

DRAFT Meeting Minutes
Meeting 12
Tuesday, October 8, 2013

Stormwater Local Government Advisory Committee
DEQ Piedmont Regional Office
4949-A Cox Road, Glen Allen, VA

Committee Members Present: Bill Johnston, Allyson Sappington, Steve Hubble, Erin Hawkins, Jenny Tribo, Norm Goulet, Keith White, Todd Flippen, Debbie Byrd, Bruce McGranahan, Dan Rublee, Barbara Brumbaugh.

Committee Members at Remote Location (Roanoke Valley-Alleghany Regional Commission Offices at 313 Luck AV SW, Roanoke, VA): Danielle Bishop.

Committee Members Absent: Wayne Strickland, Chris Pomeroy, Brian Daniel, Jacob Dorman, Joe Wilder, Larry Land, Joe Lerch, Sam Johnson.

Other Attendees: Ginny Snead, Joan Salvati, Scott Crafton, Vance Fuller, Melissa Lindgren, Donald Jennings, Melanie Davenport, Johnnie Roark, Sheryl Stephens, Brian Stokes, Fred Cunninham, Megan Sommers-Bascone, David Aho, Jonet Prevost-White, Shane Sawyer (at Remote Location), Ed Gambito, Ed Heide, Doug Fritz, Ann Neil Cosby, Shawn Smith, Liz Schassele, Adrienne Kotula, Jackie Rickards, Chip England, Drew Hammond, Bob Crawford, Kevin Vaughn, Gary Graham.

Meeting convened: 10:02 a.m.

Adjourned: 12:30 p.m.

1. The attendees were welcomed by Ginny Snead and introduced themselves.
2. Updates Presented on Relevant DEQ Activities and Regulatory Actions.
 - a. Local Program Request for Proposal (RFP) Update (Ginny Snead): DEQ received 36 draft proposals and the public comment period has been concluded. The RFP is expected to be out the door on November 1, 2013.
 - b. Stormwater Local Assistance Loan Program (Joan Salvati): All of the \$35,000,000 in loan funding has been requested. An Application Webinar will be held on October 16th to review the application guidelines. Sign Up for the webinar at <https://www3.gotomeeting.com/register/595715974>. The deadline for submitting applications is November 15, 2013 and any Virginia county or locality is eligible to apply.
 - c. MS4 Regulatory/Chesapeake Bay TMDL Action Plan Guidance Update (Ginny Snead): The Guidance will have calculations within it that are now under development. The goal is to complete development in November and get it out

to the stakeholders for comment. The stakeholder group will be a selected group of small and large MSRs and public groups like the Chesapeake Bay Foundation.

- d. Nutrient Trading Regulatory Advisory Panel (RAP) Update (Ginny Snead): The final meeting is next week. The goal is to present the proposal to the SWCB at the December 17th board meeting.
- e. Handbook Update (Scott Crafton): The proposed handbook is posted on the DEQ website for review and comment. The comment period is still open but will close on October 23rd. Scott Crafton is responsible for updating the web page, so if you see problems with it, contact him at scott.crafton@deq.virginia.gov. At the bottom of the handbook are the spreadsheets. The regulation sanctions use of the new specifications that are published on the web page. Grandfathered facilities will continue to use the old specifications. The rainwater spreadsheet is currently being updated.
- f. VTAP Update (Scott Crafton): The Technical Testing Protocol fast-track regulation proposal was in executive review when authority for the Stormwater Program was shifted to DEQ. DEQ will withdraw that proposal and resubmit the proposal as a full process regulation.
- g. Construction General Permit Update (Drew Hammond/Melanie Davenport):
 - i. Database: DEQ was able to transfer the data for active permits and construction permits over from the DCR database and is implementing a new data verification process. DEQ will also update the DEQ website with the permit information within the next 7-10 days. This information will be searchable and will constitute the update list.
 - ii. Regulation: The SWCB was briefed on the progress of the regulation at the September 30 meeting. Staff made several significant changes in response to over 550 comments that were received during the comment period. DEQ will take the revisions to public notice for an additional 30 day comment period. The comment period will be announced in the Richmond Times Dispatch and on the Virginia Regulatory Town Hall in about 2 weeks. The changes will require some minor adjustments to the model ordinance.
 - iii. Permit Reissuance under the General Permit: DEQ will handle reissuance of the 2009 permits currently in process. DEQ will also collect the higher permit fees and will find a way to pass the locality portion of the fees on to the localities. Facilities with existing permit will be grandfathered under the old criteria only if they maintain coverage under the general permit. If coverage lapses, they must conform to the new criteria. Either way, they will have to pay the new higher permit fees. Drew will investigate the issue of when the locality has to have confirmed compliance with the Part 2 c provisions in order for a facility to continue to be grandfathered and will notify the committee members of the result. Member comment: a clarification of this issue should be made in this revision.

3. Training Update (Kevin Vaughan):
 - a. Basic Courses: The 12 basics classes have been scheduled over the next six weeks (through October and November). Enrollment has been good, but the courses have been redistributed a bit in response to demand. The Training Department will continue to support the program with additional basics courses from now on.
 - b. Exams: DEQ is outsourcing the Stormwater and Sediment and Erosion Control exams. DEQ just released the RFP, and proposals will be accepted through October 25th. DEQ will evaluate the vendor proposals through November and December and will create the exam in January. DEQ is planning on going live with the exams by April 1, 2014.

4. E-permitting Update (Fred Cunningham): VITA has been reviewing the unfinished DCR e-permitting process to make sure all the data requirements necessary for permitting are met. Next DEQ will develop a timeline for implementation. Member concern: There will be is no backup permit process for e-permitting, so the localities HAVE to have the program in place by April 1, and the e-permitting HAS to go live by July 1, 2014.

5. Local Program Development Update (Joan Salvati):
 - a. Checklists: The ordinance checklists have been sent to the DEQ Regional Offices and will be sent to the localities soon.
 - b. Hot Links: The hot links on the DEQ webpage will be updated soon after October 23rd.
 - c. Local Ordinances: Ordinances from the localities are beginning to be submitted. Have one so far. DEQ is trying to get copies of some good combined ordinances to publish to the localities for their use in developing local ordinances.
 - d. Frequently Asked Questions: DEQ is working on a FAQ to put on the DEQ website accessible from the Tools page. DEQ will seek committee member feedback on the draft FAQ.
 - e. Member Concern. Q: What level of detail is required when submitting checklists in order to adequately back up the information and who will review them? A: Just enough detail is required to back up the costs for funding. The checklists will be reviewed by DEQ, not the board.

6. Committee Issue Identification and General Questions:
 - a. Member Concern: The Public Lookup feature is broken. Response: DEQ has to redo some of the code to ensure the security of personal information on the web. This will take a while to fix; no correction date is available at this time.

7. No future meetings planned; the Advisory Committee is on hiatus.