

CHESAPEAKE BAY PROGRAM
WATER QUALITY GOAL IMPLEMENTATION TEAM
November 30th, 2009 Conference Call

SUMMARY OF DECISIONS, ACTIONS, AND ISSUES

Introduction

ACTION: EPA will work with states to improve participation on TMDL webinars.

Update on Review/Approval of Cross-Walk between Consent Decrees and 2008 List of Impaired Bay Tidal Waters – Jennifer Sincock

Review for Presenting TMDL WLAs and LAs by 303(d) Segment – Jennifer Sincock

Update on Protocol for Approving BMP Efficiencies and BMPs to Queue for Approval – Dave Hansen

ACTION: Provide comments to Dave Hansen on the protocol for approving BMP efficiencies.

Update on Pycnocline in the Western Tributaries – Lewis Linker

MINUTES

Introduction

- Bob Koroncai thanked the states for their help on TMDL public meetings.
- ACTION:** EPA will work with states to improve participation on TMDL webinars.
- Dialogue on issues with Phase 5.2 model runs will continue.

Update on Review/Approval of Cross-Walk between Consent Decrees and 2008 List of Impaired Bay Tidal Waters – Jennifer Sincock

- There will be 92 TMDLs, one for each Chesapeake Bay model segment, whether or not they are on the impaired list.
- Permits for non-impaired segments would still have to meet the waste load allocation as all segments drain to impaired segments
- Discussion will continue in full presentation of the cross-walk.

Review for Presenting TMDL WLAs and LAs by 303(d) Segment – Jennifer Sincock

- CSOs will be separated from the municipal wastewater facilities

Slide 7

- Pat Buckley, PA DEP, notes that headwater states need assistance to develop these numbers.
- Further discussion will continue during a more detailed discussion.

Slide 8

- Discharged and delivered load would be useful on spreadsheet
- States can determine how they want to account for future growth in Watershed Implementation Plan; expectations letter provides two options: provide WLA and LA for future growth now requiring additional reductions to meet TMDL or provide process for offsetting future growth

Slide 9

- Non-CAFO Agriculture includes smaller, non-regulated animal operations and crop applications
- EPA provided expectation for level of detail for plans. States have jurisdiction to divide loads

Update on Protocol for Approving BMP Efficiencies and BMPs to Queue for Approval – Dave Hansen

- Workgroups have been asked to submit comments on 203 reports and WQGIT goals, indicators and measures; will include caveat that comments have not been approved by the whole WQGIT

ACTION: Provide comments to Dave Hansen on the protocol for approving BMP efficiencies.

- Four major steps:
 1. New proposals will come through the source sector workgroup and existing BMPs will be reviewed on regular schedule
 2. BMPs with sufficient information to continue will be reviewed by a group including sector experts and other stakeholders
 3. Work with the Watershed Technical Workgroup to determine how numbers will be put into the model and evaluate any illogical model results
 4. WQGIT review and approval
- ICPRB is initiating independent review program to evaluate new BMP technologies which would feed into this review protocol.

- It was suggested that attachments include list of existing approved BMPs, points of contact, and schedule.
- Entrepreneurial technologies with monitoring used for state trading programs should be considered differently in this process.
- Protocol is still being expanded beyond efficiency estimates.

Update on Pycnocline in the Western Tributaries – Lewis Linker

- Work accounts for anomalous results for dissolved oxygen reaction to scenarios
- Joint meeting of Criteria Assessment Protocol and TMDL Technical workgroups to review pycnoclines; reservations included desire for review of technical process occurring in month of January and how this would affect designated uses

Participants

Katherine Antos, Coordinator	EPA CBPO	antos.katherine@epa.gov
Rich Batiuk	EPA/CBPO	batiuk.richard@epa.gov
Karl Berger	MWCOG	kberger@mwkog.org
Pat Buckley	PA DEP	pbuckley@state.pa.us
Arthur Butt	VA DEQ	ajbutt@deq.virginia.gov
Monir Chowdhury	DDOE	monir.chowdhury@dc.gov
Lee Currey	MDE	lcurrey@mde.state.md.us
Tom Damm	EPA R3	damm.thomas@epa.gov
James Davis-Martin	VA DCR	james.davis-martin@dc.virginia.gov
Dinorah Dalmasy	MDE	ddalmasy@mde.state.md.us
Ron Entringer	NY DEC	raentrin@gw.dec.state.ny.us
Norm Goulet	NVRC	ngoulet@novaregion.org
Rebecca Hanmer	Retired/FWG Chair	rwhanmer@yahoo.com
Dave Hansen, Chair	U. of Delaware	djhansen@udel.edu
Carlton Haywood	ICPRB	chaywood@icprb.org
Bill Keeling	VA DCR	william.keeling@dc.virginia.gov
John Kennedy	VA DEQ	jmkennedy@deq.virginia.gov
Teresa Koon	WV DEP	teresa.m.koon@wv.gov
Bob Koroncai, Chair	EPA R3	Koroncai.robert@epa.gov
Sara Lane	MD DNR	slane@dnr.state.md.us
Lewis Linker	EPA/CBPO	linker.lewis@epa.gov
Charles Martin	VA DEQ	chmartin@deq.virginia.gov
Bruce Michael	MD DNR	bmichael@dnr.state.md.us
Matt Mullin	CBC	mmullin@chesbay.us
Lisa Ochsenhirt	AquaLaw	lisa@aqualaw.com
Reggie Parrish	EPA/CBPO	parrish.reginald@epa.gov
Kenn Pattison	PA DEP	kpattison@state.pa.us
Russ Perkinson	VA DCR	russ.perkinson@dc.virginia.gov
Alan Pollock	VA DEQ	aepollock@deq.virginia.gov
Ed Reilly	NY DEC	exreilly@gw.dec.state.ny.us
John Schneider	DE DNREC	john.schneider@state.de.us
Jennifer Sincock	EPA R3	sincock.jennifer@epa.gov
Tanya Spano	MWCOG	tspano@mwkog.org
Rachel Streusand	CRC/CBP	rstreusa@chesapeakebay.net
Tom Thornton	MDE	tthornton@mde.state.md.us
Sara Walker	WRI	swalker@wri.org
Bob Yowell	PA DEP	ryowell@state.pa.us
Sean Zhang	Carroll Engineering	seanxzhang@yahoo.com