

Environmental
 Permitting
 Programs

Vermont Agency of Natural Resources December 2017

Major Environmental Permit Programs

Major Federal Environmental Permit Programs

- Clean Air Act (1970). Regulates emissions from stationary sources. Establishes national air quality standards.
- Clean Water Act (1972). Regulates pollutants from point sources, dredge and fill activities, and some stormwater discharges.
- Safe Drinking Water Act (1974). Regulates persons who provide drinking water to 25 or more persons.
- Resource Conservation and Recovery Act (1976). Regulates the generation, transport, storage, treatment, and disposal of hazardous waste.
- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA or Superfund) (1980).

Major State Environmental Permit Programs

- Vermont Water Pollution Control Act (Act 103 of 1973); Vermont Clean Water Act (Act 64 of 2015)*.
- Vermont Air Pollution Control Act (Act 212 of 1971)*.
- Vermont Waste Management Act (Act 78 of 1987)*; Universal Recycling Act (Act 148 of 2011).
- Vermont Safe Drinking Water Act (Act 71 of 1991)*.
- Vermont Flood Hazard Area, River Corridor and Stream Alteration Act (Act 138 of 2011).
- Vermont Shoreland Protection Act (Act 172 of 2013).

DEC Permits and Act 250

DEC Permits and the Act 250 Process

- Applicants may use DEC issued permits to address some or all impacts under a criterion.
- NRB Rule 19(E) Some DEC permits serve as rebuttable presumptions and satisfy all or a portion of a criterion.¹
 - Criteria 1, 1B, 1G, 2, 3 and 4

Criterion	ANR Permit (*= rebuttable presumption)
1 - Air Pollution	*Air Pollution Control Permit (construction/operation)
1B - Waste Disposal	*Waste Water & Potable Water System Permit *Stormwater Permit (construction/operational/MSGP/NPDES) *Indirect Discharge Permit *Sewer Line Extension Permit *Underground Injection Control Permit *Solid Waste Certificate *Hazardous Waste Permit *Underground Storage Tank Permit
1G - Wetlands	*Vermont Wetland Permit
2&3 - Water Supply	*Public Water System Permit (source/construction/operation) *Groundwater withdrawal permit
4- Soil Erosion	*Stormwater Construction Permit

DEC Permits and the Act 250 Process

- Given the growth and maturation of DEC permit programs since 1970, opportunities may exist to expand the role of those permits in the Act 250 process and for those permits to affirmatively satisfy additional aspects of Act 250 criteria.
- It is important to note that existing state permits <u>do not</u> address certain Act 250 criteria most notably the natural area and wildlife habitat considerations under Criteria 8 and 8A and that Act 250 is the primary safeguard for those resources.

Public Involvement in DEC Permitting Processes

Five Permit "Types"

- **Type 1.** Federal Individual and General Permits under Clean Air and Clean Water Acts
 - Wastewater Treatment Facility Permits
- **Type 2.** State Individual Permits
 - Solid Waste Management Certification
- **Type 3.** State General Permits & Certain Listed Individual
 - Dam Orders, Aquatic Nuisance Control
- **Type 4.** Notices of Intent under General Permits & Certain "Minor" Individual Permits
 - Public Water Supply Construction Permits
- **Type 5.** Emergency Permits and Registrations
 - Shoreland Registration, Stream Alteration Mineral Prospecting

- Application Administratively Complete
- Draft Permit/Decision
- Public Comment Period
- Public Meeting (Types 1-3 only)
- Final Permit/Decision(includes response to comments)

NOTE: Permit Types 1, 2, and 3 incorporate all five elements above. Type 4 permits do not have a public meeting option, and Type 5 permits only notice the final permit/final decision. Elements common to Act 150 noticing

Search the ENB Search Criteria Activity Name >Activity Name Permit # Permit / Other ENB ID >ENB ID Address Street Address Activity Type (Permit >Activity Status Filter Activity Type(s) ß 0 ß 0 Filter Town(s) Type) In Review Addison AQCD Engineering Services Draft Decision / Comment Permit or Other ID # Air Pollution Control Major Source Construction / Subchapter X Addison >Operating Permit Bridport Final Decision / Appeal \mathbf{T} Air Pollution Control Major Source Construction / Title V Operating Bristol Street Address Permit \triangleright Cornwall Air Pollution Control Major Source Construction Permit Show only Large and Complex Ferrisburgh Projects Air Pollution Control Minor Source Construction / Subchapter X Goshen **Activity Status** Operating Permit Granville Air Pollution Control Minor Source Construction / Title V Operating Hancock Permit Loicostor **Geographic Location** \triangleright 9 By Location Q Search ⊗ Clear Search Results 2 3 4 5 6 7 Project/Activity Name 🔺 Address Activity Type Status ENB ID Permit # Town Addison County Asphalt Products C Pond Lane Industrial Middlebury Air Pollution Control Subchapter X Operating Permit In Review PN17.0003483 AOP-07-017 Park Ampersand Gilman Hydro, LP 2 Riverside Ave Wastewater Discharge Individual Permit In Review PN17.0003783 3-1523.1703 Lunenburg

Air Pollution Control Subchapter X Operating Permit

Air Pollution Control Title V Operating Permit

Wastewater Discharge Individual Permit

PN17.0003460

PN17.0003457

PN17.0003848

In Review

In Review

In Review

AOP-06-035

AOP-15-005

3-1272.1103

Williston

Ryegate

Barre City

192 Industrial Avenue

247 Weesner Drive

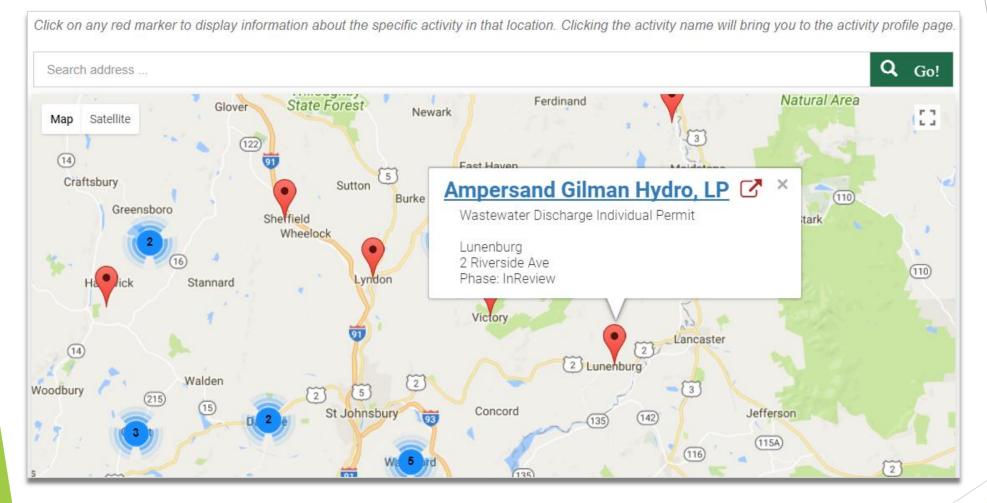
69 Treatment Plant Dr

AstenJohnson Inc C

ATC Ryegate LLC

Barre City WWTF

Search By Geographic Location



Activity Profile- Draft Decision Phase

From this Page Users Can:

- Select to Follow an activity to receive status updates via email
- > Share the Link to the Activity Page
- > Submit a Comment
- > Request a Public Meeting
- View Related Documents

			JIVI Industries	
e	Activity Info ENB ID Activity Type Permit# Activity Name Address	PN17.0003906 Salvage Yard Permit 8-9-17 JM Industries 1 National Life Drive	Project/Activity Description Application for new salvage yard permit.	Location (View Project Location in ANR Atlas)
	Town Applicant(s)	Montpelier JM Industries		Middlebury
	SPAN(s)	40512610717 Large and Complex Project		Killington Killington Map data ©2017 Goögle Terms of Use Report a map error

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		n de se	Comment	Request Meeting		
Appl. Received	07/03/2017					
Admin. Complete	08/07/2017					
Draft Decision	08/21/2017	Comment	from 08/21	/2017	to	09/22/2017
Final Decision		Appeal*	from		to	
Decision Type						

Staff - Contact

Staff Contact	Carol Chamberlin
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Email	Carol.Chamberlin@vermont.gov

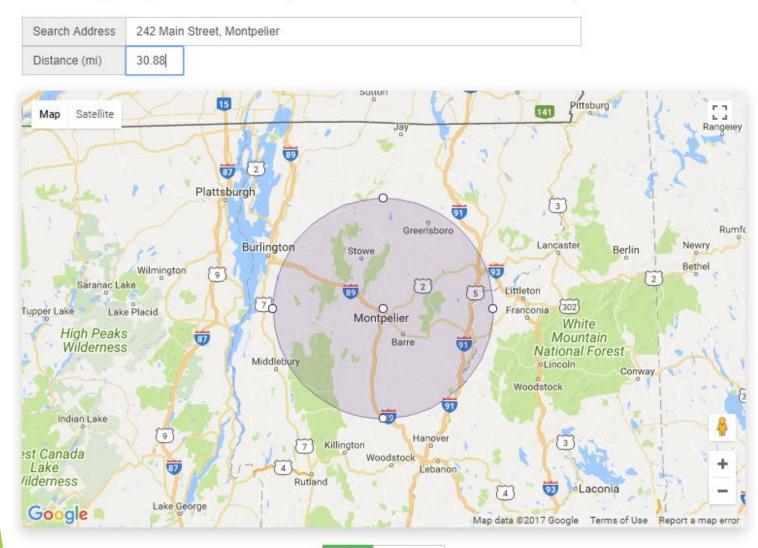
Related Documents

Document	Date Added
Administratively Complete Application.docx	09/01/2017
Draft Decision.docx	09/01/2017



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