

# Stormwater Permits Update

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Presented to:  
Hampton Roads Planning District Commission

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# VA-DEQ Phase I MS4 Permit Schedule

- \* Final Arlington Permit in 2013
- \* Draft Permits to Chesterfield, Prince William, Henrico, and Fairfax in 2014
- \* Draft Permits to Norfolk, Virginia Beach, Chesapeake, Portsmouth, Newport News, and Hampton expected **this month**
- \* Virginia committed to have all Phase I MS4 Draft Permits to EPA by December 31, 2014

# Anticipated Permit Issues

- \* **Monitoring Requirements** – requirements in the other Phase I MS4 draft permits are not appropriate in coastal/tidal waters. Hampton Roads is developing a regional monitoring network.
  
- \* **Chesapeake Bay Watershed Planning** –
  - Localities are not receiving credit for stormwater management controls in place prior to 2009,
  - Offsets are required for projects that were built in accordance with stormwater regulations at the time of construction, and
  - Offsets are required for grandfathered projects.

# Anticipated Permit Issues

- \* **Locality Planning** – may create state and public review of locality's selection of retrofit projects.
- \* **Industrial Inspections** – DEQ issues the permits but locality would be required to inspect.

# Current Status

- \* Regional Stormwater Workgroup has sought legal counsel.
- \* HRPDC staff and counsel met with DEQ to explain these concerns and work towards more appropriate permit requirements.
- \* HRPDC and localities are gathering data to support requested changes.

# Next Steps

- \* Negotiate permit conditions regionally, where applicable.
- \* Once draft permits are issued, regionally developed comments will be submitted to DEQ by localities.

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