

## **Stormwater Construction Milestone May 4<sup>th</sup> 2017:**

Maryland's current stormwater management regulations (COMAR 26.17.02) apply to all new and redevelopment projects that did not receive approval to construct erosion sediment control and Stormwater management practices prior to May 4, 2010. For projects that meet this milestone, grandfathering provisions could be applied. The grandfathering provisions required projects to obtain an "administrative waiver" to continue the design process if the Preliminary plan was approved prior to May 4, 2010, and Final approval (Final Road Construction Plan or Site Development Plan) prior to May 4, 2013. Where the above milestones have been met, the administrative waiver expires on May 4, 2017.

The administrative waiver applies to stormwater practices as shown on the approved Final Road Construction or Site Development Plan. Therefore, these facilities and their conveyance systems must be constructed prior to May 4, 2017. Construction of these facilities requires the final stormwater device to be excavated and stabilized. The graded basin or trap shall have a stabilized outfall that is accepted by DPW as a stormwater management facility, a temporary sediment control trap, or basin. If these components of the trap or basin have been constructed and approved by the Construction Inspection Division, the Stormwater practice maybe considered constructed and subsequently converted to the final stormwater device in accordance with the approved sequence of construction.

The Developer is responsible for providing justification to Planning and Zoning, Development Engineering and Public Works, Construction Inspection that the stormwater devices have been constructed to meet the above criteria prior to May 4, 2017. This justification shall include a letter and partial as-built sent to the Construction Inspection Division listing the devices, their locations, and that they have been installed and function as a trap, basin, or BMP. The letter certifies that the stormwater practice meets the criteria identified here and is in accordance with the sequence of construction on the currently approved plan.