

## **Workgroup Status Report**

**Workgroup: Development and Stormwater**

**Status Report Date: February 23, 2006, meeting held February 21**

**Team Leader(s): Stuart Gansell\* and James Wheeler\***

**Team Members: James Spontak (SCRO)\*; Kate Crowley (NERO); William Cumings (BRC); Kenneth Murin (BWM); Jack Crislip (SWRO); Keith Dudley (SERO); Darryl Fritz (NERO)\*; Gary Metzger (NCRO)\*; James Novinger (BWS&FR)\*; Timothy Wagner (SCRO)\*; Jay Africa (BWS&FR); Thomas Franklin (BWS&FR); Jack Rokavec (PennDOT); Keith Ashley (PA Builders)\*; Amy Sturgis (PLCM)\*; Edward Troxell (PA Boroughs)\*; Pat Devlin (Alliance for CB); Harry Campbell (CBF)\*; Susan Wilson (CAC); Kristin Goshorn (PA Counties)\*; Ann Smith (WPO)\*, Margaret Murphy (BRC); Edward Corriveau (SCRO), Richard Mather (BRC)\*, Douglas Brennan (BRC)\***

**\*-- Indicates meeting participation**

**Issue (s) Addressed:**

- **Summary of 2/14 meeting (attached).**
- **Review current working draft regulatory language addressing long-term post-construction stormwater facilities operation and maintenance (handout).**
- **Trading credit generation and credit purchasing; review trading cost examples (handout).**
- **Review and discuss revised Stormwater and Development Issues Identified by the Steering Committee (attached).**
- **Develop Points of Consensus and recommendations to be presented to the Steering Committee (possible topics for recommendations), for example:**

- **Act 537 planning for new development proposing use of 10,000 gpd systems or stream discharge systems.**
  - **Municipal credits for operation and maintenance of on-lot sewage systems.**
  - **Municipal credits for operation and maintenance requirements of post-construction stormwater management facilities, and improved stormwater management at re-development sites.**
  - **Accessing credits to offset new development.**
- **Assignments for Next Meeting**
  - **Next Meeting = 3/1 from 9:00-12:00 in the 6<sup>th</sup> floor conference room, RCSOB**

#### **Status Report and Recommendations:**

**The second meeting of the Development and Stormwater Workgroup was held on February 21 at PSATS Headquarters from 9:00-12:00. The meeting followed the agenda listed above and consisted of background discussion, further clarification and prioritization of the issues list, and gaining consensus on a preliminary list of recommendations.**

#### **Preliminary recommendations:**

- **Other Commonwealth agencies should be become more engaged in the implementation of the Chesapeake Bay Tributary Strategy. They could be potential credit generators and offset producers for new development, and they could have offset needs of their own.**
- **To enhance continued operation and maintenance of post-construction stormwater BMPs, support should be given to a bill that would extend performance bond requirements for developers from 18 to 36 months.**
- **The Department and municipal governments should actively encourage and support legislation that would specifically authorize creation of Stormwater Utilities that would be able to**

**charge user fees, and manage and oversee local stormwater management facilities and practices.**

- **The Department should establish a pool of credits that builders can access to offset the additional loading from new developments, or else the Department should delay regulatory implementation of the Tributary Strategy.**
- **DEP should improve its ability to track and account for nutrient reductions and credits generated by stormwater management practices when land uses are converted.**
- **A recommendation on the Act 537 Planning Policy will be made.**
- **The workgroup discussed a number of sewage management issues (e.g. operation and maintenance requirements, denitrification system capability and use) that were important, but not key issues in the context of the workgroup's charge. It is recommended that those specific issues be addressed through the Sewage Advisory Committee.**