



**MINUTES**  
**May 20-21, 2015**  
**Crowne Plaza Hotel**  
**Harrisburg, PA**

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**LGAC Members Present:** Richard Baugh, Ruby Brabo, Janine Burns, Diane Davis, Malcom Derk, Dave Dunmyer, Shelia Finlayson, Rick Gray, Larry Land, Leo Lutz, Kelly Porter, Ann Simonetti, John Thomas, James Wheeler, and Bruce Williams.

**Alliance for the Chesapeake Bay Staff Present:** Mary Gattis (LGAC Coordinator), Erin Jenkins (Alliance Intern), and Amy Robins (CAC/LGAC Staff).

**Speakers/Guests Present:** Russ Baxter (VA DNR), Jessica Blackburn (CAC Staff, Alliance for the Chesapeake Bay), Nick DiPasquale (CBPO), Jim Edward (CBPO), Allison Fox (Alliance), Marel King (PA CBC), Rhonda Manning (PA DEP), Peter Marx (CCWC), Lisa Schaefer (County Commissioners Association PA), Suzanne Trevena (EPA), and Kristin Wolf (PA DEP).

**Meeting presentations and materials:** <http://www.chesapeakebay.net/S=0/calendar/event/22440/>

**Wednesday, May 20, 2015**

**Call to Order, Introductions**

Chair Janine Burns called the meeting to order at approximately 4:30 p.m.

**National Fish and Wildlife Foundation (NFWF) Request for Assistance with Grant Proposal Reviews**

The LGAC Coordinator, Mary Gattis, relayed a request from NFWF for volunteers to review grant proposals. Ruby Brabo, Diane Davis, Malcolm Derk, Dave Dunmyer, and Larry Land volunteered to review grant proposals for LGAC.

*Follow-up: Mary forward grant proposals to members.  
Ruby, Diane, Malcolm, Dave, and Larry conduct reviews.*

**Stormwater Utility Clearinghouse**

*Peter Marx, Federal Affairs, Choose Clean Water Coalition (CCWC)*

Peter provided a brief introduction to the Choose Clean Water Coalition and presented a hardcopy draft clearinghouse of localities with stormwater fees in the Chesapeake Bay watershed. The committee found the listing to be very helpful and suggested tying it to the LGAC's communication charge, future workshops, and trainings. The impacts of religious institutions being exempt from stormwater fees was discussed. The major concern was that large universities with religious ties would be able to avoid paying a fee for their impervious surface. Larry anticipates this being brought before the legislature next year.

*Follow-up: Send Members a digital copy of the clearinghouse.*

## **Engaging Local Government / Improving Communications**

The committee discussed challenges in engaging local governments and improving communications, including:

- Ability to communicate timely information
- Programs/requirements vary from state to state
- States like to control communication to local governments
- Local government officials are very focused on their own locality and may not know how to reach out to others
- LGAC can help but cannot be the sole communication hub
- Local government officials are already overwhelmed with emails

Recommendations for improved communications included:

- Eliminate/avoid use of jargon
- Source of information is important
- Need lists from states (Ann asked if DEP has an e-list)
- Need to sit down with associations to discuss assisting with dissemination
- LGAC focus should be on local officials, not staff; policy issues, not technical matters
- Use bullets, clear concise information; explain why it is pertinent
- Regular communication versus sporadic

Rick Gray made a motion to reconstitute the Communications Committee. The motion was seconded by Richard Baugh and approved. Janine Burns requested volunteers for the committee.

- Maryland – Shelia Finlayson, Dave Dunmyer, Kelly Porter
- Virginia – Larry Land
- Pennsylvania – Ann Simonetti, John Thomas, Malcolm Derk
- D.C. – Abstained; waiting for new members to be appointed.

The committee was tasked with submitting a report on proposed activities at the next LGAC meeting. Amy Robins will serve as primary staff to the committee. Sheila will continue as Chair.

*Follow-up: Re-send Communication Workgroup Members the communication charge.  
Develop report outlining communications recommendations and present at next LGAC meeting.*

## **Business Meeting**

March 2015 Minutes were approved following a motion by Ruby and seconded by Larry.

## **Coordinator's Report (LGAC Coordinator, Mary Gattis)**

- The Municipal Online Stormwater Training Center developers (EFC and LID Center)\_will be looking for feedback from user groups in the near future. She will continue to serve as primary point of contact for LGAC. .

- The Alliance is in process of closing out the old LGAC assistance grant with EPA and finalizing the new grant paperwork.
- Mary coordinated an elected officials panel at the Stormwater Partners Retreat. Speakers included Erik Current (Staunon, VA), Tom Warman (Spring Garden Township, PA), and Jake Day (Salisbury, MD). Leo was scheduled to represent LGAC but was unable to attend. This session was the highlight of the three day retreat according to many, including the organizers.
- Mary has been actively involved in the development of several Management Strategies, and is on the drafting team for the Local Leadership Management Strategy. With assistance from several members, she prepared formal comments on Management Strategies during the Public Input period.

### **Executive Committee Report (Chair, Janine Burns)**

- Chair Janine Burns drew attention to the Expert Panel Letter that LGAC wrote to the Water Quality GIT Chair on April 23, 2015.
- On April 9<sup>th</sup>, Janine attended a Management Board (MB) meeting where it was determined that the advisory committees would not have a vote on the MB.
- She provided an update that D.C. is working on filling their vacancies on LGAC and noted that Maryland also inquired about vacancies. Staff reported that there is one vacancy as a result of Mary Ann Lisanti's election as a delegate.
- Janine extended a thank you to all members for their feedback, reading, and comments on the Management Strategies.

### **Delegation Reports**

Leo Lutz reported that LGAC hosted an Agricultural-Local Government Partnership panel at the PSATS conference in April and thanked Malcolm for facilitating.

### **Strategic Plan Review/Update**

Chair Burns reported that the Strategic Plan will be reviewed at the next meeting.

### **Election of MD and DC Vice Chairs**

Bruce Williams was elected to serve as Vice Chair for Maryland following nomination by Sheila Finlayson and seconded by Dave Dunmyer. D.C. elections were tabled until the next LGAC meeting.

The meeting recessed at approximately 5:30 p.m.

### **Thursday, May 21, 2015**

#### **Call to Order**

Chair Janine Burns called the meeting to order at approximately 8:35 a.m.

### **Amendment of Bylaws**

Bruce Williams, representing the workgroup tasked with preparing revisions to the Bylaws, presented the revised Bylaws and highlighted substantive changes. There being no other questions, Bruce called two issues to members attention: 1) deleting the word "directly" before the phrase "representing the interests of local government" in the first bullet under Criteria for Membership (Section 3.2); and 2) Section 3.5 Alternates.

Members discussed both issues. Members generally agreed that alternates were useful as long as the alternate represents the interests of the appointed member. Rick moved to approve the amended bylaws as presented. Ann Simonetti seconded. The Bylaws were unanimously approved.

Ann Simonetti noted that LGAC has appointed two Emeritus members: Phil Briddel (PA) and Sally Thomas (VA) and asked if they receive meeting notices. Staff will add Emeritus members to the membership roster and notify them of upcoming meetings.

*Follow-up: Add Emeritus members to roster and notify of upcoming meetings.*

## **Milestone Evaluations and Reducing Pollution Indicator Presentation and Discussion**

*Suzanne Trevena, EPA Region III*

Suzanne provided an overview of the 2-year milestones, current numeric progress results, evaluation findings, and expectations for 2017's Mid-point assessment. The 2014-2015 Interim Evaluation covers the current progress results, actions to meet up the current milestones and recommendations for future milestones. The Two-Year Milestone Evaluation, due on January 15, 2016, will analyze the results for 2014-2015 and make recommendation to address any milestones that were missed so the state is on track for the 2016-2017 milestones. Watershed wide reductions in nitrogen is at 17% with 38% being considered on pace; phosphorus is at 71% with 38% being considered on pace; and sediment is at 25% with 37.5% being considered on pace. Suzanne reviewed the 2014 Oversight Status chart pointing out that Pennsylvania is currently behind in Agriculture and Urban/Suburban, however, ahead in waste water management. She reviewed the strengths and issues to be addressed for D.C., Virginia, Maryland, Pennsylvania, and the Federal Agencies. Suzanne stated the WIPIII will have a stronger focus on local governments. LGAC members expressed the following concerns:

- Federal facilities reporting and verification is critical. Diane, Ruby, Sheila and John will serve as points of contact on Federal Facilities issues.
- States are talking to counties in Maryland, but not municipalities
- Locals still don't know what they need to do. LGAC needs to support EPA in calling on states to improve communication.
- Transparency/communication since WIPII is virtually non-existent.
- Federal funding is not being passed down by the states.

Members would like to have a webinar to learn more about on-line tracking tools such as ChesapeakeSTAT. Schedule on a Friday, 10 – 11:00 a.m.

*Follow-up: Schedule webinar*

*Share information as needed with federal facilities workgroup*

## **LGAC Annual Report and Recommendations to the Chesapeake Executive Council**

Purpose: Review Items discussed at March 2015 meeting and identify no more than three issues to be included in LGAC's annual report and recommendations to the Executive Council.

The next Chesapeake Bay Program Executive Council (EC) meeting will take place on July 21, 2015 at George Mason University. Advisory Committee Chairs will meet with Gov. McAuliffe, Chair of the Executive Council, prior to the EC meeting instead of reporting during the public meeting. Chairs will also be invited to the private lunch. Gov. McAuliffe will encourage other EC members to meet with Advisory Committees to review/discuss

LGAC's report and recommendations. The committee members reviewed their recommendations from last year:

- Training – Highlighted by Bay Journal picked up on the lack of training programs available
- BMP Verification – protocols are being developed by states/DC and are due June 30; LGAC members/staff are unaware of any coordination with local government; need to continue to be vigilant as this could have significant implications for local government.

Janine Burns opened the floor for discussion. The following issues were raised:

- Continued need for technical training & educational workshops
- Gap in resources; need for congressional funding for states/local governments
- Communication Flow
- PA - Milestone Reporting concerns
- Urban/Ag. Stormwater - Systematic approaches to reporting BMPs

Ultimately the committee agreed to focus on three main themes: Cooperation (federal, state, and local), Resources, and Communication to achieve agreed upon strategic priorities. Ruby, Rick, Leo, Kelly and Larry volunteered to review first draft of report. Final report to be sent to full committee for approval.

*Follow-up: Mary to draft initial report for review by workgroup.*

### **New Business/Announcements**

Mary suggested that the September Pre-Forum Workshop in Shepherdstown, WV focus on Integrated Infrastructure Projects. The committee concurred.

John Thomas reported that a Student Outreach program is being implemented in his district. This is a direct result of the 2014 Pre-Forum workshop on Monitoring.

### **Future Agenda Items:**

- Riparian Forest Buffers
- Takoma Park Green Streets Integrated Infrastructure Planning
- Unregulated Stormwater Discharges

### **Upcoming Events/Meetings**

June 2, 2015 - Principals Staff Committee, Hall of States, Washington, DC

July 21, 2015 – Executive Council, George Mason University, Fairfax, VA

September 24-25, 2015 – Pre-Forum Workshop & LGAC Meeting, Shepherdstown, WV

September 25-27, 2015- Watershed Forum, Shepherdstown, WV

### **Adjourn – Convene joint meeting with Citizens Advisory Committee**



**CAC & LGAC Joint Meeting  
Meeting Minutes  
Harrisburg, Pennsylvania  
May 21, 2015**

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**CAC Members Present:** Paul Bruder, John Dawes, Andrew Der, Matt Ehrhart, Greg Evans, Christy Everett, Bill Fink, Dale Gardner, Verna Harrison, Jeff Holland, Paula Jasinski, Jennifer Reed-Harry, Charlie Stek (CAC Chair), Nikki Tinsley, Victor Ukpolo, Bob Wayland (CAC Vice Chair), and Neil Wilkie

**Alliance for the Chesapeake Bay Staff Present:** Mary Gattis (LGAC Coordinator), Jessica Blackburn (CAC Coordinator), Erin Jenkins (Alliance Intern), and Amy Robins (CAC/LGAC Staff)

**LGAC Members Present (Thursday):** Richard Baugh, Ruby Brabo, Janine Burns, Diane Davis, Malcom Derk (Wed.), Dave Dunmyer, Shelia Finlayson, Rick Gray, Larry Land, Ernie Lehman (Thurs.), Leo Lutz, Kelly Porter, Ann Simonetti, John Thomas, James Wheeler (Thurs.), and Bruce Williams.

**Speakers/Guests Present:** Russ Baxter (VA Office of Natural Resources), Peter Claggett (USGS), , Olivia Devereux (Devereux Environmental Consulting), Nick DiPasquale (CBPO), Jim Edward (CBPO), Allison Fox (Alliance), Patricia Gleason (EPA), Marel King (PA CBC), Rhonda Manning (PA DEP), Peter Marx (CCWC), Brian O'Leary (Montgomery County PA Planning Commission), Lisa Schaefer (County Commissioners Association PA), Suzanne Trevena (EPA), and Andy Zemba (PA DEP)

**Meeting presentations and materials are located:**

<http://www.chesapeakebay.net/S=0/calendar/event/22435/>

**Thursday, May 21, 2015**

**Call to Order Joint Meeting of the Citizens and Local Government Advisory Committees**

The LGAC Chair Janine Burns and the CAC Chair Charlie Stek called the meeting to order at approximately 11:00 a.m. Members and guests introduced themselves. New CAC member Bill Fink was welcomed. CAC member John Dawes was congratulated for receiving the Leadership Award with the Choose Clean Water Coalition.

**Virginia Updates**

*Russ Baxter, VA Deputy Secretary of Natural Resources for the Chesapeake Bay*

Russ reported that Governor McAuliffe issued an Executive Order on Environmental Literacy. The Governor is continuing to focus on Virginia's TMDL related to Chesapeake Bay issues. Russ highlighted the need for local government being part of the solution. Russ stressed that we are facing a societal problem and will need the collective will of citizens to step-in in order to meet our goal of cleaning up the Chesapeake Bay.

Russ encouraged both committees to keep communication open and flowing with the PSC Chair by calling anytime.

## Chesapeake Bay Program Updates

*Nick DiPasquale, Director, Chesapeake Bay Program Office*

- 2014 Interim Milestone Highlights – The reports have been delayed and will be released around the first week of June 2015. Jurisdictions can expect to see adjustments made to current plans to ensure they are on track for the 2017 Mid-point Assessment.
- Revisions to BMP Expert Panel Protocol – Nick reported comments have been received from LGAC, STAC, CAC, Hampton Roads Planning District Commission, and VA DEQ. The issues raised included more explicit language on what constitutes a conflict of interest and disclosing conflicts of interest; consideration of local practitioners as potential panel members; and the importance of panels functioning in accordance with the National Academy of Science practice standards. Leadership will meet at the PSC on June 2, 2015 to discuss comments and reach consensus on a path forward. The revised Protocol is expected to be submitted to the WQGIT for final approval during their July 13, 2015 conference call.
- BMP Verification Update - The Review Panel and Verification Committee is working on jurisdictional evaluation form. Jurisdictions proposed BMP verification programs documentation are due June 30, 2015.
- High Resolution Land Cover Initiative – The Partnership is funding the watershed-wide acquisition of high resolution land cover data. The data will be available for application in the Partnership's Phase 6 watershed model by May 2016.
- FY 2015 Goal Team Funding – An RFP was issued on April 6, 2015 seeking a grant manager for \$700-900K per year for up to 5 years (contingent on availability of funds) for the GIT projects that support the Agreement outcomes.
- CBP Climate Change Coordinator - NOAA and EPA have recently completed the interview process for the Partnership's Climate Change Coordinator position. The position has been offered.
- Citizens and Non-Traditional Monitoring – The Alliance for the Chesapeake Bay was awarded a multiple year cooperative agreement for the *Integrations of Citizen and Non-traditional Monitoring* data. The purpose is to provide technical, logistical, and outreach support for the integration of citizen-based and non-traditional monitoring networks into the Chesapeake Bay Programs partnership.
- Independent Evaluator- Nick reminded everyone that the Warner-Wittman Bill passed and an Independent Evaluator position will be created to report to Congress on watershed activities.
- Management Strategies – A total of 333 comments were submitted during the public input period. A majority addressed Climate Resiliency.
- Shad Abundance Indicator – A recent press release provided some positive news on Shad abundance in the Rappahannock, Potomac, and York Rivers.

*Jim Edward, Deputy Director, Chesapeake Bay Program Office*

Jim reviewed the Chesapeake Bay Program Funding from 2006-present, CBIG, CBRAP, and Local Implementation Funding from 2008-2015. A Virginia LGAC member asked where the \$5 million in local government funds went. Russ Baxter stated it was offered to local governments to clean up the historic BMP listings. Workplans will be developed to implement Management Strategies. Public input will be invited. He highlighted that the Land and Water Conservation Funding (LWCF) monies are up from \$7 million to \$33 million for the Rivers of the Chesapeake.

## **Working Lunch**

Marel King with PA Chesapeake Bay Commission (CBC) provided a history of the Chesapeake Bay partnership and watershed agreements. LGAC Members Dave Dunmyer and Bruce Williams and CAC members Charlie Stek and Verna Harrison provided some perspective and insights on the role of advisory committees.

## **Land Use and Accounting for Growth in the Chesapeake Bay Watershed**

*Peter Claggett, USGS*

Peter presented on trends and forecasts related to population growth in the Chesapeake Bay Watershed. By 2050 population could rise by 30% (as much as 5 million people). EPA expects new or increased loadings of nitrogen, phosphorous, and sediment to be offset by reductions and credits generated by other sources. Implementation of actions to restore the Bay are planned to take 10 more years (2015 – 2025). An LGAC member questioned the forecasts based on the assumption that baby boomers are moving to water front property on the Chesapeake Bay. Peter stressed that land use planning, while not listed as a BMP, is the most cost effective BMP out there.

*Patricia Gleason, Region III, EPA and Olivia Devereux, Devereux Environmental Consulting*

Patricia provided a timeline for sector growth planning and information on when the sectors need to provide BMP implementation information. Pennsylvania is analyzing the 2014 progress and while they are ahead of the game with wastewater that puts more pressure on other sources to do more because they did not have the same capacity.. EPA and Pennsylvania will be assessing the gap for achieving 60% of the 2025 target by 2017 based on projected land use and animal manure loads. There will be meetings in early June between EPA and the jurisdictions to provide jurisdictions with the necessary information about sector growth in advance of the 2016-17 Milestone planning deadline.

*Brian O'Leary, Montgomery County (PA) Planning Commission*

Brian described a few of the major issues facing Montgomery County (PA) and explained the county's 2040 Comprehensive Plan (Sustainable Places, Connected Communities, and a Vibrant Economy). He gave projections about where Montgomery County will be in 2040 and issues the county can plan for with their Land Use Vision. Brian stated Montgomery County's focus is on re-development, reinvigorate tree canopy, and investing in green BMPs. He stressed that multi-municipal cooperation is key to managing growth in accordance with the County's comprehensive plan. He suggests working closely with schools and to rally around controversial issues. Growth management tools such as infrastructure investment, preservation tools, and growth area zoning are used in Montgomery County. Preservation tools include farm preservation programs, large lot zoning, historical site preservation, growth area zoning, green infrastructure, natural features preservation, open space purchasing, etc. By planning for growth area zoning localities can create compact, walkable, mixed use development focusing more about form rather than use.

## **CAC and LGAC Discussion**

LGAC member pointed out that business campuses now want to be in diverse walkable communities instead of being isolated. Overall, the CAC & LGAC members agreed that infill or redevelopment with green infrastructure practices is better than urban sprawl. CAC member suggested seeing open land as a possible



community value to help alleviate food scarcity issues. Zoning ordinances 50+ years ago saw a shift away from urban gardens and residential zoning and in some cases prohibits the selling of locally grown food.

Charlie Stek asked the entire group how the Bay Program could support elected officials, planners, and watershed advocates in their efforts to manage land use. Initial suggestions included the collective impact collaboration, sharing the Advisory Committees' common agendas before going into the Executive Council, encouraging the Governors to advocate for federal funding for land conservation, adding public access to waterways, promoting technical assistance for climate adaptation to state and local agencies.

The CAC and LGAC members agreed that it was important to create a collective impact based on comprehensive local visions for regional watersheds that include counties, communities, nonprofits and farmers.

The committees were asked which land use topics CAC and LGAC should raise to the Chesapeake Executive Council. Initial suggestions included funding resources, communication flow, and advocacy. The CAC and LGAC coordinators will work on seeing how the committees can support each other with some of the Executive Council recommendations.

With no additional business, the LGAC meeting adjourned at approximately 4 p.m.