



Phase II MS4 Waiver Request
 For Stormwater Discharges to Protected Surface Waters
 Under the AZPDES Phase II MS4 General Permit
 AZG2021-002

To be considered for a Phase II MS4 Waiver, please complete the information below and email this form to AZPDES@azdeq.gov.

Name of MS4:

Contact Name: _____ Telephone: _____ Email: _____

Waiver Option #1 – Regulated Population less than 1,000:

1. What is the regulated population of your MS4?
2. Has your MS4 contributed substantial pollutant loadings to an interconnected MS4, via stormwater infrastructure or surface conveyances?
3. Does your MS4 discharge pollutants identified in an EPA approved “total maximum daily load” (TMDL)?

Waiver Option #2 – Regulated Population less than 10,000:

1. What is the regulated population of your MS4?
2. Does your MS4 discharge pollutants identified in an EPA approved “total maximum daily load” (TMDL)?
3. Will future discharges from your MS4 result in exceedances of water quality standards?

Waiver Fee: A fee of \$2,500.00 will be invoiced to your Phase II MS4 for the review and processing of the waiver.

Certification:

“I certify under penalty of law that this document was prepared under my direction or supervision, as applicable, in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage this system, or those persons directly responsible for gathering the information, I believe 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. In addition, I certify that I have reviewed and intend to comply with all terms and conditions stipulated in the Phase II MS4 General Permit (AZG2021-002) issued by the director, unless I am granted a Phase II MS4 Waiver.”

Printed Name of Signer: _____ Title: _____

Signature: _____ Date: _____

Pursuant to A.R.S. § 41-1030:

1. ADEQ shall not base a licensing decision, in whole or in part, on a requirement or condition not specifically authorized by statute or rule. General authority in a statute does not authorize a requirement or condition unless a rule is made pursuant to it that specifically authorizes the requirement or condition.
2. Prohibited licensing decisions may be challenged in a private civil action. Relief may be awarded to the prevailing party against ADEQ, including reasonable attorney fees, damages, and all fees associated with the license application.
3. ADEQ employees may not intentionally or knowingly violate the requirement for specific licensing authority. Violation is cause for disciplinary action or dismissal, pursuant to ADEQ's adopted personnel policy. ADEQ employees are still afforded the immunity in A.R.S. §§ 12-821.01 and 12-820.02.

Regulatory information on Phase II MS4 Waivers is available at 40 CFR 122.32(c), (d), and (e).

Guidance on Phase II MS4 Waivers is available on the U.S. EPA's website at:
<https://www.epa.gov/npdes/stormwater-phase-ii-final-rule-fact-sheet-series>