



New Construction, Pipeline, Electrical Line, Service Line, Paving, Redevelopment or any Earth Moving Projects

All of the above referenced projects within or crossing the City of Odessa limits require Stormwater pollution prevention measures prior to any disturbance of project soils. Each project has unique details that present different levels of involvement for the Responsible Operator.

Pursuant to Local, State, and Federal laws and regulations.

Sec. 13-7-3 Discharge to MS4 prohibited

- (a) A person commits an offense if the person introduces or causes to be introduced into the MS4 any discharge that is not composed entirely of Stormwater.
- (b) It is an affirmative defense to any enforcement action for a violation of subsection (a) that the discharge was composed entirely of one (1) or more of the following categories of discharges:
 - (1) A discharge authorized by, and in full compliance with, a NPDES/TPDES permit;

Earth Disturbance is an intended discharge

Level 1:

Sites less than one acre and not considered to be part of a Common Plan of Development* receive a Stormwater Wavier with a site notice posting. The site must be maintained at all times during the construction process, City Stormwater Inspectors will inspect the site on a weekly basis for the following items...

- Erosion Control
- Site Notice Posting
- Dirt in the Streets/Sediment Tracking
- Trash
- Concrete Washouts
- Oil Spills
- Fuel Management

Failed Inspection line items will be emailed immediately to the Responsible Operator and a weekly comprehensive report will be emailed as well.

Submittals: Site Plan, Site Map

Level 2:

Sites that are larger than one acre but less than five acres and not considered to be part of a Common Plan of Development* must create and develop a Stormwater Pollution Prevention Plan (SWPPP) and install all erosion control Best Management Practices (BMP's) prior to any disturbance of project soils.

Each site will receive the same inspection protocol as level 1 projects.

Submittals: SWPPP, Erosion Control Drawings, Site Plan, Site Map

Level 3:

Sites that are larger than five acres or part of a Common Part of Development* must first file for and receive a Texas Pollutant Discharge Elimination System (TPDES) Permit.

Each site will receive the same inspection protocol as level 1 projects.

Submittals: SWPPP, Copy of the NOI, Erosion Control Drawings, Site Plan, Site Map



In an effort to help the development community, the City of Odessa has developed a FREE SWPPP Template that covers 95% of all construction projects. Please get with the Stormwater Department for details.

Stormwater Standards can be found at the following website: <https://records.odessa-tx.gov/fmi/webd/>

***Common Plan of Development** - A construction activity that is completed in separate stages, separate phases, or in combination with other construction activities. A common plan of development (also known as a “common plan of development or sale”) is identified by the documentation for the construction project that identifies the scope of the project, and may include plats, blueprints, marketing plans, contracts, building permits, a public notice or hearing, zoning requests, or other similar documentation and activities. A common plan of development does not necessarily include all construction projects within the jurisdiction of a public entity (e.g., a city or university). Construction of roads or buildings in different parts of the jurisdiction would be considered separate “common plans,” with only the interconnected parts of a project being considered part of a “common plan” (e.g., a building and its associated parking lot and driveways, airport runway and associated taxiways, a building complex, etc.). Where discrete construction projects occur within a larger common plan of development or sale but are located ¼ mile or more apart, and the area between the projects is not being disturbed, each individual project can be treated as a separate plan of development or sale, provided that any interconnecting road, pipeline or utility project that is part of the same “common plan” is not included in the area to be disturbed.