



# TCGP NOI Changes Information and Q&A Session

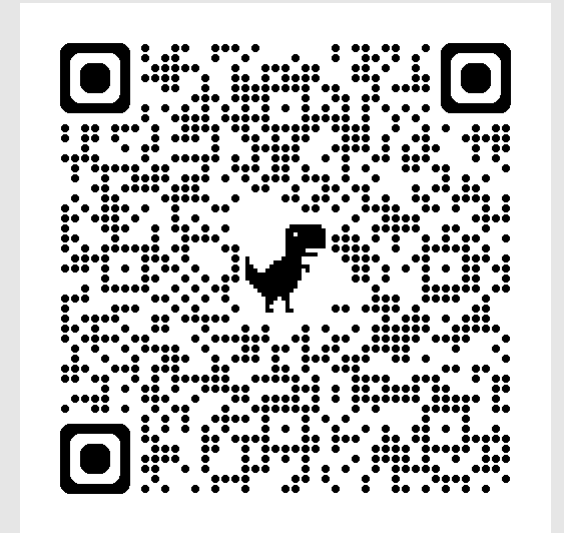
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BTS – Environmental Services Section

May 26, 2026 (Session #1)

# Logistics

- Specific to the TCGP NOI Process
- Other TCGP Guidance can be found on the WisDOT Erosion Control Webpage:  
<https://wisconsindot.gov/Pages/doing-bus/eng-consultants/cnslt-rsrces/environment/erosion-ctrl-drainage.aspx>



# Logistics

- Approximately 30 minutes for presentation
- Remainder of time will be for Q&A
- Please hold on questions until Q&A section
- Several questions have already been asked, we will start Q&A with those first
- Q&A – Please use the hand raise in Teams
  - Hans will also be monitoring the chat for questions



# General Overview

- What is the TCGP?
  - Transportation Construction General Permit (TCGP)
  - WPDES Stormwater Discharge Permit issued by the DNR to comply with the federal Clean Water Act (CWA)
  - TCGP is specific to WisDOT projects
  - Required for every project with 1 acre or more of land disturbing construction activity

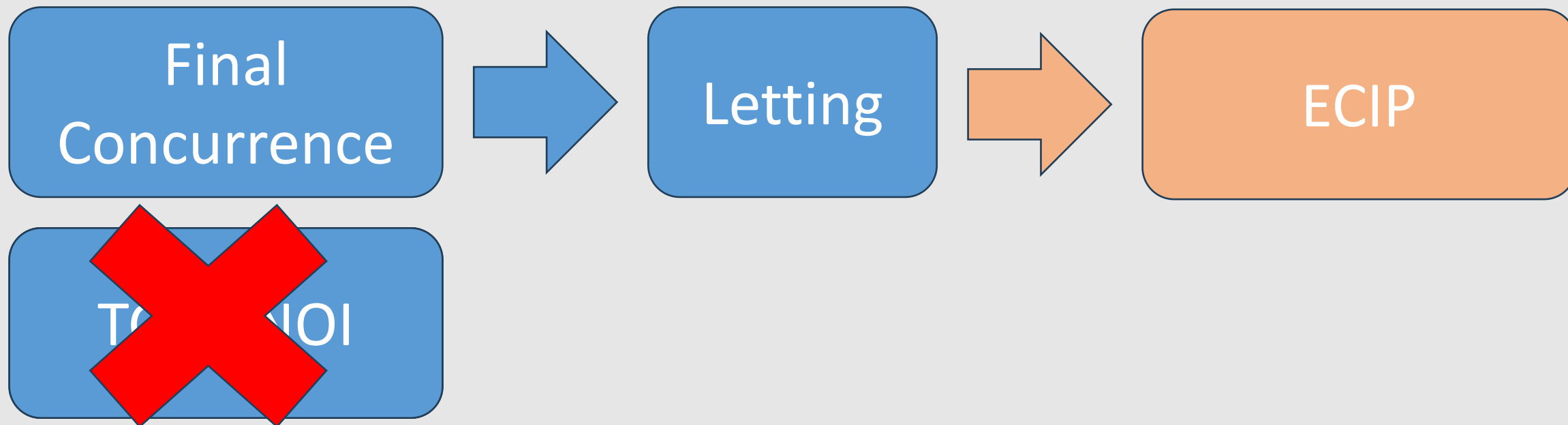


# General Overview

- What is the NOI?
  - Notice of Intent (NOI)
  - The process of applying for coverage under the TCGP
  - Completed in the DNR's ePermitting System
  - The NOI process in e-Permitting has not changed



# How is this changing?



# Why is this changing?

- WisDOT's existing process does not align with NR 216 requirements
- NR 216 requires an erosion control plan for the NOI
  - WisDOT uses the design erosion control plan (ECP) and contractor's erosion control implementation plan (ECIP) to fulfill these requirements



# When does this take effect?

- Effective with the memo dated 5/15/2026
  - Implementation with the August PS&E / November Letting
- Projects that already had applied for TCGP coverage:
  - These will be “grandfathered” into the prior process, BUT...
  - The TCGP coverage must be amended with the approved ECIP



# Design Process

- The final concurrence request to DNR will continue to occur with the final design
  - No change to this process.
- Request for DNR Final Concurrence Letter Template
  - Check the appropriate box for calculated land disturbing construction activity

## Transportation Construction General Permit (TCGP) & Stormwater Management

### *Calculated Land Disturbing Activity*

Less than 1 acre

1 acre or more (TCGP coverage is required, and Post-Construction Stormwater Performance Standard Requirements may apply)



# Design Process

- DNR will review for final concurrence
  - Includes review of design related information to ensure it meets the requirements of the TCGP
- DNR will include language with the final concurrence letter
  - Design appears to meet the TCGP requirements, pending the contractor ECIP



# Design Process

- Design Project Team should draft the NOI in the DNR ePermitting System at same time of requesting final concurrence
  - **BUT DO NOT SUBMIT THE NOI AT THIS TIME!**
- Drafting the NOI during final concurrence is beneficial to WisDOT
  - Expedites the process, minimizing delays to construction start
  - Ensure transfer of project details from design to construction



# Design Process

- Share the NOI with WisDOT PM & Supervisors
  - This is done in the DNR ePermitting site
  - The NOI is specific to the user in the ePermitting system and cannot be transferred if that person is no longer available

## My Applications and Reports

### Step 1: Draft Items

**ACTION REQUIRED:** Review, edit and/or share draft items for signature. [Instructions for a landowner and authorized representative to share a draft item\\*](#)

| Project Name | Applicant Full Name | Reference Number                      | Share Application* |
|--------------|---------------------|---------------------------------------|--------------------|
| ihoiho       |                     | SG4113-ihoiho                         | Assign Role        |
| Grede        |                     | TR0810-Grede-Wisconsin-Subsidiaries-L | Assign Role        |



### Step 2: Signature Confirmation Needed

**ACTION REQUIRED:** Check MyWisconsin ID email account for email instructions to complete this process. Note: if no email was received, see [Instructions for recording the signature confirmation email\\*](#)

# Design Process

- Reminder: Include STSP 107-056 in your contract

“Information to Bidders, WPDES Transportation Construction General Permit (TCGP) for Storm Water Discharges”

- This will be updated with the July 1<sup>st</sup> STSP Publication



# Construction Process

- First...what is a “working day”?
  - S. 227.01(14), Wis. Stats define this as “...any day except Saturday, Sunday and holidays designated in s. [230.35 \(4\) \(a\)](#).”
  - This is NOT the same as the definition in our spec book
  - As we discuss further, we are using the statute definition



# Construction Process

1. Contractor submits the ECIP
2. WisDOT PM or Project Team will review for completeness
  - Contractor has answered all applicable questions in the ECIP, all attachments are included and properly labeled, and ECIP is one complete document
  - This does NOT mean that WisDOT has reviewed and all comments have been addressed



# Construction Process

## 3. If...If...the ECIP is complete then we move forward

- If not, then the ECIP should be rejected and sent back to the contractor with an explanation of why this is an incomplete submittal
- This step must be completed within 2 working days of the contractor's ECIP submittal



# Construction Process

4A. WisDOT PM or Project Team will forward the “complete” ECIP to the DNR TL and others for review/comment

- This step must be completed within 2 working days of the contractor’s ECIP submittal
- Review team consists of the WisDOT PM, Project Team, SWECE, DNR TL, and any others that may be involved



# Construction Process

## 4B. WisDOT PM will complete and submit the TCGP NOI

- This should occur concurrently with ECIP distribution
- Important: Submittal of the NOI starts the DNR review clock in accordance with NR 216



# Construction Process

5. DNR will review and submit comments to WisDOT within 14 working days
  - This starts on the day the DNR TL receives the ECIP & NOI, not on the day the contractor submits the ECIP
6. WisDOT PM or Project Team will compile, resolve, and forward all comments to the contractor
  - This must be done within 2 working days after the expiration of the 14 working day review period
  - Earlier is better, whenever possible



# Construction Process

7. Contractor will revise and resubmit the ECIP
8. WisDOT PM or Project Team will forward the revised ECIP to DNR TL for additional review
  - DNR TL will make reasonable effort to return comment as soon as possible
  - NR 216 does not mandate a timeframe for additional commenting



# Construction Process

9. Once all comments are resolved, the WisDOT PM or appropriate delegate will approve the ECIP in accordance with Trans 401
10. WisDOT PM will forward the approved ECIP to the DNR TL
11. DNR TL will convey permit coverage and provide certificate of coverage



# Construction Process

*The contractor is not authorized to begin land disturbing construction activities until the ECIP is approved and TCGP coverage is conveyed for the project.*



# Wrap Up

- Refer to the TCGP Guidance on the WisDOT Erosion Control webpage
- TCGP STSP will be updated and published in July
- TCGP Guidance will be updated around August 1<sup>st</sup>
- FDM and CMM updates will be occurring as we transition to the new process
- Presentation will be posted on the Erosion Control webpage for future reference



# Contact Information

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# Q & A Session

