

SARATOGA COUNTY

INTERMUNICIPAL STORMWATER MANAGEMENT PROGRAM COOPERATIVE RESOLUTION

WHEREAS in 2024 the New York State Department of Environmental Conservation (DEC) issued a renewed State Pollution Discharge Elimination System (SPDES) General Permit for Stormwater Discharges for Small Municipal Separate Storm Sewer Systems (MS4; GP-0-24-001 or as amended or revised); consisting of six (6) Minimum Control Measures (MCM) which are:

1. Public Education and Outreach
2. Public Participation and Involvement
3. Illicit Discharge Detection and Elimination
4. Construction Site Runoff Control
5. Post-Construction Runoff Control
6. Good Housekeeping and Pollution Prevention; and

WHEREAS Part IV.A.1.a. of GP-0-24-001 stipulates that a permittee may "utilize other entities or the resources of those entities to assist with any portion of the SWMP development, implementation, or enforcement" as an Alternative Implementation Option; and,

WHEREAS the Saratoga County/Cornell Cooperative Extension (CCE) Intermunicipal Stormwater Management Program (I-SWM Program) was created in 2004 to assist, where possible affect direct works, and facilitate a framework of intermunicipal cooperation among the MS4 Permit holders of Saratoga County for the express purpose of meeting the requirements of the DEC SPDES MS4 Permit; and

WHEREAS a contractual agreement has been entered into by the County of Saratoga and Saratoga County Cornell Cooperative Extension (CCE) for the administration of this Program (*ref. Saratoga County Resolution 339-2024*); and

WHEREAS these MS4 Municipalities include:

Town of Ballston	Village of Ballston Spa	Town of Charlton	Town of Clifton Park
Town of Greenfield	Town of Halfmoon	Town of Malta	Town of Milton
Town of Moreau	Village of Round Lake	Saratoga County	City of Saratoga Springs
Village of South Glens Falls	Town of Waterford	Village of Waterford	Town of Wilton
City of Mechanicville	Town of Stillwater	Village of Stillwater	

WHEREAS it is understood by all involved MS4 Municipalities that the I-SWM Program deliverables include:

- County-wide Stormwater and Water Quality Public Education & Outreach
- Material support for Local Stewardship activities
- Material, technical, and training support for MS4 Illicit Discharge Detection and Elimination (IDDE; MCM 3) Programs
- Material, technical, and training support for MS4 Construction Site Runoff (MCM 4) Programs
- Material, technical, and training support for MS4 Post-Construction Runoff (MCM 5) Programs
- Material, technical, and training support for MS4 Good Housekeeping/Pollution Prevention (MCM 6) Programs
- The development, management, maintenance of and access to the ISWM Program MS4 GIS (Geographic Information System) for all Saratoga County MS4s and related agencies
- All required record keeping and administrative support as required by DEC for Annual Reporting and/or auditing purposes for actions and outputs of the I-SWM Program; and

WHEREAS it is understood by both parties that this cooperative agreement shall remain in effect for the duration of GP-0-24-001, which expires on January 2nd, 2029. But, may be terminated at any time by either party for cause by providing written notification 30 days prior to separation; and

WHEREAS it is understood that the I-SWM Program Coordinator will be responsible for the production, record keeping, and reporting on behalf of the involved MS4s for such outputs of the I-SWM Program *AND* report the results annually to the NYS DEC; and

WHEREAS it is further understood by all the involved parties that the MS4 Municipalities shall provide "in-kind" service to the I-SWM Program through designated representative/s to the I-SWM Program for the purposes of direct participation in, direction to, and the development and implementation of the substantive outputs of the I-SWM Program for any or all of the works cited above; and

WHEREAS the DEC has ruled that "if the MS4 Operator is relying upon another entity for compliance with any portion of [the MS4] SPDES general permit, there must be an agreement in place that:

- i. Is legally binding;
- ii. Is documented in writing;
- iii. Is signed and dated by all parties including a certification statement that explains that the MS4 Operator is responsible for compliance with [GP-0-24-001];
- iv. Identifies the activities that the entity will be responsible for including the particular MCM, the location and type of work
- v. Includes the name, address, and telephone number of the contact person representing the entity;
- vi. Is kept up-to-date and part of the [stormwater management program] SWMP Plan; and
- vii. Is retained by each party for the duration of the permit term (e.g. 01/02/2029)

WHEREAS the DEC has concluded that the signing of such a statement would affect a formal agreement and enable the signatory to provide some or all of the required annual reporting to the DEC and other specific outputs herein described on behalf of one or all of MS4 Permittees; and

WHEREAS the DEC has further concluded that cooperative efforts, like the I-SWM Program, must have a formal agreement signed and adopted by all parties and participants in order to qualify for any current or future State funding through the Water Quality Improvement Projects Grant program.

THEREFORE be it **RESOLVED** that it is the intent of the Town of Halfmoon to hereby formalize this cooperative between the Saratoga County/Cornell Cooperative Extension Intermunicipal Stormwater Management Program and Town of Halfmoon for the purposes herein described; and

Be it further **RESOLVED** that the Supervisor/Mayor/Duly Authorized Representative of Town of Halfmoon is hereby authorized and directed to execute this cooperative agreement by signing the certification statement herein:

Saratoga County/Cornell Cooperative Extension Intermunicipal Stormwater Management Program Organization

Further, both parties understand that the Town of Halfmoon is responsible for compliance with the terms and conditions of the New York State Pollutant Discharge Elimination System ("SPDES") General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems ("MS4") GP-0-24-001, and, that it is unlawful for any person to directly or indirectly cause or contribute to a violation of water quality standards."

Executive Director, Cornell University Cooperative Extension of Saratoga County
Title/Duly Authorized Representative

Date (dd/mm/year)

**50 West High Street
Ballston Spa, NY 12020;
tel. 518-885-8995**

Name of Co-Signatory MS4 Municipality