



November 23, 2010

**Memorandum #2010-185**

**TO: Regional Stormwater Management Committee  
Hampton Roads Chesapeake Bay Committee  
Hampton Roads Chesapeake Bay Committee – Implementation Subcommittee**

**BY: John M. Carlock, HRPDC Deputy Executive Director**

**RE: Meeting –December 2, 2010  
RSVP – November 30, 2010**

This is to advise you that the December meeting of the HRPDC Joint Environmental Committees (Hampton Roads Chesapeake Bay and Regional Stormwater Management Committees) will be held at 9:30 a.m. on December 2, 2010. The meeting will be held in the **Regional Boardroom at the HRPDC office in Chesapeake**. Please **RSVP by COB on November 30, 2010 to [jtribo@hrpdcva.gov](mailto:jtribo@hrpdcva.gov)** so that we may make the appropriate logistical arrangements for the meeting.

The Agenda and related materials are attached.

If you have any questions, please do not hesitate to call Jenny or me.

JLT/fh

Attachments

Copy: Doug Fritz, DCR  
John Paine, URS  
Mike Barbachem, URS  
Tim Hare, CH2MHill  
Dave Evans, McGuire Woods

Brian P. Ballard, CH  
Connie Bennett, YK  
Mark Bennett, USGS  
Richard Broad, III, CH  
Barbara Brumbaugh, CH  
William S. Bullard, Navy  
W. Keith Cannady, HA  
Joseph Carter, PQ  
Darryl E. Cook, JC  
David J. Cotnoir, Navy  
Ken Dierks, Kimley-Horn  
Joseph M. DuRant, NN  
Sherry Earley, SU  
Roger Everton, DEQ  
Chuck Fleming, HA  
H. Reed Fowler II, NN  
J. Arnie Francis, GL  
Doug Fritz, DCR  
Fran C. Geissler, JC  
Gretchen Gonzales, IW

Tim Hare, CH2M  
Todd Herbert, DCR  
Jane Hill, IW  
Lee Hill, DCR  
Noah Hill, DCR-SWCD  
William T. Hopkins III, SM  
Jennifer Howell, DEQ  
Will Hunley, HRSD  
Julien Johnson, SH  
William J. Johnston, VB  
John Kennedy, DEQ  
Arthur Kirby, DCR  
David Kuzma, NN  
Kevin Landry, DCR  
Brian Lewis, NN  
Cindy Linkenhoker, PO  
Rhonda Mack, SY  
Casey Magruder, CH  
Eric J. Martin, CH  
Steve Martin, WM  
Jennifer Guerrero, Navy

James R. McConathy, DEQ  
Stephen McLaughlin, VB  
June Moser, NO  
Russell Pace, FR  
Kevin M. Parker, HRSD  
Ronald E. Peaks, GL  
Scott Rae, GL  
Jennifer Reitz, HRSD  
Amy Ring, IW  
Brian A. Rizzo, SU  
Ellen W. Roberts, PQ  
Lee Rosenberg, NO  
Sam Sawan, CH  
Andrew B. Scott, VDOT  
Gina Shaw, NO  
Peter M. Stephenson, SM  
David Stromberg, HA  
Jill Sunderland, NO  
Beverly Walkup, IW  
Gary Woodson, SU

#### **Chesapeake Bay Committee:**

Brian P. Ballard, CH  
Mark Bennett, USGS  
H. Clayton Bernick, VB  
Stacey Bradshaw, SWCD  
Laverne Calhoun, SWCD  
W. Keith Cannady, HA  
Joseph Carter, PQ  
David Cotnoir, Navy  
Ken Dierks, Kimley-Horn  
Anna Drake, YK  
Anne Ducey-Ortiz, GL  
Roger Everton, DEQ  
Michael Faulk, NCRS  
Roy D. Flanagan, III, SWCD  
Emily Gibson, GL  
Chuck Griffin, SWCD  
Jennifer Guerrero, Navy  
Todd Herbert, DCR

Noah Hill, DCR-SWCD  
Karen Holloway, PQ  
Paul D. Holt III, PO  
William T. Hopkins, III, SM  
Kim Hummel, IW  
Will Hunley, HRSD  
David Imburgia, HA  
Kathy James-Webb, NN  
Thomas Jordan, HA  
John Kennedy, DEQ  
Kevin Landry, DCR  
Rhonda Mack, SY  
Jenny McPherson, VB  
Nancy Miller, DCR  
Scott Mills, SU  
Shepard Moon, DEQ  
June Moser, NO  
Carolyn Murphy, WM  
Brent Nielson, CH

Brian Noyes, SWCD  
Tara Outland-Williams, SWCD  
Russell Pace, FR  
Stacy Porter, PO  
Julie Pruitt, SWCD  
Scott Rae, GL  
Amy Ring, IW  
Lee Rosenberg, NO  
David M. Sacks, DCR  
Joan Salvati, DCR  
Jaleh Shea, CH  
Shawn Smith, DCR  
Peter M. Stephenson, SM  
David Stromberg, HA  
Brian Swets, CH  
Cynthia S. Taylor, SU  
Debbie Vest, PQ  
Beverly Walkup, IW  
Jack Whitney, Jr., VB

#### **Implementation Subcommittee:**

Brian Alperin, SU  
Brian P. Ballard, CH  
H. Clayton Bernick, VB  
Darryl E. Cook, JC

Melinda Dunlap, YK  
Jennifer Guerrero, Navy  
Kent Henkel, YK  
Kim Hummel, IW

Kathy James Webb, NN  
Scott Rae, GL  
Lee Rosenberg, NO  
Brian Swets, CH

**AGENDA**  
**MEETING OF THE**  
**HAMPTON ROADS CHESAPEAKE BAY COMMITTEE**  
**REGIONAL STORMWATER MANAGEMENT COMMITTEE**  
**CHESAPEAKE BAY IMPLEMENTATION SUBCOMMITTEE**  
**December 2, 2010**  
**9:30 A.M.**

**1. Summary of the November 4, 2010 Meeting of the Hampton Roads Chesapeake Bay and Regional Stormwater Management Committees and Chesapeake Bay Implementation Subcommittee**

The attendance sheet and summary of the November 4, 2010 Meeting of the Hampton Roads Chesapeake Bay and Regional Stormwater Management Committees and Chesapeake Bay Implementation Subcommittee are attached.

**ACTION:** Accept the Meeting Summary.

Attachments: 1A November 4, 2010 Minutes  
1B November 4, 2010 Sign-in Sheet

**2. Chesapeake Bay TMDL Update**

HRPDC staff submitted comments on the TMDL and Virginia's WIP on November 8. Staff provided the Commission with brief presentation on follow-up policy and program actions at its November 17, 2010 meeting. The Commission approved the Statement of Legislative Principles on the Chesapeake Bay developed by staff and the Joint Environmental Committee. The Commission has asked for a presentation on specific recommendations for Regional action at the December 15 meeting. Staff will lead a discussion of potential Regional activities. Also, the final Virginia WIP is due to EPA on November 29, 2010. Staff will provide a summary of the changes if available.

**ACTION:** Develop recommendations for Regional actions in response to the Chesapeake Bay TMDL.

Attachments: 2A HRPDC Letter to EPA  
2B HRPDC Letter to Virginia  
2C Presentation to HRPDC on November 17, 2010  
2D Legislative Principles

**3. Virginia Stormwater Regulations and EPA Rulemaking Update**

Virginia DCR is again considering revisions to the Virginia Soil and Water Conservation Board's Virginia Stormwater Management Program (VSMP) Permit Regulations. A Regulatory Advisory Panel (RAP) has been established. The Region is represented by Bill Johnston and John Carlock. HRPDC staff and RAP representatives will provide the Committee with an update of the subcommittee and full RAP meetings held since the November 4, 2010 JEC meeting.

**ACTION:** Provide input to the Region's representatives for discussion at the next RAP meeting.

#### 4. **EPA Stormwater Rulemaking**

EPA is soliciting input on Chesapeake Bay-specific provisions of a new stormwater rulemaking. Written comments and any supporting data must be submitted on or before December 7, 2010. HRPDC and local staff attended the virtual listening session hosted by EPA on November 16, 2010. The following are options that EPA is considering for strengthening the stormwater requirements and for which EPA seeks input. These options are not mutually exclusive and may be considered in combination. Option 1: Designate Additional Discharges to be Regulated. Option 2: Require Additional Chesapeake Bay-only MS4 Provisions. Option 3: Require Retrofitting of Stormwater Management Controls with Improved Stormwater Control Measures. Option 4: Establish New and Redevelopment Standards. Staff will distribute a draft comment letter for discussion at the meeting.

**ACTION:** Approve comment letter for submittal to EPA

#### 5. **Update on Regional Trails**

HRPDC staff will provide the committee with an update on several regional trails initiatives including Southeast Coastal Paddling Trail Dismal Swamp Connector Trail that the HRPDC has been involved in planning.

**ACTION:** None

#### 6. **Green Roof Project Update**

Sarah Diebel, Navy, will provide the Committee with a brief presentation on the green roof project at Naval Station Norfolk.

**ACTION:** NONE

#### 7. **Alternative Onsite System Legislation**

The Replacement Alternative Onsite Sewage System Regulations will go to public comment on December 6, 2010. The comment period will close on February 4, 2011. A public hearing has been scheduled on January 25, 2011 at 10:00 am in Richmond at 109 Governor's St, Main Floor Conference Room. HRPDC staff will lead a discussion on regional concerns and determine the need to develop a comment letter.

#### 8. **Status Reports**

- A. Hampton Roads Sanitation District
- B. Hampton Roads Planning District
- C. Soil and Water Conservation Districts

- D. Department of Conservation and Recreation
  - i. Division of Soil and Water
  - ii. Division of Chesapeake Bay Local Assistance
- E. Department of Environmental Quality
- F. U.S. Geological Survey
- G. Department of Transportation
- H. U.S. Navy
- I. Local Programs
- J. Stimulus Project Report

**ACTION:** None required.

9. **Other Matters**

10. **Reserved for Closed Session – Budget Discussion**

The HRPDC staff has begun working on the Budget (Stormwater) for FY 2012. A number of local finance and budget departments have requested advice on expected budgets. To avoid some of the difficulties that were faced during the FY 2011 Budget approval process, the HRPDC staff wants to move the Stormwater Budget process earlier than the normal January Retreat. Following discussion at the November 4, 2010 JEC meeting, draft budgets have been revised. Draft budgets based on current and expected activities will be presented for review and discussion. Alternative approaches to the allocation, based on input at the November 4, 2010 meeting, will be presented. They will attempt to address equity among the Phase I and Phase II localities while maintaining program stability. They will be distributed by email in advance of the meeting.

**ACTION:** Approve a preliminary budget.