

CERTIFICATION

At my direction, the Storm Water Management Plan for the City of Soledad was revised in form of an addendum on February 25, 2010 and pursuant to General Permit Section F.1.c: Report Status of Measurable Goals; Action Item #39 of N.O.V. dated September 25, 2009; Fulfillment of Proposed Timeline item #2 – “*Remaining 2007-2008 Annual Report Addenda will be submitted by March 1, 2010*”.

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 gather and evaluate the information submitted. Based on my inquire of the person or person who manage the system or those persons directly responsible for gathering the information, to the best of my knowledge and belief, the information submitted is 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.

By:

Clifton W. Price

Clifton W. Price, Public Work Director

Date:

2/25/10

ANNUAL STORM WATER REPORT ADDENDUM

Item #7

B. BMP 4.1 – Regulatory Mechanism, BMP 4.2 – Construction Site BMPs, BMP 4.3 – SWPPP Requirements, BMP 4.4 – Track Construction Sites, BMP 4.5 – Inspections, and BMP 4.6 – Enforcement

Violation of General Permit Section F.1.c – Failure to report status of measurable goals

General Permit Section F.1.c requires that annual reports indicate whether the City achieved measurable goals established in the SWMP. Failure to provide information on the status of measurable goals is a violation of General Permit Section F.1.c. If the reason for the City's failure to provide this information is that the City did not fully implement these BMPs according to the measurable goals established in the SWMP, the City would also be in violation of General Permit Section D.1 (failure to implement BMPs). The 2007-08 Annual Report does not provide adequate information on the status of the following measurable goals:

1. **BMP 4.1 – Regulatory Mechanism:** The SWMP states that the City will develop and implement a fee system to finance staff review of development plans and construction site inspections. However, the City has provided no information on its implementation of this activity in this, or previous, annual reports.
2. **BMP 4.2 – Construction Site BMPs:** The SWMP states that the City will require erosion and sediment controls for all construction projects disturbing one acre or more. The Annual Report states that the City reviewed development plans on a case-by-case basis for compliance with existing City BMPs. However, the Annual Report does not state explicitly that a) all sites equal to or larger than one acre submitted development plans; b) the City conducted plan review for 100% of construction applications; or c) all applications complied with City standards and General Permit requirements prior to City approval.
3. **BMP 4.3 – SWPPP Requirements:** The SWMP states that the City will require SWPPPs as a condition of approval for all construction projects disturbing one acre or more. However, the Annual Report does not state explicitly that a) the City received SWPPPs with 100% of construction applications for projects disturbing one acre or more; b) the City reviewed 100% of SWPPPs for compliance with City standards prior to project approval; or c) 100% of SWPPPs complied with City standards prior to project approval.
4. **BMP 4.4 – Track Construction Sites:** The SWMP states that the City will maintain a log to track construction sites. The Annual Report states that there are new construction projects in the City. However, the Annual Report does not provide the number of new construction sites or state explicitly that the City added 100% of new construction sites to the tracking database.
5. **BMP 4.5 – Inspections:** The SWMP states that the City will inspect construction sites disturbing one acre or more according to a prioritization system. However, the Annual Report does not state how many inspections City staff performed during the 2007-08 permit year, how often staff inspected the sites, or whether the City inspected 100% of construction sites.
6. **BMP 4.6 – Enforcement:** The SWMP states that the City will enforce requirements for construction sites disturbing one acre or more. However, the Annual Report does not state that the City enforced compliance at 100% of construction sites in the City.

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Action: Provide this information **as an addendum to this annual report**, and ensure that it is included **in the 2008-09 annual report and in future annual reports.**

Addendum:

1. BMP 4.1 The City finances staff review of development plans and construction site inspections by signing reimbursement agreements with developers and property owners. The

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developers and property owners paid for the review of all plans and all inspection work.

2. BMP 4.2

The City did require erosion and sediment controls for all construction projects disturbing one acre or more during the reporting period. The City reviewed all development plans for compliance with City standards and General Permit requirements

3. BMP 4.3: The City of Soledad required and reviewed SWPPPs for all developments disturbing one acre or more.

4. BMP 4.4: During the 2007/08 reporting period, the City of Soledad had the following projects in development:

- Housing Authority Project – Benito Street Apartments, Phase I, completed in Dec 2007
- Housing Authority Project – Benito Street Apartments, Phase II, completed in Dec 2008
- Housing Authority Proj – Monterey Street Apartments, Phase III, completed in Nov 2008
- Gabilan Street Apartments - completed in Jan 2009

5. BMP 4.5: The City Engineer inspected all the construction sites daily during active construction of grading and public improvements and weekly during building construction.

6. BMP 4.6 : City staff enforced compliance at 100% of construction sites in the City. City staff also notified developers and contractors on the need to maintain of all BMP's. For this reporting period, the rainfall was little and there was no problem with erosion or washouts.