

# CHESAPEAKE BAY PROGRAM WATER QUALITY GOAL IMPLEMENTATION TEAM

## OCTOBER 11<sup>TH</sup>, 2011 CONFERENCE CALL

### DECISION AND ACTION ITEMS

- Goal team members should send November call topics to Russ, Rachel, and Katherine by 10/24. Other future WQGIT topic suggestions can be provided to Russ, Rachel, Katherine as they arise
- Updated NAS papers shared will be shared with the WQGIT as available.
- Urban BMP panel nominees should be sent to Tom Schueler.
- For the milestones, Katherine Antos will follow up with Ning on if there are simpler templates, and the issue will be covered on the upcoming Wastewater Treatment Workgroup call.

### MINUTES

#### Welcome/Confirm Call Participants and Updates – Larry Merrill, Chair

- Face-to-Face Meeting and Future WQGIT Calls
  - WQGIT members did not support face-to-face in November due to meeting conflicts, limited travel budget, etc.
  - Future calls will continue on 2<sup>nd</sup> Monday of each month from 1:30-3:30
  - We have attached the schedule for WQGIT calls through the end of 2013, and ask the WQGIT to provide input to Russ Perkinson (copying Larry, Rachel, and Katherine) on topics that WQGIT members want to cover based on upcoming events and needs, such as BMP reviews, WIPs, addressing NAS responses, two-year milestone commitments and progress, etc.
  - Setting a schedule that responds to your needs and interest will help us to get the necessary agendas and materials developed and provided to you on a timely basis.
  - We request a first set of comments by Monday, 10/24 so that we can begin planning for the November call. However, comments on the WQGIT schedule are welcome at any time.
  - Pat Buckley: Please cancel if no urgent items
- NAS Response
  - Many thanks to WQGIT for comments that they provided on the NAS report through 9/13. These were provided to the Independent Evaluator Action Team for their 9/14 call and shared with the Management Board on 9/27.
  - Special thanks to the WQGIT members who have also served on the Independent Evaluator Action Team.
  - Comments provided by the MB thru COB 10/5 are being incorporated into updated Key Challenges and "Roadmap" documents that will be available for your review through 10/18
  - The documents will then be finalized and submitted to the PSC in early November
  - Based on input received to date, the WQGIT will be the lead to address the following components of the Key Challenges document pending PSC approval to move forward with these components:
    - BMP Effectiveness/Tracking/Accountability - WQ GIT and its source sector workgroups as appropriate
    - Adaptive Management - GIT 6 is the lead but will coordinate with WQ GIT, the states where appropriate
- Toxic Contaminants Workshop, October 20
  - EO 13508 directs federal agencies to examine existing monitoring information from regional and national programs and compare existing toxicity benchmarks to the monitoring results with a report due in November 2012.

- On October 20, 2011, there will be a workshop at the USGS office in Baltimore to explore different approaches that could be used to fulfill the commitment.
- In particular, the group will consider whether the 303d listing process and/or other existing data sources and processes could be used to inform the report.
- For more information contact Greg Allen (allen.greg@epa.gov) 410-267-5746 or Scott Phillips (swphilli@usgs.gov) 443-498-5552.
- Sunsetting Sediment Workgroup – will reevaluate in the future as needed
- DC: Blue Plains groundbreaking on 10/12/11
- PA: PA starting series of 8 regional county meetings on Ph II WIPs, first being 10/13/11

#### Maryland Water Quality Standards Variance – Bruce Michael, Rich Batiuk

- Bruce will provide the status of its efforts to pursue a variance.
- Rich Batiuk will share the technical documentation that the Chesapeake Bay Program Office has assembled at Maryland's request.
- Pennsylvania inquired if EPA has a schedule for revising the TMDL allocations based on Maryland's work on the variance. Larry Merrill, chair, replied that the passage of the variance would affirm the Phase II Planning Targets that have been provided to the jurisdictions.

#### Agricultural and Stormwater BMP Panels– Mark Dubin, Tom Schueler

- Mark Dubin, Agricultural Workgroup, and Tom Schueler, Stormwater Workgroup, will provide the team with an update on the progress the BMP panels have made in reviewing the BMPs for their respective subject areas.
- Tom Schueler noted that schedule may be ambitious giving the length of past panels.
- Pennsylvania inquired how panels correspond to workgroups' priorities.
- Stormwater BMP Panels
  - The 2nd panel (LID/ESD/RR) has also been referred to as the "performance standard" panel. Other names are more self-explanatory
  - Urban nutrient mgt panel will also consider: 1) how relates to ag nutrient management (noting there are differences); and 2) how local governments would get credit for urban nutrient management
  - Pennsylvania recommended adding Franklin & Marshall scientist to stream restoration panel. Tom Schueler noted that Dave Gorman from PA DEP was already represented, but that he would consider a panelist from F&M.
  - Additional panel nominations, especially for the urban nutrient management panel member, should be sent to Tom Schueler at tschueler@chesapeakebay.net.
  - Ann Swanson pointed out that the urban nutrient management panel needs to include how states report the effects of new fertilizer regulations and the credit that they receive. Tom Schueler confirmed that the panel will cover this.
- Agricultural BMP Panels
  - In response to a question from Beth McGee, Mark Dubin confirmed that the agricultural nutrient management panel will consider digester outputs, as well as manure, inorganic fertilizer, and composter outputs.
  - Russ Perkinson expressed concern with having so many members on the nutrient management panel, as consensus is important. Mark Dubin replied that the panel needs to have appropriate membership to provide informed decisions, consistent with CBP protocol and will be working hard to get recommendations to jurisdictions for use in Phase II WIPs and milestones.

#### Milestones Submissions – Suzanne Trevena

- Suzanne provided an update on what EPA is asking jurisdictions to submit for their November 1st draft 2012-2013 milestones as follow up to the memo that Jim Edward sent to the Management Board and Milestone Workgroup.
- John Kennedy, VA DEQ, expressed that for Phase I WIPs, DEQ worked out a much simpler template with Ning and that they DEQ would not have time to submit this full template for Phase II. Pennsylvania raised similar concerns. Katherine Antos replied that this issue will be on the upcoming Wastewater Workgroup agenda and that Ning will be working with jurisdictions to submit wastewater data in a way that provides the necessary info without being overly burdensome.