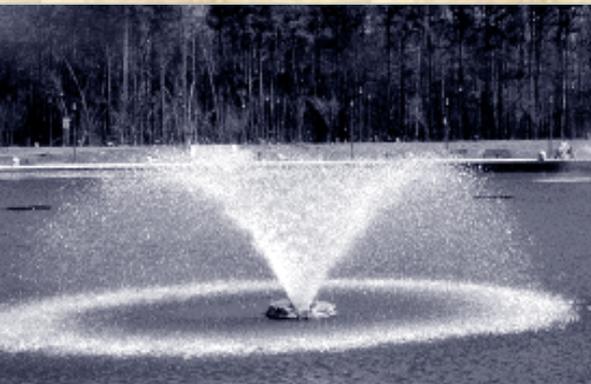


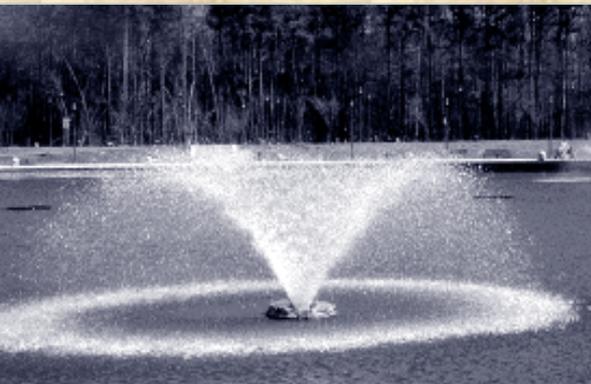
Stormwater Regulatory Update



*Presented to
Hampton Roads Planning District
Commission*

*By
Julia B. Hillegass
Senior Environmental Planner
November 18, 2009*

Regulatory & Permit Consistency



- *Regulations should be consistent with permit requirements and future permits issued should be consistent with regulations.*

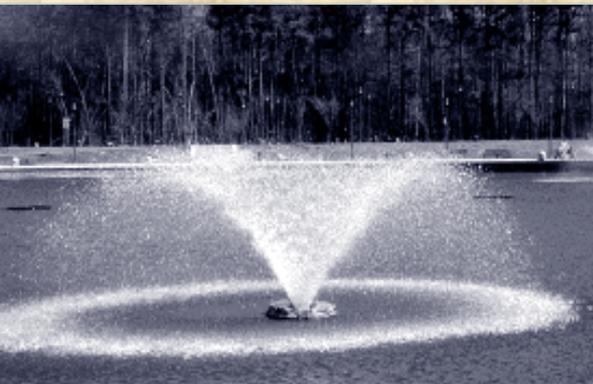
Key Issue



Keep Buy-Downs and Nutrient Credits Local



- *SWCB should require use of local buy-down programs, where they exist.*
- *Similarly, any nutrient reductions should be credited locally to aid in TMDL compliance.*



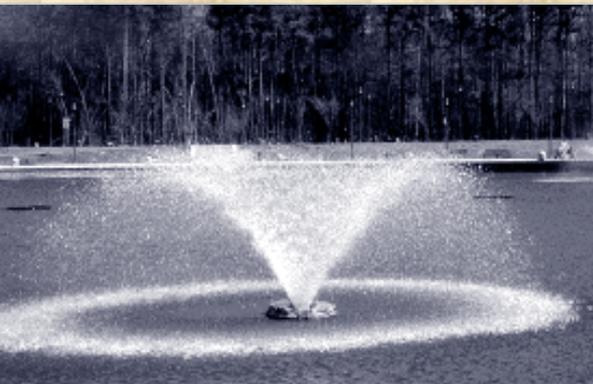
Key Issue



Buy-Down Rate

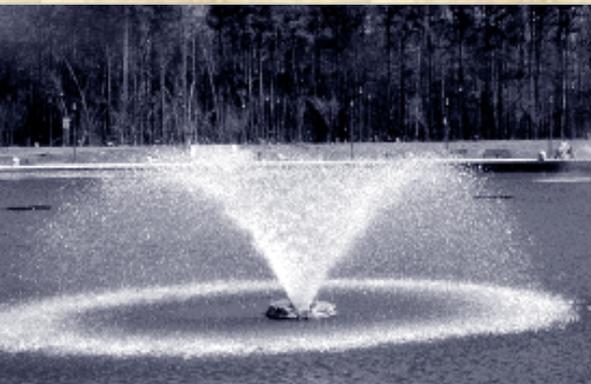


- ***\$23,900 cited by EPA as national average; no documentation to support this number.***
- ***Allow regional costs when establishing buy-down programs.***



Key Issue

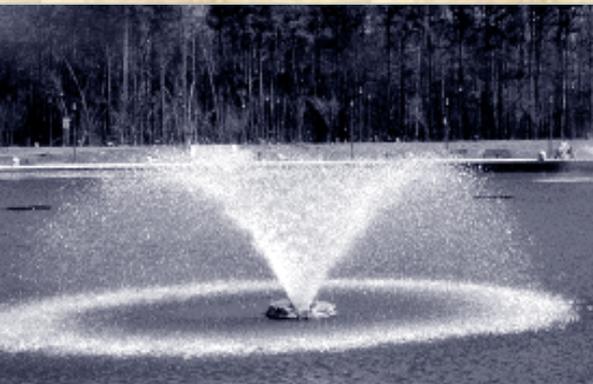
180-day Delay in Effective Date



- *Make effective date of regulations no earlier than Jan 1, 2011.*
- *Subsequent dates should shift accordingly.*

Key Issue

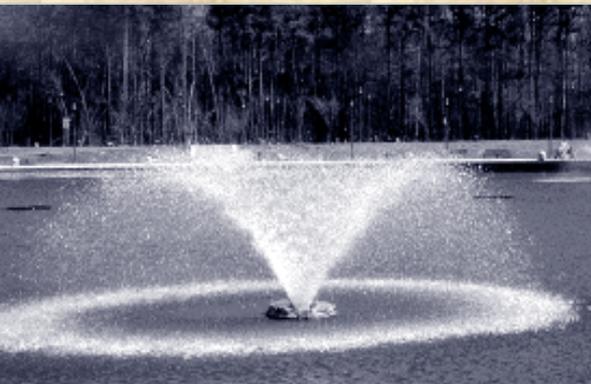
Fees



- *The rising costs of application and maintenance fees are of great concern to all localities.*
- *Of note, Phase II localities will shoulder an increase of approximately 3000%.*

Key Issue

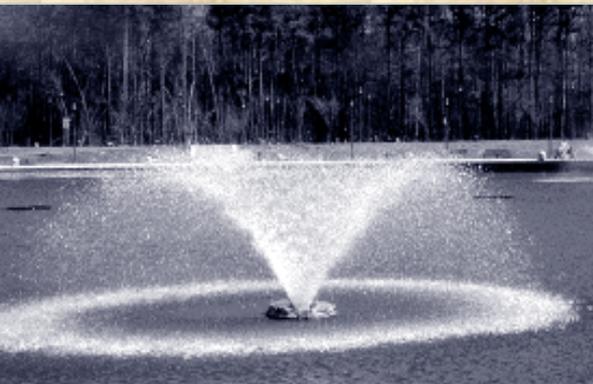
Guidance Documents



- ***Guidance and clarification is needed on:***
 - **Qualifying local program**
 - **Buy-down programs**
 - **Acceptable watershed plans**

Key Issue

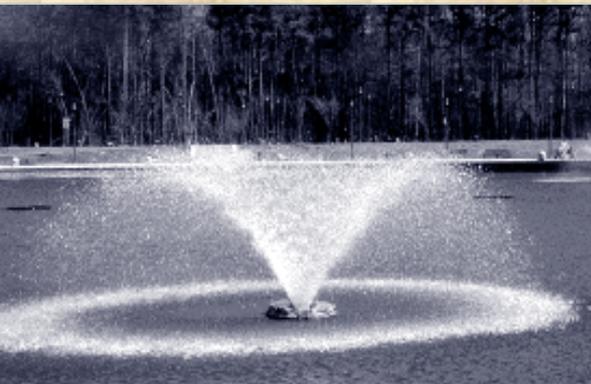
Take a Regional Approach



- **Qualifying local program**
- **Buy-down programs**
- **Acceptable watershed plans**

Moving Forward

Requested Actions



- **Approve the regional comments on key issues**
- **Approve taking a regional approach to addressing:**
 - **Buy-down Programs**
 - **Watershed Management Planning**
 - **Fertilizer Restrictions**