STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

PUBLIC NOTICE

Announcing the 2027 Construction General Permit (Permit No. WAR10F00) National Pollutant Discharge Elimination System (NPDES) Permit Request for Clean Water Act Section 401 Water Quality Certification.

Proposed Permit

The United States Environmental Protection Agency (EPA) requested Washington State Department of Ecology (Ecology) Clean Water Act (CWA) Section 401 Water Quality Certification on October 15, 2026, for the following draft permit: NPDES 2027 Construction General Permit.

Purpose of the Permit

The current 2022 Construction General Permit expires on February 16, 2027. The draft 2027 General Permit covers discharges of effluent from stormwater discharges from construction activities into waters of the United States where EPA is the NPDES permitting authority. Once modified, the 2027 General Permit will replace the 2022 general permit and will be valid until 2032. The 2027 permit has updated conditions that include submitting electronic Stormwater Pollution Prevention Plans, requirements regarding stabilizing sediment basins before initial use and language updates to align with the supreme courts 2025 City and County of San Francisco v.EPA decision.

Purpose of the Section 401 Water Quality Certifications

Section 401 Water Quality Certification of the CWA provides that the federal government may not issue a permit relating to any activity which may result in any discharge into the navigable waters until a certification is granted or waived by the state in which the discharge originates, or will originate.

The state certification evaluates whether the discharge will comply with the applicable provisions of sections 301, 302, 306, and 307 of the CWA and the appropriate requirements of state law. Ecology will review the draft permits pursuant to Section 401 Water Quality Certification of the CWA, and with applicable provisions of State water pollution control laws.

Copies of the Draft Permits

Draft NPDES permit documents for the NPDES 2027 Construction General Permit are available online.

EPA iniatiated a comment period on August 3, 2026 which ended on September 17, 2026. Please contact EPA staff, Jill Seale at seale.jill@epa.gov or 206-553-1582 with questions related

to EPA's 2027 Construction Stormwater Permit documents and comment period. Ecology is not accepting comments on the contents of the draft permit.

Submitting Written Comments

Ecology is requesting comments from the public, state and local agencies, Tribes, and other interested parties on EPA's request, in relation to water pollution control considerations. Ecology will accept written comments from November 2-November 23, 2026. Ecology prefers comments be submitted electronically via the online portal. Alternatively, comments may be supplied by email or in a letter format mailed directly to Ecology.

Submit comments online (preferred method)
https://ecology.commentinput.com?id=Wdcx2TBVYg

Submit comments by mail to:

Amanda Gillen
Water Quality Program
Washington State Department of Ecology
PO Box 47600
Olympia, WA 98504-7600

Email: amanda.gillen@ecy.wa.gov

You must provide comments before midnight, November 23, 2026. Written comments must be postmarked no later than midnight, November 23, 2026.