



**PRIVATE DETENTION BASIN /  
STORMWATER QUALITY BEST MANAGEMENT PRACTICE  
MAINTENANCE AGREEMENT AND EASEMENT**

This PRIVATE DETENTION BASIN / STORMWATER QUALITY BEST MANAGEMENT PRACTICE MAINTENANCE AGREEMENT AND EASEMENT (Agreement) is made by and between EL PASO COUNTY by and through THE BOARD OF COUNTY COMMISSIONERS OF EL PASO COUNTY, COLORADO (Board or County) and Lena Gail Case, Jon Starr and Nancy Starr (**Developer(s)**). The above may occasionally be referred to herein singularly as "Party" and collectively as "Parties."

Recitals

A. WHEREAS, Developer is the owner of certain real estate (the Property or Subdivision) in El Paso County, Colorado, which Property is legally described in Exhibit A attached hereto and incorporated herein by this reference; and

B. WHEREAS, Developer desires to develop on the Property an industrial use to be known as, **Claremont Business Park 2 Fil. No. 1**; and

C. WHEREAS, the development of this Property will substantially increase the volume of water runoff and will decrease the quality of the stormwater runoff from the Property, and, therefore, it is in the best interest of public health, safety and welfare for the County to condition approval of this land use on Developer's promise to construct adequate drainage, water runoff control facilities, and stormwater quality structural Best Management Practices ("BMPs") for the subdivision; and

D. WHEREAS, Chapter 8, Section 8.4.5 of the El Paso County Land Development Code, as periodically amended, promulgated pursuant to Section 30-28-133(1), Colorado Revised Statutes (C.R.S.), requires the County to condition approval of all subdivisions on a developer's promise to so construct adequate drainage, water runoff control facilities, and BMPs in subdivisions; and

E. WHEREAS, the Drainage Criteria Manual, Volume 2, as amended by Appendix I of the El Paso County Engineering Criteria Manual (ECM), as each may be periodically amended, promulgated pursuant to the County's Colorado Discharge Permit System General Permit (MS4 Permit) as required by Phase II of the National Pollutant Discharge Elimination System (NPDES), which MS4 Permit requires that the County take measures to protect the quality of stormwater from sediment and other contaminants, requires subdividers, developers, landowners, and owners of facilities located in the County's rights-of-way or easements to provide adequate permanent stormwater quality BMPs with new development or significant redevelopment; and

F. WHEREAS, Section 2.9 of the El Paso County Drainage Criteria Manual provides for a developer's promise to maintain a subdivision's drainage facilities in the event the County does not assume such responsibility; and

G. WHEREAS, developers in El Paso County have historically chosen water runoff detention basins as a means to provide adequate drainage and water runoff control in subdivisions, which basins, while effective, are less expensive for developers to construct than other methods of providing drainage and water runoff control; and

H. WHEREAS, Developer desires to construct for the land use one (1) Water Quality Basin/stormwater quality BMP(s) (“detention basin/BMP(s)”) as the means for providing adequate drainage and stormwater runoff control and to meet requirements of the County’s MS4 Permit, and to provide for operating, cleaning, maintaining and repairing such detention basin/BMP(s); and

I. WHEREAS, Developer desires to construct the detention basin/BMP(s) on property that will be platted as **Tract A, Claremont Business Park 2 Fil. No. 1**, and as set forth on **Exhibit B** attached hereto; and

J. WHEREAS, Developer shall be charged with the duties of constructing, operating, maintaining and repairing the detention basin/BMP(s) on the property described in **Exhibit B**; and

K. WHEREAS, it is the County’s experience that developers historically have not properly cleaned and otherwise not properly maintained and repaired these detention basins/BMPs, and that these detention basins/BMPs, when not so properly cleaned, maintained, and repaired, threaten the public health, safety and welfare; and

L. WHEREAS, the County, in order to protect the public health, safety and welfare, has historically expended valuable and limited public resources to so properly clean, maintain, and repair these detention basins/BMPs when developers and property owners have failed in their responsibilities, and therefore, the County desires the means to recover its costs incurred in the event the burden falls on the County to so clean, maintain and repair the detention basin/BMP(s) serving this land use due to the Developer’s failure to meet its obligations to do the same; and

M. WHEREAS, the County conditions approval of this land use on the Developer’s promise to so construct the detention basin/BMP(s), and further conditions approval on the promise to reimburse the County in the event the burden falls upon the County to so clean, maintain and/or repair the detention basin/BMP(s) serving this land use; and

N. WHEREAS, the County could condition approval on the Developer’s promise to construct a different and more expensive drainage, water runoff control system and BMPs than those proposed herein, which more expensive system would not create the possibility of the burden of cleaning, maintenance and repair expenses falling on the County; however, the County is willing to forego such right upon the performance of Developer’s promises contained herein; and

O. WHEREAS, the County, in order to secure performance of the promises contained herein, conditions approval of this land use upon the Developer’s grant herein of a perpetual

Easement over the Property for the purpose of allowing the County to periodically access, inspect, and, when so necessary, to clean, maintain and/or repair the detention basin/BMP(s).

### Agreement

NOW, THEREFORE, in consideration of the mutual Promises contained herein, the sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Incorporation of Recitals: The Parties incorporate the Recitals above into this Agreement.

2. Covenants Running with the Land: Developer agrees that this entire Agreement and the performance thereof shall become a covenant running with the land, which land is legally described in Exhibit A attached hereto, and that this entire Agreement and the performance thereof shall be binding upon itself and its respective successors and assigns.

3. Construction: Developer shall construct on the Property described in Exhibit A attached hereto and incorporated herein by this reference, one (1) Water Quality Basin/BMP(s) ("detention basin/BMP(s)"). Developer shall not commence construction of the detention basin/BMP(s) until the County has approved in writing the plans and specifications for the detention basin/BMP(s) and this Agreement has been signed by all Parties and returned to the PCD. Developer shall complete construction of the detention basin/BMP(s) in substantial compliance with the County-approved plans and specifications for the detention basin/BMP(s). Failure to meet these requirements shall be a material breach of this Agreement, and shall entitle the County to pursue any remedies available to it at law or in equity to enforce the same. Construction of the detention basin/BMP(s) shall be substantially completed within one (1) year (defined as 365 days), which one year period will commence to run on the date the approved plat for this subdivision is recorded in the records of the El Paso County Clerk and Recorder. Rough grading of the detention basin/BMP(s) must be completed and inspected by the El Paso County Planning and Community Development Department prior to commencing road construction.

In the event construction is not substantially completed within the one (1) year period, then the County may exercise its discretion to complete the project, and shall have the right to seek reimbursement from the Developer and its respective successors and assigns, for its actual costs and expenses incurred in the process of completing construction. The term actual costs and expenses shall be liberally construed in favor of the County, and shall include, but shall not be limited to, labor costs, tool and equipment costs, supply costs, and engineering and design costs, regardless of whether the County uses its own personnel, tools, equipment and supplies, etc. to correct the matter. In the event the County initiates any litigation or engages the services of legal counsel in order to enforce the Provisions arising herein, the County shall be entitled to its damages and costs, including reasonable attorney fees, regardless of whether the County contracts with outside legal counsel or utilizes in-house legal counsel for the same.

4. Maintenance: The Developer agrees for itself and its successors and assigns, that it will regularly and routinely inspect, clean and maintain the detention basin/BMP(s), and otherwise keep the same in good repair, all at its own cost and expense. No trees or shrubs that

will impair the structural integrity of the detention basin/BMP(s) shall be planted or allowed to grow on the detention basin/BMP(s).

5. **Creation of Easement:** Developer hereby grants the County a non-exclusive perpetual easement upon and across the Property described in **Exhibit A**. The purpose of the easement is to allow the County to access, inspect, clean, repair and maintain the detention basin/BMP(s); however, the creation of the easement does not expressly or implicitly impose on the County a duty to so inspect, clean, repair or maintain the detention basin/BMP(s).

6. **County's Rights and Obligations:** Any time the County determines, in the sole exercise of its discretion, that the detention basin/BMP(s) is not properly cleaned, maintained and/or otherwise kept in good repair, the County shall give reasonable notice to the Developer, that the detention basin/BMP(s) needs to be cleaned, maintained and/or otherwise repaired. The notice shall provide a reasonable time to correct the problem(s). Should the responsible parties fail to correct the specified problem(s), the County may enter upon the Property to so correct the specified problem(s). Notice shall be effective to the above by the County's deposit of the same into the regular United States mail, postage pre-paid. Notwithstanding the foregoing, this Agreement does not expressly or implicitly impose on the County a duty to so inspect, clean, repair or maintain the detention basin/BMP(s).

7. **Reimbursement of County's Costs / Covenant Running With the Land:** The Developer agrees and covenants, for itself and its successors and assigns, that it will reimburse the County for its costs and expenses incurred in the process of completing construction of, cleaning, maintaining, and/or repairing the detention basin/BMP(s) pursuant to the provisions of this Agreement.

The term "actual costs and expenses" shall be liberally construed in favor of the County, and shall include, but shall not be limited to, labor costs, tools and equipment costs, supply costs, and engineering and design costs, regardless of whether the County uses its own personnel, tools, equipment and supplies, etc. to correct the matter. In the event the County initiates any litigation or engages the services of legal counsel in order to enforce the provisions arising herein, the County shall be entitled to its damages and costs, including reasonable attorney's fees, regardless of whether the County contracts with outside legal counsel or utilizes in-house legal counsel for the same.

8. **Contingencies of Subdivision Approval:** Developer's execution of this Agreement is condition of land use approval.

The County shall have the right, in the sole exercise of its discretion, to approve or disapprove any documentation submitted to it under the conditions of this Paragraph, including but not limited to, any separate agreement or amendment, if applicable, identifying any specific maintenance responsibilities not addressed herein. The County's rejection of any documentation submitted hereunder shall mean that the appropriate condition of this Agreement has not been fulfilled.

9. **Agreement Monitored by El Paso County:** Any and all actions and decisions to be made hereunder by the County shall be made by the Director of the El Paso County Planning and

Community Development Department and/or the Director of the El Paso County Department of Public Works. Accordingly, any and all documents, submissions, plan approvals, inspections, etc. shall be submitted to and shall be made by the Director of the Planning and Community Development Department and/or the Director of the El Paso County Department of Public Works.

11. **Indemnification and Hold Harmless:** Developer agrees, for itself, its successors and assigns, that they will indemnify, defend, and hold the County harmless from any and all loss, costs, damage, injury, liability, claim, lien, demand, action and causes of action whatsoever, whether at law or in equity, arising from or related to their respective intentional or negligent acts, errors or omissions or that of their agents, officers, servants, employees, invitees and licensees in the construction, operation, inspection, cleaning (including analyzing and disposing of any solid or hazardous wastes as defined by State and/or Federal environmental laws and regulations), maintenance, and repair of the detention basin/BMP(s), and such obligation arising under this Paragraph shall be joint and several. Nothing in this Paragraph shall be deemed to waive or otherwise limit the defense available to the County pursuant to the Colorado Governmental Immunity Act, Sections 24-10-101, *et seq.* C.R.S., or as otherwise provided by law.

12. **Severability:** In the event any Court of competent jurisdiction declares any part of this Agreement to be unenforceable, such declaration shall not affect the enforceability of the remaining parts of this Agreement.

13. **Third Parties:** This Agreement does not and shall not be deemed to confer upon or grant to any third party any right to claim damages or to bring any lawsuit, action or other proceeding against either the County, the Developer, or their successors and assigns, because of any breach hereof or because of any terms, covenants, agreements or conditions contained herein.

14. **Solid Waste or Hazardous Materials:** Should any refuse from the detention basin/BMP(s) be suspected or identified as solid waste or petroleum products, hazardous substances or hazardous materials (collectively referred to herein as "hazardous materials"), the Developer shall take all necessary and proper steps to characterize the solid waste or hazardous materials and properly dispose of it in accordance with applicable State and/or Federal environmental laws and regulations, including, but not limited to, the following: Solid Wastes Disposal Sites and Facilities Acts, §§ 30-20-100.5 – 30-20-119, C.R.S., Colorado Regulations Pertaining to Solid Waste Disposal Sites and Facilities, 6 C.C.R. 1007-2, *et seq.*, Solid Waste Disposal Act, 42 U.S.C. §§ 6901-6992k, and Federal Solid Waste Regulations 40 CFR Ch. I. The County shall not be responsible or liable for identifying, characterizing, cleaning up, or disposing of such solid waste or hazardous materials. Notwithstanding the previous sentence, should any refuse cleaned up and disposed of by the County be determined to be solid waste or hazardous materials, the Developer, but not the County, shall be responsible and liable as the owner, generator, and/or transporter of said solid waste or hazardous materials.

15. **Applicable Law and Venue:** The laws, rules, and regulations of the State of Colorado and El Paso County shall be applicable in the enforcement, interpretation, and



John Starr

By: John Starr owner  
Name Title

Nancy Barber Starr

By: Nancy Barber Starr owner  
Name Title

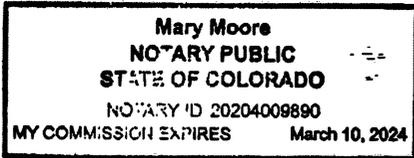
STATE OF COLORADO )  
 ) ss.  
COUNTY OF EL PASO )

Subscribed, sworn to and acknowledged before me this 22<sup>nd</sup> day of February, 2021 by John Starr and Nancy Barber Starr.

My commission expires: March 10, 2024

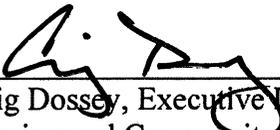
Notary Public

Mary Moore



Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2021,

By: \_\_\_\_\_  
BOARD OF COUNTY COMMISSIONERS  
OF EL PASO COUNTY, COLORADO

By:  \_\_\_\_\_  
Craig Dossey, Executive Director  
Planning and Community Development  
Authorized signatory pursuant to LDC

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2021,

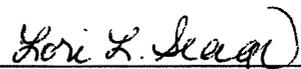
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by \_\_\_\_\_, Executive Director of Planning and Community Development of El Paso County, Colorado.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Approved as to Content and Form:

 \_\_\_\_\_  
Assistant County Attorney

**CLAREMONT BUSINESS PARK 2 FILING. NO. 1  
FINAL PLAT LEGAL DESCRIPTION**

BASIS OF BEARINGS: THE CHORD OF THE WESTERLY LINE OF LOT 2 "CLAREMONT BUSINESS PARK FILING NO. 1A" UNDER RECEPTION NO. 206712398, BEING MONUMENTED AT THE SOUTHERLY END WITH A NAIL AND WASHER, PLS NO. ILLEGIBLE, AND AT THE NORTHERLY END WITH A REBAR AND ALUMINUM CAP PLS NO. 27605 IS ASSUMED TO BEAR N22°18'18"E A DISTANCE OF 218.26 FEET.

**LEGAL DESCRIPTION:**

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 5 AND THE NORTHEAST QUARTER OF SECTION 8, T14S, R65W OF THE 6th P.M., EL PASO COUNTY, COLORADO CONSISTING OF TRACT A "CLAREMONT BUSINESS PARK FILING NO. 1C" AS RECORDED UNDER RECEPTION NO. \_\_\_\_\_ AND THAT PORTION OF TRACT C "CLAREMONT BUSINESS PARK FILING NO. 2" AS RECORDED UNDER RECEPTION NO. 207712506, AMENDED BY SPECIAL WARRANTY DEED RECORDED UNDER RECEPTION NO. 218046726, SPECIAL WARRANTY DEED RECORDED UNDER RECEPTION NO. 219078479, AND SPECIAL WARRANTY DEED RECORDED UNDER RECEPTION NO. 219160747, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE SOUTHWEST CORNER OF AFORESAID TRACT A "CLAREMONT BUSINESS PARK FILING NO. 1C";

THENCE ALONG THE EASTERLY RIGHT-OF-WAY LINE OF 80 FOOT MEADOWBROOK PARKWAY THE FOLLOWING FOUR (4) COURSES;

- 1) THENCE 207.94 FEET ALONG THE ARC OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 605.00 FEET, A CENTRAL ANGLE OF 19°41'35", AND A CHORD OF 206.92 FEET WHICH BEARS N02°19'03"E TO A POINT OF TANGENT;
- 2) THENCE N12°09'05"W ALONG SAID TANGENT 118.69 FEET TO A POINT OF CURVE;
- 3) THENCE 932.82 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 525.00 FEET, A CENTRAL ANGLE OF 101°48'12", AND A CHORD OF 814.87 FEET WHICH BEARS N38°45'53"E TO A POINT OF TANGENT;
- 4) THENCE N89°40'01"E ALONG SAID TANGENT 58.32 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF MARKSHEFFEL ROAD/U.S. HIGHWAY 24, CDOT PROJECT NO. NH 0243-058 UNIT 2;

THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE THE FOLLOWING FIVE(5) COURSES;

- 1) THENCE S00°10'49"W A DISTANCE OF 550.15 FEET TO A POINT OF CURVE;
- 2) THENCE 264.51 FEET ALONG THE ARC OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 605.00 FEET, A CENTRAL ANGLE OF 25°02'59", AND A CHORD OF 262.40 FEET WHICH BEARS S12°21'26"E;
- 3) THENCE S06°46'53"E NON-TANGENT TO THE PREVIOUS COURSE 142.31 FEET;
- 4) THENCE S14°56'24"W A DISTANCE OF 164.34 FEET;
- 5) THENCE S33°35'01"W A DISTANCE OF 192.22 FEET TO THE NORTHEAST CORNER OF LOT 2 "CLAREMONT BUSINESS PARK FILING NO. 1C";

THENCE N56°02'38"W ALONG THE NORTH LINES OF LOT 1 AND LOT 2, A DISTANCE OF 551.81 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS A CALCULATED AREA OF 595,013 S.F. (13.660 ACRES MORE OR LESS).



## **STORMWATER MANAGEMENT PLAN (SWMP)**

**For:**

# **CLAREMONT BUSINESS PARK 2 FIL. NO. 1**

**Located at:**

**1111 Meadowbrook Parkway**

**Prepared For:**

**Developer: Hammers Construction, 1411 Woolsey Heights  
Colorado Springs, CO 80915**

**Contact: Dave Hammers, 719-570-1599**

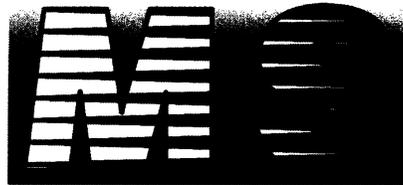
**Contractor: Hammers Construction, 1411 Woolsey Heights  
Colorado Springs, CO 80915**

**Contact: Robert Green, 719-570-1599**

**Stormwater Manager: Hammers Construction, 1411 Woolsey Heights  
Colorado Springs, CO 80915**

**Contact: Josh Reed, 719-570-1599**

**Prepared by:**



**CIVIL CONSULTANTS, INC.**

**M&S Civil Consultants, Inc.**

**102 E. Pikes Peak Ave., Suite 500**

**Colorado Springs, CO 80903**

**719-491-0818**

**Virgil A. Sanchez, P.E.**

**Job. No. 44-037**

**EPC# SF-20-014**

**EGP-20-004**

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# **STORMWATER MANAGEMENT PLAN (SWMP)**

## ***General Site Description***

Claremont Business Park 2 Filing No. 1 is located in the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 8, and the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 5, Township 14 South, Range 65 West of the 6th P.M. in El Paso County, Colorado. The site is bordered to the southeast by U.S. Highway 24 and to the northeast by N. Marksheffel Road, to the north and west by Meadowbrook Parkway, and to the south by a vacant, undeveloped lot. The site lies within the Sand Creek Drainage Basin. Flows from this site are tributary to Sand Creek.

The site consists of 13.660 acres which is currently vacant land with a relatively new roadway infrastructure for Meadowbrook Parkway and associated utilities services directly adjacent to the site. Vegetation is sparse, consisting of native grasses and weeds. Existing site terrain generally slopes from north to southwest at grade rates that vary between 1.2% and 2%. A soil retention wall runs along the eastside of the proposed site, next to U.S. Highway 24 and N. Marksheffel Road, and borders a large portion of the back of the proposed lots. The Claremont site is currently zoned "CS" and the proposed principal use for the site will be neighborhood commercial and light industrial.

## ***Existing Site Conditions***

In the existing condition, both the parcel and offsite contributing watershed lands are sparsely vegetated, with ground cover consisting primarily of native grasses ranging in density from fair to good. Slopes across the development typically range between 2% to 7% while offsite slopes located to the east of the nearly 38 acres are as steep as 10:1. Offsite flows reaching development are mainly from small fringe areas located along the north and eastern boundaries. A ridgeline which bisects the parcel, north to south functions to direct runoff to the southern boundary where it has historically collected. No natural springs, surface ground water are present on the property. No streams cross the property, and no batch plants exist or are proposed on this property.

## ***Soils***

Soils for this project are delineated by the map in the appendix as Ellicott Loamy Course Sand (28), Blendon Sandy Loam (10) and Blakeland Loamy Sand (8) and have been characterized as Hydrologic Soil Types "A" & "B". Soils in the study area are shown as mapped by S.C.S. in the "Soils Survey of El Paso County Area".

## ***Soils Erosion Potential***

The proposed onsite construction activities anticipate the potential for soil erosion. Onsite stormwater BMP management facilities are proposed to minimize and aid in soil erosion. Group A & B soils have a moderate infiltration rate when thoroughly wet. These consist chiefly of moderate deep or deep, moderately well drained or well drained soils that have moderately fine texture to moderately coarse texture. These soils have a moderate rate of water transmission. These soils thus have a moderate potential for erosion.

### ***Phasing Plan***

The Claremont Business Park 2 Fil. No. 1 construction activities, such as grading, water quality pond, utility installation and street construction of Gary Watson Pt. shall be construction in the normal sequence of a project of this sort. The specific site development of each lot, such as building construction, parking lots and final landscaping shall be completed independently after the completion of the site development itself. Each lot shall submit an individually site development plan to County staff for review and approval.

### ***Water Quality***

Water quality for the southern portion of site is provided by a proposed Sand Filter Basins (SFB). This pond is designed to treat runoff from approx 6.53 acres, by providing 0.143 acre-feet of water quality storage. Per ECM section 1.7.1.C.1, 20% of the project site (not to exceed 1.0 acre) may be excluded from the 100% WQ treatment requirement per El Paso County criteria.

Flows tributary to the SFBs shall be released through an outlet structure into an existing storm sewer system located along Meadowbrook Parkway. The water quality basins will be private and shall be maintained by the property owner. Access shall be granted to the owner and El Paso County for access and maintenance of the private WQCV facility.

### ***Narrative Description of BMP Control Measures***

Installations of BMPs are staged in order to minimize the potential for pollutants in the stormwater discharge. The following stages will be used: establishment of perimeter controls, installation of temporary BMPs during soil disturbance and then finally installation of permanent controls. Descriptions of some of the available BMPs are listed in below stages:

Only clearing necessary for the installation of perimeter controls should be employed in the first stage of temporary BMPs installation. Silt fence, vehicle tracking, straw bales, temporary sediment basin(s) should be installed as shown on the Pre-Development Grading & Erosion Control Plan. At this time, the El Paso County inspector should be notified to schedule an initial inspection. Rough grading of the site will precede construction of proposed underground utilities.

Once utilities and storm drain infrastructure have been constructed, installation of temporary BMPs will commence. Temporary BMPs for this site consist of Inlet Protection(s). Locations for a concrete washout area and temporary stockpile location will also be established. These locations are likely to be different than what is shown on the Pre-Development Grading and Erosion Control Plan that accompanies this report. Once these locations have been established, they should be added and denoted on the copy of the plan that will be kept with the site administrator.

The final stage is the installation of permanent BMPs where no further disturbance is anticipated. Upon completion of the permanent BMPs and all grading activities are completed, all disturbed areas not sodded or developed will be mulched and reseeded with native seed mix and may be watered until vegetative cover has been fully re-instated. At this point, the person responsible for inspection and maintenance can begin to address requirements for final stabilization. See construction details for installation and maintenance.

**Specifically, the proposed project will use silt fence, a vehicle tracking control pad, concrete washout area, inlet protection, mulching and reseeded to mitigate the potential for erosion across the site. Trash, if any, will be hauled off on a regular basis.**

No ground water, springs, or irrigation of non-stormwater discharge covered by CDPHE low risk guidance are known for this project.

Access for the project for construction equipment will be from US Highway 24, Marksheffel Road and Meadowbrook Parkway. Construction vehicles (trucks) will access the site from adjacent public roadways.

There are no dedicated asphalt or concrete batch plants associated with this project.

Areas outside of the construction site boundary protected by silt fence, grading limits and/or limits of disturbance.

***Timing Schedule***

Anticipated Starting and Completion Time Period of Grading Activities:

**Aug 2020 - October 2021**

Expected Date on Which The Final Stabilization Will Be Completed:

**October 2021**

***Areas of Disturbance***

Total subject property site acreage: 8.330 ac

Total disturbed area of subject property: 6.662 ac

***Permanent Stabilization***

Final stabilization is reached when all soil-disturbing activities at the site have been completed, and uniform vegetative cover has been established by drill seeding and crimping with a density of at least 70% of pre-disturbance levels or equivalent permanent physical erosion reduction methods have been employed. The CDPHE Water Quality Division may, after consultation with the permittee and upon good cause, amend the final stabilization criteria for specific operations. At this time, the El Paso County inspector should be notified to schedule a final inspection. The conditions of the SWMP and General Permit for Stormwater Discharges associated with Construction Activity will remain in effect until Final Stabilization is achieved and a notice of inactivation is sent by the applicant to CDPHE Stormwater Quality Division. All pertinent records must be kept on file for at least 3 years from the date the site is finally stabilized.

***Owner Inspections and Maintenance of BMP's***

1. Make thorough inspection of the stormwater management system at least every 14 days.
2. Make thorough inspection of the stormwater management system after each precipitation event that causes runoff.
3. If any deficiencies are noted, they must be corrected immediately after being noted.
4. Records of the site inspections or modifications must be kept at the site unless alternate place is approved by the El Paso County inspector and must be made available upon request.
5. Inspections must take place where construction activity is complete, but lot is not sold.
6. Monthly inspections must take place on site where construction activity is complete, but vegetative cover is still being established.

Inspections should occur at least every 14 days and within 24 hours of a rainfall event producing runoff, usually this occurs with precipitation of 1/4 inch of rain or more. The local news weather report gives general rainfall amounts each day.

The inspection schedule should be routinely accomplished every 14 days and within 24 hours of the end of a storm event for the entire site with all BMP's evaluated for performance and need. Any BMP found to be ineffective should be re-accomplished or replaced with a new BMP to provide the level of protection needed. BMP's found to be no longer needed can be removed. Inspections should also be accomplished as soon as practical, at the end of a rain event causing surface erosion. The general procedure for correcting problems when identified should be documented in a log and a solution to correct the problem as soon as possible.

***Soil Borings / Test and Groundwater***

A Geotec Engineering Report has been completed for the Claremont Business Park Fil. No. 2, by, Terracon, dated May 30, 2006, with an update Letter dated June 12, 2020, Proj No 23055071.

***Site Run-Off Characteristics***

The site runoff coefficients are:	Minor Storm	Major Storm
-Historic existing Conditions	0.09	0.36
-Roofs, Sidewalks, Paved Areas	0.90	0.96
-Landscaped and undeveloped areas	0.30	0.50

## **STORMWATER MANAGEMENT PLAN**

### ***Introduction***

**To: Site Inspector responsible for all Colorado Department of Public Health and Environment and El Paso County**

### **Requirements:**

The following stormwater management plan (SWMP) is a required item under the Construction Stormwater Discharge Permit. The primary goal for a SWMP is to improve water quality by reducing pollutants in stormwater discharges. Construction dewatering is a separate issue, and must be covered by the CDPHE Stormwater Quality Division's general permit for construction dewatering (regardless of the size of the construction project). Stormwater that mixes with ground water in an excavation is subject to the controls of a Construction Dewatering Permit. It is assumed that the SWMP will be completed and implemented at the time the project breaks ground, and will be revised if necessary as construction proceeds. This document must be kept at the construction site at all times and be made available to the public and any representative of any Water Quality Control Divisions if requested. Inspection guidance can be found at [www.cdphe.state.co.us](http://www.cdphe.state.co.us) and El Paso County and City of Colorado Springs Storm Drainage Design Criteria. The inspections should be made at least every 14 days and after any precipitation or snowmelt event that causes surface erosion. El Paso County requires that the inspector must be contacted 48 hours prior to initial and final inspections. An inspection log entry should be completed with each inspection performed. The inspection log should be kept with the SWMP. The conditions of the SWMP and General Permit for Stormwater Discharges associated with the construction activity will remain in effect until final stabilization is achieved, and a notice of inactivation is sent to CDPHE Stormwater Quality Division. All pertinent records must be kept for at least 3 years from date the site is stabilized or sold.

### ***Floodplain Statement***

According to the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel No. 08041C0756G, revised December 7, 2018. No portion of this site is located within the 100 year floodplain.

### ***Receiving Water Description***

The site is located with the greater Sand Creek Drainage Basin and is tributary to the Sand Creek Channel via the East Fork Sand Creek Sub-Tributary.

### ***Existing Vegetation Description***

Vegetation is sparse, consisting of native grasses. The site had experienced overlot grading activities within the last ten years. The existing site terrain generally slopes from northeast to southwest at grade rates that vary between 2% and 12%. Based on a visual determination, the site appears to consist of approximately 50%-60% coverage native grasses groundcover.

### ***Potential Pollution Sources***

Construction activities that will take place at this site may have an impact on the stormwater quality. These include, but are not limited to, Location and description of all potential pollution sources including but not limited to: disturbed and stored soils; vehicle tracking; management of contaminated

soils; loading and unloading operations; outdoor storage of materials; vehicle and equipment maintenance and fueling; significant dust generating process; routine maintenance activities involving fertilizers, pesticides, herbicides, detergents, fuels, solvents, oils, etc.; on-site waste management; concrete truck/equipment washing; dedicated asphalt, concrete batch plants and masonry mixing stations; non-industrial waste such as trash and portable toilets. The location of any of these activities not included on the initial site map should be added along with a description of the measures used to prevent the discharge of these materials from the site. See construction details for installation and maintenance.

Note: Portable toilets shall be located a minimum of 50 feet from state waters and shall be adequately staked and cleaned on a weekly basis and shall be inspected on a daily basis for spills.

There are no dedicated asphalt/concrete batch plants on site.

### ***Anticipated Non-Stormwater Discharges***

Non-stormwater discharges are caused by activities other than direct runoff from precipitation events. These include, but are not limited to natural springs. Any non-stormwater discharges that are not included in the initial map should be added along with a description of measures used to handle it. There are no known natural springs, temporary or permanent irrigation that would cause erosion on this project site.

## **EROSION SEDIMENT CONTROLS**

### ***Proposed Sequence of Construction Activities***

1. Notify the inspector for initial inspection.
2. Clearing for necessary for perimeter controls.
3. Construct vehicle traffic control pad at entrance/exit of construction site.
4. Install lot perimeter controls, including silt fence, delineating project site as indicated on Site Map.
5. Complete remaining clearing and grubbing for project area. Install additional BMPs, as indicated on Site Map.
6. Grade site as indicated on Site Map.
7. Achieve Final Stabilization, as outlined in SWMP. Send inactivation notice to CDPHE.
8. See Construction Details for BMP Installation and Maintenance.

Any stockpile areas are to be contained with silt fence, or other acceptable measures to prevent erosion and sediment from leaving the area. All BMP's that may be in place need to be inspected and cleaned if sediment should leave the site and enter the streets. Erosion control measures shall be implemented in a manner that will protect properties and public facilities from the adverse effect of erosion and sedimentation as a result of construction and earthwork activities. The following practices are to be implemented for this site:

### ***Structural Practices***

In areas of sheet flow running off-site and at the top and bottom of steep slopes, silt fence will be used to trap sediment. Silt fence should be placed on the contour and in areas where the tributary area is less than one-quarter acre per 100' of silt fence. A vehicle traffic control pad will be installed at the entrance/exit of the site to reduce sediment tracking off-site.

Practices may include, but are not limited to straw bales, wattles/sediment control logs, silt fences, earth dikes, drainage swales, sediment traps, subsurface drains, pipe slope drains, inlet protection, outlet protection, gabions, and temporary or permanent sediment basins. All roads will be inspected to ensure that sediment from on-site construction activity is not being discharged with the stormwater. Sediment and debris that have been tracked off-site should be removed daily by shoveling or sweeping. See construction details for installation and maintenance.

### ***Non-Structural Practices***

Surface roughening may be used to reduce the amount of runoff and wind erosion from any given areas. Once the existing vegetation is cleared, watering should occur to help control fugitive dust. Disturbed areas where work is temporarily halted shall be temporarily stabilized within 21 calendar days after activity has ceased unless work is to be resumed within 30 calendar days after the activity has ceased. Other Non-Structural Practices may include soils erosion control measures for all slopes, channels, ditches, or any disturbed land area shall be completed within 21 calendar days after final grade, or final earth disturbance, has been completed. Disturbed areas and stockpiles, which are not at final grade but will remain dormant for longer than 30 days, shall also be mulched within 21 days after interim grading. An area that is going to remain in an interim state for more than 60 days shall also be seeded. All temporary soil erosion control measures and BMPs shall be maintained until permanent soil erosion control measures are implemented. See construction details for installation and maintenance.

### ***Materials Handling and Spill Practices***

Any substances with potential to contaminate either the ground or ground surface water shall be cleaned up immediately after discovery or contained until appropriate cleanup methods can be employed. Manufacturer's recommended methods for clean up shall be followed, along with proper disposal methods. Any discharge of hazardous materials must be handled in accordance with the Divisions Notification Requirement. All waste and debris created by construction activities at the site or removed from the site shall be disposed of in compliance with all laws, regulations and ordinances of the federal, state and local agencies. See construction details for Materials Handling and Spills.

All non-hazardous waste generated onsite during construction, shall be disposed of in trash disposal dumpsters, and dumpsters shall be emptied by a routine collection service. A vehicle tracking device shall be installed at the entrance/exit location of the construction site per the El Paso County specification to minimize offsite soil tracking during construction.

### ***Staging***

The staging, storage and stockpile areas shall be determined by the contractor in the field. The locations shall be delineated on the Grading and Erosion Control plan by the contractor.

### **Revising BMP's and SWMP**

1. The plans must be amended, by the contractor, whenever there is a change in design, construction operation or maintenance that could have a significant effect on the potential for the discharge of pollutants to State Waters. It also must be amended if it is found to be ineffective in controlling pollutants present in stormwater.

2. Permittees are required to amend, adapt, and adjust their SWMP to accurately reflect phased construction changes and current conditions at the site. Plan modifications are broken into major and minor modifications which have differing requirements.

**Major Modifications:** Major modifications are changes to the SWMP that remove or add area to the project, modify the final hydrology or drainage of the final design, replace approved SWMP, or otherwise expand or contract the scope of the approved project. A revised SWMP and any revised supporting documents require review and approval of the local agency.

**Minor Modifications:** Minor modifications are changes to the SWMP that do not increase the scope or change hydrology of the project but; modify or improve specific BMPs in use at the site, indicate progression in phasing of the project, or specify relocation of previously approved BMPs within the project. Minor modifications can be made in the field by the permittee if the permittee can demonstrate that the modified soil erosion controls are equivalent to, or better than, the originally approved BMPs. Minor modifications must be thoroughly documented in the permittee's SWMP narrative, drawings and specifications.

3. The SWMP should be viewed as a "living document" throughout the lifetime of the project.
4. The plan must be signed in accordance with the general permit.
5. The plan must be made available, upon request, to CDPHE, United States Environmental Protection Agency, or operator of the local municipal storm sewer system, if applicable.
6. The following documents must be kept in a field office, trailer, shed, or vehicle that is onsite during normal working hours;
  1. The permit coverage letter from the Colorado Department of Public Health and Environment (CDPHE)
  2. The Stormwater Management Plan
  3. Site Inspection Records
  4. A copy of the Colorado General Permit for Stormwater Discharges from Construction Activities.

### ***Selecting Post-Construction BMPs***

Post Construction BMPs; Rock and revegetation including seeding, mulching and erosion control blanket will be final BMP's. Permanent stabilization will be achieved with 70% vegetative establishment and when permanent FSD facilities are constructed.

### **Record Keeping**

Records should be retained for a minimum period of at least 3 years after the permit is terminated. Use log sheet provided in the Appendix of this report. Record keeping procedures identified to include signature on inspection logs and location of SWMP records on-site.

**APPENDICES**

**COPY OF CDPHE APPLICATION**



**COLORADO**  
**Department of Public Health & Environment**

Dedicated to protecting and improving the health and environment of the people of Colorado

ASSIGNED PERMIT NUMBER

Date Received 05/04/2020 13:12:49

MM DD YYYY HH:MM:SS

Revised: 3-2016

**STORMWATER DISCHARGE ASSOCIATED WITH CONSTRUCTION ACTIVITIES APPLICATION**  
**COLORADO DISCHARGE PERMIT SYSTEM (CDPS)**

**PHOTO COPIES, FAXED COPIES, PDF COPIES OR EMAILS WILL NOT BE ACCEPTED.**

Any additional information that you would like the Division to consider in developing the permit should be provided with the application. Examples include effluent data and/or modeling and planned pollutant removal strategies.

**Beginning July 1, 2016, invoices will be based on acres disturbed.**  
**DO NOT PAY THE FEES NOW – Invoices will be sent after the receipt of the application.**

Disturbed Acreage for this application (see page 4)

- Less than 1 acre (\$83 initial fee, \$165 annual fee)
- 1-30 acres (\$175 initial fee, \$350 annual fee)
- Greater than 30 acres (\$270 initial fee, \$540 annual fee)

**A. PERMIT INFORMATION**

**Reason for Application**

- NEW CERT
- MODIFICATION
- CHANGE OF CONTACT
- RENEW CERT
- TRANSFER
- TERMINATION

Existing Cert # \_\_\_\_\_

**B. PERMITTED PROJECT/FACILITY INFORMATION**

Facility Name: CBP Tract C filling #2 Original ID: \_\_\_\_\_  
 Property Address 1: 1111 Meadowbrook Pkwy Property Address 2: \_\_\_\_\_ County: Colorado Springs  
 City: Colorado Springs State: CO Zip Code: 80915  
 Latitude : 38.853208 Longitude : -104.6838

SIC Code	Description
1629	Heavy construction, nec

Receiving Water Name	Receiving Water Type
East Sand Creek	Immediate
Fountain Creek	Ultimate

**C. CONTACT INFORMATION**

**1) \*OPERATOR – RESPONSIBLE OFFICIAL - the party that has operation control over day to day activities – may be the same as the Owner**

Responsible Person (Title): Vice President First Name: Dave Last Name: Hammers  
 Telephone No: 719-570-1599 Email Address: dhammers@hammersconstruction.com Organization: Hammers Construction, Inc.  
 Mailing Address: 1411 Woolsey Heights  
 City: Colorado Springs State: CO Zip Code: 80915

**2) \*PROPERTY OWNER (CO-PERMITTEE) RESPONSIBLE OFFICIAL**

Responsible Person (Title): Vice President First Name: Dave Last Name: Hammers  
 Telephone No: 719-570-1599 Email Address: dhammers@hammersconstruction.com Organization: Hammers Construction, Inc.  
 Mailing Address: 1411 Woolsey Heights  
 City: Colorado Springs State: CO Zip Code: 80915

**3) \*SITE CONTACT (local contact for questions relating to the facility & discharge authorized by this permit)**

Responsible Person (Title): Vice President First Name: Dave Last Name: Hammers  
 Telephone No: 719-570-1599 Email Address: dhammers@hammersconstruction.com Organization: Hammers Construction, Inc.  
 Mailing Address: 1411 Woolsey Heights  
 City: Colorado Springs State: CO Zip Code: 80915

**4) \*BILLING CONTACT**

Responsible Person (Title): Vice President First Name: Dave Last Name: Hammers  
 Telephone No: 719-570-1599 Email Address: dhammers@hammersconstruction.com Organization: Hammers Construction, Inc.  
 Mailing Address: 1411 Woolsey Heights  
 City: Colorado Springs State: CO Zip Code: 80915

**5) OTHER CONTACT TYPES**

Title	First Name	Last Name	Phone	Email	Address	City	State	Zip	Contact Type	Other

**6) Former Permittee (transfer)**

Responsible Person (Title): \_\_\_\_\_ First Name: \_\_\_\_\_ Last Name: \_\_\_\_\_  
 Email Address: \_\_\_\_\_ Company: \_\_\_\_\_

**D. LEGAL DESCRIPTION**

Legal description: if subdivided, provide the legal description below, or indicate that it is not applicable. Do not supply Township/Range/Section or metes and bounds description of the site.

Subdivision(s): \_\_\_\_\_ Lot(s): \_\_\_\_\_ Block(s): \_\_\_\_\_

OR

- Not applicable (site has not been subdivided)
- Facility additional description info

**E. AREA OF CONSTRUCTION SITE**

Total area of construction site 8.33 acres



Signature: The applicant must be either the owner and operator of the construction site. Refer to Part B of the instructions for additional information. The application must be signed by the applicant to be considered complete. In all cases, it shall be signed as follows:

(Regulation 61.4 (1e))

- a) In the case of corporations, by the responsible corporate officer is responsible for the overall operation of the facility from which the discharge described in the form originates
- b) In the case of a partnership, by a general partner.
- c) In the case of a sole proprietorship, by the proprietor.
- d) In the case of a municipal, state, or other public facility, by either a principal executive officer, ranking elected official, (a principal executive officer has responsibility for the overall operation of the facility from which the discharge originates).

**FORMER PERMITTEE used for transfers**

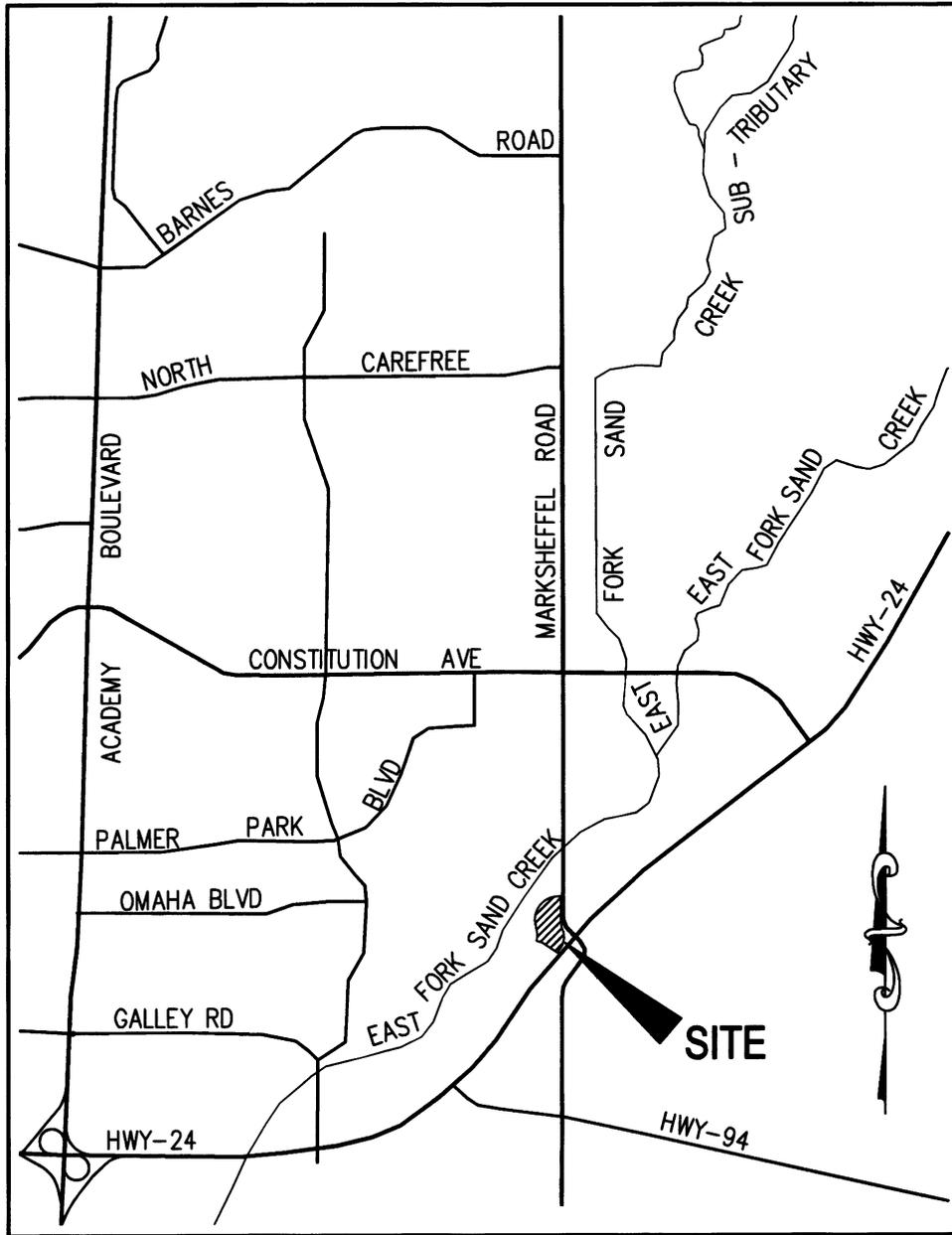
Signature (Legally Responsible Party)

Date

Name (printed)

Title

VICINITY MAP



**VICINITY MAP**

N.T.S.



20 BOULDER CRESCENT, SUITE 110  
 COLORADO SPRINGS, CO 80903  
 PHONE: 719.955.5485

**GRADING, EROSION, STORMWATER  
INSPECTION CHECKLIST**

# Appendix C Inspection Checklist – Grading Erosion, and Stormwater Quality Controls

## CITY OF COLORADO SPRINGS

DATE/TIME:
INSPECTOR:
TYPE OF INSPECTION: Self-Monitoring _____ Initial _____ Compliance _____ Follow-Up _____ Reconnaissance _____ Complaint _____ Final _____

SITE:	DATE OF PERMIT:
ADDRESS:	
CONTRACTOR: CONTACT: PHONE:	OWNER/OWNER'S REPRESENTATIVE: CONTACT: PHONE:
STAGE OF CONSTRUCTION: Initial BMP Installation/Prior to Construction _____ Clearing & Grubbing _____ Rough Grading _____ Finish Grading _____ Utility Construction _____ Building Construction _____ Final Stabilization _____	

OVERALL SITE INSPECTION	YES/NO/N.A.	REMARKS/ACTIONS
Is there any evidence of sediment leaving the construction site? If so, note areas.		
Have any adverse impacts such as flooding, structural damage, erosion, spillage, or accumulation of sediment, debris or litter occurred on or within public or private property, wetlands or surface waters -to include intermittent drainageways and the City's stormwater system (storm sewers, gutters, ditches, etc.)?		
Are the BMPs properly installed and maintained?		
Have the BMPs been placed as shown on approved plans?		
Are the BMPs functioning as intended?		
Is work being done according to approved plans and any phased construction schedule?		
Is the construction schedule on track?		
Are drainage channels and outlets adequately stabilized?		
Is there any evidence of discharges or spills of fuels, lubricants, chemicals, etc.?		

<b>BMP MAINTENANCE CHECKLIST</b>	<b>YES/NO/N.A.</b>	<b>REMARKS/ACTIONS NECESSARY</b>
<b>SURFACE ROUGHENING</b>  Is the roughening consistent/uniform on slopes??  Any evidence of erosion?		
<b>TEMPORARY SEEDING</b>  Are the seedbeds protected by mulch?  Has any erosion occurred in the seeded area?  Any evidence of vehicle tracking on seeded areas?		
<b>TEMPORARY SWALES</b>  Has any sediment or debris been deposited within the swales?  Have the slopes of the swale eroded or has damage occurred to the lining?  Are the swales properly located?		
<b>VEHICLE TRACKING</b>  Is gravel surface clogged with mud or sediment?  Is the gravel surface sinking into the ground?  Has sediment been tracked onto any roads and has it been cleaned up?  Is inlet protection placed around curb inlets near construction entrance?		
<b>OTHER</b>		

FINAL INSPECTION CHECKLIST	YES/NO/N.A.	REMARKS/ACTIONS NECESSARY
Has all grading been completed in compliance with the approved Plan, and all stabilization completed, including vegetation, retaining walls or other approved measures?		
Has final stabilization been achieved - uniform vegetative cover with a density of at least 70 percent of pre-disturbance levels, and cover capable of adequately controlling soil erosion; or permanent, physical erosion methods?		
Have all temporary measures been removed?		
Have all stockpiles, construction materials and construction equipment been removed?		
Are all paved surfaces clean (on-site and off-site)?		
Has sediment and debris been removed from drainage facilities (on-site and off-site) and other off-site property, including proper restoration of any damaged property?		
Have all permanent stormwater quality BMPs been installed and completed?		

ADDITIONAL COMMENTS:

The items noted as needing action must be remedied no later than \_\_\_\_\_.  
The contractor shall notify the inspector when all the items noted above have been addressed.

By signing this inspection form, the owner/owner's representative and the contractor acknowledge that they have received a copy of the inspection report and are aware it is their responsibility to take corrective actions by the date noted above. Failure to sign does not relieve the contractor and owner/owner's representative of their responsibility to take the necessary corrective action and of their liability for any damages that have occurred or may occur.

INSPECTOR'S SIGNATURE:	DATE:
OWNER/OWNER'S REPRESENTATIVE SIGNATURE:	DATE:
CONTRACTOR'S SIGNATURE:	DATE:

**SPILL CLEANUP INSTRUCTIONS AND REPORT FORM**

involving a radioactive or infectious material, or there is a release of a marine pollutant.

Spills and incidents that have or may result in a spill along a highway must be reported to the nearest law enforcement agency immediately. The Colorado State Patrol and CDPHE must also be notified as soon as possible. In the event of a spill of hazardous waste at a transfer facility, the transporter must notify CDPHE within 24 hours if the spill exceeds 55 gallons or if there is a fire or explosion.

The National Response Center should be notified as soon as possible after discovery of a release of a hazardous liquid or carbon dioxide from a pipeline system if a person is killed or injured, there is a fire or explosion, there is property damage of \$50,000 or more, or any nearby water body is contaminated.

The National Response Center and the Colorado Public Utilities Commission Gas Pipeline Safety Section must be notified as soon as possible, but not more than two hours after discovery of a release of gas from a natural gas pipeline or liquefied natural gas facility if a person is killed or injured, there is an emergency shutdown of the facility, or there is property damage of \$50,000 or more. The Colorado Public Utilities Commission should also be notified if there is a gas leak from a pipeline, liquefied natural gas system, master meter system or a propane system that results in the evacuation of 50 or more people from an occupied building or the closure of a roadway.

#### **Oil and Gas Exploration**

All Class I major events on federal lands, including releases of hazardous substances in excess of the CERCLA reportable quantity and spills of more than 100 barrels of fluid and/or 500 MCF of gas released, must be reported to the Bureau of Land Management (BLM) immediately. Spills of oil, gas, salt water, toxic liquids and waste materials must also be reported to the BLM and the surface management agency.

Spills of exploration and production (E&P) waste on state or private lands in excess of 20 barrels, and spills of any size that impact or threaten to impact waters of the state, an occupied structure, or public byway must be reported to the Colorado Oil and Gas Conservation Commission as soon as practicable, but not more than 24 hours after discovery. Spills of any

size that impact or threaten to impact waters of the state must be reported to CDPHE immediately. Spills that impact or threaten to impact a surface water intake must be reported to the emergency contact for that facility immediately after discovery. Spills of more than five (5) barrels of E&P waste must be reported in writing to the Oil and Gas Conservation Commission within 10 days of discovery.

#### **REPORTING NUMBERS**

National Response Center (24-hour)  
**1-800-424-8802**

CDPHE Colorado Environmental Release and Incident Reporting Line (24-hour)  
**1-877-518-5608**

Radiation Incident Reporting Line (24-hour)  
**303-877-9757**

Colorado State Patrol (24-hour)  
**303-239-4501**

Division of Oil and Public Safety  
(business hours)  
**303-318-8547**

Oil and Gas Conservation Commission  
(business hours)  
**303-894-2100**

Colorado Public Utilities Commission Gas Pipeline Safety Section (business hours)  
**303-894-2851**

Local Emergency Planning Committees  
(to obtain list, business hours)  
**720-852-6603**



Colorado Department  
of Public Health  
and Environment

# **Environmental Spill Reporting**

Colorado Department of Public  
Health and Environment  
4300 Cherry Creek Drive South  
Denver, CO 80246-1530

<http://www.cdphe.state.co.us>

January 2009

When a release of a hazardous material or other substance occurs to the environment, there are a number of reporting and notification requirements that must be followed by the company or individual responsible for the release. Most spills are covered by more than one reporting requirement, and all requirements must be met. In addition to verbal notification, written reports are generally required. This brochure briefly explains the major requirements. A more detailed description is provided in the "Reporting Environmental Releases in Colorado" Guidance Document, available on the web.

Releases that must be reported to the Colorado Department of Public Health and Environment (CDPHE) may be reported to the Colorado Environmental Release and Incident Reporting Line.

## ENVIRONMENTAL SPILL REPORTING

### CERCLA, EPCRA and RCRA

The Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) and the Emergency Planning and Community Right-to-Know Act (EPCRA) require that a release of a reportable quantity or more of a hazardous substance to the environment be reported immediately to the appropriate authorities when the release is discovered.

Under CERCLA, reportable quantities were established for hazardous substances listed or designated under other environmental statutes. These include:

- all hazardous air pollutants (HAPs) listed under Section 112(b) of the Clean Air Act.
- all toxic pollutants designated under Section 307(a) or Section 311(b)(2)(A) of the Clean Water Act.
- all Resource Conservation and Recovery Act (RCRA) characteristic and listed hazardous wastes.
- any element, compound, or substance designated under Section 102 of CERCLA.

EPCRA established a list of extremely hazardous substances (EHS) that could cause serious irreversible health effects from accidental releases. Many substances appear on both the CERCLA and EPCRA lists. EPCRA extremely hazardous substances that are also CERCLA hazardous substances have the same reportable quantity (RQ) as under CERCLA. EPCRA extremely hazardous substances that are not listed under CERCLA have a reportable quantity that is equal to their threshold planning quantity (TPQ). A list of CERCLA reportable quantities is included in 40 CFR Section 302.4. A list of EPCRA threshold planning quantities is included in 40 CFR Part 355 Appendices A & B.

CERCLA-reportable releases must be reported immediately to the National Response Center (NRC), while EPCRA-reportable releases must be reported immediately to the National Response Center, the State Emergency Response Commission (SERC) and the affected Local Emergency Planning Committee (LEPC). If the release is an EPCRA extremely

hazardous substance, but not a CERCLA hazardous substance, and there is absolutely no potential to affect off-site persons, then only the State Emergency Planning Commission (represented by CDPHE for Reporting Purposes) and the Local Emergency Planning Committee need to be notified.

In the case of a release of hazardous waste stored in tanks, RCRA-permitted facilities and large quantity generators must also notify CDPHE within 24 hours of any release to the environment that is greater than one (1) pound.

### Radiation Control

Each licensee or registrant must report to the Radiation Incident Reporting Line in the event of lost, stolen or missing licensed or registered radioactive materials or radiation machines, releases of radioactive materials, contamination events, and fires or explosions involving radioactive materials. Releases of radionuclides are reportable under CERCLA.

### Clean Water Act

The Clean Water Act requires the person in charge of a facility or vessel to immediately report to the National Response Center all discharges of oil or designated hazardous substances to water. Oil means oil of any kind or form. Designated hazardous substances are included in the CERCLA list.

The Clean Water Act also requires that facilities with a National Pollutant Discharge Elimination System (NPDES) permit report to the National Response Center within 24 hours of becoming aware of any unanticipated bypasses or upsets that cause an exceedance of the effluent limits in their permit and any violations of their maximum daily discharge limits for pollutants listed in their permit.

A release of any chemical, oil, petroleum product, sewage, etc., which may enter waters of the state of Colorado (which include surface water, ground water and dry gullies and storm sewers leading to surface water) must be reported immediately to CDPHE. Any accidental discharge to the sanitary sewer system must be reported immediately to the local sewer authority and the affected wastewater treatment plant. For additional reporting releases to water, please see "Guidance for Reporting Spills under the Colorado

Water Quality Control Act and Colorado Discharge Permits" at <http://www.cdphe.state.co.us/op/wqcc/Resources/Guidance/spillguidance.pdf>.

### Clean Air Act

Hazardous air pollutants (HAPs) are designated as hazardous substances under CERCLA. If a facility has an air permit but the permit does not allow for or does not specify the release of a substance, or if the facility does not have an air permit, then all releases in excess of the CERCLA / EPCRA reportable quantity for that substance must be reported to the National Response Center and CDPHE. If the facility releases more of a substance than is allowed under its air permit, the facility must also report the release. Discharges of a substance that are within the allowable limits specified in the facility's permit do not need to be reported.

### Regulated Storage Tanks

Owners and operators of regulated storage tank systems must report a release or suspected release of regulated substances to the Division of Oil and Public Safety at the Colorado Department of Labor and Employment within 24 hours. Under this program, the reportable quantity for petroleum releases is 25 gallons or more, or any amount that causes a sheen on nearby surface water. Spills of less than 25 gallons of petroleum must be immediately contained and cleaned up. If cleanup cannot be accomplished within 24 hours, the Division of Oil and Public Safety must be notified immediately.

Spills of hazardous substances from tanks in excess of the CERCLA or EPCRA reportable quantity must be reported immediately to the National Response Center, CDPHE and the local fire authority, and to the Division of Oil and Public Safety within 24 hours.

### Transportation and Pipelines

The person in physical possession of a hazardous material must notify the National Response Center as soon as practical, but not to exceed 12 hours after the incident, if as a direct result of the hazardous material, a person is killed or injured, there is an evacuation of the general public lasting more than an hour, a major transportation artery is shut down for an hour or more, the flight pattern of an aircraft is altered, there is fire, spillage or suspected contamination

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**Colorado Water Quality Control Division**

**WATER QUALITY  
CONTROL  
DIVISION**

**Policy No:** WQE-10  
**Initiated By:** Dave Akers  
**Approved By:** *[Signature]*  
**Effective Date:** 3/1/08  
**Revision No.:** \_\_\_\_\_  
**Revision Date:** \_\_\_\_\_

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**Guidance for Reporting Spills under the Colorado Water Quality  
Control Act and Colorado Discharge Permits**

**I. Purpose**

To provide guidance on applicable Colorado reporting requirements pursuant to § 25-8-601(2), C.R.S., that pertains to spills or discharges that may cause pollution of State waters. This guidance does not relieve an entity of any other statutory or regulatory requirements applicable to a spill. Facilities possessing a Colorado Discharge Permit System (CDPS) permit should follow applicable permit terms and conditions regarding spill reporting and response. This guidance is not intended to supersede or modify such permit terms and conditions or the applicable statute and regulations. This guidance does not limit the existing rights or responsibilities of persons with respect to spill reporting. For example, persons retain the right and responsibility to determine in the first instance whether a particular spill is covered by an existing permit or may cause pollution to State waters (i.e., surface or ground waters).

**II. Statutory Requirement Addressed**

Colorado Water Quality Control Act - Spill Reporting Requirements - § 25-8-601(2), C.R.S.

"Any person engaged in any operation or activity which results in a spill or discharge of oil or other substance which may cause pollution of the waters of the state contrary to the provisions of this article as soon as he has knowledge thereof, shall notify the division of such discharge."

State waters means any and all surface and subsurface waters which are contained in or flow in or through this state, but does not include waters in sewage systems, waters in treatment works of disposal systems, waters in potable water distribution systems, and all water withdrawn for use until use and treatment have been completed (§ 25-8-103 (19), C.R.S.).

Examples of State waters include, but are not limited to, perennial streams, intermittent or ephemeral gulches and arroyos, ponds, lakes, reservoirs, irrigation canals or ditches, wetlands, stormwater conveyances (when they discharge to a surface water), and groundwater.

**III. Policy/Applicability**

The Division distinguishes between reporting requirements for spills that occur with respect to activities that result in a discharge that is authorized under a CDPS permit and those that are not. For non-permitted activities, or in the case of an activity where a permit does not address reporting of or response to a given spill, the Division recommends that the responsible person(s) take the following actions:

1. Immediately report spills that may result in a non-permitted discharge of pollutants to State waters to the Environmental Release and Incident Reporting Line at 1-877-518-5608;
2. Include the following information, if available, when notifying the Division of a spill:
  - a. The name of the responsible person and, if not reported by that person, the name of the person reporting the spill and the name of the responsible person if known;
  - b. An estimate of the date and time that the spill began or the actual date and time, if known;

- c. The location of the spill, its source (e.g., manhole, tanker truck), and identification of the type of material spilled (e.g., untreated wastewater, biosolids, specific chemical);
- d. The estimated volume of the spill and, if known, the actual date and time the spill was fully controlled/stopped.
- e. Whether the spill is ongoing and, if it is, the rate of flow and an estimate of the time that the spill will be fully controlled, if known;
- f. Measures that are being or have been taken to contain, reduce, and/or clean up the spill;
- g. A list of any potentially affected area and any known downstream water uses (e.g., public water supplies, irrigation diversions, public use areas such as parks or swim beaches) that will be or have been notified; and
- h. A phone number and e-mail to contact a representative of the responsible person that is in charge of the response. Where a non-responsible person is reporting the spill, they are encouraged, but not required, to provide contact information.

Reporting and management of spills that occur with respect to activities resulting in a discharge authorized under a permit should be performed in accordance with the specific requirements of that permit. If the permit does not provide specific reporting or management response requirements for a given spill that may pollute State waters, the Division recommends that the responsible person report the spill in accordance with the procedures listed above.

This guidance only addresses reporting requirements under the Division's authority. The person or entity engaged in any operation or activity that results in a spill is responsible for any other applicable reporting requirements associated with the spill to other regulatory agencies.

Section 25-8-601(2), C.R.S. only addresses spill reporting to the Division. Section 25-8-202(7), C.R.S. provides certain water quality responsibilities to other state "implementing agencies." The Division's position is that, where a spill to the ground that may impact ground water only is fully and timely reported to an implementing agency having jurisdiction over that spill, the intent of section 601(2) has been fulfilled, and the spill need not also be reported to the Division. The Division suggests that the responsible person confirm with the implementing agency that a spill falls under the jurisdiction of the implementing agency at the time it is reported in order to avoid possible legal liability should it fall under the Division's jurisdiction.

#### **IV. Division Examples of Non-Reportable Spills**

The Division has identified the following examples of types of spills that are considered "non-reportable" under § 25-8-601(2), C.R.S. Documentation of such spills, including the information listed in section III.2.a – III.2.f above, should be maintained by the responsible person for Division review for a period of three years.

1. A spill to a generally impervious surface or structure (e.g., paved street/parking lot, storm sewer, warehouse floor, manhole, vault, concrete basement), or onto soils, that is fully contained in/on the impervious surface/structure or soils, or that is managed in a manner so that it will not reach State waters at the time of the spill or in the future. Such spills that are cleaned up within 24 hours will be considered by the Division to have no potential to reach State waters. However, even if such spills are not cleaned up within 24 hours, the responsible person may be able to "fully contain" or otherwise manage a spill such that it will not reach State waters. Where there is a sump pump present in a basement to which a spill occurred, the responsible person must establish that the pump did not discharge to State waters during the time between the start of the spill and the completion of clean-up in accordance with best management practices.
2. A spill or discharge that is managed consistent with best management practices that are established in accordance with a CDPS discharge permit or any Water Quality Control Commission-adopted control regulation related to spill management or reporting.
3. A spill of potable water from a public water system that does not reach surface waters.

<input checked="" type="checkbox"/> Field Services - Grand Junction 222 South 6th Street, Room 232 Grand Junction, CO 81501 Telephone: 970-248-7150 Fax: 970-248-7198 Contact email: <a href="mailto:michelle.thiebaud@state.co.us">michelle.thiebaud@state.co.us</a>	<input type="checkbox"/> Field Services - Pueblo 140 Central Main, Suite 300 Pueblo, CO 81003 Telephone: 719-295-5060 Fax: 719-543-8441 Contact email: <a href="mailto:carol.keever@state.co.us">carol.keever@state.co.us</a>	<input type="checkbox"/> Field Services - Denver 4300 Cherry Creek Dr. South, B2 Denver, Colorado 80246-1530 Phone: 303-692-3650 Fax: 303-782-0390 Contact email: <a href="mailto:annemarie.goolsby@state.co.us">annemarie.goolsby@state.co.us</a>
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**Reporting Form: Incident / Spill / Sanitary Sewer Overflow (SSO)**

The Water Quality Control Division distinguishes between reporting requirements for spills that occur with respect to activities that result in a discharge that is authorized under a CDPS permit and those that are not. Reporting and management of spills that occur with respect to activities resulting in a discharge authorized under a permit should be performed in accordance with the specific requirements of that permit. If the permit does not require a 5-day report, please provide the information below in writing. For non-permitted activities, or in the case of an activity where a permit does not address reporting of or response to a given spill, please submit this written response to the Water Quality Control Division within five (5) working days of the date of the event. If sufficient space is not provided, please attach other sheets. Please send the completed form with signature via fax or email to the Division's Field Services office indicated above. If you have any questions please contact the Division's Field Services Engineer at your earliest convenience. The Field Services County list is available at: <http://www.colorado.gov/cdphe/wqcd> (Contacts, Inspection services contacts, then Field services contacts).

Prior to the five (5) working day deadline, you may request an extension to submit the report if sample analyses justifiably are going to require more time to analyze than the reporting time allows. To request an extension please send an email to the Division's Field Services Engineer for the County that the incident / spill / SSO took place or to the email listed above.

<b>Incident Background Information</b>			
County			
Incident / Spill Number (Division provided) and Spill Date			
Type of Incident / Spill / SSO (check one)	<input type="checkbox"/> Sanitary Sewer Overflow/Reuse	<input type="checkbox"/> Petroleum Product	<input type="checkbox"/> Chemical
	<input type="checkbox"/> WW Treatment Plant Bypass or Upset (through an authorized outfall point)	<input type="checkbox"/> WW Treatment Plant Spill or Overflow (other than outfall)	<input type="checkbox"/> Biosolids
	<input type="checkbox"/> Unplanned potable water release (e.g., water line break)		<input type="checkbox"/> Other
<b>Contact Information</b>			
Potentially Responsible Party (PRP): Contact Name		Potentially Responsible Party (PRP): Company / Agency	
PRP Phone / Fax	Phone: Fax:	PRP email address	
CDPS Permit Number:		CDPS Permittee Name:	
Reported by (if not PRP): Contact Name		Reported by (if not PRP): Company / Agency	
Reported by (if not PRP): Phone / Fax	Phone: Fax:	Reported by (if not PRP): email address	
<b>Incident Information: Please provide the following information.</b>			
A	Incident / spill / SSO source, cause, and event description.		
	Response:		
B	Material released (e.g., untreated wastewater, biosolids, specific chemicals or products) and estimated total quantity (e.g., gallons). Please attach MSDS for any and all chemicals or products involved in spill or release.		
	Response:		
C	Actual or estimated dates and times of the event, including duration and actual date and time spill was fully controlled/stopped. If release is still occurring, the date and time the release is expected to be stopped.		
	Response:		

D	Location of release (e.g., address, lat/long, road name and mile marker).
	Response:
E	Describe measures taken or planned to contain, reduce, and clean up spill or release.
	Response:
F	Steps taken or planned to prevent reoccurrence of the event.
	Response:

**Incident Impact to State Waters (As defined in § 25-8-103(19), C.R.S.).**  
*Examples of State waters include: perennial streams, intermittent or ephemeral gulches, ditches, ponds, lakes, reservoirs, irrigation canals, wetlands, stormwater conveyances (when they discharge to surface water), and groundwater.*

G	Did flow or materials reach surface waters of the State? If so, please describe the path of flow to State waters and which State water body was impacted (e.g., spill impacted a storm drain which was directly connected to Cherry Creek, Colorado River, etc.). If yes, what quantity of material (e.g., gallons) reached the surface water and what was the resulting impact?
	Response:
H	Were any water quality samples or other samples taken? If so, please describe sampling process and attached results.
	Response:
I	Did flow or materials reach groundwater of the State? If so, please describe the path of flow to State waters and which State water body impacted (e.g., spill soaked into ground and wet soil was not excavated). If yes, what quantity of material (e.g., gallons) reached the ground or groundwater and what was the resulting impact?
	Response:
J	Did the incident include any of the following (check if yes)? If so, please include additional details below.
	<input type="checkbox"/> Toxic Chemical Release
	<input type="checkbox"/> Fish Kill
Response:	

**Incident Impact to Areas or Water Users**

K	Did the incident / spill / SSO impact any areas (e.g., public use areas including parks or swim beaches) or downstream water users (e.g., public water suppliers, irrigation diversions)? Please list impacted areas and/or users, their location, and potential impacts.
	Response:
L	How were the impacted area users (e.g., park patrons) and downstream water users notified (e.g., signs posted, list downstream users contact via phone).
	Response:

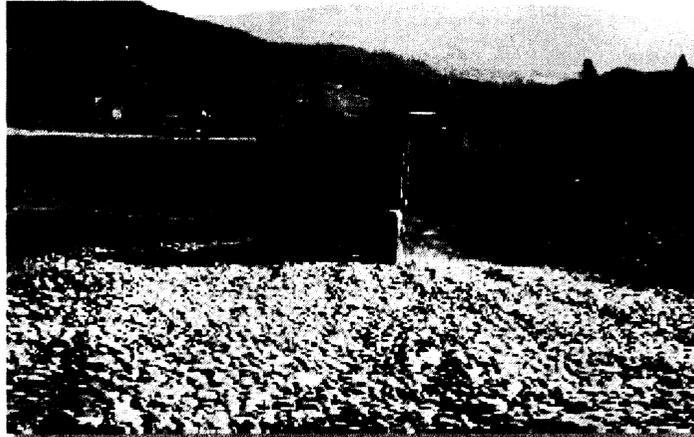
I hereby certify that the information presented above is accurate and complete.

Date	Company	Typed Name and Title	Signature

**BMP CONSTRUCTION DETAILS**

## Description

Vehicle tracking controls provide stabilized construction site access where vehicles exit the site onto paved public roads. An effective vehicle tracking control helps remove sediment (mud or dirt) from vehicles, reducing tracking onto the paved surface.



**Photograph VTC-1.** A vehicle tracking control pad constructed with properly sized rock reduces off-site sediment tracking.

## Appropriate Uses

Implement a stabilized construction entrance or vehicle tracking control where frequent heavy vehicle traffic exits the construction site onto a paved roadway. An effective vehicle tracking control is particularly important during the following conditions:

- Wet weather periods when mud is easily tracked off site.
- During dry weather periods where dust is a concern.
- When poorly drained, clayey soils are present on site.

Although wheel washes are not required in designs of vehicle tracking controls, they may be needed at particularly muddy sites.

## Design and Installation

Construct the vehicle tracking control on a level surface. Where feasible, grade the tracking control towards the construction site to reduce off-site runoff. Place signage, as needed, to direct construction vehicles to the designated exit through the vehicle tracking control. There are several different types of stabilized construction entrances including:

**VTC-1. Aggregate Vehicle Tracking Control.** This is a coarse-aggregate surfaced pad underlain by a geotextile. This is the most common vehicle tracking control, and when properly maintained can be effective at removing sediment from vehicle tires.

**VTC-2. Vehicle Tracking Control with Construction Mat or Turf Reinforcement Mat.** This type of control may be appropriate for site access at very small construction sites with low traffic volume over vegetated areas. Although this application does not typically remove sediment from vehicles, it helps protect existing vegetation and provides a stabilized entrance.

Vehicle Tracking Control	
<b>Functions</b>	
Erosion Control	Moderate
Sediment Control	Yes
Site/Material Management	Yes

**VTC-3. Stabilized Construction Entrance/Exit with Wheel Wash.** This is an aggregate pad, similar to VTC-1, but includes equipment for tire washing. The wheel wash equipment may be as simple as hand-held power washing equipment to more advanced proprietary systems. When a wheel wash is provided, it is important to direct wash water to a sediment trap prior to discharge from the site.

Vehicle tracking controls are sometimes installed in combination with a sediment trap to treat runoff.

## Maintenance and Removal

Inspect the area for degradation and replace aggregate or material used for a stabilized entrance/exit as needed. If the area becomes clogged and ponds water, remove and dispose of excess sediment or replace material with a fresh layer of aggregate as necessary.

With aggregate vehicle tracking controls, ensure rock and debris from this area do not enter the public right-of-way.

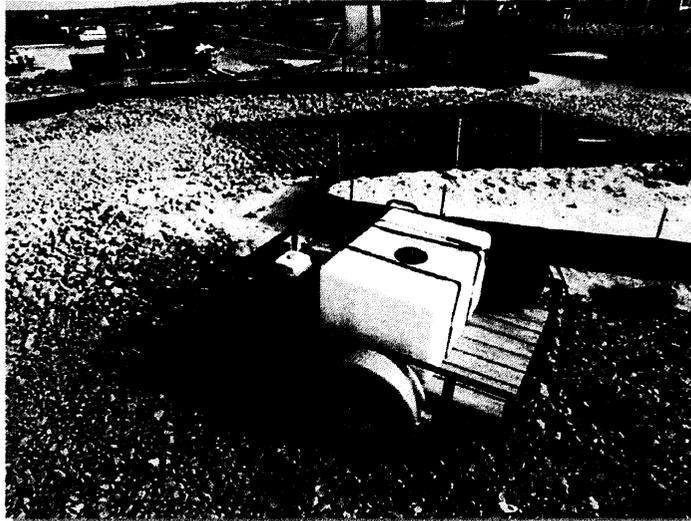
Remove sediment that is tracked onto the public right of way daily or more frequently as needed. Excess sediment in the roadway indicates that the stabilized construction entrance needs maintenance.

Ensure that drainage ditches at the entrance/exit area remain clear.

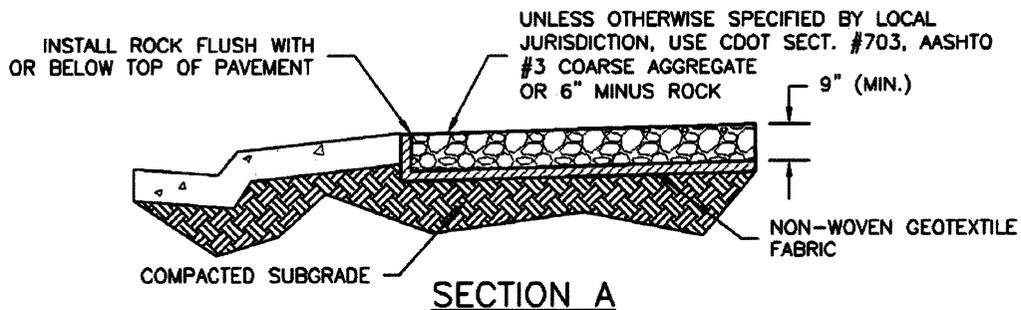
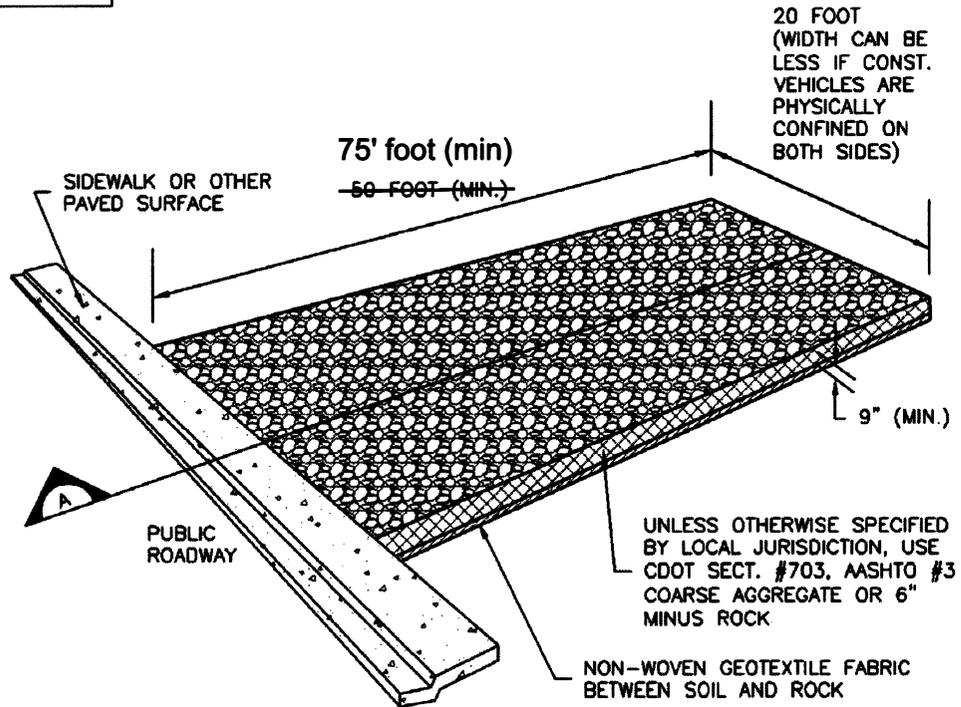
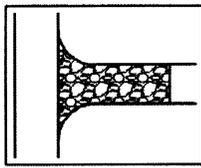
A stabilized entrance should be removed only when there is no longer the potential for vehicle tracking to occur. This is typically after the site has been stabilized.

When wheel wash equipment is used, be sure that the wash water is discharged to a sediment trap prior to discharge. Also inspect channels conveying the water from the wash area to the sediment trap and stabilize areas that may be eroding.

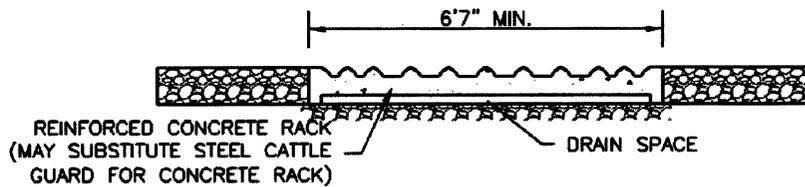
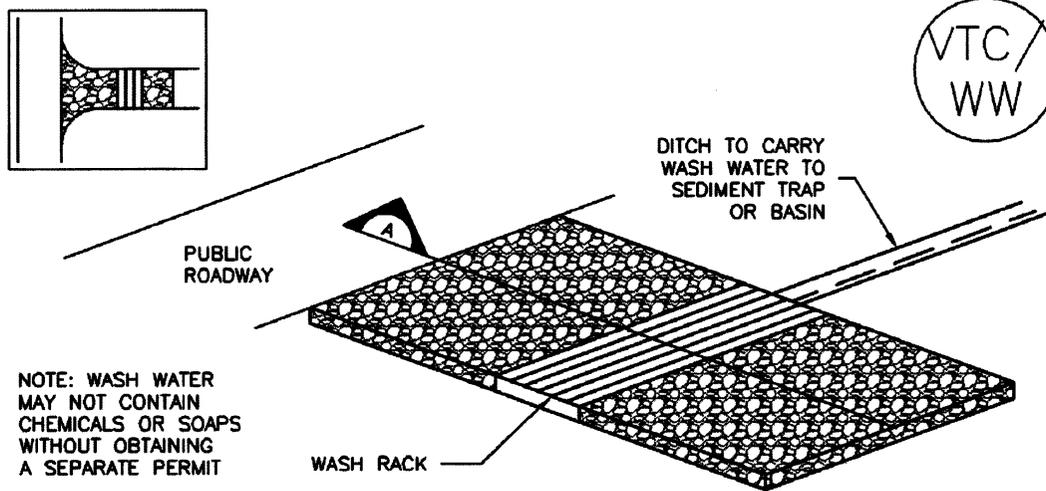
When a construction entrance/exit is removed, excess sediment from the aggregate should be removed and disposed of appropriately. The entrance should be promptly stabilized with a permanent surface following removal, typically by paving.



**Photograph VTC-2.** A vehicle tracking control pad with wheel wash facility. Photo courtesy of Tom Gore.

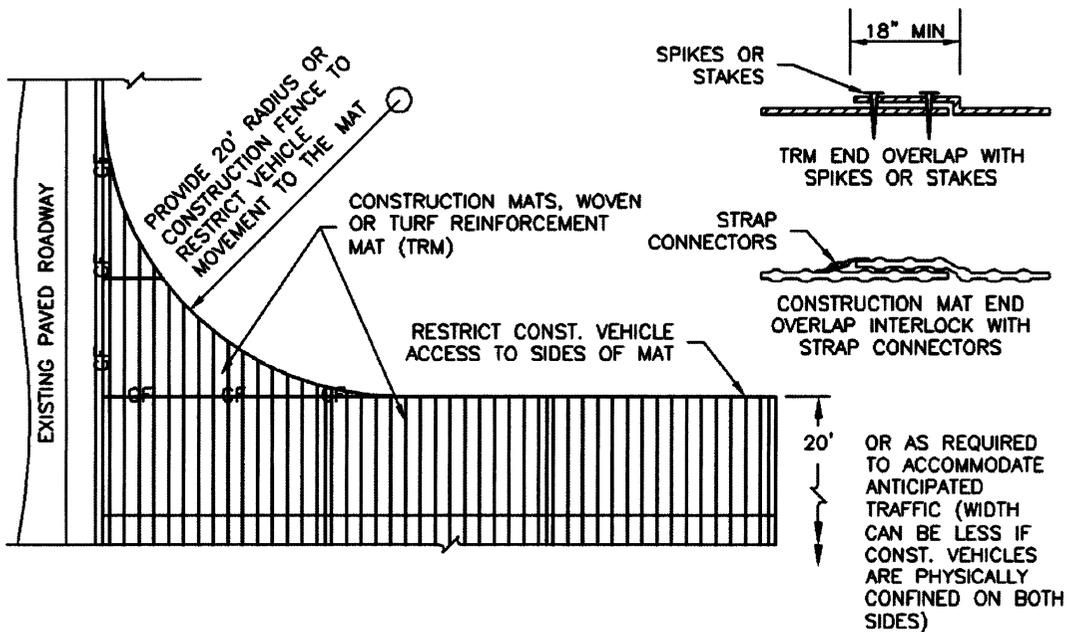
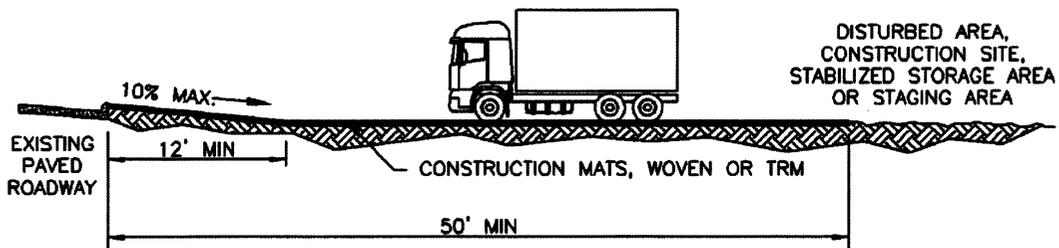
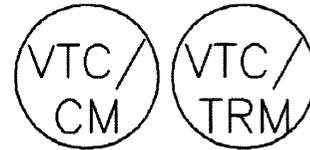
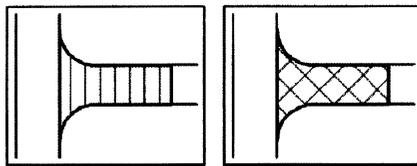


## VTC-1. AGGREGATE VEHICLE TRACKING CONTROL



SECTION A

VTC-2. AGGREGATE VEHICLE TRACKING CONTROL WITH WASH RACK



## VTC-3. VEHICLE TRACKING CONTROL W/ CONSTRUCTION MAT OR TURF REINFORCEMENT MAT (TRM)

STABILIZED CONSTRUCTION ENTRANCE/EXIT INSTALLATION NOTES

1. SEE PLAN VIEW FOR
  - LOCATION OF CONSTRUCTION ENTRANCE(S)/EXIT(S).
  - TYPE OF CONSTRUCTION ENTRANCE(S)/EXITS(S) (WITH/WITHOUT WHEEL WASH, CONSTRUCTION MAT OR TRM).
2. CONSTRUCTION MAT OR TRM STABILIZED CONSTRUCTION ENTRANCES ARE ONLY TO BE USED ON SHORT DURATION PROJECTS (TYPICALLY RANGING FROM A WEEK TO A MONTH) WHERE THERE WILL BE LIMITED VEHICULAR ACCESS.
3. A STABILIZED CONSTRUCTION ENTRANCE/EXIT SHALL BE LOCATED AT ALL ACCESS POINTS WHERE VEHICLES ACCESS THE CONSTRUCTION SITE FROM PAVED RIGHT-OF-WAYS.
4. STABILIZED CONSTRUCTION ENTRANCE/EXIT SHALL BE INSTALLED PRIOR TO ANY LAND DISTURBING ACTIVITIES.
5. A NON-WOVEN GEOTEXTILE FABRIC SHALL BE PLACED UNDER THE STABILIZED CONSTRUCTION ENTRANCE/EXIT PRIOR TO THE PLACEMENT OF ROCK.
6. UNLESS OTHERWISE SPECIFIED BY LOCAL JURISDICTION, ROCK SHALL CONSIST OF DOT SECT. #703, AASHTO #3 COARSE AGGREGATE OR 6" (MINUS) ROCK.

STABILIZED CONSTRUCTION ENTRANCE/EXIT MAINTENANCE NOTES

1. INSPECT BMPs EACH WORKDAY, AND MAINTAIN THEM IN EFFECTIVE OPERATING CONDITION. MAINTENANCE OF BMPs SHOULD BE PROACTIVE, NOT REACTIVE. INSPECT BMPs AS SOON AS POSSIBLE (AND ALWAYS WITHIN 24 HOURS) FOLLOWING A STORM THAT CAUSES SURFACE EROSION, AND PERFORM NECESSARY MAINTENANCE.
2. FREQUENT OBSERVATIONS AND MAINTENANCE ARE NECESSARY TO MAINTAIN BMPs IN EFFECTIVE OPERATING CONDITION. INSPECTIONS AND CORRECTIVE MEASURES SHOULD BE DOCUMENTED THOROUGHLY.
3. WHERE BMPs HAVE FAILED, REPAIR OR REPLACEMENT SHOULD BE INITIATED UPON DISCOVERY OF THE FAILURE.
4. ROCK SHALL BE REAPPLIED OR REGRADED AS NECESSARY TO THE STABILIZED ENTRANCE/EXIT TO MAINTAIN A CONSISTENT DEPTH.
5. SEDIMENT TRACKED ONTO PAVED ROADS IS TO BE REMOVED THROUGHOUT THE DAY AND AT THE END OF THE DAY BY SHOVELING OR SWEEPING. SEDIMENT MAY NOT BE WASHED DOWN STORM SEWER DRAINS.

NOTE: MANY JURISDICTIONS HAVE BMP DETAILS THAT VARY FROM UDFCD STANDARD DETAILS. CONSULT WITH LOCAL JURISDICTIONS AS TO WHICH DETAIL SHOULD BE USED WHEN DIFFERENCES ARE NOTED.

(DETAILS ADAPTED FROM CITY OF BROOMFIELD, COLORADO, NOT AVAILABLE IN AUTOCAD)

## Description

A silt fence is a woven geotextile fabric attached to wooden posts and trenched into the ground. It is designed as a sediment barrier to intercept sheet flow runoff from disturbed areas.

## Appropriate Uses

A silt fence can be used where runoff is conveyed from a disturbed area as sheet flow. Silt fence is not designed to receive concentrated flow or to be used as a filter fabric. Typical uses include:

- Down slope of a disturbed area to accept sheet flow.
- Along the perimeter of a receiving water such as a stream, pond or wetland.
- At the perimeter of a construction site.



**Photograph SF-1.** Silt fence creates a sediment barrier, forcing sheet flow runoff to evaporate or infiltrate.

## Design and Installation

Silt fence should be installed along the contour of slopes so that it intercepts sheet flow. The maximum recommended tributary drainage area per 100 lineal feet of silt fence, installed along the contour, is approximately 0.25 acres with a disturbed slope length of up to 150 feet and a tributary slope gradient no steeper than 3:1. Longer and steeper slopes require additional measures. This recommendation only applies to silt fence installed along the contour. Silt fence installed for other uses, such as perimeter control, should be installed in a way that will not produce concentrated flows. For example, a "J-hook" installation may be appropriate to force runoff to pond and evaporate or infiltrate in multiple areas rather than concentrate and cause erosive conditions parallel to the silt fence.

See Detail SF-1 for proper silt fence installation, which involves proper trenching, staking, securing the fabric to the stakes, and backfilling the silt fence. Properly installed silt fence should not be easily pulled out by hand and there should be no gaps between the ground and the fabric.

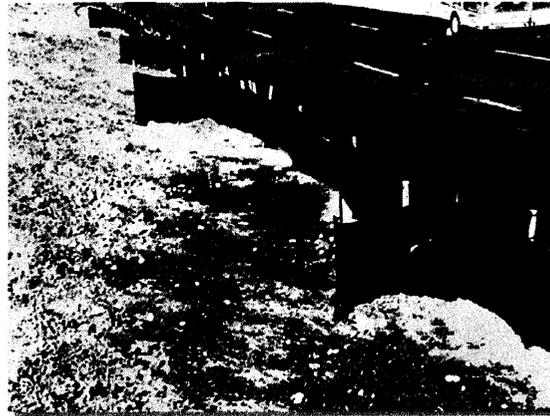
Silt fence must meet the minimum allowable strength requirements, depth of installation requirement, and other specifications in the design details. Improper installation of silt fence is a common reason for silt fence failure; however, when properly installed and used for the appropriate purposes, it can be highly effective.

<b>Silt Fence</b>	
<b>Functions</b>	
Erosion Control	No
Sediment Control	Yes
Site/Material Management	No

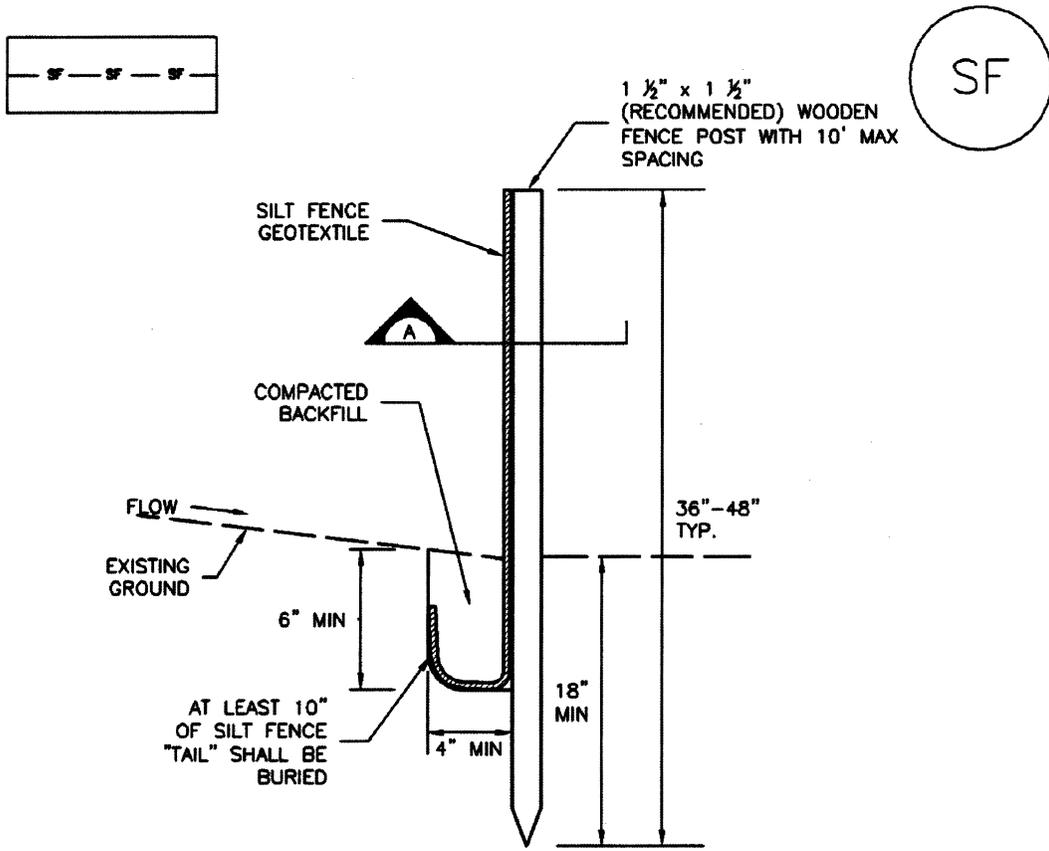
## Maintenance and Removal

Inspection of silt fence includes observing the material for tears or holes and checking for slumping fence and undercut areas bypassing flows. Repair of silt fence typically involves replacing the damaged section with a new section. Sediment accumulated behind silt fence should be removed, as needed to maintain BMP effectiveness, typically before it reaches a depth of 6 inches.

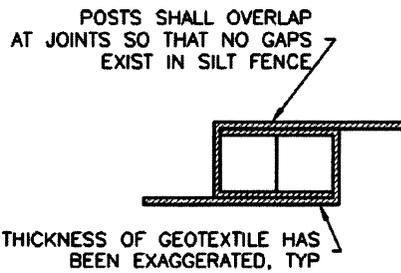
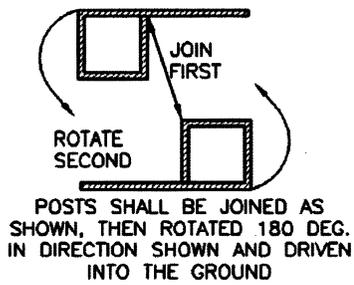
Silt fence may be removed when the upstream area has reached final stabilization.



**Photograph SF-2.** When silt fence is not installed along the contour, a "J-hook" installation may be appropriate to ensure that the BMP does not create concentrated flow parallel to the silt fence. Photo courtesy of Tom Gore.



SILT FENCE



SECTION A

SF-1. SILT FENCE

SILT FENCE INSTALLATION NOTES

1. SILT FENCE MUST BE PLACED AWAY FROM THE TOE OF THE SLOPE TO ALLOW FOR WATER PONDING. SILT FENCE AT THE TOE OF A SLOPE SHOULD BE INSTALLED IN A FLAT LOCATION AT LEAST SEVERAL FEET (2-5 FT) FROM THE TOE OF THE SLOPE TO ALLOW ROOM FOR PONDING AND DEPOSITION.
2. A UNIFORM 6" X 4" ANCHOR TRENCH SHALL BE EXCAVATED USING TRENCHER OR SILT FENCE INSTALLATION DEVICE. NO ROAD GRADERS, BACKHOES, OR SIMILAR EQUIPMENT SHALL BE USED.
3. COMPACT ANCHOR TRENCH BY HAND WITH A "JUMPING JACK" OR BY WHEEL ROLLING. COMPACTION SHALL BE SUCH THAT SILT FENCE RESISTS BEING PULLED OUT OF ANCHOR TRENCH BY HAND.
4. SILT FENCE SHALL BE PULLED TIGHT AS IT IS ANCHORED TO THE STAKES. THERE SHOULD BE NO NOTICEABLE SAG BETWEEN STAKES AFTER IT HAS BEEN ANCHORED TO THE STAKES.
5. SILT FENCE FABRIC SHALL BE ANCHORED TO THE STAKES USING 1" HEAVY DUTY STAPLES OR NAILS WITH 1" HEADS. STAPLES AND NAILS SHOULD BE PLACED 3" ALONG THE FABRIC DOWN THE STAKE.
6. AT THE END OF A RUN OF SILT FENCE ALONG A CONTOUR, THE SILT FENCE SHOULD BE TURNED PERPENDICULAR TO THE CONTOUR TO CREATE A "J-HOOK." THE "J-HOOK" EXTENDING PERPENDICULAR TO THE CONTOUR SHOULD BE OF SUFFICIENT LENGTH TO KEEP RUNOFF FROM FLOWING AROUND THE END OF THE SILT FENCE (TYPICALLY 10' - 20').
7. SILT FENCE SHALL BE INSTALLED PRIOR TO ANY LAND DISTURBING ACTIVITIES.

SILT FENCE MAINTENANCE NOTES

1. INSPECT BMPs EACH WORKDAY, AND MAINTAIN THEM IN EFFECTIVE OPERATING CONDITION. MAINTENANCE OF BMPs SHOULD BE PROACTIVE, NOT REACTIVE. INSPECT BMPs AS SOON AS POSSIBLE (AND ALWAYS WITHIN 24 HOURS) FOLLOWING A STORM THAT CAUSES SURFACE EROSION, AND PERFORM NECESSARY MAINTENANCE.
2. FREQUENT OBSERVATIONS AND MAINTENANCE ARE NECESSARY TO MAINTAIN BMPs IN EFFECTIVE OPERATING CONDITION. INSPECTIONS AND CORRECTIVE MEASURES SHOULD BE DOCUMENTED THOROUGHLY.
3. WHERE BMPs HAVE FAILED, REPAIR OR REPLACEMENT SHOULD BE INITIATED UPON DISCOVERY OF THE FAILURE.
4. SEDIMENT ACCUMULATED UPSTREAM OF THE SILT FENCE SHALL BE REMOVED AS NEEDED TO MAINTAIN THE FUNCTIONALITY OF THE BMP, TYPICALLY WHEN DEPTH OF ACCUMULATED SEDIMENTS IS APPROXIMATELY 6".
5. REPAIR OR REPLACE SILT FENCE WHEN THERE ARE SIGNS OF WEAR, SUCH AS SAGGING, TEARING, OR COLLAPSE.
6. SILT FENCE IS TO REMAIN IN PLACE UNTIL THE UPSTREAM DISTURBED AREA IS STABILIZED AND APPROVED BY THE LOCAL JURISDICTION, OR IS REPLACED BY AN EQUIVALENT PERIMETER SEDIMENT CONTROL BMP.
7. WHEN SILT FENCE IS REMOVED, ALL DISTURBED AREAS SHALL BE COVERED WITH TOPSOIL, SEEDED AND MULCHED OR OTHERWISE STABILIZED AS APPROVED BY LOCAL JURISDICTION.

(DETAIL ADAPTED FROM TOWN OF PARKER, COLORADO AND CITY OF AURORA, NOT AVAILABLE IN AUTOCAD)

**NOTE:** MANY JURISDICTIONS HAVE BMP DETAILS THAT VARY FROM UDFCD STANDARD DETAILS. CONSULT WITH LOCAL JURISDICTIONS AS TO WHICH DETAIL SHOULD BE USED WHEN DIFFERENCES ARE NOTED.

## Description

Concrete waste management involves designating and properly managing a specific area of the construction site as a concrete washout area. A concrete washout area can be created using one of several approaches designed to receive wash water from washing of tools and concrete mixer chutes, liquid concrete waste from dump trucks, mobile batch mixers, or pump trucks. Three basic approaches are available: excavation of a pit in the ground, use of an above ground storage area, or use of prefabricated haul-away concrete washout containers. Surface discharges of concrete washout water from construction sites are prohibited.



**Photograph CWA-1.** Example of concrete washout area. Note gravel tracking pad for access and sign.

## Appropriate Uses

Concrete washout areas must be designated on all sites that will generate concrete wash water or liquid concrete waste from onsite concrete mixing or concrete delivery.

Because pH is a pollutant of concern for washout activities, when unlined pits are used for concrete washout, the soil must have adequate buffering capacity to result in protection of state groundwater standards; otherwise, a liner/containment must be used. The following management practices are recommended to prevent an impact from unlined pits to groundwater:

- The use of the washout site should be temporary (less than 1 year), and
- The washout site should not be located in an area where shallow groundwater may be present, such as near natural drainages, springs, or wetlands.

## Design and Installation

Concrete washout activities must be conducted in a manner that does not contribute pollutants to surface waters or stormwater runoff. Concrete washout areas may be lined or unlined excavated pits in the ground, commercially manufactured prefabricated washout containers, or aboveground holding areas constructed of berms, sandbags or straw bales with a plastic liner.

Although unlined washout areas may be used, lined pits may be required to protect groundwater under certain conditions.

**Do not locate an unlined washout area within 400 feet of any natural drainage pathway or waterbody or within 1,000 feet of any wells or drinking water sources.** Even for lined concrete washouts, it is advisable to locate the facility away from waterbodies and drainage paths. If site constraints make these

Concrete Washout Area	
<b>Functions</b>	
Erosion Control	No
Sediment Control	No
Site/Material Management	Yes

setbacks infeasible or if highly permeable soils exist in the area, then the pit must be installed with an impermeable liner (16 mil minimum thickness) or surface storage alternatives using prefabricated concrete washout devices or a lined aboveground storage area should be used.

Design details with notes are provided in Detail CWA-1 for pits and CWA-2 for aboveground storage areas. Pre-fabricated concrete washout container information can be obtained from vendors.

## Maintenance and Removal

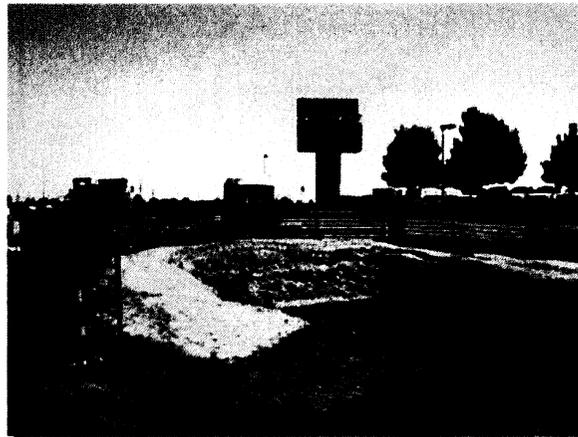
A key consideration for concrete washout areas is to ensure that adequate signage is in place identifying the location of the washout area. Part of inspecting and maintaining washout areas is ensuring that adequate signage is provided and in good repair and that the washout area is being used, as opposed to washout in non-designated areas of the site.

Remove concrete waste in the washout area, as needed to maintain BMP function (typically when filled to about two-thirds of its capacity). Collect concrete waste and deliver offsite to a designated disposal location.

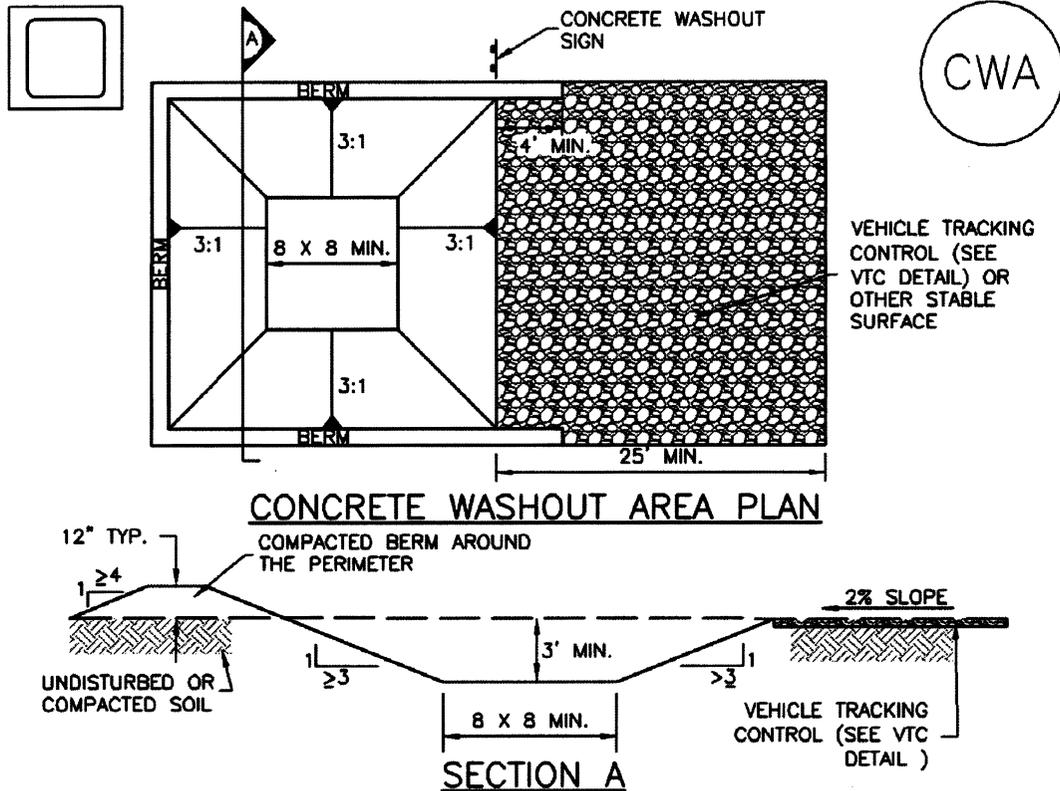
Upon termination of use of the washout site, accumulated solid waste, including concrete waste and any contaminated soils, must be removed from the site to prevent on-site disposal of solid waste. If the wash water is allowed to evaporate and the concrete hardens, it may be recycled.



**Photograph CWA-2.** Prefabricated concrete washout. Photo courtesy of CDOT.



**Photograph CWA-3.** Earthen concrete washout. Photo courtesy of CDOT.



## CWA-1. CONCRETE WASHOUT AREA

### CWA INSTALLATION NOTES

1. SEE PLAN VIEW FOR:  
-CWA INSTALLATION LOCATION.
2. DO NOT LOCATE AN UNLINED CWA WITHIN 400' OF ANY NATURAL DRAINAGE PATHWAY OR WATERBODY. DO NOT LOCATE WITHIN 1,000' OF ANY WELLS OR DRINKING WATER SOURCES. IF SITE CONSTRAINTS MAKE THIS INFEASIBLE, OR IF HIGHLY PERMEABLE SOILS EXIST ON SITE, THE CWA MUST BE INSTALLED WITH AN IMPERMEABLE LINER (16 MIL MIN. THICKNESS) OR SURFACE STORAGE ALTERNATIVES USING PREFABRICATED CONCRETE WASHOUT DEVICES OR A LINED ABOVE GROUND STORAGE ARE SHOULD BE USED.
3. THE CWA SHALL BE INSTALLED PRIOR TO CONCRETE PLACEMENT ON SITE.
4. CWA SHALL INCLUDE A FLAT SUBSURFACE PIT THAT IS AT LEAST 8' BY 8' SLOPES LEADING OUT OF THE SUBSURFACE PIT SHALL BE 3:1 OR FLATTER. THE PIT SHALL BE AT LEAST 3' DEEP.
5. BERM SURROUNDING SIDES AND BACK OF THE CWA SHALL HAVE MINIMUM HEIGHT OF 1'.
6. VEHICLE TRACKING PAD SHALL BE SLOPED 2% TOWARDS THE CWA.
7. SIGNS SHALL BE PLACED AT THE CONSTRUCTION ENTRANCE, AT THE CWA, AND ELSEWHERE AS NECESSARY TO CLEARLY INDICATE THE LOCATION OF THE CWA TO OPERATORS OF CONCRETE TRUCKS AND PUMP RIGS.
8. USE EXCAVATED MATERIAL FOR PERIMETER BERM CONSTRUCTION.

**CWA MAINTENANCE NOTES**

1. INSPECT BMPs EACH WORKDAY, AND MAINTAIN THEM IN EFFECTIVE OPERATING CONDITION. MAINTENANCE OF BMPs SHOULD BE PROACTIVE, NOT REACTIVE. INSPECT BMPs AS SOON AS POSSIBLE (AND ALWAYS WITHIN 24 HOURS) FOLLOWING A STORM THAT CAUSES SURFACE EROSION, AND PERFORM NECESSARY MAINTENANCE.
2. FREQUENT OBSERVATIONS AND MAINTENANCE ARE NECESSARY TO MAINTAIN BMPs IN EFFECTIVE OPERATING CONDITION. INSPECTIONS AND CORRECTIVE MEASURES SHOULD BE DOCUMENTED THOROUGHLY.
3. WHERE BMPs HAVE FAILED, REPAIR OR REPLACEMENT SHOULD BE INITIATED UPON DISCOVERY OF THE FAILURE.
4. THE CWA SHALL BE REPAIRED, CLEANED, OR ENLARGED AS NECESSARY TO MAINTAIN CAPACITY FOR CONCRETE WASTE. CONCRETE MATERIALS, ACCUMULATED IN PIT, SHALL BE REMOVED ONCE THE MATERIALS HAVE REACHED A DEPTH OF 2'.
5. CONCRETE WASHOUT WATER, WASTED PIECES OF CONCRETE AND ALL OTHER DEBRIS IN THE SUBSURFACE PIT SHALL BE TRANSPORTED FROM THE JOB SITE IN A WATER-TIGHT CONTAINER AND DISPOSED OF PROPERLY.
6. THE CWA SHALL REMAIN IN PLACE UNTIL ALL CONCRETE FOR THE PROJECT IS PLACED.
7. WHEN THE CWA IS REMOVED, COVER THE DISTURBED AREA WITH TOP SOIL, SEED AND MULCH OR OTHERWISE STABILIZED IN A MANNER APPROVED BY THE LOCAL JURISDICTION.

(DETAIL ADAPTED FROM DOUGLAS COUNTY, COLORADO AND THE CITY OF PARKER, COLORADO, NOT AVAILABLE IN AUTOCAD).

**NOTE:** MANY JURISDICTIONS HAVE BMP DETAILS THAT VARY FROM UDFCD STANDARD DETAILS. CONSULT WITH LOCAL JURISDICTIONS AS TO WHICH DETAIL SHOULD BE USED WHEN DIFFERENCES ARE NOTED.

## Description

A sand filter is a filtering or infiltrating BMP that consists of a surcharge zone underlain by a sand bed with an underdrain system (when necessary). During a storm, accumulated runoff collects in the surcharge zone and gradually infiltrates into the underlying sand bed, filling the void spaces of the sand. The underdrain gradually dewater the sand bed and discharges the runoff to a nearby channel, swale, or storm sewer. It is similar to a BMP designed for bioretention in that it utilizes filtering, but differs in that it is not specifically designed for vegetative growth. For this reason, it can have a greater depth and be designed for a larger contributing area. A sand filter is also similar to an extended detention basin (EDB) in that it is a dry basin, which can be easily designed to include the flood control volume above the WQCV or EURV. However, a sand filter does not require a forebay or micropool because the solids that would be deposited in these components in an EDB will be retained on the surface of the sand bed in a sand filter. Sand filters can be vegetated with species that will tolerate both wet and dry conditions and occasional inundation. The rain garden growing media is recommended for sand filters where vegetation is desired. Sand filters can also be placed in a vault. Underground sand filters have additional requirements. See Fact Sheet T-11 for additional discussion on underground BMPs.



**Photograph SF-1.** The vegetation on the surface of the filter and the shallow design depth of this sand filter, help the BMP blend into its surroundings. Photo courtesy of Fred Bromberger.

## Site Selection

Sand filters require a stable watershed. When the watershed includes phased construction, sparsely vegetated areas, or steep slopes in sandy soils, consider another BMP or provide pretreatment before runoff from these areas reach the rain garden.

When sand filters (and other BMPs used for infiltration) are located adjacent to buildings or pavement areas, protective measures should be implemented to avoid adverse impacts to these structures. Oversaturated subgrade soil underlying a structure can cause the structure to settle or result in moisture-related problems. Wetting of expansive soils or bedrock can cause swelling, resulting in structural movements. A geotechnical engineer should evaluate the potential impact of the BMP on

<b>Sand/Media Filter</b>	
<b>Functions</b>	
LID/Volume Red.	Yes
WQCV Capture	Yes
WQCV+Flood Control	Yes
Fact Sheet Includes EURV Guidance	No
<b>Typical Effectiveness for Targeted Pollutants<sup>3</sup></b>	
Sediment/Solids	Very Good <sup>1</sup>
Nutrients	Good
Total Metals	Good
Bacteria	Moderate
<b>Other Considerations</b>	
Life-cycle Costs <sup>4</sup>	Moderate
<sup>1</sup> Not recommended for watersheds with high sediment yields (unless pretreatment is provided). <sup>3</sup> Based primarily on data from the International Stormwater BMP Database ( <a href="http://www.bmpdatabase.org">www.bmpdatabase.org</a> ). <sup>4</sup> Based primarily on BMP-REALCOST available at <a href="http://www.udfcd.org">www.udfcd.org</a> . Analysis based on a single installation (not based on the maximum recommended watershed tributary to each BMP).	

adjacent structures based on an evaluation of the subgrade soil, groundwater, and bedrock conditions at the site. Additional minimum requirements include:

- In locations where subgrade soils do not allow infiltration, the filter layer should be underlain by an underdrain system.
- Where infiltration can adversely impact adjacent structures, the filter layer should be underlain by an underdrain system designed to divert water away from the structure.
- In locations where potentially expansive soils or bedrock exist, placement of a sand filter adjacent to structures and pavement should only be considered if the BMP includes an underdrain designed to divert water away from the structure, and is lined with an impermeable geomembrane liner designed to restrict seepage.

## Designing for Maintenance

Recommended maintenance practices for all BMPs are provided in Chapter 6 of this manual. During design the following should be considered to ensure ease of maintenance over the long-term:

- Do not put a filter sock on the underdrain. This is not necessary and can cause the BMP to clog.
- Install cleanouts. Cleanouts can be used for inspection (by camera) immediately following construction to ensure that the underdrain pipe was not crushed during construction. They can also be used to for ongoing maintenance practices. Consider locating cleanouts in the side slopes of the basin and above the depth of ponding.
- Provide vegetated side slopes to pre-treat runoff by filtering (straining). This will reduce the frequency of maintenance.

## Design Procedure and Criteria

The following steps outline the design procedure and criteria for a sand filter.

1. **Basin Storage Volume:** Provide a storage volume above the sand bed of the basin equal to the WQCV based on a 24-hour drain time. Although the BMP will be designed to drain in 12 hours, sizing the basin for a longer drain time will ensure containment of the WQCV as infiltration through the filter layer slows over time.

## Benefits

- Filtering BMPs provide effective water quality enhancement including phosphorus removal.

## Limitations

- This BMP may clog and require maintenance if a moderate to high level of silts and clays are allowed to flow into the facility.
- This BMP should not be located within 10 feet of a building foundation without an impermeable membrane. See *Bioretention* (BMP Fact Sheet T-3) of this manual for additional information.
- The sand filter should not be put into operation while construction or major landscaping activities are taking place in the watershed.

- Determine the imperviousness of the tributary area (or effective imperviousness where LID techniques are implemented). Determine the required WQCV (watershed inches of runoff) using Figure 3-2 in Chapter 3 of this manual. The volume should be based on a drain time of 24 hours.
- Calculate the design volume as follows:

$$V = \left[ \frac{WQCV}{12} \right] A \quad \text{Equation SF-1}$$

Where:

$V$  = design volume (ft<sup>3</sup>)

$A$  = watershed area tributary to the sand filter (ft<sup>2</sup>)

2. **Basin Geometry:** Use equation SF-2 to calculate the minimum filter area, which is the flat surface of the sand filter. Sediment will reside on the filter area of the sand filter. Therefore, if the filter area is too small, the filter may clog prematurely. If this is of particular concern, increasing the filter area will decrease the frequency of maintenance. The following equation provides the minimum filter area allowing for some of the volume to be stored beyond the area of the filter. **Note that the total volume must also equal or exceed the design volume.**

The side slopes of the basin should be stable and maintainable. For vegetated side slopes, a 4:1 (horizontal: vertical) minimum slope is recommended. Use vertical walls where side slopes are steeper than 3:1

$$A = \frac{2V}{9} \quad \text{Equation SF-2}$$

Where:

$A$  = minimum filter area (flat surface area) (ft<sup>2</sup>)

$V$  = design volume (ft<sup>3</sup>)

3. **Filter Material:** Provide, at a minimum, an 18-inch layer of CDOT Class C filter material (see Table SF-1). Maintain a flat surface on the top of the sand bed.

**Table SF-1. Gradation Specifications for CDOT Class C Filter Material**  
(Source: CDOT Table 703-7)

Sieve Size	Mass Percent Passing Square Mesh Sieves
19.0 mm (3/4")	100
4.75 mm (No. 4)	60 – 100
300 μm (No. 50)	10 – 30
150 μm (No. 100)	0 – 10
75 μm (No. 200)	0 - 3

4. **Underdrain System:** Underdrains are typically required for sand filters and should be provided if infiltration tests show rates slower than 2 times that required to drain the WQCV over 12 hours, or where required to divert water away from structures as determined by a professional engineer. Percolation tests should be performed or supervised by a licensed professional engineer and conducted at a minimum depth equal to the bottom of the sand filter. Additionally, underdrains are required where impermeable membranes are used. There are three basic types of sand filters:
- **No-Infiltration:** This section includes an underdrain and an impermeable liner that does not allow for infiltration of stormwater into the subgrade soils. It is appropriate to use a no-infiltration system when any of the following is true:
    - Land use or activities could contaminate groundwater when stormwater is allowed to infiltrate, or
    - The BMP is located over potentially expansive soils or bedrock or is adjacent (within 10 feet) to structures.
  - **Partial Infiltration:** This section does not include an impermeable liner, allowing for some infiltration. Stormwater that does not infiltrate will be collected and removed by an underdrain system.
  - **Full Infiltration:** This section is designed to infiltrate all of the water stored into the subgrade below. UDFCD recommends a minimum infiltration rate of 2 times the rate needed to drain the WQCV over 12 hours.

When using an underdrain system, provide a control orifice sized to drain the design volume in approximately 12 hours or more (see Equation SF-3). Use a minimum orifice size of 3/8 inch to avoid clogging. This will provide detention and slow release of the WQCV to offset hydromodification. Provide cleanouts to allow inspection of the drainpipe system during and after construction to ensure that the pipe was not crushed or disconnected during construction and to allow for maintenance of the underdrain. Space underdrain pipes a maximum of 20 feet on-center.

$$D_{12 \text{ hour drain time}} = \sqrt{\frac{V}{1414 y^{0.41}}} \quad \text{Equation SF-3}$$

Where:

$D$  = orifice diameter (in)

$y$  = distance from the lowest elevation of the storage volume (ft) (i.e., surface of the filter) to the center of the orifice

$V$  = volume to drain in 12 hours (WQCV) (ft<sup>3</sup>)

In previous versions of this manual, UDFCD recommended that the underdrain be placed in an aggregate layer and that a geotextile (separator fabric) be placed between this aggregate and the growing medium. This version of the manual replaces that section with materials that, when used together, eliminate the need for a separator fabric.

The underdrain system should be placed below the 18-inch (minimum) filter layer. The underdrain system should be placed within an 5-inch-thick section of CDOT Class C filter material meeting the gradation in Table SF-1. Areas of the underdrain layer may be deeper due to the slope of the underdrain. If no underdrain is required, the minimum section can be reduced to the 18-inch filter layer. Use slotted pipe that meets the slot dimensions provided in Table SF-2.

**Table SF-2. Dimensions for Slotted Pipe**

Pipe Size	Slot Length <sup>1</sup>	Maximum Slot Width	Slot Centers <sup>1</sup>	Open Area <sup>1</sup> (per foot)
4"	1-1/16"	0.032"	0.413"	1.90 in <sup>2</sup>
6"	1-3/8"	0.032"	0.516"	1.98 in <sup>2</sup>

<sup>1</sup> Some variation in these values is acceptable and is expected from various pipe manufacturers. Be aware that both increased slot length and decreased slot centers will be beneficial to hydraulics but detrimental to the structure of the pipe.

**Table SF-3. Physical Requirements for Separator Fabric<sup>1</sup>**

Property	Class B		Test Method
	Elongation < 50% <sup>2</sup>	Elongation > 50% <sup>2</sup>	
Grab Strength, N (lbs)	800 (180)	510 (115)	ASTM D 4632
Puncture Resistance, N (lbs)	310 (70)	180 (40)	ASTM D 4833
Trapezoidal Tear Strength, N (lbs)	310 (70)	180 (40)	ASTM D 4533
Apparent Opening Size, mm (US Sieve Size)	AOS < 0.3mm (US Sieve Size No. 50)		ASTM D 4751
Permittivity, sec <sup>-1</sup>	0.02 default value, must also be greater than that of soil		ASTM D 4491
Permeability, cm/sec	k fabric > k soil for all classes		ASTM D 4491
Ultraviolet Degradation at 500 hours	50% strength retained for all classes		ASTM D 4355

<sup>1</sup> Strength values are in the weaker principle direction

<sup>2</sup> As measured in accordance with ASTM D 4632

5. **Impermeable Geomembrane Liner and Geotextile Separator Fabric:** For no-infiltration sections, install a minimum 30-mil thick PVC geomembrane liner, per Table SF-4, on the bottom and sides of the basin, extending up at least to the top of the underdrain layer. Provide at least 9 inches (12 inches if possible) of cover over the membrane where it is attached to the wall to protect the membrane from UV deterioration. The geomembrane should be field-seamed using a dual track welder, which allows for non-destructive testing of almost all field seams. A small amount of single track and/or adhesive seaming should be allowed in limited areas to seam around pipe perforations, to patch seams removed for destructive seam testing, and for limited repairs. The liner should be installed with slack to prevent tearing due to backfill, compaction, and settling. Place CDOT Class B geotextile separator fabric above the geomembrane to protect it from being punctured during the placement of the filter material above the liner. If the subgrade contains angular rocks or other material that could puncture the geomembrane, smooth-roll the surface to create a suitable surface. If smooth-rolling the surface does not provide a suitable surface, also place the separator fabric between the geomembrane and the underlying subgrade. This should only be done when necessary because fabric placed under the geomembrane can increase seepage losses through pinholes or other geomembrane defects. Connect the geomembrane to perimeter concrete walls around the basin perimeter, creating a watertight seal between the geomembrane and the walls using a continuous batten bar and anchor connection (see Figure SF-3). Where the need for the impermeable membrane is not as critical, the membrane can be attached with a nitrile-based vinyl adhesive. Use watertight PVC boots for underdrain pipe penetrations through the liner (see Figure SF-2).

**Table SF-4. Physical Requirements for Geomembrane**

Property	Thickness 0.76 mm (30 mil)	Test Method
Thickness, % Tolerance	±5	ASTM D 1593
Tensile Strength, kN/m (lbs/in) width	12.25 (70)	ASTM D 882, Method B
Modulus at 100% Elongation, kN/m (lbs/in)	5.25 (30)	ASTM D 882, Method B
Ultimate Elongation, %	350	ASTM D 882, Method A
Tear Resistance, N (lbs)	38 (8.5)	ASTM D 1004
Low Temperature Impact, °C (°F)	-29 (-20)	ASTM D 1790
Volatile loss, % max.	0.7	ASTM D 1203, Method A
Pinholes, No. Per 8 m <sup>2</sup> (No. per 10 sq. yds.) max.	1	N/A
Bonded Seam Strength, % of tensile strength	80	N/A

6. **Inlet Works:** Provide energy dissipation at all inlet points into the sand filter. Use an impact basin for pipes and a baffle chute or grouted sloping boulder drop if a channel or swale is used, or install a Type VL or L riprap basin underlain with geotextile fabric at the inlet (see Figure SF-1). Fill all rock voids with the filter material specified in Table SF-1.

- Outlet Works:** Slope the underdrain into a larger outlet structure. As discussed in Step 4, use an orifice plate to drain the WQCV over approximately 12 hours. Flows exceeding the WQCV should also drain into the outlet structure. Additional flow restrictions may be incorporated to provide Full Spectrum Detention, as discussed in the *Storage* chapter of Volume 2, or peak reduction for other specific storm events.

For Full Spectrum Detention, perform reservoir routing calculations to design the outlet structure. The *UD-Detention* workbook, available at [www.udfcd.org](http://www.udfcd.org), can be used for this purpose. The design could include a second orifice located at the WQCV elevation or could include a downstream point of control designed to drain the full excess urban runoff volume (EURV) in approximately 72 hours.

## Construction Considerations

Proper construction of sand filters involves careful attention to material specifications and construction details. For a successful project, do the following:

- Protect area from excessive sediment loading during construction. The portion of the site draining to the sand filter must be stabilized before allowing flow into the sand filter.
- When using an impermeable liner, ensure enough slack in the liner to allow for backfill, compaction, and settling without tearing the liner.

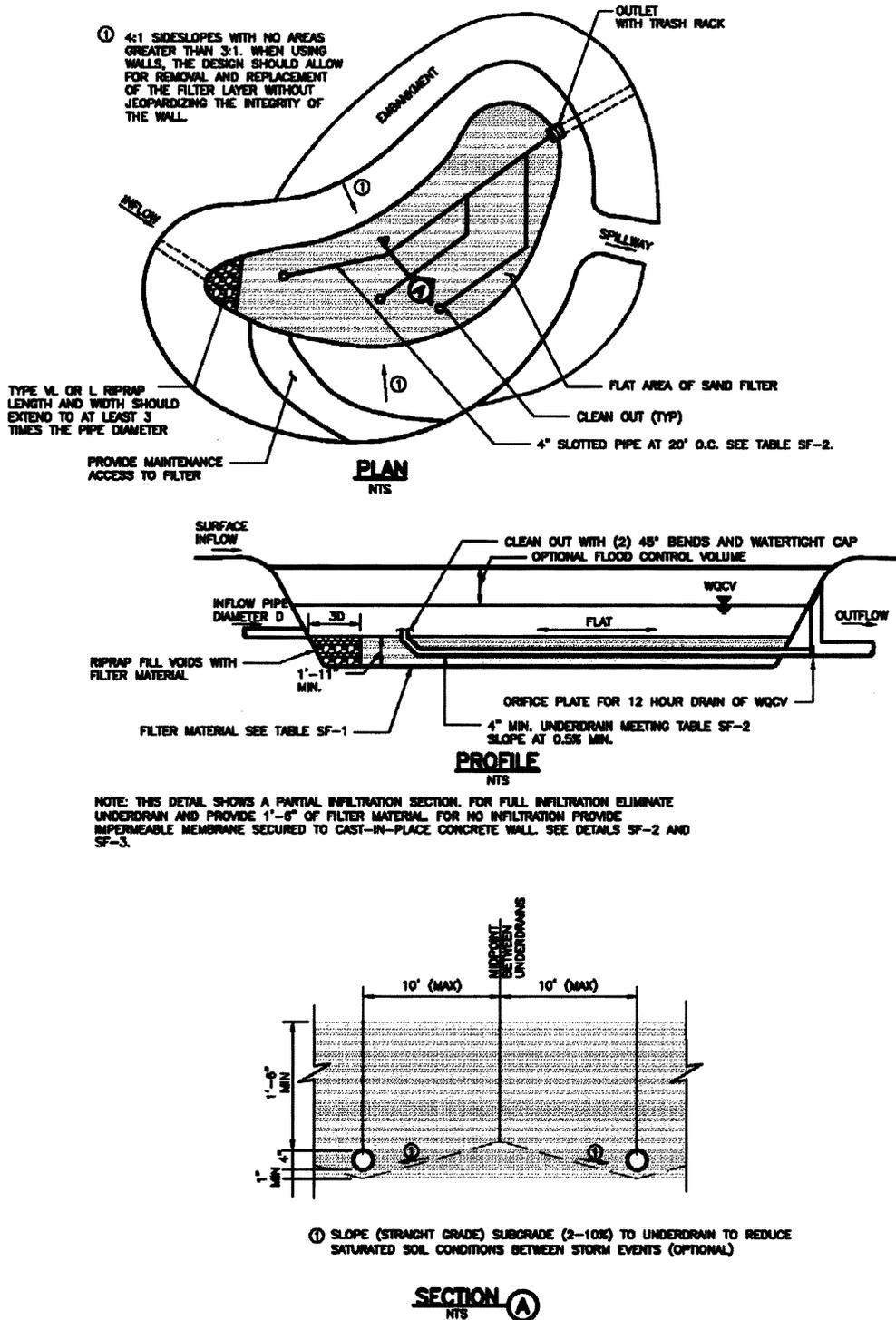


Figure SF-1. Sand Filter Plan and Sections

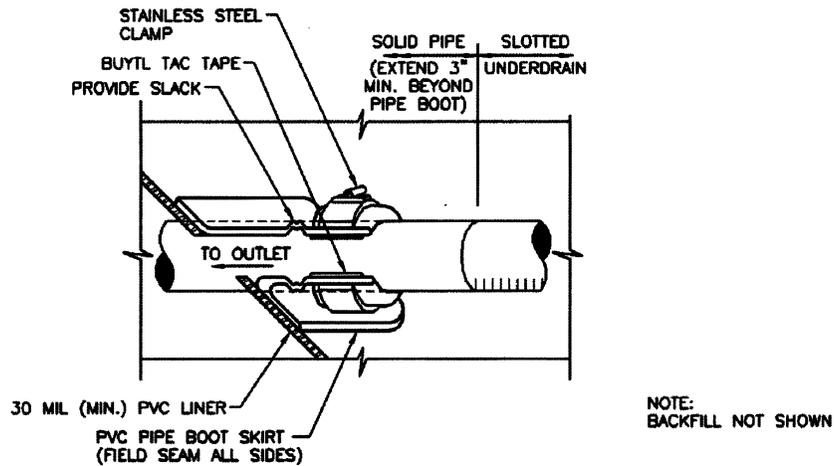


Figure SF-2. Geomembrane Liner/Underdrain Penetration Detail

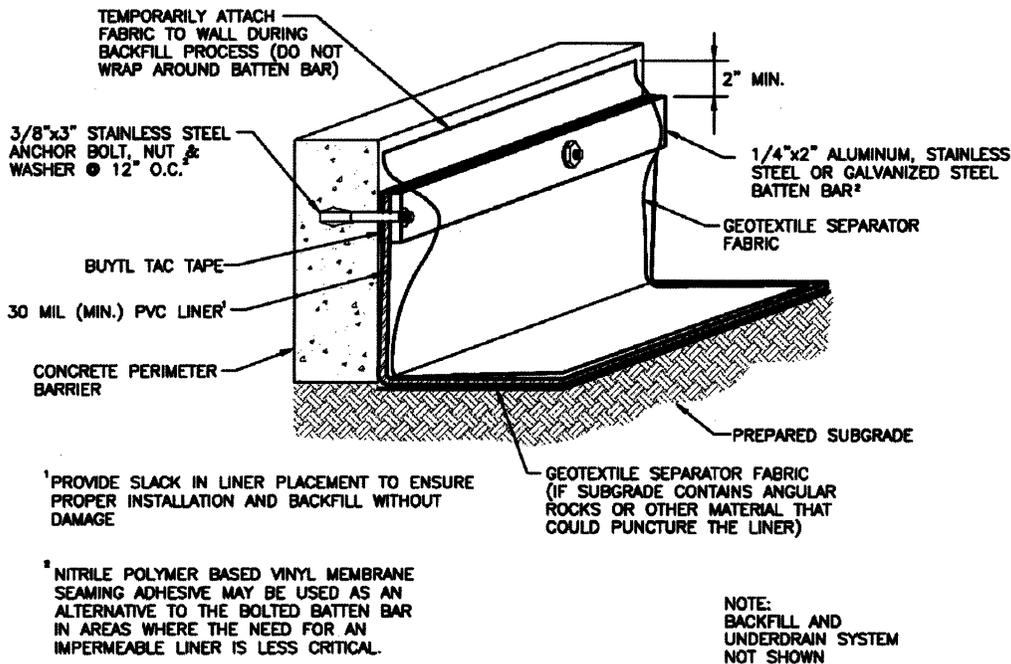
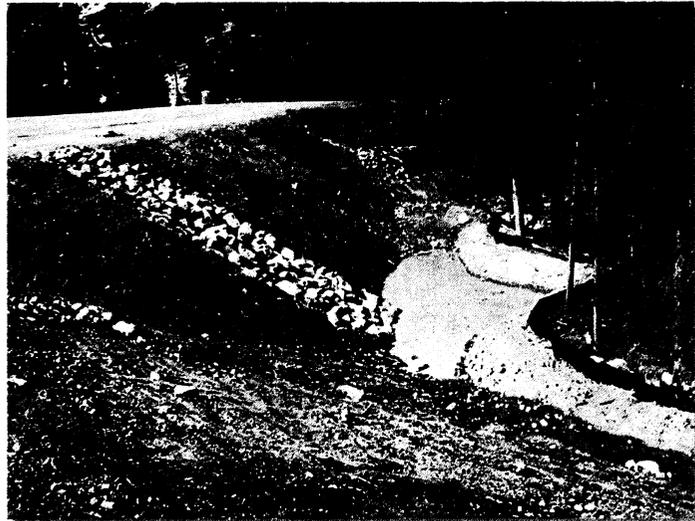


Figure SF-3. Geomembrane Liner/Concrete Connection Detail

## Description

A sediment basin is a temporary pond built on a construction site to capture eroded or disturbed soil transported in storm runoff prior to discharge from the site. Sediment basins are designed to capture site runoff and slowly release it to allow time for settling of sediment prior to discharge. Sediment basins are often constructed in locations that will later be modified to serve as post-construction stormwater basins.



**Photograph SB-1.** Sediment basin at the toe of a slope. Photo courtesy of WWE.

## Appropriate Uses

Most large construction sites (typically greater than 2 acres) will require one or more sediment basins for effective management of construction site runoff. On linear construction projects, sediment basins may be impractical; instead, sediment traps or other combinations of BMPs may be more appropriate.

Sediment basins should not be used as stand-alone sediment controls. Erosion and other sediment controls should also be implemented upstream.

When feasible, the sediment basin should be installed in the same location where a permanent post-construction detention pond will be located.

## Design and Installation

The design procedure for a sediment basin includes these steps:

- **Basin Storage Volume:** Provide a storage volume of at least 3,600 cubic feet per acre of drainage area. To the extent practical, undisturbed and/or off-site areas should be diverted around sediment basins to prevent “clean” runoff from mixing with runoff from disturbed areas. For undisturbed areas (both on-site and off-site) that cannot be diverted around the sediment basin, provide a minimum of 500 ft<sup>3</sup>/acre of storage for undeveloped (but stable) off-site areas in addition to the 3,600 ft<sup>3</sup>/acre for disturbed areas. For stable, developed areas that cannot be diverted around the sediment basin, storage volume requirements are summarized in Table SB-1.
- **Basin Geometry:** Design basin with a minimum length-to-width ratio of 2:1 (L:W). If this cannot be achieved because of site space constraints, baffling may be required to extend the effective distance between the inflow point(s) and the outlet to minimize short-circuiting.
- **Dam Embankment:** It is recommended that embankment slopes be 4:1 (H:V) or flatter and no steeper than 3:1 (H:V) in any location.

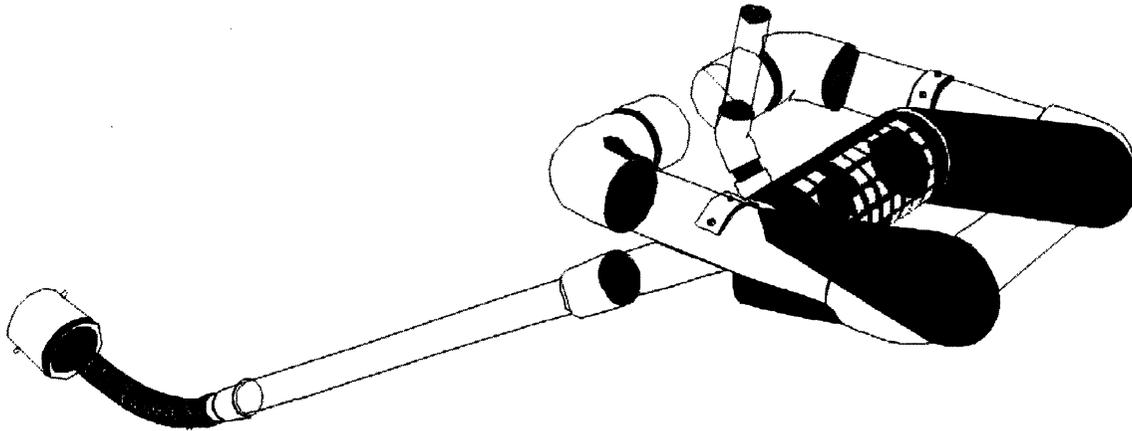
Sediment Basins	
Functions	
Erosion Control	No
Sediment Control	Yes
Site/Material Management	No

- **Inflow Structure:** For concentrated flow entering the basin, provide energy dissipation at the point of inflow.

**Table SB-1. Additional Volume Requirements for Undisturbed and Developed Tributary Areas Draining through Sediment Basins**

Imperviousness (%)	Additional Storage Volume (ft <sup>3</sup> ) Per Acre of Tributary Area
Undeveloped	500
10	800
20	1230
30	1600
40	2030
50	2470
60	2980
70	3560
80	4360
90	5300
100	6460

- **Outlet Works:** The outlet pipe shall extend through the embankment at a minimum slope of 0.5 percent. Outlet works can be designed using one of the following approaches:
  - **Riser Pipe (Simplified Detail):** Detail SB-1 provides a simplified design for basins treating no more than 15 acres.
  - **Orifice Plate or Riser Pipe:** Follow the design criteria for Full Spectrum Detention outlets in the EDB Fact Sheet provided in Chapter 4 of this manual for sizing of outlet perforations with an emptying time of approximately 72 hours. In lieu of the trash rack, pack uniformly sized 1½ - to 2-inch gravel in front of the plate or surrounding the riser pipe. This gravel will need to be cleaned out frequently during the construction period as sediment accumulates within it. The gravel pack will need to be removed and disposed of following construction to reclaim the basin for use as a permanent detention facility. If the basin will be used as a permanent extended detention basin for the site, a trash rack will need to be installed once contributing drainage areas have been stabilized and the gravel pack and accumulated sediment have been removed.
  - **Floating Skimmer:** If a floating skimmer is used, install it using manufacturer’s recommendations. Illustration SB-1 provides an illustration of a Faircloth Skimmer Floating Outlet™, one of the more commonly used floating skimmer outlets. A skimmer should be designed to release the design volume in no less than 48 hours. The use of a floating skimmer outlet can increase the sediment capture efficiency of a basin significantly. A floating outlet continually decants cleanest water off the surface of the pond and releases cleaner water than would discharge from a perforated riser pipe or plate.



**Illustration SB-1.** Outlet structure for a temporary sediment basin - Faircloth Skimmer Floating Outlet. Illustration courtesy of J. W. Faircloth & Sons, Inc., FairclothSkimmer.com.

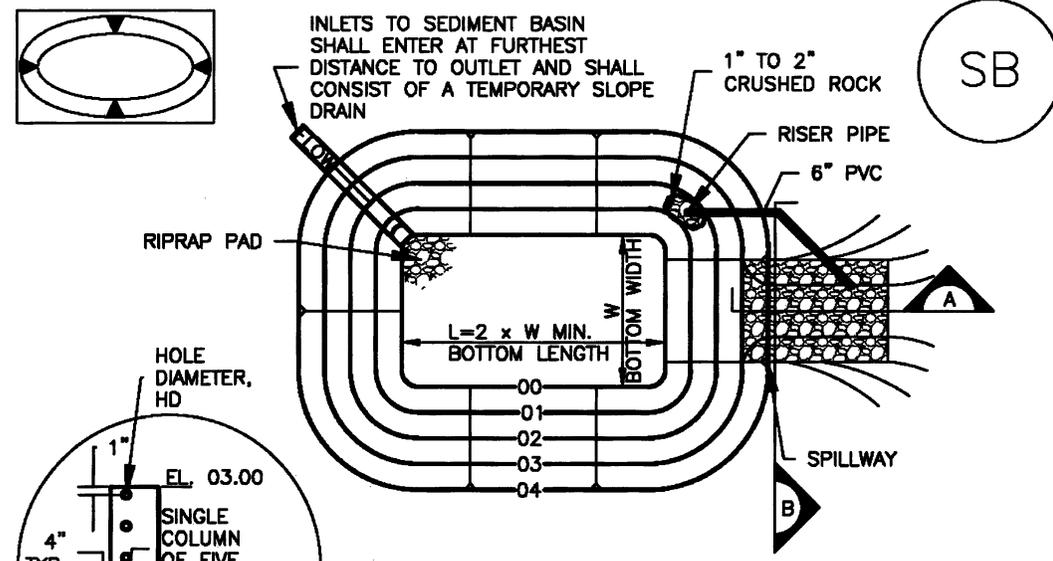
- **Outlet Protection and Spillway:** Consider all flow paths for runoff leaving the basin, including protection at the typical point of discharge as well as overtopping.
  - **Outlet Protection:** Outlet protection should be provided where the velocity of flow will exceed the maximum permissible velocity of the material of the waterway into which discharge occurs. This may require the use of a riprap apron at the outlet location and/or other measures to keep the waterway from eroding.
  - **Emergency Spillway:** Provide a stabilized emergency overflow spillway for rainstorms that exceed the capacity of the sediment basin volume and its outlet. Protect basin embankments from erosion and overtopping. If the sediment basin will be converted to a permanent detention basin, design and construct the emergency spillway(s) as required for the permanent facility. If the sediment basin will not become a permanent detention basin, it may be possible to substitute a heavy polyvinyl membrane or properly bedded rock cover to line the spillway and downstream embankment, depending on the height, slope, and width of the embankments.

**Maintenance and Removal**

Maintenance activities include the following:

- Dredge sediment from the basin, as needed to maintain BMP effectiveness, typically when the design storage volume is no more than one-third filled with sediment.
- Inspect the sediment basin embankments for stability and seepage.
- Inspect the inlet and outlet of the basin, repair damage, and remove debris. Remove, clean and replace the gravel around the outlet on a regular basis to remove the accumulated sediment within it and keep the outlet functioning.
- Be aware that removal of a sediment basin may require dewatering and associated permit requirements.
- Do not remove a sediment basin until the upstream area has been stabilized with vegetation.

Final disposition of the sediment basin depends on whether the basin will be converted to a permanent post-construction stormwater basin or whether the basin area will be returned to grade. For basins being converted to permanent detention basins, remove accumulated sediment and reconfigure the basin and outlet to meet the requirements of the final design for the detention facility. If the sediment basin is not to be used as a permanent detention facility, fill the excavated area with soil and stabilize with vegetation.



## SEDIMENT BASIN PLAN

\*EXCEPT WHERE THE HOLES EXCEED 1" DIAMETER, THEN UP TO TWO COLUMNS OF SAME SIZED HOLES MAY BE USED

## SECTION A