

practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

- 2.2 Clean Water Act. The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.), and any subsequent amendments thereto.
- 2.3 Construction Activity. Activities requiring authorization under the SPDES permit for stormwater discharges from construction activity, GP-02-01, as amended or revised. These activities include construction projects resulting in land disturbance of one or more acres. Such activities include but are not limited to clearing and grubbing, grading, excavating, and demolition.
- 2.4 NYSDEC. The New York State Department of Environmental Conservation.
- 2.5 Design professional. New York State licensed professional engineer or licensed architect.
- 2.6 Hazardous Materials. Any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.
- 2.7 Illicit Connections. Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the MS4, including but not limited to:
 1. Any conveyances which allow any non-stormwater discharge including treated or untreated sewage, process wastewater, and wash water to enter the MS4 and any connections to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or
 2. Any drain or conveyance connected from a commercial or industrial land use to the MS4 which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.
- 2.8 Illicit Discharge. Any direct or indirect Non-Stormwater Discharge to the MS4, except as exempted in Section 6 of this Policy.
- 2.10 Intentionally Omitted.
- 2.11 MS4. Municipal Separate Storm Sewer System.
- 2.12 Municipal Separate Storm Sewer System. A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):
 1. Owned or operated by the College;

- 2.20 Stormwater. Rainwater, surface runoff, snowmelt and drainage.
- 2.21 Stormwater Management Officer (SMO). An employee of the College designated by the College to enforce this Policy. The SMO may also be designated by the College to accept and review stormwater pollution prevention plans, forward the plans to the College's architect and/or project planners and inspect stormwater management practices. The SMO may designate a qualified professional to carry out some of these responsibilities.
- 2.22 303(d) List. A list of all surface waters in the state for which beneficial uses of the water (drinking, recreation, aquatic habitat, and industrial use) are impaired by pollutants, prepared periodically by NYSDEC as required by Section 303(d) of the Clean Water Act. 303(d) listed waters are estuaries, lakes and streams that fall short of state surface water quality standards and are not expected to improve within the next two years.
- 2.23 TMDL. Total Maximum Daily Load.
- 2.24 Total Maximum Daily Load. The maximum amount of a pollutant to be allowed to be released into a waterbody so as not to impair uses of the water, allocated among the sources of that pollutant.
- 2.25 Wastewater. Water that is not stormwater, is contaminated with pollutants and is or will be discarded.

SECTION 3 APPLICABILITY

This Policy shall apply to all water entering the College's MS4 generated on any developed and undeveloped College property unless explicitly exempted by an authorized enforcement agency

SECTION 4 RESPONSIBILITY FOR ADMINISTRATION

The Stormwater Management Officer(s) (SMO(s)) shall administer, implement, and enforce the provisions of this Policy.

SECTION 5 SEVERABILITY

The provisions of this Policy are hereby declared to be severable. If any provision, clause, sentence, or paragraph of this Policy or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Policy.

SECTION 6 DISCHARGE PROHIBITIONS

- 6.1 Prohibition of Illicit Discharges.
No person shall discharge or cause to be discharged into the MS4 any materials other than stormwater except as provided in Section 6.1.1. The commencement, conduct or continuance of any illegal discharge to the MS4 is prohibited except as described as follows:

- 6.1.1 The following discharges are exempt from discharge prohibitions established by this

Policy, unless the NYSDEC or the College has determined them to be substantial contributors of pollutants: water line flushing or other potable water sources, landscape irrigation or lawn watering, existing diverted stream flows, rising ground water, uncontaminated ground water infiltration to storm drains, uncontaminated pumped ground water, foundation or footing drains, crawl space or basement sump pumps, air conditioning condensate, irrigation water, springs, , natural riparian habitat or wetland flows, dechlorinated swimming pool discharges, campus street wash water, water from fire fighting activities, and any other water source not containing pollutants. Such exempt discharges shall be made in accordance with an appropriate plan for reducing pollutants.

- 6.1.2 Discharges approved in writing by the SMO to protect life or property from imminent harm or damage, provided that, such approval shall not be construed to constitute compliance with other applicable laws and requirements, and further provided that such discharges may be permitted for a specified time period and under such conditions as the SMO may deem appropriate to protect such life and property while reasonably maintaining the purpose and intent of this Policy.
- 6.1.3 Dye testing in compliance with applicable state and local laws is an allowable discharge, but requires a verbal notification to the SMO prior to the time of the test.
- 6.1.4 The prohibition of Illicit Discharges shall not apply to any discharge permitted under a SPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the NYDEC, provided that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the MS4.

6.2 Prohibition of Illicit Connections.

- 6.2.1 The construction, use, maintenance or continued existence of Illicit Connections to the MS4 is prohibited.
- 6.2.2 This prohibition expressly includes, without limitation, Illicit Connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.
- 6.2.3 A person is considered to be in violation of this Policy if the person connects a line conveying sewage to the College's MS4, or allows such a connection to continue.

SECTION 8 PROHIBITION AGAINST ACTIVITIES CONTAMINATING STORMWATER

8.1 Activities that are subject to the requirements of this section are those types of activities that:

- 8.1.1 Cause or contribute to a violation of the College's MS4 SPDES permit.

8.1.2 Cause or contribute to the College being subject to the Special Conditions as defined in Section 2 (Definitions) of this Policy.

8.2 Upon notification to a person that he or she is engaged in activities that cause or contribute to violations of the College's MS4 SPDES permit authorization, that person shall take all reasonable actions to correct such activities such that he or she no longer causes or contributes to violations of the College's MS4 SPDES permit authorization.

SECTION 9 REQUIREMENT TO PREVENT, CONTROL, AND REDUCE STORMWATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES

9.1 Where the SMO has identified Illicit Discharges as defined in Section 2 or activities contaminating stormwater as defined in Section 8, the College may require implementation of Best Management Practices (BMPs) to control those Illicit Discharges and activities.

9.1.1 The College shall provide reasonable protection from accidental discharge of prohibited materials or other wastes into the College's MS4 through the use of structural and non-structural BMPs. .

9.1.2 Any person responsible for an activity on campus property , which is, or may be, the source of an illicit discharge as defined in Section 2 or an activity contaminating stormwater as defined in Section 8, may be required to pay for the implementation of additional structural and non-structural BMPs to reduce or eliminate the source of pollutant(s) to the College's MS4.

9.1.3 Compliance with all terms and conditions of the College's valid SPDES permit authorizing the discharge of stormwater associated with a College activity, to the extent practicable, shall be deemed compliance with the provisions of this section.

SECTION 10 SUSPENSION OF ACCESS TO THE COLLEGE'S MS4

10.1 The SMO may, without prior notice, suspend MS4 discharge access to a person when such suspension is necessary to stop an actual or threatened discharge which presents or may present imminent and substantial danger to the environment, to the health or welfare of persons, or to the MS4. The SMO shall notify the person of such suspension within a reasonable time thereafter in writing of the reasons for the suspension. If the violator fails to comply with a suspension order issued in an emergency, the SMO may take such steps as deemed necessary to prevent or minimize damage to the MS4 or to minimize danger to persons.

10.2 Suspension due to the detection of Illicit Discharge. Any person discharging to the College's MS4 in violation of this Policy may have their MS4 access terminated if such termination would abate or reduce an Illicit Discharge. The SMO will notify a violator in writing of the proposed termination of its MS4 access and the reasons therefor. The violator may petition the SMO for a reconsideration and hearing. Access may be granted by the SMO if he/she finds that the Illicit Discharge has ceased and the discharger has taken steps to prevent its

recurrence. Access may be denied if the SMO determines in writing that the Illicit Discharge has not ceased or is likely to recur. A person commits an offense if the person reinstates MS4 access to Premises terminated pursuant to this Section, without the prior approval of the SMO.

SECTION 11 CONSTRUCTION ACTIVITY DISCHARGES

Any person subject to a Construction Activity SPDES Stormwater Discharge Permit for any building or land development activity at the College shall comply with all provisions of such Permit. Compliance with such Permit shall cEdquird pnd dT0.0005 Tc 022.35 0 Td{enor cd pn an mter il otrm)