

Part I: Determining Eligibility for MS4 Waiver

Useful Websites

- Stormwater MS4 Permit and Forms
 - <http://www.dec.ny.gov/chemical/43150.html>
- MS4 Toolbox
 - <http://www.dec.ny.gov/chemical/8695.html>

Determine Eligibility

- Use the MS4 Decision Tree and steps in the guidance video to help walk you through the criteria
- If you feel that you meet all criteria and are eligible for the waiver send a letter to the address below requesting the waiver.

MS4 Coordinator
NYS DEC, Division of Water
Bureau of Water Permits
625 Broadway
Albany, NY 12233-3505

Example language for letter

Dear MS4 Coordinator,

We would like to request a waiver from the requirements of the MS4 general permit in accordance with 40 CFR 122.32(d). We have reviewed the waiver criteria and believe that our MS4 serves a population of less than 1,000 within the urbanized area and does not discharge to any impaired waterbody , including any discharge that may flow through another MS4. Please consider granting us a waiver based on this information.

If you have any questions, please feel free to contact me,

Sincerely,

Town of Clean Water

Next Step

- The Department will review your waiver request.
- Department will respond with a letter indicating that they have received and reviewed the waiver request and attach the formal waiver form that you will need to complete and return.

PLEASE BE ADVISED

- If it is determined that you are ineligible for a waiver you will need to submit a Notice of Intent by the date indicated on the original notification letter.