



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47600, Olympia, WA 98504-7600 • 360-407-6000

September 6, 2023

Greg Hansen
City of Ferndale
2095 Main St
Ferndale, WA 98248-9468

WAR045552
FERNDAL CITY
2095 MAIN ST
Ferndale, WA 98248

**RE: Duty to Reapply for Western WA Phase II Municipal Stormwater General Permit –
WAR045552**

Dear Greg Hansen:

Our records indicate that your Municipal Separate Storm Sewer System (MS4) has coverage under the National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Stormwater General Permit (Permit), issued by the Washington State Department of Ecology (Ecology). This permit expires July 31, 2024. General Condition G18, *Duty to Reapply*, requires that you submit a complete Duty to Reapply, Notice of Intent (NOI) form for permit renewal at least 180 days prior to the permit expiration date or by **February 2, 2024**.

Failure to submit a complete NOI 180 days before July 31, 2024 would constitute a violation of the permit, and would result in a gap in your NPDES permit coverage. If the issuance of the Final 2024 Permit is not reissued by July 1, 2024 (See WAC 173-226-220). A gap in permit coverage could lead to unauthorized discharges from your MS4, which would also violate 40 CFR 122 of the federal Clean Water Act and RCW 90.48 Washington State Water Pollution Control Act. As such, please submit your complete NOI no later than **February 2, 2024**.

To Reapply Online

The Washington State Department of Ecology (Ecology) uses SecureAccess Washington (SAW) to maintain security of your data. **Please follow these instructions to submit your NOI:**

https://fortress.wa.gov/ecy/ezshare/wq/permits/MS4_2024_NOIRenewal_Instructions.pdf.

You can use your existing SAW account. If you do not have a SAW account, you can create one through the SAW login webpage: <https://secureaccess.wa.gov/myAccess/saw/select.do>.

For instructions on setting up a SAW account, visit Ecology's WQWebPortal guidance webpage:

<https://ecology.wa.gov/Regulations-Permits/Guidance-technical-assistance/Water-quality->

[permits-guidance/WQWebPortal-guidance.](#)

A complete electronic NOI must be received by Ecology no later than **February 2, 2024**. We encourage you to submit the NOI as soon as possible to allow time for Ecology's review for completeness prior to the February 2, 2024 deadline.

Permit Reissuance

Ecology is in the process of updating and reissuing the Municipal Stormwater Permits. For more information, please visit Ecology's Municipal Stormwater Permit reissuance webpage:

<https://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits/Municipal-stormwater-general-permits/Municipal-stormwater-permit-reissuance>.

If you have questions about the application or the permit, please contact your regional permit manager, Leah Shamlan at lsha461@ecy.wa.gov or (509) 490-0687.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Killelea". The signature is stylized with a large, looped initial "J" and a cursive-style name.

Jeff Killelea, Manager
Program Development Services Section
Water Quality Program