

# Draft Construction General Permit (CGP) Update

June 22, 2021



# Presentation Outline

## Draft CGP Update

- 💧 Regulatory Background
- 💧 Reissuance Timeline
- 💧 Notable Changes – minimal cost impacts/savings
- 💧 Notable Changes – potential significant cost impacts
- 💧 Project Delivery Impacts

# Regulatory Background

- Regulates discharges of stormwater and non-stormwater from construction sites
- Applies to projects disturbing one (1) or more acres of soil or projects that disturb less than one acre but are part of a larger common plan of development
- Last adopted in 2009; effective in 2010
- Expired in 2014; Administratively extended until effective date of reissued permit
- Proposed CGP reissuance must implement existing regulatory requirements not included in the existing permit

## Construction General Permit

2009-0009-DWQ amended by  
2010-0014-DWQ & 2012-0006-  
DWQ





# Reissuance Timeline (Estimated Dates)

SB/CT/HSR/Industry Collaboration

● → 02/12/2021

SWB Revising Draft CGP

● → May 28, 2021

Public Comment Period

● → 77 Days – Ends Aug. 13, 2021

Comment Response

● → Oct. 2021

Comment Posting

● → Nov. 2021

Adoption

Hearing – to ● →

be determined



● Current Status

◆ Public Hearing - Aug. 4, 2021

■ Estimated Effective date: July 1, 2023

# Notable Changes – minimal cost impacts/savings

- 💧 Removal of rain event action plans
- 💧 Revised monitoring frequency
- 💧 More efficient permit termination process
- 💧 Requirements to minimize toxicity to waters when using passive treatment chemicals
- 💧 Control of trash from construction sites

# Notable Changes – potential for significant cost impacts

- 💧 Grandfathering – Existing projects required to transition coverage under new CGP at the Effective Date could result in significant impact to publicly funded projects
- 💧 Numeric discharge limitations apply to projects that discharge to specific impaired water bodies, including emergency projects
- 💧 Increased stormwater professional involvement at construction sites
- 💧 Permit coverage required for pavement rehabilitation projects

# Project Delivery Impacts – Capital & Support

- 💧 State Board working with stakeholders on permit language and accepting comments through August 3, 2021
- 💧 Cost impacts may exceed planned/programmed allocations
- 💧 Project Level – Capital and Support Cost Increases
  - Active construction contract change orders
  - Project Development
- 💧 Program Administration:
  - Revise Stormwater Management Plan
  - Revise Standard Special Provisions & Standard Plans
  - Revise Caltrans guidance documents, manuals , and Stormwater Pollution Prevention Plan template
  - Develop and implement training