

# CLEAN WATER LEGISLATION – REAUTHORIZATION OF CHESAPEAKE BAY PROGRAM

Presentation

Hampton Roads Planning District Commission

John M. Carlock, Deputy Executive Director

May 19, 2010



# BACKGROUND

- ◆ Reauthorization of Chesapeake Bay Program
- ◆ Chesapeake Bay TMDL
- ◆ Consent Agreement – U.S. Environmental Protection Agency and Chesapeake Bay Foundation
- ◆ Obama Administration – Chesapeake Bay Strategy

# FEDERAL LEGISLATION

- ◆ Chesapeake Bay Clean Water and Ecosystem Restoration Act
  - Codify Bay-Wide TMDL to be developed by 12/31/10
  - Authorize federal government to compel state load reductions
  - Require State Watershed Implementation Plans by May 2011.
  - Achieve reductions by 2025
  - Require promulgation of federal stormwater regulations by May 2011.
  - Authorize federal funding for local stormwater projects
  - Authorize citizen suits against states & EPA

# HRPDC CONSIDERATION

- ◆ January 20, 2010 – Authorize letter expressing concerns:
- ◆ Ad Hoc Subcommittee Review
- ◆ Revisions made to reflect comments and recent changes to the Legislation
- ◆ Revised letter reflects remaining concerns

# Major Concerns

- ◆ Frontloaded Implementation Requirement
- ◆ Adequate State Funding Requirement
- ◆ Authorizes only a fraction of funding needed to address stormwater controls

# EPA – CBF Settlement Agreement

- ◆ EPA must establish Bay TMDL by 12/31/2010
- ◆ EPA will issue MS4 permitting approach by 7/31/2010
- ◆ EPA will propose new stormwater regulations by 9/30/2011.

# Recommended Action

- ◆ Authorize the Chairman to send the attached letter to the Congressional Delegation detailing region's concerns about the impacts of the bill.

# QUESTIONS