



September 14, 2021

**Sent via Electronic Mail to: [neases@newtowntownship.org](mailto:neases@newtowntownship.org)**

Mr. Stephen Nease  
Township Manager  
Newtown Township  
209 Bishop Hollow Road  
Newtown Square, PA 19073-3219

Re: Final NPDES Permit – MS4  
Newtown Township Delaware County MS4 UA  
NPDES Permit No. PAI130502  
Authorization ID No. 1260037  
Newtown Township, Delaware County

Dear Mr. Nease:

Your NPDES permit is enclosed. Please read the permit carefully. The permit expires on the date identified on page 1 of the permit. A renewal application must be submitted to this office 180 days prior to the permit expiration date.

The submission of Annual MS4 Status Reports is required by the permit. You must submit annual reports to the DEP office that issued the permit by September 30<sup>th</sup> of each year to describe activities conducted under the permit during the period of July 1 – June 30. You must also submit an annual fee to DEP's Bureau of Clean Water by the anniversary of the effective date of the permit.

You are required to comply with the Pollutant Control Measures (PCMs) contained in Appendix C for the surface waters identified in DEP's MS4 Requirements Table (see [www.dep.pa.gov/MS4](http://www.dep.pa.gov/MS4)). You are required to submit to DEP the following: 1) a storm sewershed map for outfalls that discharge to the impaired surface waters; 2) an inventory of all suspected and known sources of the pollutant(s) of concern within the storm sewershed(s); and 3) a report documenting an investigation of each suspected source. Deadlines for submission of this documentation as attachments to future Annual MS4 Status Reports are established in the Appendices.

DEP has reviewed your Pollutant Reduction Plan and hereby approves the Plan. The following elements of your Plan(s) will be evaluated by DEP during the permit term:

The plan calls for the implementation of stream restoration BMPs, but there is insufficient detail to determine whether the BMPs will qualify for load reductions. Those details should be included in a plan update and referenced in annual reports.

You are required to implement the load reduction requirements established in Appendix E of the permit within five years, and you must submit a report demonstrating that you have met these requirements as an attachment to the first Annual MS4 Status Report that is due following completion of the 5th year of permit coverage.

We would like to bring DEP's eNOTICE service to your attention. eNOTICE is a subscription service that provides options to receive notifications of DEP's activities such as the receipt of permit applications, comment periods for guidance and regulations, and stream redesignation evaluations. To sign up for an account, visit DEP's website ([www.dep.pa.gov](http://www.dep.pa.gov)) and select Data and Tools – Tools – eNOTICE.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board  
Rachel Carson State Office Building, Second Floor  
400 Market Street  
P.O. Box 8457  
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800-654-5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

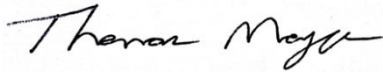
A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

**IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717-787-3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.**

**IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.**

If you have any questions, please contact James McTish at 484.250.5180.

Sincerely,

A handwritten signature in black ink that reads "Thomas L. Magge". The signature is written in a cursive style with a large initial 'T' and a long, sweeping underline.

Thomas L. Magge  
Environmental Program Manager  
Clean Water Program

Enclosures

cc: Eileen Nelson – Stantec – Eileen.Nelson@stantec.com  
Geoffrey Kolva – Stantec – Geoffrey.Kolva@stantec.com  
Jamie Eberl – PA DEP - jeberl@pa.gov  
Krista Brown – PA DEP - kristbrown@pa.gov  
Elizabeth Mahoney – PA DEP - emahoney@pa.gov  
Re - Hardcopy