



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. BOX 3378
HONOLULU, HI 96801-3378

In reply, please refer to:
DOH/CWB

R10D388.FNL.09

September 15, 2009

The Honorable Brennon T. Morioka, P.E., Ph.D.
Director
Department of Transportation
869 Punchbowl Street
Honolulu, Hawaii 96813

Attention: Mr. Glenn M. Yasui
Highways Administrator

Dear Dr. Morioka:

Subject: NOTICE OF GENERAL PERMIT COVERAGE (NGPC)
National Pollutant Discharge Elimination System (NPDES)
Castle Hills Access Road, Drainage Improvements, Project No. HWY-O-04-98
Kaneohe, Island of Oahu, Hawaii
File No. HI R10D388

In compliance with the provisions of the Clean Water Act, as amended, (33 U.S.C. §1251 et seq.; the "Act"); Hawaii Revised Statutes, Chapter 342D; and Hawaii Administrative Rules (HAR), Chapters 11-54 and 11-55, Department of Health (DOH), State of Hawaii,

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION (DOT)
HIGHWAYS DIVISION (HWYS)

(hereinafter PERMITTEE)

is authorized to discharge storm water associated with construction activity from the subject project located at Kupohu Street and Pilina Way, in Kaneohe, Island of Oahu, Hawaii, TMK: (1) 4-5-024:002, 003, 004, and 005; and 4-5-108:068, 069, 070, 071, 072, 073, and 074, to the Class 2, Inland waters, identified in the following table:

Discharge Point	Receiving Water	Latitude (N)	Longitude (W)
1 (Upper Limit)	Kapunahala Stream	21°24'13"	157°48'37"
1 (Lower Limit)	Kapunahala Stream	21°24'13"	157°48'33"
2	Kapunahala Stream	21°24'14"	157°48'31"
3	Keapuka Stream	21°24'13"	157°48'23"

This NGPC will take effect on the date of this notice. This NGPC will expire at midnight, October 21, 2012, or when amendments to HAR, Chapter 11-55, Appendix C, are adopted, whichever occurs first. Any non-compliance with the conditions of this NGPC may be subject to penalties of up to \$25,000 per violation per day.

The Permittee shall:

1. Comply with HAR, Chapter 11-55, Appendix C, NPDES General Permit Authorizing Discharges of Storm Water Associated with Construction Activities (enclosed).
2. Comply with HAR, Chapter 11-55, Appendix A, DOH, Standard General Permit Conditions (enclosed).
3. Comply with HAR, Sections 11-55-34.04(a), 11-55-34.07, 11-55-34.11, and 11-55-34.12 (enclosed) and any other applicable Sections of HAR, Chapter 11-55.
4. Comply with all materials submitted in and with the Notice of Intent (NOI), dated April 20, 2009, and additional information, dated August 18, 2009, and September 2, 2009.
5. Retain a copy of this NGPC and all other related materials at the job site or nearby field office.
6. Notify the Director of Health of the construction start date by e-mail at cleanwaterbranch@doh.hawaii.gov or fax at (808) 586-4352 within seven (7) calendar days before the start of each phase of construction activities. All communication, including but not be limited to the e-mail and fax, with the Clean Water Branch (CWB) shall include the File No. HI R10D388 and the certification statement below. The notification will only be accepted from the person qualified in accordance with HAR, Chapter 11-55, Section 11-55-34.08(f).
7. Implement, operate, and maintain the project site-specific Best Management Practices (BMPs) Plan to ensure that storm water discharges associated with construction activities will not cause or contribute to a violation of applicable State water quality standards.
8. Submit the following **site-specific** information in accordance with the CWB NOI General Form and CWB-NOI Form C (Rev. 08/01/2007) to the CWB for review and comment **at least 30 calendar days prior to the start of each phase of construction activities, as applicable:**

All questions/concerns that the DOH may have must be answered to the satisfaction of the CWB, and you must receive CWB written acceptance of your submittal prior to the start of each phase of construction.

- a. A hard copy of the General Contractor information (Item No. 3 of the CWB NOI General Form) **and** the CWB NOI General Form with the General Contractor information submitted via "Submit by Email" button.
- b. Site-Specific Construction BMPs Plan (Item No. C.8.c. of the CWB-NOI Form C):
 - i. Construction Plan(s) showing the Construction Baseyard and/or staging areas (Item No. C.8.a.ii.(6) of the CWB-NOI Form C). Provide the location and BMPs to prevent discharge of pollutant(s) to State waters.
 - ii. Concrete Truck Wash Water (Item No. C.8.a.ii.(7) of the CWB-NOI Form C). Provide the location for the handling and disposal method of the concrete truck wash water. Show this information on a map or plan with detailed drawings and dimensions.
 - iii. Saw Cutting Slurry (Item No. C.8.a.ii.(7) of the CWB-NOI Form C). Provide the location for the handling and disposal method of the saw cutting slurry water. Show this information on a map or plan with detailed drawings and dimensions.
 - iv. Updated Construction Schedule (Item No. C.8.b.vi. of the CWB-NOI Form C).
9. Review the effectiveness and adequacy of the implemented site-specific BMPs Plan(s) and Erosion and Sediment Control (ESC) Plan(s) at a minimum of once per week, and update the plan as often as necessary. Any changes(s) to the site-specific BMPs Plans and/or ESC Plans or correction(s) to information already on file with the CWB shall be submitted to the CWB as soon as such change(s) or correction(s) arises. The Permittee shall properly address all related concerns and/or comments to the CWB's satisfaction.
10. For future submittals include the **File No. HI R10D388** and the following certification statement in your cover letter:

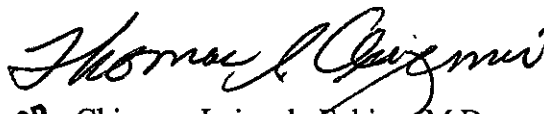
"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage 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."

11. Complete and submit the Solid Waste Disclosure Form for Construction Sites to the DOH, Solid and Hazardous Waste Branch, Solid Waste Section as specified on the form at least 30 calendar days before the start of each phase of construction activities. The form can be downloaded at:
<http://www.hawaii.gov/health/environmental/waste/sw/pdf/swdiscformnov2008.pdf>.
12. Complete and submit the Notice of Cessation (NOC) Form (CWB-NOC Form) to the CWB within two (2) weeks of completion of each phase of the subject project. The CWB-NOC Form can be downloaded from our website at:
<http://www.hawaii.gov/health/environmental/water/cleanwater/forms/pdf/cwb-noc.pdf>.
13. Know that as of the date of this letter, Mr. Russell Arakaki of ParEn, Inc. dba Park Engineering is no longer recognized as the duly authorized representative. Mr. Glenn Yasui or the Administrator of the DOT-HWYS is recognized as the duly authorized representative to submit information/documents for compliance with the NGPC conditions, except submittal of the CWB-NOC Form. A new authorized representative may be appointed by submitting a hard copy of the information on CWB NOI General Form: Item Nos. 6.c. or 6.d. – Authorized Representative Information; a hard copy of Item No.7. – Certification; **and** the CWB NOI General Form with the revised Authorized Representative Information submitted via “Submit by Email” button.

The Permittee is responsible for obtaining other Federal, State, or local authorizations as required by law.

If you have any questions, please contact Mr. Shane Sumida of the Engineering Section, CWB, at 586-4309.

Sincerely,


FOR Chiyome Leinaala Fukino, M.D.
Director of Health

- Enclosures:
1. HAR, Sections 11-55-01 and 11-55-34 to 11-55-34.12
 2. HAR, Chapter 11-55, Appendices A and C
 3. Title 40, Code of Federal Regulations Citations as referenced in HAR, Chapter 11-55, Water Pollution Control, Appendix A
 4. Hawaii DOH Customer Satisfaction Survey
- c: Mr. Russell Arakaki, ParEn, Inc. dba Park Engineering
(w/Receipt No. 25904 for \$500 Filing Fee only)
Mr. Glenn Yasui, DOT-HWYS (w/o encls.) [via fax 587-2340 only]

004 H 450

STATE OF HAWAII
OFFICIAL RECEIPT

No. 25904

Clean Water Branch

Department or Agency

DATE:

May 19

2009

RECEIVED from

Par En, Inc. dba park engineering

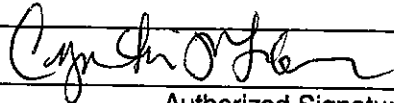
Five hundred dollars or

DOLLARS

Payment for a application for a NPDES (NGPC) R10D380

Castle Hills Access Road, Drainage Improvements

\$ 500.00 ck # 137
(0231) 5/11/09



Authorized Signature