



**Does the construction activity qualify for a Low Erosivity Waiver (LEW) under Section 9.K of the Doña Ana County Storm Water Management Ordinance?**

Will the construction activity be residential?

Will the construction activity be part of a subdivision or other common plan of development?

Will the subdivision or other common plan of development be equal to or greater than 5 acres?

Will the construction activity disturb equal to or greater than 1 acre but less than 5 acres?

Will the construction activity occur during a period when the rainfall erosivity factor (R factor) is less than five?

**Not Eligible**  
A SWPPP has to be prepared as per Section 9 of the Doña Ana County Storm Water Management Ordinance.

**Neither an LEW nor a SWPPP is required.**

**Eligible**  
Prepare and submit the LEW Certification.  
Note: R factor depends on start and end date of construction. End date of construction is the date that final stabilization is achieved.  
**The County has the right to deny an LEW and require a SWPPP.**  
(Refer to Ordinance Section 9.K)

**Additional Information:**

**LEW Calculator**

<http://cfpub.epa.gov/npdes/stormwater/lew/lewcalculator.cfm>

**Doña Ana County Storm Water Management Ordinance**

<http://www.donaanacounty.org/works/engineering/docs/StormwaterOrdinance248.pdf>