

**NPDES Stormwater
Technical Advisory Committee (TAC)
REPORT OF MEETING**

**TUESDAY, JANUARY 21, 2014
10:00 to NOON
CITY OF SAN MATEO**

1. INTRODUCTIONS, ANNOUNCEMENTS, AGENDA REVISIONS: Self-introductions were made. Matt Fabry provided updates from the January “State of the State” meeting of the California Stormwater Quality Association (CASQA), including: EPA was petitioned by environmental groups that all CII (Commercial, Industrial and Institutional) facilities need to be permitted under an NPDES permit. This could result in thousands of additional facilities requiring permit coverage, though California facilities would possibly already mainly be covered under the Industrial General Permit (IGP); Jonathan Bishop of the State Water Board indicated the final version of the IGP is coming out soon, possibly in March. Bishop also noted that the statewide trash policy is still moving forward and will allow for two paths: 1) all full capture or 2) a combination of trash controls as in the S.F. Bay Area; CASQA revamped its web site, which includes a revised system for providing contacts for areawide memberships and web portal subscriptions. Matt will send out an email to agencies with more details.

A Regional Water Board trash workshop was held in November and continued in December. Matt sent a summary of the November meeting to the Stormwater Committee. One Regional Water Board member stated that he has no sympathy regarding funding shortfalls unless jurisdictions seek local support for funding initiatives and fail. Various Permittees gave overviews of various trash control approaches. Save the Bay supported the general BASMAA direction. Board member Terry Young continues to focus on how to measure effectiveness, and municipalities need to document in their Annual Reports what they have done to meet the goal of 40% reduction by July 1, 2014. The emphasis should be on new actions implemented since the MRP adoption date.

2. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA: None.

3. APPROVAL OF MINUTES FROM PREVIOUS MEETING - The October minutes were adopted as written.

4. REGULAR AGENDA

A. INFORMATION – MUNICIPAL REGIONAL PERMIT REISSUANCE: Staff provided an update on the ongoing process for the Regional Water Board to reissue the Municipal Regional Permit (MRP). The MRP 2.0 Steering Committee that has been convened through the Bay Area Stormwater Management Agencies Association to discuss high priority reissuance issues. The Steering Committee met in November and focused on a progress report from the MRP 2.0 Pollutants of Concern Workgroup, including how to move forward with gathering new PCBs/mercury data that would inform associated MRP 2.0 provisions. The MRP 2.0 Green Street Workgroup met January 6 and included some people who are very knowledgeable about transportation projects and funding. MRP 1.0 required 10 Green Street pilots but MRP 2.0 may include a bigger picture approach and vision including integration of multiple drivers, benefits and funding sources such as transportation projects. Municipalities want to maintain the C.3 exemption for road construction. The Green Streets Workgroup will continue to meet through at least June when the Report of Waste Discharge (ROWD) permit renewal application is due. The next Steering Committee meeting is scheduled for February. Topics will include continued discussion of PCBs/mercury and potable water discharge requirements. The latter only affect

municipalities that are water purveyors (about half of the agencies in San Mateo County). A new general permit under development would result in a new permit fee and could be onerous relative to the current requirements in Provision C.15 of the MRP.

B. INFORMATION – UPDATE ON POTENTIAL COUNTYWIDE FUNDING INITIATIVE: Staff provided a summary of the current status of the potential countywide funding initiative. Enabling legislation for C/CAG to sponsor a countywide initiative passed out of committee at a recent hearing and will move forward to the senate floor. The bill includes an urgency clause that requires 2/3 support in both houses but would go into effect immediately upon signature by the governor. Support letters from each jurisdiction would be helpful and Matt has sent out a template. A mailed survey is still planned for late March, and municipalities are still reviewing and commenting on the draft Funding Needs Analysis. Staff is planning individual meetings with upper-level staff and C/CAG Board members from each municipality to discuss the potential initiative. Michelle Daher of East Palo Alto noted the need to cleanup how various fees are currently used by making sure they are used for their earmarked purposes. In addition, the group had some discussion about competing initiatives.

C. INFORMATION – PRESENTATION ON INTEGRATED MONITORING REPORT: Jon Konnan with EOA gave a presentation on the Integrated Monitoring Report (IMR), which is divided into three parts. Part A, Creek Water Quality Monitoring (MRP Provision C.8), will include a comprehensive analysis of water quality monitoring associated with creek status, trends, and stressors/sources. Part B, Mercury and PCB Loads Avoided and Reduced via Stormwater Control Measures, provides a summary of mercury and PCB stormwater BMPs, including pilot studies conducted under MRP provisions C.11 and C.12 and calculations of pollutant loads avoided/reduced. Part C, Future POC Load Reduction Opportunities, will include identification of implementation scenarios for mercury and PCB load reduction from MS4s and associated costs and benefits. Jon noted that SMCWPPP should form a new PCB/mercury workgroup so that Program staff can work with staff from municipalities with substantial old industrial land uses to identify new PCB/mercury “high opportunity” areas. The process will be somewhat similar to what has been done for trash. Other Bay Area stormwater programs are convening similar PCB/mercury workgroups. It was noted that the future PCB/mercury costs projected in IMR Part C will be used in the funding initiative Needs Analysis report.

D. INFORMATION – MRP COMPLIANCE OVERVIEW/QUARTERLY CHECK-IN: Staff referred to the "MRP compliance quarterly check-in document" handout. This document highlights what should have been accomplished by municipalities during the previous quarter and what should be accomplished in the upcoming quarter. It is intended as a tool for informing municipal staff of major compliance tasks and associated dates, but it's not necessarily comprehensive and shouldn't be considered a substitute for the MRP itself. Staff noted that the document will also be distributed electronically and posted on the password-protected portion of SMCWPPP's website (www.flowstobay.org).

E. INFORMATION – OTHER ISSUES, SUBCOMMITTEE UPDATES: Fernando Bravo with Menlo Park asked if municipalities are taking their long-term trash control plans to council. Some agencies reported they are not, others are as an information item, and in some cases after the submittal date. Staff also referred to another handout: the “monthly digest.” This document provides 1) the dates/locations of upcoming SMCWPPP subcommittee/workgroup meetings and workshops and 2) recent meeting minutes. It will also be distributed electronically.

5. NEXT MEETING - The next meeting is scheduled for April 15, 2014 at the usual location: the Oak Room in the City of San Mateo Main Library.

MEETING ADJOURNED