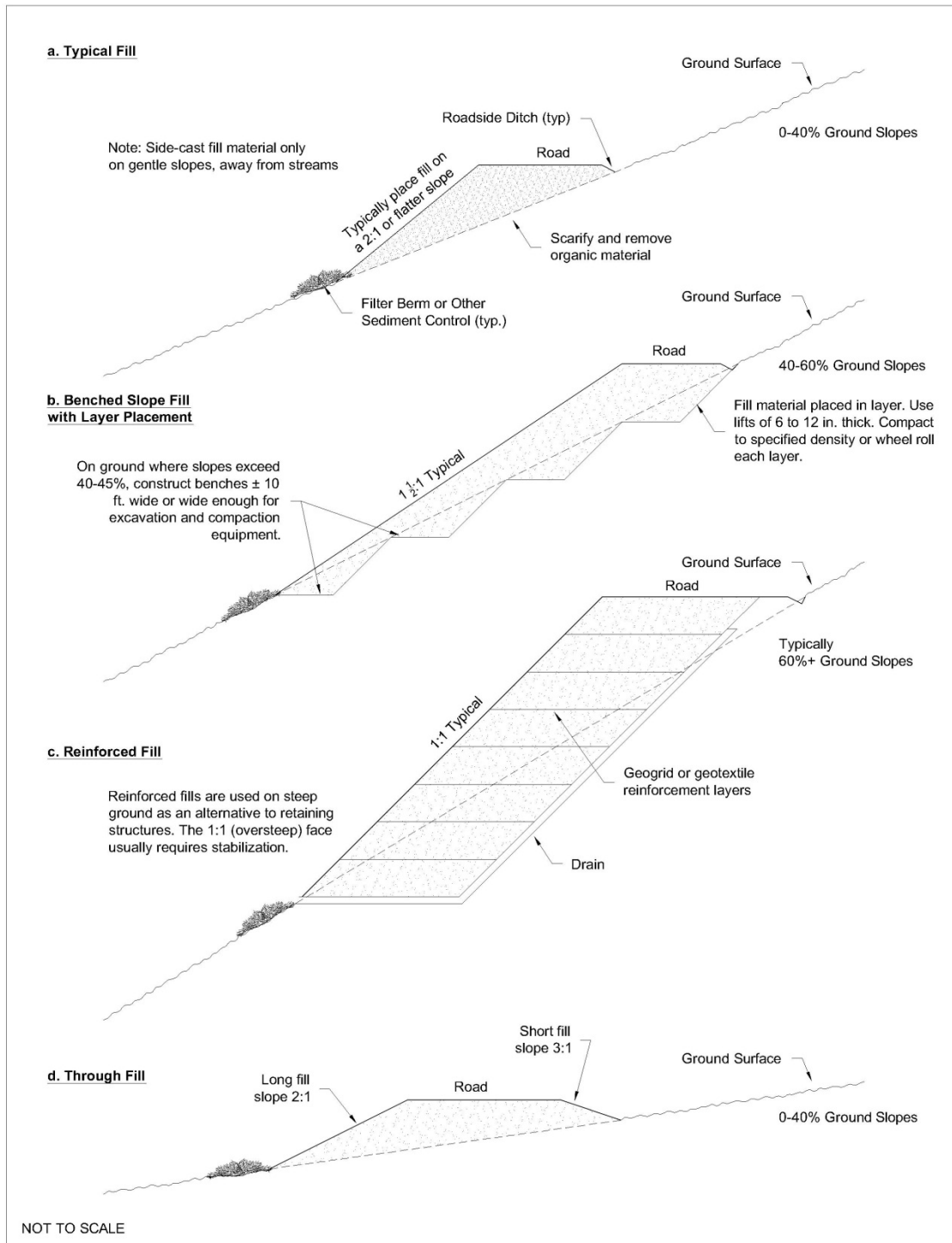
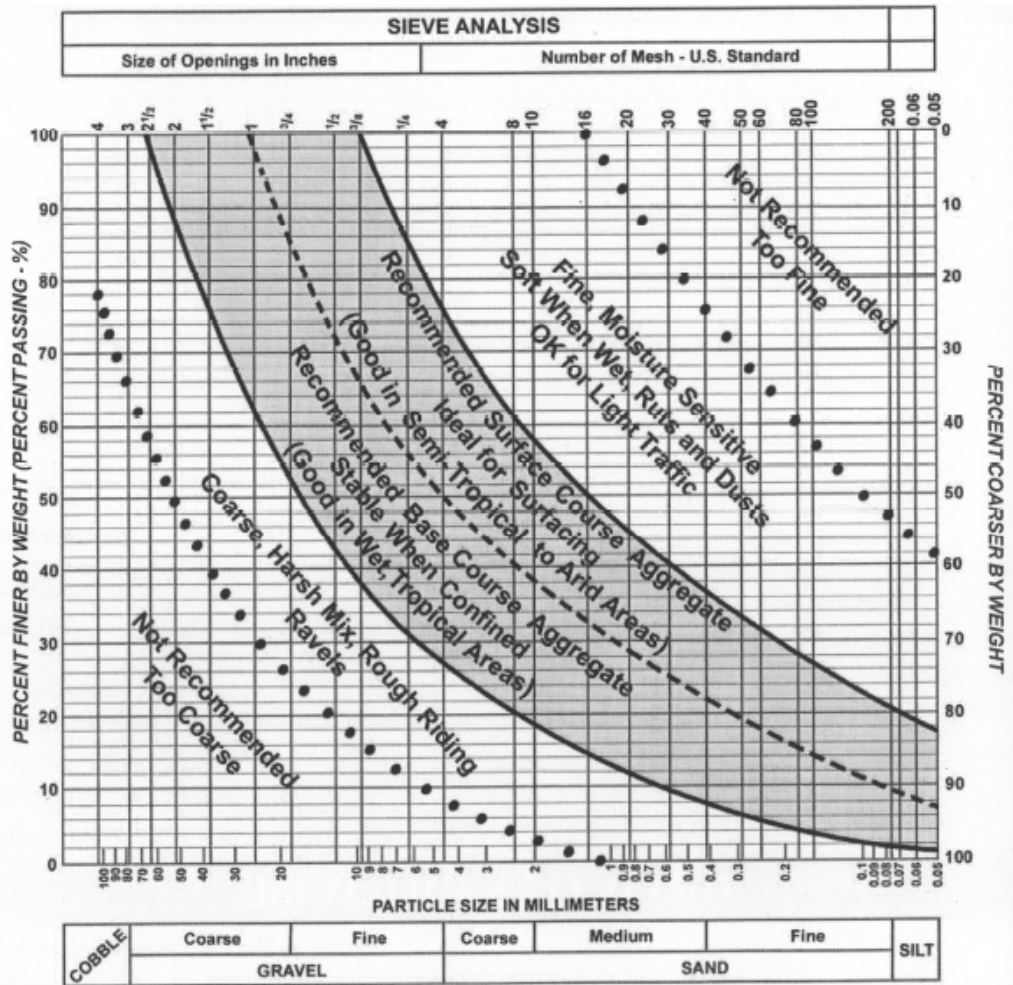
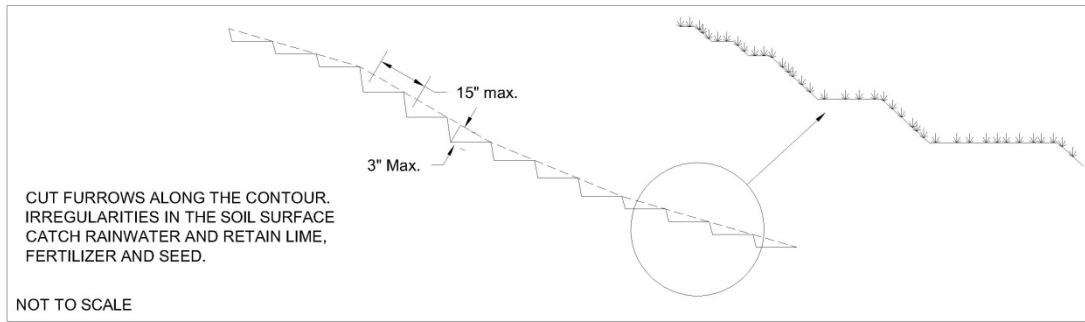


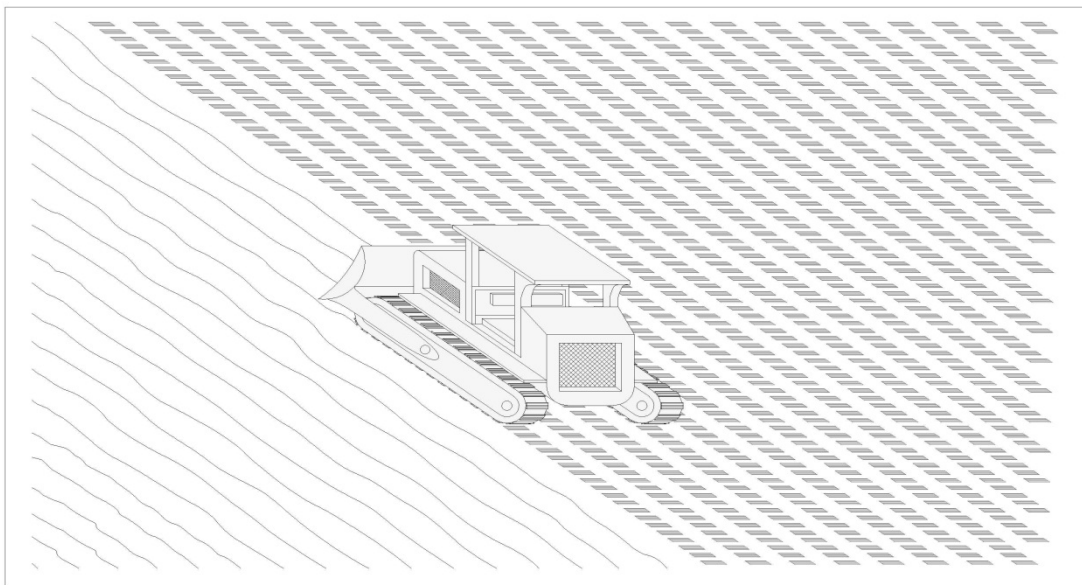
Figure 8: Gradation and Performance of Roadway Surfacing Materials



**Figure 9: Corrugating**



**Figure 10: Tracking**



## 5. Mulching



### *Description*

Mulching is a temporary erosion control practice in which materials such as grass, hay, wood chips, wood fibers, straw, or gravel are placed on exposed or recently planted soil surfaces. Mulching stabilizes soils by minimizing rainfall impact and reducing storm water runoff velocity. When used in combination with seeding or planting, mulching can aid plant growth by holding seeds, fertilizers, and topsoil in place, preventing birds from eating seeds, retaining moisture, and insulating plant roots against extreme temperatures.

Mulch mattings are materials such as jute or other wood fibers that are formed into sheets and are more stable than loose mulch. Jute and other wood fibers, plastic, paper, or cotton can be used individually or combined into mats to hold mulch to the ground. Netting can be used to stabilize soils while plants are growing, although netting does not retain moisture or insulate against extreme temperatures. Mulch binders consist of asphalt or synthetic materials that are sometimes used instead of netting to bind loose mulches.

Hydraulic mulching is a temporary erosion control practice in which materials such as grass, hay, wood chips, wood fibers, straw, or gravel are hydraulically applied to exposed or recently planted soil surfaces. Hydraulic application of mulch (as well as seed) can be done quickly and efficiently with the correct equipment and ingredients.

### *Applicability*

Mulching is often used in areas where temporary seeding cannot be used because of environmental constraints. On steep slopes and critical areas such as waterways, mulch matting is used with netting or anchoring to hold it in place. Mulches can be used on seeded and planted areas where slopes are steeper than 2:1 or where sensitive seedlings require insulation from extreme temperatures or moisture retention. Hydraulic mulching is often used in steep areas where regular mulching is difficult because of environmental constraints. Hydraulic mulches can be used on seeded and planted areas where slopes are as steep as 1:1. Mulch is most effective when used on an area less than two acres in size and can last for one to two years.

### *Limitations*

Mulching, matting, and netting might delay seed germination because the cover changes soil surface temperatures.

The mulches themselves are subject to erosion and may be washed away in a large storm.

Maintenance is necessary to ensure that mulches provide effective erosion control.

Hydraulic application of mulch must be done when no rainfall is expected, preferably within a 24-hour time period.

### ***Design criteria***

No formal design is required.

### ***Construction Specifications***

1. Site preparation:
  - a. Prior to mulching, install the necessary temporary or permanent erosion control practices and drainage systems within or adjacent to the area to be mulched.
  - b. Slope, grade, and smooth the site to fit needs of selected mulch products.
  - c. Remove all undesirable stones and other debris to meet the needs of the anticipated land use and maintenance required.
2. Mulching & anchoring for relatively flat slopes:
  - a. Select the appropriate mulch and application rate that will best meet the need and availability of material. When possible, organic mulches should be used for erosion control and plant material establishment. See Table 4a for suggested materials and application rates. Other materials include hydraulic mulch products with 100-percent post-consumer paper content and yard trimming composts. All materials should be free of seed.
  - b. Apply mulch after soil amendments and planting is accomplished or simultaneously if hydroseeding is used. See Table 4b for installation guidelines.
  - c. Use a mulch crimper to apply and anchor mulch. Crimper should have approximately 6-inch cleats with perpendicular, dull, disc blades. If a crimper is unavailable the Contractor shall apply mulch and anchor it to the soil using one of the methods described in Table 4b. The mulch should be anchored the same day as mulch application. Materials that are heavy enough to stay in place (for example, bark or wood chips on flat slopes) do not need anchoring. Mulches may or may not require a binder, netting, or tacking. Mulch binders should be applied at rates recommended by the manufacturer. Effective use of netting and matting material requires firm, continuous contact between the materials and the soil.
3. Hydraulic mulching for steeper slopes:
  - a. The mulch shall be a hydraulically-applied, flexible erosion control blanket composed of long strand, thermally refined wood fibers, crimped, interlocking fibers, and performance enhancing additives. The hydraulic mulch shall require no curing time period and upon application shall form an intimate bond with the soil surface to create a continuous, porous, absorbent and erosion resistant blanket that allows for rapid germination and accelerated plant growth.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Areas should be identified where mulch has loosened or been removed. Such areas should be reseeded (if necessary) and the mulch cover replaced. If washout, breakage, or erosion occurs, surfaces should be repaired, reseeded, and re-mulched, and new netting should be installed. Inspections should be continued until vegetation is firmly established.

### ***Removal***

Anchor netting and any other artificial mulch material should be removed when protection is no longer needed and disposed of in a landfill.

***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), Field Office Technical Guide. 2002. [www.nrcs.usda.gov/technical/efotg](http://www.nrcs.usda.gov/technical/efotg)

**Table 4a: Typical Mulching Materials and Application Rates**

<b>Material</b>	<b>Rate per Acre</b>	<b>Requirements</b>	<b>Notes</b>
<b>Organic Mulches</b>			
Straw	1 - 2 tons	Dry, unchopped, unweathered; certified weed free.	Spread by hand or machine; must be tacked or tied down.
Wood fiber or wood cellulose	½ - 1 ton		Use with hydroseeder; may be used to tack straw. Do not use in hot, dry weather.
Wood chips	5 - 6 tons	Air dry. Add fertilizer N, 12 lb/ton.	Apply with blower, chip handler, or by hand. Not for fine turf areas.
Bark	35 yd <sup>3</sup>	Air dry, shredded, or hammermilled, or chips	Apply with mulch blower, chip handler, or by hand. Do not use asphalt tack.
<b>Nets and Mats</b>			
Jute net	Cover area	Heavy, uniform; woven of single jute yarn. Used with organic mulch.	Withstands water flow.
Excelsior (wood fiber) mat	Cover area		

**Table 4b: Mulch Anchoring Guide**

<b>Anchoring Method or Material</b>	<b>Kind of Mulch to be Anchored</b>	<b>How to Apply</b>
1. Mulch netting	Hay or straw	Staple the light-weight paper, jute, wood fiber, or plastic nettings to soil surface according to manufacturer's recommendations. Should be biodegradable. Most products are not suitable for foot traffic.
2. Wood cellulose fiber	Hay or straw	Apply hydroseeder immediately after mulching. Use 500 lbs. Wood fiber per acre. Some products contain an adhesive material, possibly advantageous.
3. Mulch anchoring tool/Crimper	Hay or straw	Apply mulch and pull a mulch anchoring tool (blunt, straight discs) over mulch as near to the contour as possible. Mulch material should be "tucked" into soil surface about 3".
4. Chemical	Hay or straw	Apply Terra Tack AR 120 lbs./ac. In 480 gal. of water (#156/ac.) or Aerospray 70 (60 gal/ac.) according to manufacturer's instructions. Avoid application during rain. A 24-hour curing period and a soil temperature higher than 45 deg. Fahrenheit are required.

## 6. Re-vegetation



### *Description*

Re-vegetation involves planting seed to establish a vegetative cover on disturbed areas. Re-vegetation reduces erosion and sedimentation by stabilizing disturbed areas in a manner that is economical, adaptable to site conditions, and allows selection of the most appropriate plant materials. Re-vegetation also:

- Absorbs the impact of raindrops
- Reduces the velocity of runoff
- Reduces runoff volumes by increasing water percolation into the soil
- Binds soil with roots
- Protects soil from wind
- Improves wildlife habitat
- Enhances natural beauty

### *Applicability*

Re-vegetation is most effective on slopes no steeper than 2:1 and may be used in areas where exposed soil surfaces are not to be re-graded for periods longer than 30 days. Such areas include denuded areas, soil stockpiles, berms, temporary road banks, etc.

### *Limitations*

The effectiveness of re-vegetation can be limited due to the following:

- High erosion potential during establishment.
- The need for stable soil temperature and soil moisture content during germination and early growth.
- The need to reseed areas that fail to establish.

Proper seedbed preparation and the use of quality seed are important in this practice. Failure to carefully follow sound agronomic recommendations will often result in an inadequate stand of vegetation that provides little or no erosion control.

Seeding does not immediately stabilize soils. Prior to seeding, install necessary erosion and sediment control practices such as diversions, straw bales, and basins until vegetation is established.

***Design criteria***

1. Successful plant establishment can be maximized with proper planning; consideration of soil characteristics; selection of plant materials that are suitable for the site; adequate seedbed preparation, liming, and fertilization; timely planting; and regular maintenance.
2. Coordinate installation of seeding materials during normal planting seasons for each type of seed material required.
3. Seeding in areas that are non-irrigated or not provided with sprinkling or watering systems shall be restricted according to the following schedule:
  - a. Below 6000' elevation: Spring seeding shall occur between spring thaw and July 1st. Fall seeding shall occur from September 1st until consistent ground freeze.
  - b. 6000' to 7000' elevation: Spring seeding shall occur between spring thaw and July 1st. Fall seeding shall occur from August 15th until consistent ground freeze.
  - c. 7000' to 8000' elevation: Spring seeding shall occur between spring thaw and July 15th. Fall seeding shall occur from August 1st until consistent ground freeze.
  - d. Above 8000' elevation: Seeding shall occur from spring thaw until consistent ground freeze.
  - e. Spring thaw shall be defined as the earliest date in a calendar year in which seed can be buried ½ inch into the topsoil thru normal drill seeding methods.
  - f. Consistent ground freeze shall be defined as that time during fall months in which the topsoil, due to freeze conditions, prevents burying seed ½ inch thru normal drill seeding operations.
4. An evaluation should be conducted to determine if lime is necessary for temporary seeding. In most soils, it takes up to six months for a pH adjustment to occur following the application of lime. Therefore, it may be difficult to justify the cost of liming a temporary site, especially when the soil will later be moved and re-graded.

***Construction specifications***

1. Seeding does not immediately stabilize soils. Prior to seeding, install necessary erosion and sediment control practices such as diversions and sediment basins until vegetation is established.
2. To control erosion on bare soil surfaces, plants must be able to germinate and grow. Seedbed preparation is essential. Lime and fertilizer may be incorporated into the top two to four inches of the soil, if possible.
3. Surface Roughening: If the area has been recently loosened or disturbed, no further roughening is required. When the area is compacted, crusted, or hardened, the soil surface shall be loosened by disking, raking, harrowing, or other acceptable means.
4. The appropriate seed shall be evenly applied with a broadcast seeder, drill, cultipacker seeder or hydroseeder. Small grains shall be planted no more than 1.5 inches deep. Small seeds, such as Kentucky Bluegrass, should be planted no more than 0.25 inches deep. Other Grasses and Legumes should be planted from 0.25 inch to 0.5 inches deep.
5. Seedings made in fall for winter cover and during hot and dry summer months shall be mulched according to Mulching (M). Temporary seedings made under favorable soil and site conditions during optimum spring and fall seeding dates may not require mulch.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Vegetation is considered established when a density of at least 70 percent of pre-disturbance levels has been reached. Seeded areas should be inspected for failure and any necessary repairs and re-seedings should be made within the same season, if possible.

### ***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

Keller, Gordon, and James Sherar, Low-Volume Roads Engineering, Best Management Practices Field Guide. United States Department of Agriculture (USDA), Forest Service, US Agency of International Development (USAID), 2005. <http://www.blm.gov/bmp/field%20guide.htm>

United States Army Corps of Engineers (USACE), Engineering and Design - Handbook for the Preparation of Storm Water Pollution Prevention Plans for Construction Activities. February 1997.

<http://www.usace.army.mil/inet/usace-docs/eng-pamphlets/ep1110-1-16/>

## 7. Riprap



### *Description*

Riprap is a permanent, erosion-resistant layer made of stones or boulders. It is intended to stabilize areas subject to erosion and protect against scour of the soil caused by concentrated, high velocity flows.

### *Applicability*

Riprap can be used for areas subject to erosion or weathering, particularly where conditions prohibit the establishment of re-vegetation or where flow velocities exceed 5 ft/sec. Riprap may be used in the following applications:

- Cut-and-fill slopes
- Channel side slopes and/or bottoms
- Inlets and outlets to sediment traps
- Roadside ditches

### *Limitations*

Riprap is limited by steepness of slope, because slopes greater than 1.5:1 have potential riprap loss due to erosion and sliding. When working within flowing streams, measures should be taken to prevent excessive turbidity and erosion during construction. Bypassing base flows or temporarily blocking base flows are two possible methods.

### *Design criteria*

#### Gradation

A well-graded mixture of rock sizes should be used instead of one uniform size (with the exception of dry stacking boulders). 50% by weight should be larger than the specified design size. The diameter of the largest stone size in such a mixture should be 1.5 times the d50 size with smaller sizes graded down to one inch. When dry stacking up a slope, boulders may be uniform in size or may get gradually smaller as the boulders are placed up the slope.

#### Quality

Riprap must be durable so that freeze/thaw cycles do not decompose it in a short time. They should be angular and not subject to breaking down when exposed to water or weathering. The specific gravity should be at least 2.5.

#### Size

The sizes of stones used for riprap protection are determined by purpose and specific site conditions:

1. Slope Stabilization. Riprap stone for slope stabilization not subject to flowing water should be sized for the proposed grade. The gradient of the slope to be stabilized should be less than the natural angle of repose of the stone selected. Angles of repose of riprap stones may be estimated from Figure 11. Riprap used for surface stabilization of slopes does not add significant resistance to sliding or slope failure and should not be considered a retaining wall. Slopes approaching 1.5:1 may require special stability analysis. The inherent stability of the soil must be satisfactory before riprap is used for surface stabilization.
2. Stream bank Protection. If the shear stress is estimated, riprap stone for stream bank protection can be selected from the gradations in Table 5, below. The shear stress can be estimated from the depth of flow and the channel slope (see note for Table 5). The riprap should extend two feet below the channel bottom and be keyed into the bank both at the upstream end and downstream end of the proposed work or reach.

#### Filter material

Filter material is sometimes used between riprap and the underlying soil surface to prevent soil from moving through the riprap. Filter cloth material or a layer of sand and/or gravel is usually used for the filter.

The design of a sand/gravel filter blanket is based on the ratio of particle size in the overlying filter material to that of the base material in accordance with the criteria below. Multiple layers (each a minimum of 6 inches thick) may be designed to affect a proper filter if necessary. A sand/gravel filter blanket should have the following relationship for a stable design:

$$\frac{d_{15} \text{ filter}}{d_{85} \text{ base}} \leq 5$$

$$5 < \frac{d_{15} \text{ filter}}{d_{50} \text{ base}} \leq 40$$

$$\frac{d_{50} \text{ filter}}{d_{50} \text{ base}} \leq 40$$

The design of a synthetic filter fabric, which may be used with or in place of gravel filters, is based upon the following particle size relationships:

1. Filter fabric covering a base containing 50% or less by weight of fine particles (#200 sieve size):
  - a.  $d_{85} \text{ base (mm)} \times \text{EOS*filter fabric (mm)} > 1$
  - b. total open area of filter fabric should not exceed 36 %
2. Filter fabric covering other soils:
  - a. EOS is no larger than 0.21 mm (#70 sieve size)
  - b. total open area of filter fabric should not exceed 10%

\*EOS - Equivalent opening size compared to a U.S. standard sieve size

No filter fabric should have less than 4% open area or an EOS less than U.S. Standard Sieve #100 (0.15 mm). The permeability of the fabric must be greater than that of the soil. The fabric may be made of woven or non-woven monofilament yarns and should meet the following minimum requirements:

Thickness 20-60 mils

Grab strength 90-120 lbs  
Conform to ASTM D-1682 or ASTM D-177

### ***Construction Specifications***

See Figure 13 for dry stacking boulders. See Sediment Trap for a detail of a riprap lined channel leading into a sediment trap.

1. Subgrade Preparation. Prepare the subgrade for riprap to the required lines and grades shown on the plans. Compact any fill required in the subgrade to a density approximating that of the undisturbed material or overfill depressions with riprap. Remove brush, trees, stumps, and other objectionable material. Cut the subgrade sufficiently deep so that the finished grade of the riprap will be at the elevation of the surrounding area. Channels should be excavated sufficiently to allow placement of the riprap in a manner such that the finished inside dimensions and grade of the riprap meet design specifications.
2. Sand/gravel filter blanket. If using a granular filter, spread filter stone in a uniform layer to the specified depth. Where more than one layer of filter material is used, spread the layers with minimal mixing.
3. Synthetic filter fabric. If using a filter fabric, place the cloth directly on the prepared foundation. Where large stones are to be placed, a 4-inch layer of fine sand or gravel is recommended to protect the filter cloth. Filter fabric is not recommended as a filter on slopes steeper than 2 horizontal to 1 vertical.
4. Stone placement. Place riprap so that it forms dense, well-graded mass of stone with a minimum of voids. The desired distribution of stones throughout the mass may be obtained by selective loading at the quarry and controlled dumping during final placement. Place riprap to its full thickness in one operation. Do not place riprap by dumping through chutes or other methods that cause segregation of stone sizes. If a filter is used, be careful not to dislodge the underlying base filter or damage the filter cloth when placing the stones. If damage occurs, remove the riprap and repair filter.
5. The toe of the riprap should be keyed into a stable foundation at its base as shown in Figure 12 if required for slope stabilization and stream bank protection. The finished slope should be free of pockets of small stone or clusters of large stones. Hand placing may be necessary to achieve proper distribution of stone sizes to produce a relatively smooth, uniform surface. The finished grade of the riprap should blend with the surrounding area.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). If riprap has been damaged or dislodged, repairs should be made to prevent a progressive failure. If repairs are needed repeatedly at one location, the site should be evaluated to determine if the original design conditions have changed. Channel obstructions such as trees and sediment bars can change flow patterns and cause erosive forces that may damage riprap. Control of weed and brush growth may be needed in some locations.

### ***Removal***

Riprap is generally not removed.

**References**

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

New York State Department of Environmental Conservation, New York Guidelines for Urban Erosion and Sediment Control. New York. Fourth Edition, 1997.

<http://www.dec.state.ny.us/website/dow/toolbox/escstandards>

**Table 5: Riprap Gradations**

Unit shear stress (lb/ft <sup>2</sup> )	D <sub>50</sub>	d <sub>max</sub>	Minimum blanket thickness (inches)
0.67	2	4	6
2	6	9	14
3	9	14	20
4	12	18	27
5	15	22	32
6	18	27	32
7.8	21	32	38
8	24	36	43

Unit shear stress calculated as  $T=y*d*s$  where:

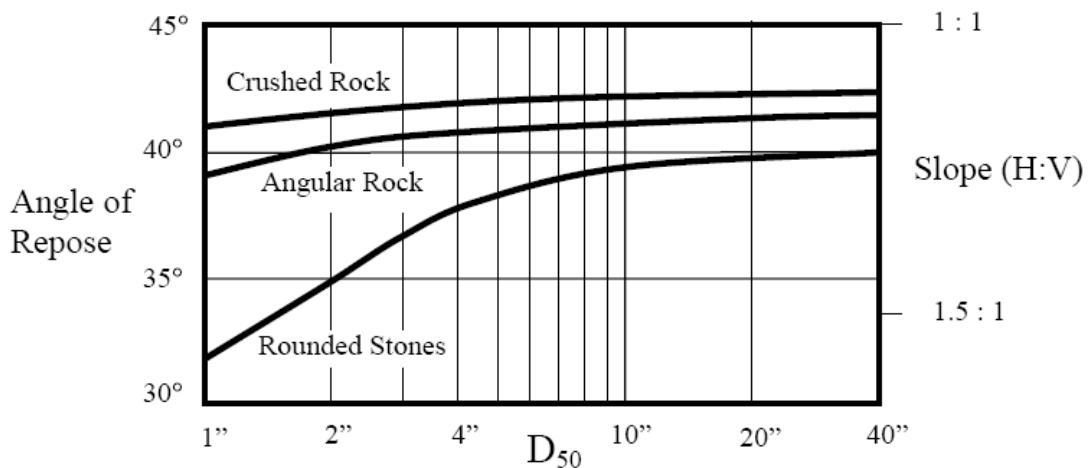
T = shear stress in lb/ft<sup>2</sup>

y = unit weight of water, 62.4 lb/ft<sup>3</sup>

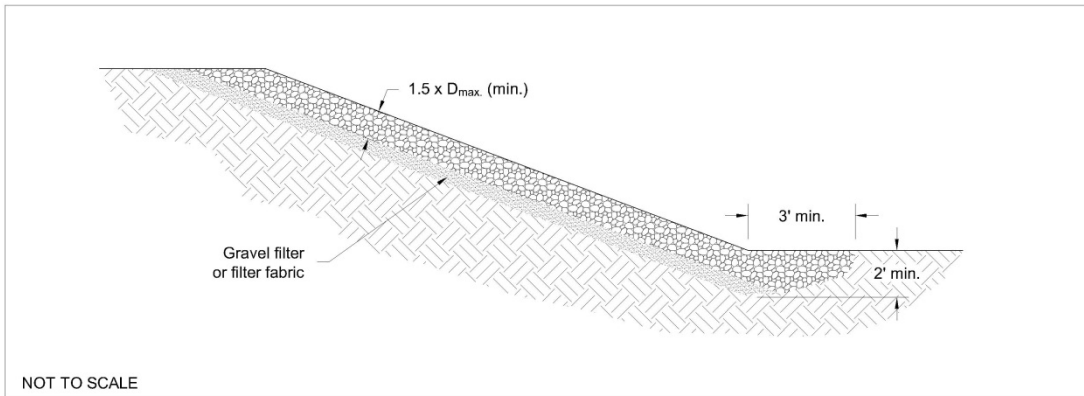
d = flow depth in ft

s = channel gradient in ft/ft

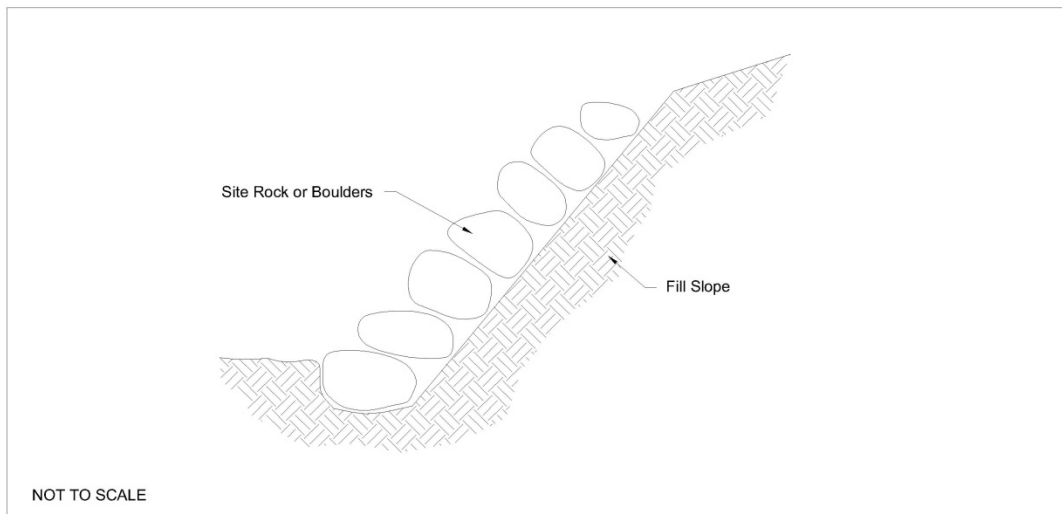
**Figure 11: Angles of Repose of Riprap Stones**



**Figure 12: Typical Riprap Slope Protection Detail**



**Figure 13: Typical Boulder Drystack Detail**



## 8. Silt Fence



### *Description*

Silt fences are used as temporary perimeter controls around sites where there will be soil disturbance due to construction activities. They consist of a length of filter fabric stretched between anchoring posts spaced at regular intervals along the site perimeter.

### *Applicability*

Silt fences are generally applicable to construction sites with relatively small drainage areas. They are appropriate in areas where runoff will be occurring as low-level shallow flow, not exceeding 0.5 cubic feet per second. The drainage area for silt fences generally should not exceed 0.25 acre per 100-foot fence length. Slope length above the fence should not exceed 100 feet. Silt fence may be used as temporary slope breakers to reduce runoff velocity.

### *Limitations*

Silt fences should not be installed along areas where rocks or other hard surfaces will prevent uniform anchoring of fence posts and entrenching of the filter fabric. This will greatly reduce the effectiveness of silt fencing and can create runoff channels leading off site.

Silt fences are not suitable for areas where large amounts of concentrated runoff are likely.

Open areas where wind velocity is high may present a maintenance challenge, as high winds may accelerate deterioration of the filter fabric.

Silt fences should not be installed across streams, ditches, or waterways.

When the pores of the fence fabric become clogged with sediment, pools of water are likely to form on the uphill side of fence. Siting and design of the silt fence should account for this and care should be taken to avoid unnecessary diversion of stormwater from these pools that might cause further erosion damage.

### *Design criteria*

The fence should be designed to withstand the runoff from a 2-year, 24-hour storm event.

### *Construction specifications*

1. Erect silt fence according to Figure 14.
2. If standard strength fabric is used in combination with wire mesh, the support posts should be spaced no more than 10 feet apart. If extra-strength fabric is used without wire mesh reinforcement, the support posts should be spaced no more than 6 feet apart.

3. Stakes used to anchor the filter fabric should be either wooden or metal. Wooden stakes should be at least 3 feet long and have a minimum diameter of 2 inches if a hardwood such as oak is used. Softer woods such as pine should be at least 4 inches in diameter. When using metal post in place of wooden stakes, they should have a minimum weight of 1.00 to 1.33 lb/linear foot. If metal posts are used, attachment points are needed for fastening the filter fabric using wire ties. The height of the fence posts should be between 16 and 34 inches above the original ground surface.
4. Material for silt fences should be a pervious sheet of synthetic fabric such as polypropylene, nylon, polyester, or polyethylene yarn, chosen based on minimum synthetic fabric requirements, as shown in the following table:

<b>Physical Property</b>	<b>Requirements</b>
Filtering Efficiency	75 – 85% (minimum): highly dependent on local conditions
Tensile Strength at 20% (maximum) Elongation	Standard Strength: 30 lbs/linear inch (minimum) Extra Strength: 50 lbs/linear inch (minimum)
Ultraviolet Radiation	90% (minimum)
Slurry Flow Rate	0.3 gal/ft <sup>2</sup> /min (minimum)

5. Use a continuous roll of fabric to eliminate unwanted gaps in the fence. If a continuous roll of fabric is not available, the fabric should overlap from both directions only at stakes or posts with a minimum overlap of 6 inches.
6. Extend silt fence across grade and upslope for a short distance.
7. Compact backfill at base of fabric.
8. A trench should be excavated to bury the bottom of the fabric fence at least 6 inches below the ground surface. This will help prevent gaps from forming near the ground surface that would render the fencing useless as a sediment barrier
9. If using silt fence as temporary slope breakers to reduce runoff velocity, space according to the following table:

<b>Slope (%)</b>	<b>Spacing (feet)</b>
5 – 15	300
>15 – 30	200
>30	100

***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan. Inspect silt fences to ensure that they are intact and that there are no gaps at the fence-ground interface or tears along the length of the fence. If gaps or tears which impact the effectiveness of the BMP are found, they should be repaired or the fabric should be replaced immediately. Accumulated sediments should be removed from the fence base when the sediment reaches one-third to one-half the height of the fence. Sediment removal should occur more frequently if accumulated sediment is creating noticeable strain on the fabric and there is the possibility of the fence failing from a sudden storm event.

### ***Removal***

Remove silt fences and all accumulated sediment after uphill drainage areas are stabilized by vegetation or other means.

### ***References***

Colorado Department of Transportation (CDOT), Erosion Control and Stormwater Quality Guide. 2002.

<http://www.dot.state.co.us/environmental/envWaterQual/wqms4.asp>

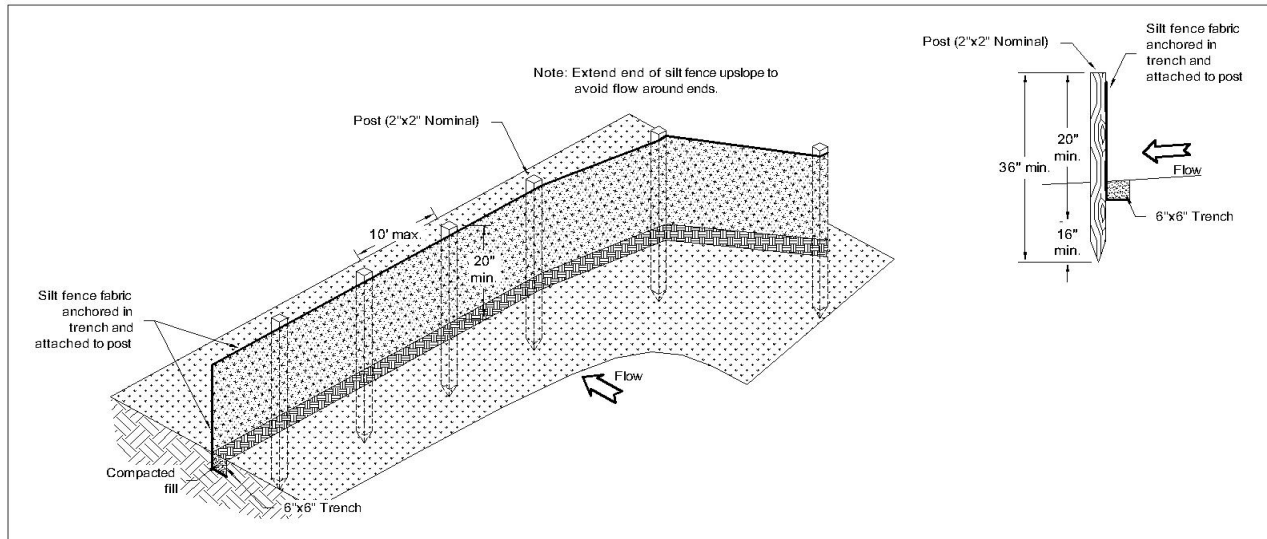
Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003.

<[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

Keller, Gordon, and James Sherar, Low-Volume Roads Engineering, Best Management Practices Field Guide. United States Department of Agriculture (USDA), Forest Service, US Agency of International Development (USAID), 2005. <http://www.blm.gov/bmp/field%20guide.htm>

Figure 14: Silt Fence Installation



## 9. Straw Bale Barrier



### *Description*

A straw bale barrier is a series of entrenched and staked straw bales placed on a level contour to intercept sheet flows. The barrier reduces runoff velocity and filters sediment laden runoff from small drainage areas of disturbed soil. The barrier may also be used to protect against erosion. Straw bale barriers have an estimated design life of three (3) months.

### *Applicability*

Straw bale barriers may be used below disturbed areas subject to sheet and rill erosion where the length of slope above the straw bale barrier does not exceed the following limits:

Constructed Slope	Percent Slope	Slope Length (ft)
2:1	50%	25'
3:1	33%	50'
4:1	25%	75'

Straw bales may be used in the following applications:

- Below the toe of erodible slopes or other small cleared areas
- At the top of slopes to divert runoff away from disturbed slopes
- As sediment traps at outlets to culverts, ditches, turnouts, etc.
- Along the perimeter of a site
- Around temporary stockpiles and spoil areas
- Along streams and channels for both erosion and sediment control
- As check dams across mildly sloped swales or construction roads
- 

### *Limitations*

For short-term use only

For use below small drainage areas less than 2 acres

Decomposes over time

May be consumed by livestock

Straw bales must be certified weed free to avoid invasive weeds that may develop and should not be used in areas where weeds are a concern.

Removal of anchor stakes will be necessary after stabilization is complete

Not recommended for concentrated flow, live streams, or swales where there is the possibility of a washout

### ***Design criteria***

No formal design is required.

### ***Construction specifications***

See Figure 15 for installation details.

1. Bales shall be placed in a single row on a level contour with ends of adjacent bales tightly abutting one another. Bales shall be certified weed free.
2. Allow sufficient space up slope from the barrier to allow ponding, and to provide room for sediment storage.
3. All bales shall be either wire-bound or string-tied. Straw bales shall be installed so that bindings are oriented around the sides rather than along the tops and bottoms of the bales in order to prevent deterioration of the bindings.
4. A trench shall be excavated the width of a bale and the length of the proposed barrier to a minimum depth of 4 inches. Stake the bales with minimum 2" x 2" x 36" wood stakes or standard "T" or "U" steel posts (minimum weight of 1.33 pounds per linear foot).
5. After the bales are staked and chinked (gaps filled by wedging), the excavated soil shall be backfilled against the barrier. Backfill soil shall conform to the ground level on the downhill side and shall be built up to 4 inches against the uphill side of the barrier.
6. Each bale shall be securely anchored by at least two stakes driven through the bale. The first stake or steel post in each bale shall be driven toward the previously laid bale to force the bales together. Stakes or steel pickets shall be driven a minimum 12 inches deep into the ground to securely anchor the bales.

### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm water Management Plan. Close attention should be paid to the repair of damaged or rotting bales, end runs and undercutting beneath bales. Necessary repairs to barriers or replacement of bales should be accomplished promptly. Sediment deposits should be removed when the level of deposition reaches approximately one-half the height of the barrier.

### ***Removal***

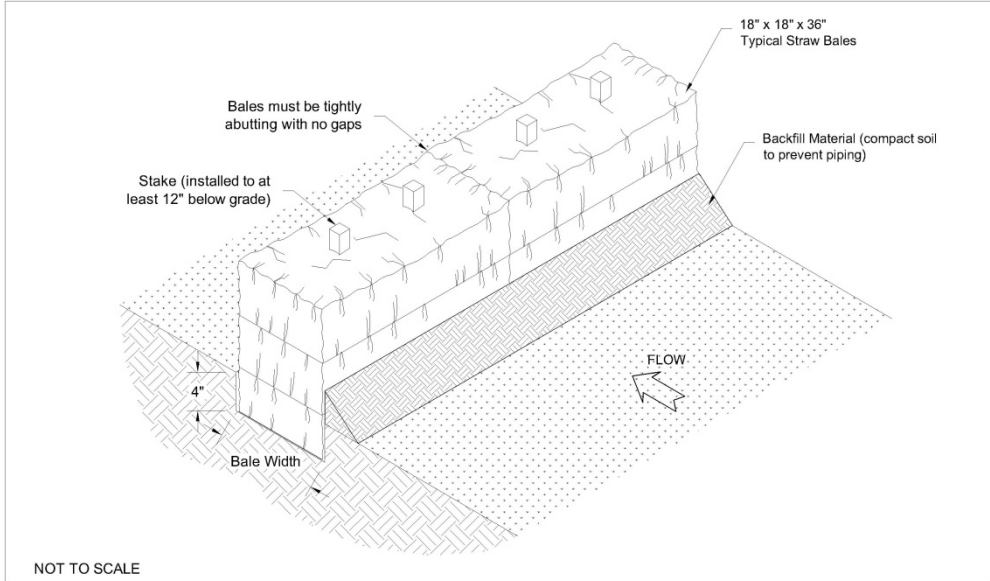
Straw bale barriers may be removed when they have served their usefulness or may remain in place to decompose over time. Straw bales should not be removed, however, until the upslope areas have been permanently stabilized. Any sediment deposits remaining in place after the straw bale barrier is no longer required should be dressed to conform to the existing grade, prepared and seeded.

### ***References***

Colorado Department of Transportation (CDOT), Erosion Control and Storm water Quality Guide. 2002. <<http://www.dot.state.co.us/environmental/envWaterQual/wqms4.asp>>

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

**Figure 15: Straw Bale Installation**



## 10. Trench Breakers



### *Description*

Trench breakers, also known as trench plugs, are used to slow the flow of subsurface water along a pipeline trench. Trench breakers may be constructed of materials such as sand bags or polyurethane foam.

### *Applicability*

Trench breakers may be used in the following applications:

- On steep slopes
- Above wetlands
- At waterbody crossings
- At road crossings

### *Design criteria*

No formal design is required.

### *Construction specifications*

1. Trench breakers should be installed both before and after the lowering-in of pipeline.
2. An engineer or similarly qualified professional shall determine the need for and spacing of trench breakers. Otherwise, spacing shall be according to the following table:

Slope (%)	Spacing (feet)
5 – 15	300
15 – 30	200
>30	100

3. At a minimum, install a trench breaker at the base of slopes greater than 5 percent where the base of the slope is less than 50 feet from a waterbody or wetland and where needed to avoid draining a waterbody or wetland.
4. Trench breakers should be installed to the top of the excavated trench line.
- 5.

### *Maintenance considerations*

The frequency of inspections should be in accordance with the Storm Water Management Plan. Repair any damaged areas.

### *References*

Federal Energy Regulatory Commission (FERC), Upland Erosion Control, Revegetation, and Maintenance Plan. January 2003.

## 11. Water Bars

### *Description*

A water bar is an earthen ridge, or ridge and channel, constructed diagonally across a sloping road, trail, or disturbed area that is subject to erosion. Water bars are normally used for drainage and erosion protection of buried pipelines or closed, blocked, or infrequently used roads to limit the accumulation of erosive volumes of water by diverting surface runoff at pre-designed intervals.

### *Applicability*

Water bars are applicable where runoff protection is needed to prevent erosion on sloping access right-of-ways or long, narrow sloping areas generally less than 100 feet in width. This is a practice that is often used on buried pipelines, limited-use roads, trails, and firebreaks. It is an excellent method of retiring roads and trails as well as abandoned roads where surface water runoff may cause erosion of exposed mineral soil.

### *Limitations*

Not for use on concentrated flows

May cause concentrated flows from sheet flow

- Requires vegetative cover or other filter at discharge point
- 

### *Design criteria*

No formal design is required.

### *Construction specifications*

See Figure 13.

1. Clear the base for the ridge before placing fill.
2. Install the water bar across the right-of-way according to Figure 13 as soon as the base is cleared and graded. The off-slope drainage should be 2 to 5 percent.
3. Use a trackhoe or bulldozer to compact the ridge to the design cross section.
4. Vehicle crossings shall be stabilized with gravel. Exposed areas shall be immediately seeded and mulched.
5. Extend the water bar inlet and outlet 1 foot or more beyond the edge of the right-of-way or disturbed area to keep the diverted water from re-entering the area.
6. Space the water bars according to Table 9.
7. Locate the outlet on an undisturbed area. Field spacing shall be adjusted to use the most stable outlet areas. Outlet protection will be provided when natural areas are not adequate.

### *Maintenance considerations*

The frequency of inspections should be in accordance with the Storm Water Management Plan. Inspect water bars for erosion damage and sediment. Check outlet areas and make repairs as needed to restore operation.

### *Water Bar Removal*

If water bars are used on a closed or blocked road, they should be removed prior to re-opening of the road. Water bars on infrequently used roads or other disturbed areas may remain in place as long as necessary.

### *References*

Horizon Environmental Services, Inc, Guidance Document Reasonable and Prudent Practices for Stabilization (RAPPS) of Oil and Gas Construction Sites. April 2004.

Keller, Gordon, and James Sherar, Low-Volume Roads Engineering, Best Management Practices Field Guide. United States Department of Agriculture (USDA), Forest Service, US Agency of International Development (USAID), 2005. <<http://www.blm.gov/bmp/field%20guide.htm>>

Maine Department of Conservation, Best Management Practices for Forestry: Protecting Maine's Water Quality. Maine Forest Service, Forest Policy and Management Division. Augusta, Maine. 2004. <[http://www.state.me.us/doc/mfs/pubs/pdf/bmp\\_manual/bmp\\_manual.pdf](http://www.state.me.us/doc/mfs/pubs/pdf/bmp_manual/bmp_manual.pdf)>

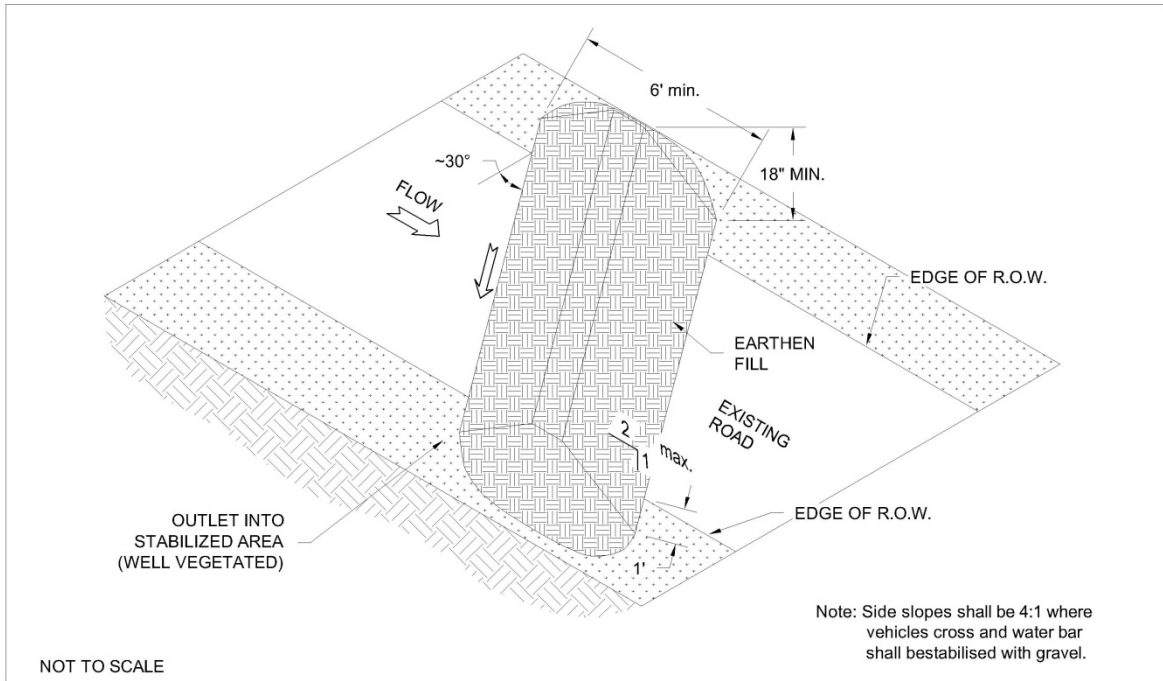
**Table 16: Water Bar Spacing**

<b>Road/Trail Grade (%)</b>	<b>Low to Non-Erosive Soils (1)</b>	<b>Erosive Soils (2)</b>
0 - 5	245'	130'
6 - 10	200'	100'
11 - 15	150'	65'
16 - 20	115'	50'
21 - 30	100'	40'
31+	50'	30'

<sup>1</sup>Low Erosion Soils = Coarse Rocky Soils, Gravel, and Some Clay

<sup>2</sup>High Erosion Soils = Fine, Friable Soils, Silt, Fine Sands

Figure 17: Water Bar Installation



## 12. Vegetated Buffer



### *Description*

Vegetated buffers (also known as vegetated filter strips) are areas of either natural or established vegetation that are maintained to protect the water quality of neighboring areas. Buffers reduce the velocity of storm water runoff, provide an area for the runoff to permeate the soil, contribute to groundwater recharge, and act as filters to catch sediment. The reduction in velocity also helps to prevent soil erosion.

The use of existing natural vegetation is preferred over newly established vegetation for the following reasons:

- Can process higher quantities of storm water runoff than newly seeded areas.
- Does not require time to establish.
- Has a higher filtering capacity than newly planted vegetation because aboveground and root structures are typically denser.
- Reduces storm water runoff by intercepting rainfall, promoting infiltration, and lowering the water table through transpiration.
- Provides a fully developed habitat for wildlife.
- 

### *Applicability*

Vegetated buffers can be used in any area that is able to support vegetation but they are most effective and beneficial on floodplains, near wetlands, along streambanks, and as stabilized outlets to runoff controls such as diversions, water bars, or culverts. Buffers are also effective in separating land use areas that are not compatible and in protecting wetlands or water bodies by displacing activities that might be potential sources of non-point source pollution.

### *Limitations*

Vegetated buffers require plant growth before they can be effective, and land on which to plant the vegetation must be available.

- Although vegetated buffers help to protect water quality, they usually do not effectively counteract concentrated storm water flows to neighboring or downstream wetlands.

### *Design criteria*

No formal design is required.

***Construction specifications***

1. Buffer widths should be determined after careful consideration of slope, vegetation, soils, depth to impermeable layers, runoff sediment characteristics, type and quantity of storm water pollutants, and annual rainfall. Buffer widths should increase as slope increases.
2. Zones of vegetation (native vegetation in particular), including grasses, deciduous and evergreen shrubs, and understory and overstory trees, should be intermixed.
3. Fertilizing seeded or planted ground may enhance growth (and improve its effectiveness as a buffer).
4. When using naturally vegetated areas, vegetation should be marked for preservation before clearing activities begin. Barriers may be used to prevent the approach of equipment within protected areas.
5. Direct sediment-laden water onto the naturally vegetated or stabilized planted ground.
6. Do not place any equipment, construction debris, or extra soil in the buffer area.

***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan. Keeping vegetation healthy in a recently established buffer requires routine maintenance, which (depending on species, soil types, and climatic conditions) may include weed control, fertilizing, liming, and irrigating. Once established or if using a naturally vegetated area, buffers do not require much maintenance beyond repairing or replacing damaged vegetation. Inspections should focus on encroachment, gully erosion, density of vegetation, evidence of concentrated flows through the areas, and any damage from foot or vehicular traffic. If there is more than 6 inches of sediment in one place, it should be removed.

***Removal***

During final site cleanup, any barriers placed around preserved natural areas should be removed.

***References***

Environmental Protection Agency (EPA), National Pollutant Discharge Elimination System (NPDES). Construction Site Storm Water Runoff Control. Washington, D.C., February, 2003. <[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con\\_site.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/con_site.cfm)>

### 13. Wattles



#### *Description*

A wattle (also called a fiber roll) consists of straw, flax, or other similar materials bound into a tight tubular roll. When wattles are placed at the toe and on the face of slopes, they intercept runoff, reduce its flow velocity, release the runoff as sheet flow, and provide removal of sediment from the runoff. By interrupting the length of a slope, fiber rolls can also reduce erosion.

#### *Applicability*

Wattles may be suitable:

- Along the toe, top, face, and at grade breaks of exposed and erodible slopes to shorten slope length and spread runoff as sheet flow
- At the end of a downward slope where it transitions to a steeper slope
- Along the perimeter of a project
- At the overflow locations of sediment traps
- As check dams in unlined ditches
- Around temporary stockpiles

#### *Limitations*

- Wattles are not effective unless trenched.
- Wattles at the toe of slopes greater than 5:1 (H:V) should be a minimum of 20-in. diameter or installations achieving the same protection (i.e. stacked smaller diameter wattles, etc.).
- Difficult to move once saturated.
- If not properly staked and trenched in, wattles could be transported by high flows.
- Wattles have a very limited sediment capture zone.
- Wattles should not be used on slopes subject to creep, slumping, or landslide.
- Wattles should not be used where periodic road or surface maintenance activities are expected.

### ***Design criteria***

No formal design is required.

#### ***Construction Specifications***

Wattles should be either prefabricated rolls or rolled tubes of erosion control blanket. (If using an erosion control blanket, roll the length of erosion control blanket into a tube of minimum 8 in. diameter and bind roll at each end and every 4 ft along length of roll with jute-type twine.)

See Figure W-1 for wattles used to control erosion along slopes.

1. Locate wattles on level contours spaced as follows:
  - a. Slope inclination of 4:1 (H:V) or flatter: Fiber rolls should be placed at a maximum interval of 20 ft.
  - b. Slope inclination between 4:1 and 2:1 (H:V): Fiber Rolls should be placed at a maximum interval of 15 ft. (a closer spacing is more effective).
  - c. Slope inclination 2:1 (H:V) or greater: Fiber Rolls should be placed at a maximum interval of 10 ft. (a closer spacing is more effective).
2. Turn the ends of the wattles up slope to prevent runoff from going around the roll.
3. Stake wattles into a 2 to 4 in. deep trench with a width equal to the diameter of the wattle. Drive stakes at the end of each wattle and spaced 4 ft maximum on center.
4. If more than one wattle is placed in a row, the rolls should be overlapped, not abutted.

#### ***Maintenance considerations***

The frequency of inspections should be in accordance with the Storm Water Management Plan (SWMP). Repair or replace split, torn, unraveling, or slumping rolls. If the wattle is used as a sediment capture device, or as an erosion control device to maintain sheet flows, sediment that accumulates must be periodically removed in order to maintain wattle effectiveness. Sediment should be removed when sediment accumulation reaches one-half the designated sediment storage depth, usually one-half the distance between the top of the wattle and the adjacent ground surface.

#### ***Removal***

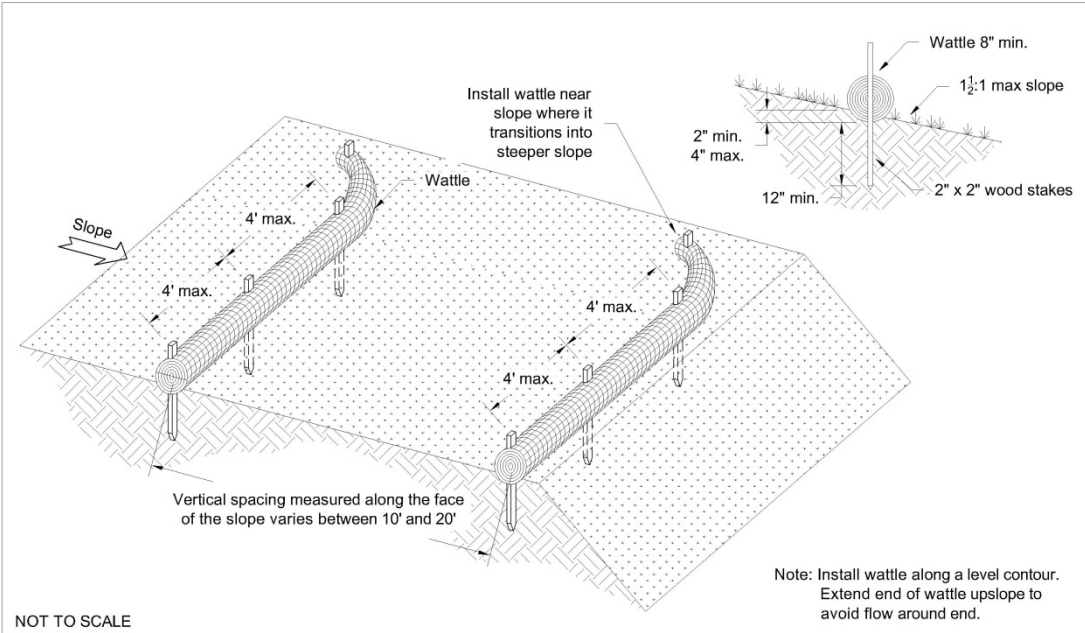
Wattles are typically left in place. If wattles are removed, collect and dispose of sediment accumulation, and fill and compact holes, trenches, depressions or any other ground disturbance to blend with adjacent ground.

#### ***References***

California Stormwater Quality Association, Stormwater Best Management Practice (BMP) Handbook – Construction. January, 2003.

<<http://www.cabmphandbooks.com/Construction.asp>>

Figure 18: Wattle Installation



## 14. Soil Retention Measures



- BMP Objectives
- Erosion control
  - Wind erosion control
  - Soil stabilization
  - Worker protection

- Potential Alternatives
- Mulching
  - Temporary seeding
    - Geotextiles

### *Definition and Purpose*

**Soil retention measures** are structures or practices used to hold soil in place or to keep it contained within a site boundary. The two main methods of soil retention that will be examined in this fact sheet are structural methods (mainly retaining walls,) and soil binders. Retaining walls are methods of erosion control and also a method of protecting workers from falling or sliding dirt during a construction project. Soil binders consist of applying and maintaining polymeric or lignin sulfonate soil stabilizers or emulsions. They are materials temporarily applied to a soil surface to prevent water and wind erosion during the duration of construction.

### *Applicability*

Reinforced soil-retaining structures such as retaining walls and grading should be used when sites have very steep slopes or loose, highly erodible soils that cause other methods, such as chemical or vegetative stabilization or regrading, to be ineffective. The preconstruction drainage pattern should be maintained to the extent possible.

Soil binders are applied to disturbed areas requiring short-term protection. Because soil binders can often be incorporated into the earth work, they may be a good choice for areas where grading activities will soon resume. Soil binders are also very suitable for use on stockpiles.

## ***Limitations***

### Structural methods

- Soil retention structures must be designed to handle expected loads.
- Heavy rains or mass wasting may damage or destroy these structures and result in sediment inputs to waterbodies.

### Soil binders

- Soil binders are temporary in nature and may need reapplication.
- Soil binders require a minimum curing time as prescribed by the manufacturer, which may be 24 hours or longer until fully effective.
- Soil binders will generally experience spot failures during heavy rainfall events. If runoff penetrates the soil at the top of a slope treated with a soil binder, it is likely that the runoff will undercut the stabilized soil layer and discharge at a point further down slope.
- They do not hold up to pedestrian or vehicular traffic across treated areas.
- Soil surfaces made primarily of silt and clay may not be penetrated by soil binders, particularly when compacted.
- If low temperatures occur within 24 hours of application, soil binders may not cure.
- The water quality impacts of soil binders are relatively unknown and some may have water quality impacts due to their chemical impacts.

## ***Siting and Implementation Guidelines***

### Structural methods

- To ensure safety of the retaining structure, it should be designed by a qualified engineer who understands all of the design considerations, such as the nature of the soil, location of the ground water table, and the expected loads.
- Take care to ensure that the hydraulic pressure does not build up behind the retaining structure and cause failure.
- Examples of the reinforcing soil retaining structures include:
  - *Skeleton sheeting*. This is an inexpensive soil bracing system that requires soil to be cohesive and consists of construction grade lumber being used to support the excavated face of a slope.
  - *Continuous sheeting*. This method involves using a material that covers the entire slope continuously, with struts and boards placed along the slope to support the slope face- steel, concrete, or wood are the appropriate materials. An example of a continuous sheeting retaining wall is shown in Figure 1.



**Figure 1**

- *Permanent retaining walls.* Walls of concrete masonry or wood (usually railroad ties) that are left in place after construction is complete in order to provide continued support of the slope. An example of a permanent retaining wall is shown in Figure 2.



**Figure 2**

#### Soil binders

- Soil type will dictate which soil binder is appropriate to use.
  - A soil binder must be environmentally benign, easy to apply, easy to maintain, economical, and shall not stain paved or painted surfaces.
- 
- Avoid over-spray onto the traveled way, sidewalks, lined drainage channels, and existing vegetation.

Selecting a soil binder

- Properties of common soil binders used for erosion control are provided on Table 1. This should be used to select an appropriate binder.

<b>Table 1: Properties of Soil Binders for Erosion Control</b>				
<b>Evaluation Criteria</b>	<b>Binder Type</b>			
	<b>Plant Material Based (Short Lived)</b>	<b>Plant Material Based (Long Lived)</b>	<b>Polymeric Emulsion Blends</b>	<b>Cementitious-Based Binders</b>
Relative Cost	Low	Low	Low	Low
Resistance to Leaching	High	High	Low to Moderate	Moderate
Resistance to Abrasion	Moderate	Low	Moderate to High	Moderate to High
Longevity	Short to Medium	Medium	Medium to Long	Medium
Minimum Curing Time Before Rain	9 to 18 hours	19 to 24 hours	0 to 24 hours	4 to 8 hours
Compatibility with Existing Vegetation	Good	Poor	Poor	Poor
Mode of Degradation	Biodegradable	Biodegradable	Photodegradable/ Chemically Degradable	Photodegradable/ Chemically Degradable
Labor Intensive	No	No	No	No
Specialized Application Equipment	Water Truck or Hydraulic Mulcher	Water Truck or Hydraulic Mulcher	Water Truck or Hydraulic Mulcher	Water Truck or Hydraulic Mulcher
Liquid/Powder	Powder	Liquid	Liquid/Powder	Powder
Surface Crusting	Yes, but dissolves on rewetting	Yes	Yes, but dissolves on rewetting	Yes
Clean Up	Water	Water	Water	Water
Erosion Control Application Rate	Varies	Varies	Varies	4,000 to 12,000 lbs/acre

- *Soil types and surface materials*- Fines and moisture content are key properties of surface materials. Consider a soil binder’s ability to penetrate, likelihood of leaching, and ability to form a surface crust on the surface materials.
- *Frequency of application*- The frequency of application can be affected by subgrade conditions, surface type, climate, and maintenance schedule. Frequent applications could lead to high costs. Application frequency may be minimized if the soil binder has good penetration, low evaporation, and good longevity.
- Examples of plant material based (short lived) binders are Guar, Psyllium, and Starch.
- Examples of plant material based (long lived) binders are Pitch and Rosin Emulsion.
- Examples of Polymeric Emulsion Blend Binders are Acrylic Copolymers, Liquid Polymers of Methacrylates and Acrylates, Copolymers of Sodium Acrylates and Acrylamides, Poly-Acrylamide and Copolymer of Acrylamide, and Hydro-Colloid Polymers.

The main Cementitious-based binder is Gypsum.

- Applying Soil Binders
  - Follow manufacturer’s written recommendations for application rates, pre-wetting of application area, and cleaning of equipment after use.
  - Prior to application, roughen embankment and fill areas.
  - Consider the drying time for the selected soil binder and apply with sufficient time before anticipated rainfall.

## Maintenance

Structural methods

- Inspect structures periodically, particularly after rainstorms.
- Repair any damage immediately, prior to any reinstallation of the materials.

Soil binders

- Inspect high traffic areas on a daily basis and lower traffic areas on a weekly basis.
- Reapply the selected soil binder as needed for proper maintenance.

## Cost

Structural methods

These structures can be expensive because they require a professional engineer to develop a design (estimate to be 25 to 30 percent of construction costs.) Capital costs include mobilization, grading, grooving, tracking and compacting fill, and installing the structures.

Soil binders

<b>Soil Binder</b>	<b>Cost per Acre</b>
Plant-Material Based (Short Lived) Binders	\$400
Plant-Material Based (Long Lived) Binders	\$1,200
Polymeric Emulsion Blend Binders	\$400
Cementitious-Based Binders	\$800

## Effectiveness

If properly designed and installed, these methods can effectively prevent erosion and mass wasting in areas with steep slopes and erodible soils.

## Sources

- Picture Source: U.S. Environmental Protection Agency, National Pollutant Discharge Elimination System (NPDES), “Construction Site Storm Water Runoff Control: Soil Retention”, [http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_32.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_32.cfm)
- Figure 1 Source: Access Downtown Website. Bellevue, Washington. July 26, 2002 Photo.  
<http://www.accessdowntown.com/Project%20Pages/Current%20NE%208th%20pics/NE8thphotos.htm>
- Figure 2 Source: Leah Blevins, 07/02/2004.
- *California Stormwater Quality Association Stormwater Best Management Practice Handbook Construction*, “Soil Binders Fact-sheet”, 1993.  
[www.cabmphandbooks.com/construction.asp](http://www.cabmphandbooks.com/construction.asp)
- National Pollutant Discharge Elimination System (NPDES) website, “Construction Site Storm Water Runoff Control: Soil Retention.”  
[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_32.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_32.cfm)
- *Erosion and Sediment Control Best Management Practices: Field Manual*, Montana Department of Transportation, “Soil Binder Fact Sheet”, 2003.  
[www.mdt.state.mt.us/research/projects/env/erosion.shtml](http://www.mdt.state.mt.us/research/projects/env/erosion.shtml)

## 15. Chemical Stabilization



- BMP Objectives
- Reduce erosion
  - Improve settling of suspended sediment
  - Soil stabilization
  - Wind erosion control
  - Dust control

- Potential Alternatives
- Temporary seeding
  - Mulching
  - Sod stabilization measures
  - Soil retention measures
  - Geotextiles

### Definition and Purpose

**Chemical stabilizers** provide temporary soil stabilization to disturbed soils. Also known as soil binders or soil palliatives, materials made of vinyl, asphalt, or rubber ore sprayed onto the surface of exposed soils to hold the soil in place and protect against erosion from runoff and wind.

### Applicability

Chemical stabilization can be used in areas where other stabilization methods such as seeding and vegetation are not effective because of environmental constraints. They can be used on:

- Rough graded soils that will be inactive for a period of time,
- Final graded soils before application of final stabilization,
- Temporary haul roads prior to placement of crushed rock surfacing,
- Compacted soil road base,
- Construction staging, materials storage, and layout areas,
- Soil stockpiles, and
- Areas that will be mulched.

They can also be applied to stormwater as it enters sediment basins. This will cause soil particles to bind together and settle within the pond.

Chemical stabilization should be used in combination with other BMPs, such as vegetative or perimeter controls.

### **Limitations**

- Chemical stabilizers can create impervious surfaces where water cannot infiltrate, increasing the rate of storm water runoff.
- Overuse of these stabilizers may adversely affect water quality.
- Chemical stabilization is usually more expensive than vegetative practices.
- Experience with chemical stabilizers is much more limited than with vegetative BMPs.
- Chemical stabilizers shall not be applied directly to water, or a slope flowing directly into a water body without passing through a sediment trap or basin.
- These stabilizers are usually more expensive than vegetative practices.

### **Siting and Implementation Guidelines**

- Chemical stabilizers are available in emulsions, powders, and gel bars or logs.
- The application rates and procedures recommended by the manufacturer of a chemical stabilization product should be followed as closely as possible to prevent the product from forming ponds and to avoid creating impervious areas where storm water cannot infiltrate.
- Chemical stabilizers should be used in conjunction with, not in place of other BMPs.
- Stormwater runoff from chemically stabilized soil should pass through a sediment control BMP prior to discharging to surface waters.
- The use of silt fences should be maximized in chemically stabilized areas.

### **Maintenance**

- Chemically stabilized areas should be regularly inspected for signs of erosion. Stabilizers should be reapplied if necessary.
- Stabilizers should be reapplied on actively worked areas after a 48-hour period.
- If chemically stabilized soil is left undisturbed a reapplication may be necessary after two months.
- More applications may be needed for steep slopes, silty and clayey soils, long grades and high precipitation areas.

### **Cost**

Polyacrylamide, one of the more common soil palliatives, costs between \$4.00 and \$35.00 per pound; a pound can stabilize approximately one acre of land.

## Effectiveness

Effectiveness ranges from 70 to 90 percent, varying by the type of chemical stabilization method used. Effectiveness of each individual stabilizer type depends on soil type, application method, and individual chemical characteristics of the polymer.

## Sources

- Picture Source: U.S. Environmental Protection Agency, National Pollutant Discharge Elimination System (NPDES), “Construction Site Storm Water Runoff Control: Chemical Stabilization”,  
[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_42.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_42.cfm)
- *California Stormwater Quality Association Stormwater Best Management Practice Handbook Construction*, “Polyacrylamide Fact-sheet”, 1993.  
[www.cabmphandbooks.com/construction.asp](http://www.cabmphandbooks.com/construction.asp)
- U.S. Environmental Protection Agency National Pollutant Discharge Elimination System (NPDES) website, “Construction Site Storm Water Runoff Control: Chemical Stabilization” [http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_42.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_42.cfm)
- *Storm Water Management For Industrial Activities, Developing Pollution Prevention Plans and Best Management Practices, Chapter Four*. U.S. Environmental Protection Agency. “Chemical Stabilization Fact-sheet”, 1992.  
[www.epa.gov/npdes/pubs/chap04\\_inguide.pdf](http://www.epa.gov/npdes/pubs/chap04_inguide.pdf)
- *Tennessee Erosion and Sediment Control Handbook*, Tennessee Department of Environment and Conservation. “Polyacrylamide Fact-Sheet”, 2002.  
[www.state.tn.us/environment/wpc/sed\\_ero\\_controlhandbook/](http://www.state.tn.us/environment/wpc/sed_ero_controlhandbook/)

## 16. Stabilized Construction Entrances/Exits



### BMP Objectives

- Erosion control
- Sediment control
- Tracking control

### Potential Alternatives

- None

### Definition and Purpose

**Stabilizing a construction entrance** consists of a stone-stabilized pad located at any point where traffic will be leaving a construction site to a public roadway. Installing a pad of gravel over filter cloth where construction traffic leaves a site causes mud and sediment to be removed from the vehicle's wheels when it drives over the gravel pad, and offsite transport of soil is reduced. The filter fabric separates the gravel from the soil below, preventing the gravel from being ground into the soil.

In addition to the gravel, it is also wise to establish a vehicle washing station at the site entrance. Runoff from this washing station should be diverted into a sediment trap and disposed of properly.

### Applicability

Construction entrance/exit stabilization is applicable at any location where construction traffic leaves or enters an existing paved road. This is a very useful public relations tool, as the entrance/exit is the most publicly visible aspect of many construction sites. Entrance stabilization can improve the appearance to passersby and improves public perception.

This practice is also useful on sites adjacent to water bodies, and where surrounding soils are poor.

## Limitations

- Despite the stabilization mechanisms, some soil may still be deposited from construction vehicles onto paved surfaces, necessitating sweeping of the paved area.
- If using a wash station, a reliable water source must be made available.
- Entrances/exits require periodic top dressing with additional stones.
- Entrances/exits should be constructed on level ground only.

## Siting and Implementation Guidelines

- Figure 1 on the Diagrams page shows a typical construction exit.
- Entrances should be stabilized before the construction begins.
- Make the entrances long and wide enough that the largest vehicle to enter the site will fit in the entrance with room to spare.
- If it is expected to be a high-traffic entrance it should be wide enough for the passage of two vehicles at the same time with room to spare.
- If a site entrance leads to a paved road, the end of the entrance should be “flared” (made wider as in the shape of a funnel) so that long vehicles do not leave the stabilized area when turning onto or off of the paved roadway.
- Stones and gravel used in stabilization should be large enough that they are not carried away on construction traffic. They should also not be sharp-edged stones because of the risk of punctured vehicle tires.
- Install the gravel at a depth of at least 6 inches the entire length and width of the entrance.
- Limit the points of entrance/exit to the construction site.
- Limit the speed of entering vehicles to control dust.
- Properly grade each construction entrance to prevent runoff from leaving the site.

## Maintenance

- Inspect and maintain entrances until construction site has been fully stabilized.
- Periodically add stone and gravel to the entrance to maintain effectiveness.
- Sweep errant soil immediately for proper disposal.
- Periodically remove the sediment from traps.
- Keep all temporary roadway ditches clear.
- Remove gravel and filter fabric at the end of construction.

## Cost

Average annual cost for installation and maintenance may vary from \$1,200 to \$4,800 each, averaging \$2,400 per entrance. Costs will increase with the addition of a washing rack and sediment trap. With the wash rack, costs range from \$1,200 to \$6,000, averaging \$3,600 per entrance.

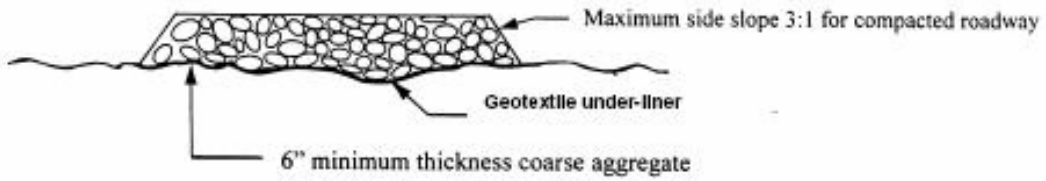
## Effectiveness

This method is effective only if it is carried out on all entrances. Otherwise the sediment saved at one entrance exits another. Effectiveness is optimized when a wash station is installed and used.

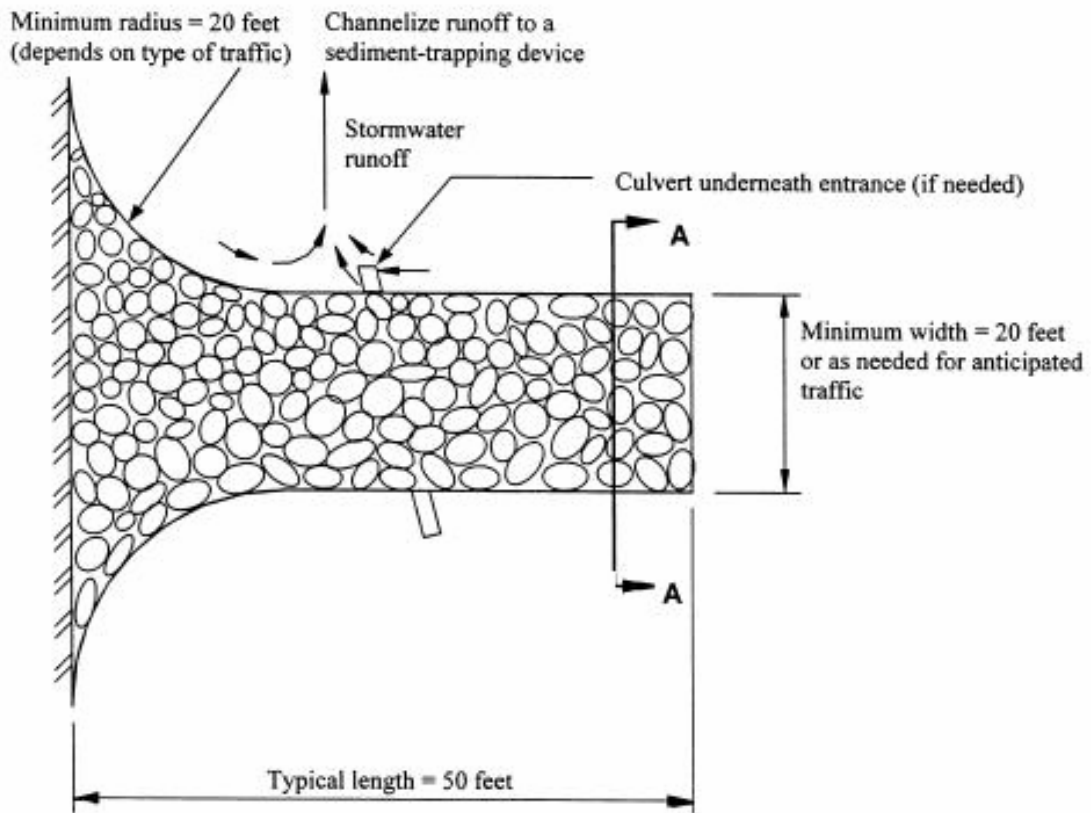
## Sources

- Picture source: U.S. Environmental Protection Agency, National Pollutant Discharge Elimination System (NPDES), “Construction Site Storm Water Runoff Control: Construction Entrances”,  
[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_7.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_7.cfm)
- Figures 1 Source: *Tennessee Erosion and Sediment Control Handbook*, Tennessee Department of Environment and Conservation. “Construction Exit Fact-Sheet”, 2002.  
[www.state.tn.us/environment/wpc/sed\\_ero\\_controlhandbook/](http://www.state.tn.us/environment/wpc/sed_ero_controlhandbook/)
- *California Stormwater Quality Association Stormwater Best Management Practice Handbook Construction*, “Stabilized Construction Entrance/Exit Fact-sheet”, 1993.  
[www.cabmphandbooks.com/construction.asp](http://www.cabmphandbooks.com/construction.asp)
- National Pollutant Discharge Elimination System (NPDES) website, “Construction Site Storm Water Runoff Control: Construction Entrances.”  
[http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_7.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_7.cfm)
- *Tennessee Erosion and Sediment Control Handbook*, Tennessee Department of Environment and Conservation. “Construction Exit Fact-Sheet”, 2002.  
[www.state.tn.us/environment/wpc/sed\\_ero\\_controlhandbook/](http://www.state.tn.us/environment/wpc/sed_ero_controlhandbook/)

Diagrams



**SECTION A-A**



**Figure 1: Stabilized Construction Exit**

## 17. Dust Control



### BMP Objectives

- Sediment control
- Wind erosion control

### Potential Alternatives

- None

## Definition and Purpose

**Dust control** or wind erosion control consists of applying dust suppressants as necessary to prevent soil erosion. Construction sites are good candidates for dust control measures because land disturbance from clearing and excavation generates a large amount of soil disturbance and open space for wind to pick up dust particles. The two main threats from dust are: 1) sediment and water pollution from dust carried off-site, and 2) respiratory health problems and inhospitable working environment due to blowing dust problems. In accordance with City of Casper Ordinance, watering of construction areas shall not constitute an approved BMP for erosion and sediment control. Chemical stabilizers shall be used for sediment and erosion control.

## Applicability

These controls should be considered for any exposed soils that may be eroded by the wind. Earthmoving activities are the major source of dust, but any traffic can contribute. They are also useful for soil storage piles and areas with unstabilized areas.

## Limitations

- Some types must be reapplied or replenished regularly. If evaporation is high, water reapplication may need to be nearly constant.
- The spray of water may cause increased offsite tracking of mud.
- These methods are not as effective as other controls, such as seeding and mulching.
- Effectiveness depends on soil, temperature, humidity, wind velocity, and wind

direction.

- Over watering may cause erosion.

### Siting and Implementation Guidelines

- The amount of soil exposed will dictate the quantity of dust generation and transport.
- If land must be disturbed, use additional erosion and stabilization methods
- Table 1 shows a list of dust control options, and where they can be effectively utilized. See other Fact Sheets for more information.

<b>Table 1: Appropriate Site Conditions for Dust Control Practices</b>									
<b>Site Conditions</b>	<b>Practices</b>								
	<b>Permanent Vegetation</b>	<b>Mulch</b>	<b>Watering</b>	<b>Chemical Suppression</b>	<b>Gravel or Asphalt</b>	<b>Silt Fence</b>	<b>Construction Entrance</b>	<b>Truck Covers</b>	<b>Minimize Disturbed Area</b>
Not Subject to Traffic	X	X	X	X	X				X
Subject to Traffic			X	X	X		X		X
Stock Pile Stabilization			X	X		X			X
Demolition			X				X	X	
Clearing/Excavating			X	X		X			X
Truck Traffic on Unpaved Roads			X	X	X		X	X	
Mud/Dirt Carry Out					X		X		

### Maintenance

- For maintenance of various methods, see other Fact Sheets.
- Monitor BMPs for effectiveness.

### Cost

A manufacturer of a chemical stabilizer estimated the cost to be \$1,089 per acre for application to road surfaces, but the costs could vary widely. Also, aggregate costs could be much higher because of the necessity of frequent application.

### Effectiveness

The methods have varying levels of effectiveness, and most can be found on their individual fact sheets. Chemical soil treatments effectiveness ranges from 70 to 90 percent. Water spraying is also effective in the short time until it dries.

## Sources

- Picture Source: Soltac, Applications Methods website, [www.soiltac.com/ Application\\_Methods.html](http://www.soiltac.com/Application_Methods.html)
- *California Stormwater Quality Association Stormwater Best Management Practice Handbook Construction*, “Wind Erosion Control Fact-sheet”, 1993. [www.cabmphandbooks.com/construction.asp](http://www.cabmphandbooks.com/construction.asp)
- *Erosion and Sediment Control Best Management Practices: Field Manual*, Montana Department of Transportation, “Wind Erosion Control Fact Sheet”, 2003. [www.mdt.state.mt.us/research/projects/env/erosion.shtml](http://www.mdt.state.mt.us/research/projects/env/erosion.shtml)
- National Pollutant Discharge Elimination System (NPDES) website, “Construction Site Storm Water Runoff Control: Dust Control.” [http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site\\_11.cfm](http://cfpub.epa.gov/npdes/stormwater/menuofbmps/site_11.cfm)
- *Storm Water Management For Industrial Activities, Developing Pollution Prevention Plans and Best Management Practices, Chapter Four*. U.S. Environmental Protection Agency. “Dust Control (Land Disturbance and Demolition Areas Fact- sheet”, 1992. [www.epa.gov/npdes/pubs/chap04\\_inguide.pdf](http://www.epa.gov/npdes/pubs/chap04_inguide.pdf)
- *Casper Wyoming Municipal Code*. Chapter 12.20.065, “Erosion and Sediment Control- Plan Requirements.” <http://municipalcodes.lexisnexis.com/codes/casper/>

## 18. Street Sweeping and Vacuuming



### BMP Objectives

- Sediment control
- Tracking control
- Soil stabilization

### Potential Alternatives

- None

### Definition and Purpose

**Street sweeping** is a practice used to remove soil and other sediments from streets and roadways in order to prevent them from entering storm drains and receiving. Self-propelled and walk behind equipment are used in the sweeping and vacuuming process.

### Applicability

It is appropriate to sweep the streets anywhere where sediment is tracked onto public or private paved streets, typically at the area of construction entrance/exit.

### Limitations

- Sweeping is not very effective when the sediment is wet, or when it is caked on.
- Do not use kick brooms or sweeper attachments.
- Visible sediment must be swept on a daily basis.

### Siting and Implementation Guidelines

- Control the number of entrances/exits so that sweeping will be necessary in fewer places.
- Sweep sediment on a daily basis.
- Do not use kick brooms or sweeper attachments, as dirt will only be spread, not removed.

- If there is no trash or debris, consider incorporating the removed sediment back into the project.

### **Maintenance**

- Inspect access points at least daily to sweep up sediment.
- Do not sweep up any unknown substances.
- Adjust brooms frequently, maximizing the sweeping operations.

### **Cost**

Rental rates vary depending on the size of the sweeper. Rates range from \$58/hour to \$88/hour, plus operator costs.

### **Effectiveness**

If used at an appropriately frequent rate, sweepers can remove any sediment on paved ground.

### **Sources**

- Picture Source: City of Berkeley, California Public Works Department, “Residential Street Sweeping Program”  
<http://www.ci.berkeley.ca.us/pw/swm/stsweep.html>
- *California Stormwater Quality Association Stormwater Best Management Practice Handbook Construction*, “Street Sweeping and Vacuuming Fact-sheet”, 1993. [www.cabmphandbooks.com/construction.asp](http://www.cabmphandbooks.com/construction.asp)
- *Erosion and Sediment Control Best Management Practices: Field Manual*, Montana Department of Transportation, “Street Sweeping and Vacuuming Fact Sheet”, 2003. [www.mdt.state.mt.us/research/projects/env/erosion.shtml](http://www.mdt.state.mt.us/research/projects/env/erosion.shtml)

## **APPENDIX D**

### **STORMWATER POLLUTION PREVENTION PLAN TRAINING LOG**

# Stormwater Pollution Prevention Plan Training Log

## North System Pipeline Relocation Project

Date: \_\_\_\_\_

Trainer: \_\_\_\_\_

Topics Covered:

- |   |  |
|---|--|
| <input type="checkbox"/> Storm Water Regulations<br><input type="checkbox"/> Purpose of the Storm Water Permit<br><input type="checkbox"/> Requirements of the Storm Water Permit<br><input type="checkbox"/> Components of the SWPPP<br><input type="checkbox"/> Good Housekeeping Procedures<br><input type="checkbox"/> Best Management Practices<br><input type="checkbox"/> Inspections<br><input type="checkbox"/> Record Keeping/Reporting | <input type="checkbox"/> Storm Water Discharges<br><input type="checkbox"/> Non-Storm Water Discharges<br><input type="checkbox"/> Changes to the SWPPP<br><input type="checkbox"/> Other: _____ |
|---|--|

	Printed Name	Company	Signature	Date
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				

**APPENDIX E**  
**FIELD INSPECTION & MAINTENANCE FORM**

## Inspection and Maintenance Form

1. Permit Authorization Number:

2. Inspection Date: \_\_\_\_\_ Inspection Time Period: \_\_\_\_\_

3. "SWPPP Administrator" Name(s) and Title(s) Performing Inspection:

\_\_\_\_\_

4. Others Present During Inspection (Name/Affiliation):

\_\_\_\_\_

\_\_\_\_\_

5. Type of Inspection (check one):
- |                                  |                          |
|----------------------------------|--------------------------|
| Weekly Routine                   | <input type="checkbox"/> |
| Biweekly Routine                 | <input type="checkbox"/> |
| Post-Storm Event                 | <input type="checkbox"/> |
| Temporarily Inactive or Shutdown | <input type="checkbox"/> |
| Completed Earthwork/Construction | <input type="checkbox"/> |

6. Weather Conditions (temperature, ground conditions (dry, wet, snowcover, etc.), recent (within past 24 hours) or current rainfall/snowmelt event):

\_\_\_\_\_

\_\_\_\_\_

7. Storm water runoff occurring: Yes  No

8. Confirm the following areas were inspected for the construction activity by checking the appropriate box.

- |   |     |                          |    |                          |
|---|-----|--------------------------|----|--------------------------|
| Site perimeter:   | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| All areas disturbed by construction activity:                                 | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| BMPs:   | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Material and/or waste storage areas that are exposed to rainfall or snowmelt: | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Discharge locations:  | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Vehicle/equipment management areas:   | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Other construction activity support areas:                                    | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Locations where vehicles access the site:                                     | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |
| Other areas where potential pollutants may be generated:                      | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> |

9. Location(s) and description of discharges of sediment or other potential pollutants from the site:

\_\_\_\_\_

\_\_\_\_\_

10. Location(s) and description of BMPs that need to be maintained:

---

---

---

11. Location(s) and description of BMPs that failed to operate as designed or proved inadequate for a particular location:

---

---

---

12. Location(s) and descriptions where additional BMPs are needed that were not in place at the time of inspection:

---

---

---

13. Deviations from the minimum inspection schedules, as provided in the permit:

---

---

---

14. Description of corrective action taken for items identified in items #9 through #12 above, respective dates for the corrective action(s) taken for each, and respective measures taken to prevent future recurrences for each (including consequent changes to the SWPPP):

---

---

---

---

---

15. Identify any incidents of noncompliance with the requirements of the General Permit:

---

---

---

---

---

16. Additional Inspection Findings/Notes Not Specified Elsewhere:

---

---

---

---

17. Certification Statement and Signature For This Inspection Form:

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 gathered and evaluated the information submitted. Based on my inquiry of the persons who manage the system, or those persons directly responsible for gathering the information, 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 (type or print): \_\_\_\_\_

Title (type or print): \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

---

**APPENDIX F**

**COMPLETED FIELD INSPECTION AND MAINTENANCE FORMS**