

IS A STORMWATER PERMIT REQUIRED FOR MY PROJECT?

What is the purpose of the Stormwater management Bylaw?

The town of Middleton adopted a Stormwater Bylaw to protect the Town's waters from the harmful effects of stormwater runoff that can occur with new development and redevelopment. Stormwater from roads, homes, and business is the leading cause of water pollution in our area and contributes to flooding. We recommend that you review the Stormwater bylaw and Regulations and the Middleton Stormwater Permit Handbook for more information at http://www.townofmiddleton.org/Pages/MiddletonMA_planning/stormwater.

Does this project require a Stormwater Permit?

Some development projects may require a Stormwater Permit or Simple Stormwater Permit to assure that stormwater runoff will be properly managed during construction and after development is complete. Please complete this worksheet to determine whether the proposed project will require a Stormwater Permit. This worksheet is only to be used as a guide and does not, in any way, supersede or replace any requirements in the Stormwater Management Bylaw and/or Regulations.

A. Fill out this section:

Project/Site Name _____

Date _____

Project Street/Location _____

Map/Lot _____

Estimated area of land to be disturbed (sq. ft.): _____

Total area of impervious surfaces (sq. ft) including paving, parking, decks, roofs, pools, etc.:

Existing: _____

Proposed: _____

B. Check all that might apply to your proposed project:

1. This is a new development or redevelopment project.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
2. Increased stormwater runoff or pollutants will flow from this parcel of land due to the project.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
3. Activities on this site will alter the drainage characteristics of this parcel of land.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
4. This project will disturb or alter land.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>

If you checked "No" to all of the above statements, **STOP**. The Middleton Stormwater bylaw does not apply to your project, and you do not need to obtain a Stormwater Permit. If you checked "Yes" or "Maybe" to any of the above, you may be required to meet the requirements of the Stormwater Management Bylaw (the "Bylaw") and Regulations and obtain a Stormwater Permit. [Proceed to Section C.](#)

C. Check all that apply to your COMPLETE project:

(EXAMPLE: If construction of a fence is part of a larger project, do not check "yes" for #4 below.)

1. Normal maintenance and improvement of land in agricultural use as defined by the Wetlands Protection Act Regulation 310 CMR 10.04 and MGL Chapter 40A Section 3.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
2. Maintenance of existing landscaping, gardens, driveways, roofs, or lawn areas.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
3. Normal maintenance of Town owned public land, ways and appurtenances.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
4. The construction of fencing that will not alter existing terrain or drainage patterns.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
5. Construction or maintenance and repair of utility service lines (gas, water, electric, telephone, fire alarms, etc.) other than drainage lines or systems, which will not alter terrain, ground cover, or drainage patterns.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
6. Emergency repairs in any situation that poses a threat to public health or safety, or as deemed necessary by the Stormwater Permitting Authority.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
7. Any work or projects for which all necessary approvals and permits, including building permits, have been issued before the effective date of the Bylaw.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
8. Construction of decks, patios, walkways, driveways, sheds, swimming pools, sports courts, tennis courts, basketball courts, replacement of wells, or replacement of septic systems on lots having an existing dwelling, provided that the total increase in the area of new impervious surface after the date the bylaw is adopted is less than 600 square feet.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
9. An increase in the footprint of a house, commercial building, or other structure by less than 600 square feet.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
10. Repair or upgrade of septic systems when required by the Board of Health for the protection of public health.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
11. Activities conducted in accordance with a Forest Stewardship Plan approved by the Massachusetts Department of Conservation and Recreation.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>
12. Any construction activity or project completely within the jurisdiction of the Conservation Commission, provided that plans include stormwater management provisions, an Order of Conditions or Determination of Applicability has been issued for the site, and that the activity is in compliance with any additional performance standards contained in the Regulations promulgated to implement the By-Law.	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Maybe <input type="checkbox"/>

Continued on next page

<p>13. Any construction activity or project requiring approval under the Subdivision Control Law where the Planning Board has approved an application for a definitive subdivision approval and any construction activity requiring Site Plan Review and/or a Special Permit, provided that the plans include stormwater management provisions and that the activity is in compliance with any additional performance standards contained in the Regulations promulgated to implement the By-Law.</p>	Yes	No	Maybe
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If you checked "yes" to any of the boxes in Section C, **STOP**. You are exempt from Middleton's Stormwater Bylaw and Regulations and do not need to obtain a Stormwater Permit. **However**, if you checked "Yes" to either #12 or #13, you must submit a **Stormwater Exemption Form**. If you did not check "Yes" to any of the above exemptions, you must apply for either a **Stormwater Permit** or a **Simple Stormwater Permit**. Please proceed to Section D.

<p>D. <i>Check all that apply to your proposed project.</i></p>			
<p>1. This project will disturb or alter 20,000 sq. ft. or more of land</p>	Yes	No	<input type="checkbox"/> <input type="checkbox"/>
<p>2. This project will disturb or alter less than 20,000 sq. ft. of land</p>	Yes	No	<input type="checkbox"/> <input type="checkbox"/>

If you checked "yes" to #1, you must apply for a **Stormwater Permit (SMP)**. If you checked "yes" to #2, you must apply for a **Simple Stormwater Permit (SSMP)**.