



# FAST TRACKING YOUR PROJECTS

Rock Krzycki, CISEC  
Senior Environmental Health Specialist



# WHAT'S NEW?

---

- LMC changes
- Flood and Water Quality Protection Manual (formerly Drainage Criteria Manual)

# SECTION OF LMC 28.01 CHANGES

---

- LMC Titles Changed
  - Definitions
  - Permit Procedures
  - SWPPP for NOI
  - Building Permit
  - SWPPP Inspections
  - Maintaining SWPPP
  - Sediment in Public ROW
  - Right of Entry
  - Notice To Comply Corrective Action
  - Permit Expiration
  - Work Commencing Without a Permit

# SECTION OF LMC 28.03 CHANGES

---

- LMC Titles Changed
  - Definitions
  - Post Construction Stormwater Management Procedures
  - Maintenance
  - Replacement
  - Notice of Violation
  - Penalties

# SECTION OF LMC 28.01 CHANGES

---

- Allotted days for corrective actions went from ten (10) working days to seven (7) calendar days
- Inspections every seven (7) days or every 14 days AND after a rain event of ¼” or greater
- Must provide a full SWPPP
- Permits automatically expire upon issuance of new NDEE CGP
- Description of Post-Construction BMPs in the SWPPP

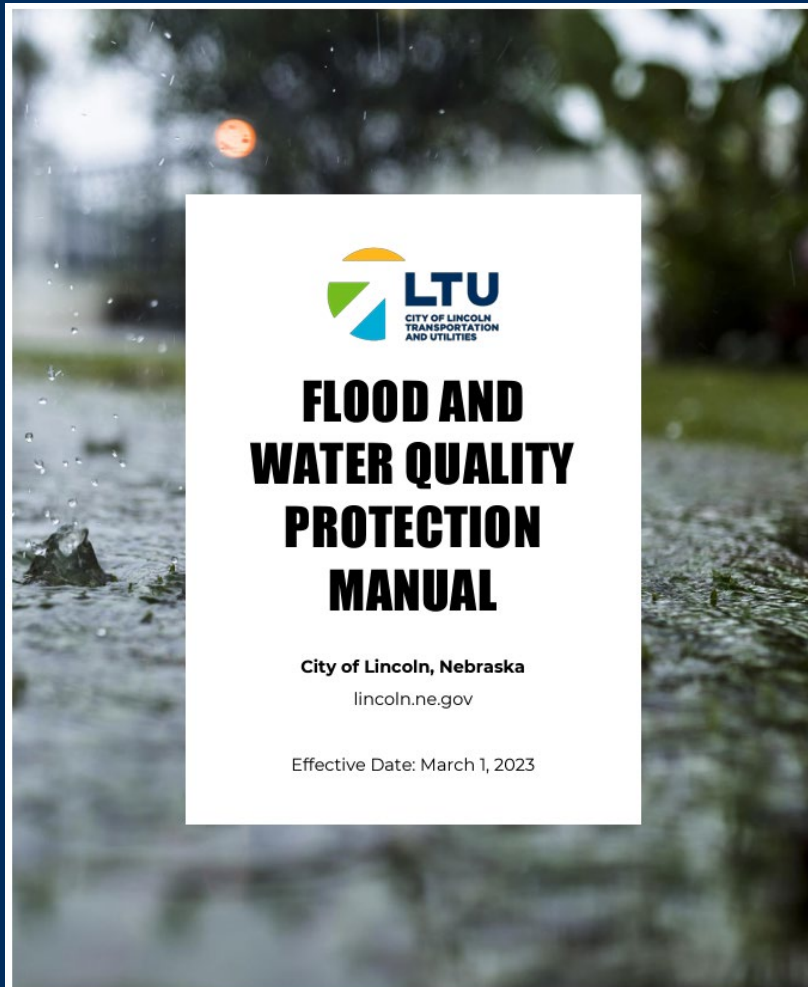
# INSPECTIONS

---

## Winter Conditions Reminder

- During frozen ground conditions, applicants are required to conduct and upload inspections every 30 days

SWPPP inspection reports are required to be uploaded onto the NDEE Stormwater Portal.



## **DRAINAGE CRITERIA MANUAL IS NOW THE “FLOOD & WATER QUALITY PROTECTION MANUAL”**

- Mike Middendorf will discuss applicable details

# ALL NOTICE OF INTENT PERMIT APPLICATIONS MUST HAVE A FULL SWPPP

- LMC 28.01.050 *“A Stormwater Pollution Prevention Plan (SWPPP) shall accompany the permit application.”*
- Nebraska Department of Environment and Energy (NDEE) also requires a full SWPPP per Part IV of the current Construction General Permit



# NEED A SWPPP EXAMPLE?

## CITY OF LINCOLN PERMIT AUTHORIZATION PROCESS

To obtain both the City of Lincoln and State CSW-NOI, a permit application must first be submitted in the form of a Notice of Intent (NOI) to the Nebraska Department of Environment and Energy (NDEE) in the [NDEE CSW Stormwater Portal](#).

The application [Step by Step Tutorial](#) (PDF, 3MB) identifies the key components necessary for submission of the permit(s) required by the City and State, as well as where to find a copy of your approved permit.

When you apply for a CSW permit from NDEE, anything within the Lancaster County limits will be routed automatically to the City of Lincoln for review. If the project is within the corporate limits of the City's Tier I limit, the City will process the application. If the project is outside City jurisdiction, it will be routed back to the State for approval.

Applicants will be required to upload the Construction Activity SWPPP. A SWPPP is a site-specific, written document that identifies potential sources of stormwater pollution at the construction site and describes practices to reduce pollutants in stormwater discharges.

Detailed information on what is required to be included in the SWPPP can be found in [Section 28.01.060](#) of the Lincoln Municipal Code (LMC) and the [Flood and Water Quality Protection Manual](#). The EPA has created an [example SWPPP Template](#) (DOCX, 325KB) that can be used by qualified individuals to submit for a CSW-NOI.

Upon approval from the City, the information will be routed automatically to the State for review. Upon State approval, a joint City of Lincoln/State of Nebraska **letter of authorization** is emailed to the applicant.

### Step-By-Step Tutorial Updated 1/12/2024



### NDEE CSW-NOI Application Process

## Related Documents



# FAST TRACKING YOUR APPLICATION

---

- Submit the application only after all required review design items have been approved
  - Has the project been reviewed by Planning?
  - Have all drainage design issues been resolved with LTU Watershed?

# WHAT GETS AN APPLICATION REJECTED?

---

- Nonsubmittal of the Post-Construction BMPs design
- Have not started the Stormwater Maintenance Agreement submittal
- Use of stamped COL design plans instead of your own construction details.
- Conservation Easements on or near the site are not shown on the plan with a note “do not disturb conservation easement areas”
- Wetlands (if present) are not shown on the plan

# WHAT GETS AN APPLICATION REJECTED?

---

- No SWPPP
- Lack of or missing construction details
- Lack of or incomplete maintenance schedule
- Lack of or incorrect site inspection schedule
- Lack of or incomplete Limits of Construction
- E&SC measures that are under designed



# E&SC PLANS FOR ALL PHASES OF CONSTRUCTION

---

- Preliminary grading
- Utilities
- Post paving

# FAST TRACKING YOUR PAVING REQUEST

---

- The grading must match the latest approved plan
- The erosion and sediment controls on the site must be properly installed & in working condition
- Any outstanding reinspection fees **MUST** be paid
- Up to date inspection records
- 26.31.030 Penalty – misdemeanor, fines & other consequences

# CHANGES TO YOUR POST CONSTRUCTION BMP STORMWATER MANAGEMENT AGREEMENT

---

- If changes on the project necessitate a change to the APPROVED Stormwater Management Agreement, submit for a new plan as soon as possible.

# INOI SITES (AKA HOMEBUILDERS)

---

- Your compliance regarding Erosion and Sediment Control (E&SC) may be tied to your ability to receive Building and Safety inspections
- Building and Safety may place a HOLD on inspections (framing, plumbing, electrical, occupancy, etc...) at LTU Watershed's request for neglected E&SC compliance requests
- Send us pictures of installed measures to avoid re-inspection fees
- Any outstanding re-inspection fees must be paid to obtain a release of a B&S inspection hold







# CLOSING OUT YOUR NOI PERMIT

---

- All areas of the site must meet the “current” final stabilization requirements
- All temporary E&SC BMPs must be removed
- As-built plans and an Engineer’s Certification letter (if applicable) are required to close the CSW permit and receive the Detention/Storm Drainage surety

# QUESTIONS???

-  Rock Krzycki, CISEC
-  [npdes@lincoln.ne.gov](mailto:npdes@lincoln.ne.gov)
-  402-309-5936
-  [lincoln.ne.gov/city/ltu](http://lincoln.ne.gov/city/ltu)

