

Earth Moving Submittal Requirements

11-12-3. Prohibition of Illicit Connections and Illicit Discharges.

The City of Midland has the authority to prohibit Illicit Discharges and Illicit Connections in accordance with TPDES Small MS4 General Permit, Part III Section A.3.(a)(2)a, as may be amended. This Chapter prohibits Unauthorized Discharges into the storm drain system. No Person shall Release Discharges into the Municipal Separate Storm Sewer System containing any Pollutants that cause or contribute to a of water quality standards, other that Stormwater or authorized Non-Stormwater Discharges.

New Construction, Linear, Redevelopment, Paving or any other Earth disturbing Projects

For all projects mentioned above that occur within the city limits of Midland a Stormwater Erosion/Sediment Control Measures to be installed and inspected prior to any earth moving activities on site. Each project differs; therefore, operators should determine how best to minimize erosion and sediment from escaping the site. These measures include:

1. Erosion & Sediment Control Measures – For silt fence, must be installed in 6-inch-deep trench, j-hooked and backfilled at base of fence. Fiber/Sock Wattle must be placed on perimeter and staked every 6 ft for anchoring.
2. Construction Site Entrance – The City of Midland has many options for construction entrance, details include dimensions of 14ft wide X 50ft long. Option must be affective in minimizing vehicle track out (Length and Width can be adjusted depending on site size)
3. Inlet protection – If the site is bordered by stormwater inlets, they must be protected by an appropriate sediment control measure to prevent sediment from entering the storm drain.

Sites smaller than 1 acre and are not part of a *Common Plan of Development receive automatic coverage so long as a City of Midland Stormwater Application is submitted to the email provided in the following paragraph.. The site must be maintained in an orderly manner throughout the construction phase.

Sites between 1-5 acres and not considered to be *Common Plan of Development are required to have a prepared SWPPP (Stormwater Pollution Prevention Plan). Erosion control measures must be installed before earth disturbing commences on site. **Also, must submit site plan and an erosion control page with detailed measures and a Prepared SWPPP.**

Sites larger than 5 acres or part of the *Common Plan of Development must file for also receive TPDES approved permit with the operator number for that site. Large site operators must submit a copy of that notice the City of Midland Stormwater Administrator (mdwilliams@midlandtexas.gov) **Also, must submit erosion control page, site map with detailed measures for erosion control and a Prepared SWPPP.**

Common Plan of Development: Defined as a construction activity that is completed in separate stages, phases or in conjunction with other construction activities. A common plan of development (AKA common plan of development or sale) is identified by documentation for the construction project that identifies the scope of the project, and may include plats, blueprints, marketing plans, contracts, building permits, a public notice or hearing, zoning requests, or other similar documentation and activities. Not all times will a common plan of development include all construction projects within the jurisdiction of a public entity (e.g., a city or university). Construction of roads or buildings in different parts of the jurisdiction would be considered “common plans” (e.g., a building and its associated parking lot and driveways, airport runway and associated taxiways, a building complex, etc.) Where discrete construction projects occur within a larger common plan of development or sale but are located ¼ mile or more apart, and the area between the projects is not being disturbed, each individual project can be treated as a separate plan of development or sale, provided that no interconnecting road, pipeline or utility project that is part of the same “common plan” is not included in the area to be disturbed.

***** Note: No matter if 1 home is built in a common plan of development that is not substantially completed, the home builder must file for a large site notice, have a separate SWPPP Book and City of Midland Stormwater Application as well as have their own operator number assigned by TCEQ if they are separate from the initial permit recipient for the common plan. *****



*Note: All developers in the City of Midland that develop small sites (1-5 acres); and large sites (5 or more acres) are required to submit a copy of the Notice of Intent (NOI) or Construction Site Notice (CSN), Prepared SWPPP book and a City of Midland Stormwater Application to the City of Midland 7 days prior to the beginning any site preparation.

If there are any questions or concerns, please contact the City of Midland, Stormwater Division at 432-685-7517 or email address mdwilliams@midlandtexas.gov.