

**Phase II (Small) MS4 Annual Report Form**  
**TPDES General Permit No. TXR040000**

**A. General Information**

1. Permit No. TXR040348 Annual Report Period: Aug. 13, 2009 – Aug. 12, 2010

Name of MS4 / Permittee: Montgomery County (County)

Contact Name: Michael Lindsey

Telephone Number: (936) 539-7839

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2. Is the named permittee relying on another entity/ies to satisfy some of its permit obligations?  Yes  No

If Yes, provide the name(s) of other entity/ies and an explanation of their responsibilities (add more spaces or pages if needed):

Name and Explanation: See Attachment A

3. Is the named permittee sharing a SWMP with other entities?  Yes  No

If "Yes," list all associated permit numbers and permittee names (add additional spaces or pages if needed): NA

4. Is this a system-wide annual report including information for all permittees?  Yes  No

Explanation, if any NA

5. Has a copy of this annual report been submitted to the TCEQ Regional Office?  Yes  No

**B. SWMP Modifications and Additional Information.**

Include a brief explanation if you check "Yes" to any of the following statements.

1. a. Changes have been made or are proposed to the SWMP since the NOI or the last annual report, including changes in response to TCEQ's review.  Yes  No

b. If Yes to the above, has the TCEQ already approved the original SWMP?  Yes  No

c. If Yes to the above, indicate whether an NOC (or letter) has been submitted to document the changes to the approved SWMP as required by the general permit. (Note that if an NOC is required, it must be submitted to the address shown on the NOC. Do not attach the original NOC form to this report.)  Yes  No

**Attachment B (Copy of Notice of Change)**

2. The MS4 has annexed lands since obtaining permit coverage.  Yes  No

3. A receiving water body is newly listed as impaired or a TMDL has been established.  Yes  No

4. The MS4 has conducted analytical monitoring of storm water quality.  Yes  No

Explain below or attach a summary to submit along with any monitoring data used to evaluate the success of the SWMP at reducing pollutants to the maximum extent practicable. Be sure to include a discussion of results.

**As a Phase II MS4 permittee, the County is not required by the permit to conduct analytical monitoring.**

**C. Narrative Provisions.**

1. Provide information on the status of complying with permit conditions:

	Yes	No	Explain
Permittee is currently in compliance with the SWMP as submitted to and approved by the TCEQ.	<b>X</b>		
Permittee is currently in compliance with recordkeeping and reporting requirements.	<b>X</b>		
Permittee meets the eligibility requirements of the permit (e.g., TMDL requirements, Edwards Aquifer limitations, compliance history, etc.)	<b>X</b>		

2. Provide a general assessment of the appropriateness of the selected BMPs:

Has the permittee determined that any of the selected BMPs are not appropriate for reducing the discharge of pollutants in storm water?

\_\_\_\_\_ Yes    **X** No

Provide explanation: NA

3. Describe progress towards reducing the discharge of pollutants to the maximum extent practicable (MEP). Summarize any information used (such as monitoring data) to evaluate reductions in the discharge of pollutants. Use a narrative description or table as appropriate:

MCM	BMP	Parameter	Quantity	Units	Does BMP Demonstrate a Direct Reduction in Pollutants? (Yes / No / Explain)
6	<b>Litter/Garbage Collection</b>	The estimated volumes of litter/garbage removed	29.22	tons	Yes. The litter/garbage collected is a direct reduction of pollutants that may enter surrounding waterways.

4. Provide a general evaluation of the program's progress, including any obstacles or challenges encountered in implementing BMPs, meeting the program's schedule, etc.:

**Attachment B (Copy of Notice of Change)**

5. Provide the number of construction activities (other than those where the permittee was the operator) that occurred within the regulated area as indicated via notices of intent or site notices:

**The County received 4 construction site notices during Permit Year 3.**

6. Does the permittee utilize the 7<sup>th</sup> MCM related to construction? \_\_\_\_\_ Yes  No

If Yes, then provide the following information:

a. The number of municipal construction activities authorized under this general permit: NA

b. The total number of acres disturbed for municipal construction projects: NA

*Though the 7<sup>th</sup> MCM is optional, this must be requested on the NOI or on a NOC and approved by the TCEQ.*

7. Requirements for Specific Minimum Controls Measures (MCMs):

a. For MCM 1 - Public Education and Outreach, provide documentation of activities conducted and materials used to fulfill the requirements of this MCM. See Attachment C

b. Also for MCM 1, provide documentation of the amount of resources used to address each group (e.g., visitors, businesses, etc.). See Table 2 BMP Status, MCM 1, page 7

c. For MCM 3 – Illicit Discharge Detection and Elimination (IDDE), indicate whether you have developed a list of allowable non-storm water discharges, other than those already listed in the general permit. If you have developed a list and have made any changes to the local controls, conditions and/or programs being established for discharges, include this information below. If you do not have any changes for this permit year, indicate that this item is not applicable. NA

8. Describe any proposed changes to the SWMP in the coming reporting year.

**Attachment B (Copy of Notice of Change)**

9. Describe any activities planned for the next permit year / reporting cycle.

**Table 1 - BMPs Planned for Permit Year 4**

<b>MCM</b>	<b>BMP</b>	<b>Full Implementation by End of</b>
1	Flyers and Brochures	Year 4
1	Impacts of Illegal Dumping and Littering	Year 3
1	Education of Construction Site Personnel	Year 2
2	SWMP Committee	Year 4
2	Participate in Public Meetings	Year 4
3	Maintain and update the MS4 Outfall Inventory Map	Year 4
3	MS4 Outfall Screening (Dry Weather Screening of Outfalls)	Year 2
4	Construction SWP3 Review Program	Year 5
4	Construction Site Inspection	Year 5
4	Montgomery County Subdivision Rules and Regulations	Year 3
4	Construction Site Notice Posting	Year 4
5	Post Construction Site Runoff Requirements	Year 5
5	Development Project Plan Review	Year 5
5	Inspection of Post Construction Control Measures	Year 5

6	Litter/Garbage Collection	Year 3
6	Pesticide and Herbicide Application	Year 2
<b>MCM</b>	<b>BMP</b>	<b>Full Implementation by End of</b>
6	Maintenance of Roadways, Maintenance of Park Areas	Year 2
6	Vehicle and Equipment Maintenance	Year 4
6	Employee Training Program	Year 3
6	Disposal of Waste	Year 2
6	Field Office and Stockpile Material Storage Areas	Year 3
6	Drainage System Maintenance	Year 4
6	Maintain County Owned Construction Sites	Year 4
6	County Parking Lots	Year 4

**D. Storm Water Management Program Status.** Provide the status of every BMP and measurable goal listed in the SWMP, as described in the instructions. Each MCM, but not necessarily each BMP, must include the measurable goals described in the SWMP. For a shared SWMP, include the name of the responsible MS4 operator(s) in the “BMP” column. *(Though an MS4 is not required to implement BMPs until the initial SWMP is approved by the TCEQ, the MS4’s initial annual report should include a description of what has been done to date, even if the SWMP has not yet been approved. The MS4 will receive credit for all BMPs implemented prior to and during the first permit year if they are described in the initial annual report.)*

**Table 2 – BMP Status**

MCM(s)	BMP	Year 3 Milestones	New or Revised	Start Date	Status / Completion Date (completed, in progress, not started)
1	Flyers and Brochures	<p>The following flyers and brochures were made available at the County Environmental Health Office:</p> <ul style="list-style-type: none"> <li>▪ 250 EPA <i>After the Storm</i> brochures</li> </ul> <p>(Please see Attachment C for copies of public education materials)</p>	No	Year 2 8/12/2009	Started Early / continued implementation
1	Impacts of Illegal Dumping and Littering	<p>The following flyers and brochures were made available at the County Environmental Health Office:</p> <ul style="list-style-type: none"> <li>▪ 250 EPA <i>After the Storm</i> brochures</li> <li>▪ 250 <i>Help Stop Illegal Dumping</i> brochures</li> </ul> <p>(Please see Attachment C for copies of public education materials)</p>	No	Year 2 8/12/2009	Started Early / continued implementation

MCM(s)	BMP	Year 3 Milestones	New or Revised	Start Date	Status / Completion Date (completed, in progress, not started)
1	<b>Education of Construction Site Personnel</b>	<p>The EPA “Storm Water and Construction Industry” poster are posted and made available at the County Environmental Health Office. The poster and other public education materials are also made available at the Coalition’s Storm Water website (ms4web.com/wjpa-montgomery county) including links to the Construction General Permit, TCEQ and EPA sites and the Construction and Post-construction guidance document.</p> <p>(Please see Attachment C for copies of public education materials)</p>	No	Year 2 8/12/2009	In Progress / continued full implementation
2	<b>SWMP Committee</b>	Held 8 SWMP Committee meetings during the permitting year	No	Year 1 8/12/2008	In Progress / continued full implementation
2	<b>Participate in Public Meetings</b>	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4
3	<b>Maintain and update the MS4 Outfall Inventory Map</b>	The County has approximately mapped 50% of all outfalls.	No	Year 2 8/12/2009	In Progress / Started Early as required to complete dry weather screening



MCM(s)	BMP	Year 3 Milestones	New or Revised	Start Date	Status / Completion Date (completed, in progress, not started)
3	<b>MS4 Outfall Screening (Dry Weather Screening of Outfalls)</b>	The County has approximately screened 50% of all outfalls.	No	Year 2 8/12/2009	In Progress / continued implementation.
3	<b>Illicit Discharge Elimination Regulatory Procedures</b>	The County developed the Illicit Discharge Elimination Regulatory Procedures during Permit Year 2. The drafted regulations are currently in the review and commenting process.	Yes	Year 2 8/12/2009	Started Early / Implementation Not Due until Year 5  NOC Submitted
4	<b>Construction SWP3 Review Program</b>	The County has developed a construction guidance document.	No	Year 2 8/12/2009	Started Early / continued implementation.
4	<b>Construction Site Inspection</b>	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4
4	<b>Montgomery County Subdivision Rules and Regulations</b>	There were no enforcement actions issued under the Montgomery County Subdivision Rules and Regulations.	Yes	Year 3 8/12/2010	In progress / continued implementation NOC submitted
4	<b>Construction Site Notice Posting</b>	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4

MCM(s)	BMP	Year 3 Milestones	New or Revised	Start Date	Status / Completion Date (completed, in progress, not started)
5	<b>Post Construction Site Runoff Requirement</b>	The County has started implementation of this BMP early and has developed a Post Construction Site Runoff Requirement. The drafted regulations are currently in the review and commenting process.	Yes	Year 2 8/12/2009	Started Early / Implementation Not Due until Year 5  NOC Submitted
5	<b>Development Project Plan Review</b>	The County has developed a guidance document for the selection and incorporation of post construction controls.	Yes	Year 2 8/12/2009	Started Early / Implementation Not Due until Year 5  NOC Submitted
5	<b>Inspection of Post-Construction Control Measures</b>	Not Due Yet	Yes	NA	Started Early / Implementation Not Due until Year 5  NOC Submitted
6	<b>Litter/Garbage Collection</b>	Precinct 2 collected 29.22 tons of trash during the permitting year.	No	Year 3 8/12/2010	In Progress / continued implementation
6	<b>Pesticide and Herbicide Application</b>	The County has a licensed applicator(s) in good standing with annual training records  (Please see Attachment D for applicator licenses)	No	Year 2 8/12/2009	In Progress / continued implementation

<b>MCM(s)</b>	<b>BMP</b>	<b>Year 3 Milestones</b>	<b>New or Revised</b>	<b>Start Date</b>	<b>Status / Completion Date (completed, in progress, not started)</b>
6	<b>Maintenance of Roadways and Parks</b>	The County has developed roadway maintenance project guidance and standard pollution prevention plans.	No	Year 2 8/12/2009	In Progress / continued implementation
6	<b>Vehicle and Equipment Maintenance</b>	159 vehicles and equipment were inspected and maintained during the permitting year.	No	Year 3 8/12/2010	Started Early / continued implementation.
6	<b>Employee Training Program</b>	A Storm Water Training Program was held on June 9, 2010 for employees and contractors responsible for County operations.	No	Year 3 8/12/2010	In Progress / continued implementation
6	<b>Disposal of Waste</b>	The County collects and disposes all floatables at an approved landfill. Dirt and sediment removed from drainage systems are re-used.	No	8/13/2008	In Progress / continued implementation
6	<b>Field Office and Stockpile Material Storage Areas</b>	The County has developed project guidance and standard pollution prevention plans for the Field Office and stockpile storage areas.	No	8/13/2010	In Progress / continued implementation
6	<b>Drainage System Maintenance</b>	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4
6	<b>Maintain Construction Owned Construction Sites</b>	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4

MCM(s)	BMP	Year 3 Milestones	New or Revised	Start Date	Status / Completion Date (completed, in progress, not started)
6	County Parking Lots	Not Due Yet	No	NA	Not started / Implementation Not Due until Year 4

**Table 3 – Measurable Goals Status**

<b>MCM(s)</b>	<b>BMP</b>	<b>Measurable Goal(s)</b>	<b>Success</b>	<b>Proposed Changes (submit NOC as needed)</b>
1	<b>Flyers and Brochures</b>	Distribute or post at least 2 types of available brochures per year (years 4, 5)	Started Early Goal Met	No Changes
1	<b>Impacts of Illegal Dumping and Littering</b>	Distribute or post at least 2 types of available brochures per year (years 3, 4, 5)	Started Early Goal Met	No Changes
1	<b>Education of Construction Site Personnel</b>	Make available to construction site personnel at least 1 guidance on construction site runoff issues each year (years 2, 3, 4, 5)	Goal Met	No Changes
2	<b>SWMP Committee</b>	Invite local groups to participate at least once per permit term (years 4, 5)	Goal Met	No Changes
2	<b>Participate in Public Meetings</b>	Invite local group to attend public meetings and perform public meetings at least once per permit term (years 4, 5)	Not Due Yet	No Changes
3	<b>Maintain and update the MS4 Outfall Inventory Map</b>	Conduct 1 review of the map per permit term. (years 4, 5)	Started Early/Goal Met Mapped approximately 50% of all outfalls.	No Changes
3	<b>MS4 Outfall Screening (Dry Weather Screening of Outfalls)</b>	Screen 100% of the mapped outfalls once per permit term. (25% per year; years 2, 3, 4, 5)	Goal Met Completed dry weather screening of approximately 50% of all outfalls.	No Changes

MCM(s)	BMP	Measurable Goal(s)	Success	Proposed Changes (submit NOC as needed)
4	<b>Construction SWP3 Review Program</b>	Review County construction plans that will result in the disturbances of greater than or equal to one acre, or are part of a common plan of development or sale that will result in the disturbance of one or more acres for compliance with the Montgomery County Subdivision Rules and Regulations requirements on an as needed basis (years 4, 5)	Started Early The County has developed a construction guidance document.	No Changes
4	<b>Construction Site Inspection</b>	Conduct inspections according to the Montgomery County Subdivision Rules and Regulations (years 4, 5)	Not Due Yet	No Changes
4	<b>Montgomery County Subdivision Rules and Regulations</b>	Enforce the Montgomery County Subdivision Rules and Regulations as needed (years 3, 4, 5)	Goal Met	NOC submitted
4	<b>Construction Site Notice Posting</b>	Post an appropriate site notice at each County construction site subject to the TCEQ Construction General Permit (years 4, 5)	Not Due Yet	No Changes

MCM(s)	BMP	Measurable Goal(s)	Success	Proposed Changes (submit NOC as needed)
5	<b>Post Construction Site Runoff Requirement</b>	Enforce the post-construction site runoff requirements as needed (year 5)	See Attachment B	NOC Submitted
5	<b>Development Project Plan Review</b>	Review construction plans for the inclusion of appropriate post-construction controls on an as needed basis (years 5)	Started Early The County has developed a post-construction guidance document.	No Changes
5	<b>Inspection of Post-Construction Control Measures</b>	Conduct at least 1 inspection of control measures per permit term (year 5)	Not Due Yet	No Changes
6	<b>Litter/Garbage Collection</b>	Collect litter/garbage at least once per year for each identified area included in the program (years 3, 4, 5)	Goal Met	No Changes
6	<b>Pesticide and Herbicide Application</b>	Maintain at least 1 licensed applicator if herbicide or pesticide is to be applied (years 2, 3, 4, 5)	Goal Met	No Changes
6	<b>Maintenance of Roadways and Parks</b>	Implement a P3 or SWP3 on County maintenance projects requiring formal plans and specifications (years 2, 3, 4, 5)	Goal Met	No Changes
6	<b>Vehicle and Equipment Maintenance</b>	Perform inspections and maintenance activities as indicated by manufacturer's specifications (years 4, 5)	Started Early/Goal Met	No Changes

<b>MCM(s)</b>	<b>BMP</b>	<b>Measurable Goal(s)</b>	<b>Success</b>	<b>Proposed Changes (submit NOC as needed)</b>
6	<b>Employee Training Program</b>	Conduct at least one training program per permit term (years 3, 4, 5)	Goal Met	No Changes
6	<b>Disposal of Waste</b>	Properly dispose waste materials on a routine basis (years 2, 3, 4, 5)	Goal Met	No Changes
6	<b>Field Office and Stockpile Material Storage Areas</b>	Conduct an inspection of each pollution prevention plan once per permit term (year 3)	Goal Met	No Changes
6	<b>Drainage System Maintenance</b>	Respond to each citizen's request for ditch maintenance. (years 4, 5)	Not Due Yet	No Changes
6	<b>Maintain County Owned Construction Sites</b>	Inspect and maintain County owned construction sites as required by the TCEQ Construction General Permit. (years 4, 5)	Not Due Yet	No Changes
6	<b>County Parking Lots</b>	Inspect/maintain County parking areas at least once per year (years 4, 5)	Not Due Yet	No Changes



## Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name (printed): \_\_\_\_\_

Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

