

Memorandum

DATE: March 25, 2010
TO: Palm Beach County NPDES Permittees
FROM: Alan Wertepny
REF. NO. A9032.01
SUBJECT: Minutes of NPDES Steering Committee Meeting held on March 17, 2010

I. Attendees/Introductions

Approximately 28 of the 41 co-permittees were represented at the March 17, 2010 NPDES Steering Committee meeting. Steering Committee members present included: Laurent Van Cott (Chair), Jay Foy (Vice Chair), Randal Krejcarek (Secretary), Karen Brandon (Member), and Bonnie Finneran (Member). A copy of the sign-in sheet is posted on the NPDES web site.

II. Administrative Activities

- a. **Approval of February 17, 2010 Meeting Minutes** – A motion was made by Jay Foy to approve the meeting minutes, seconded by Karen Brandon, and approved by the Steering Committee.
- b. **Status of Annual Reports** – The Joint Annual Report is available on the NPDES web site (pbco-npdes.org) and it incorporates comments received from the Steering Committee and others. As of February 15, 2010 there were five outstanding individual annual reports. These were Boca Raton, Pahokee, Riviera Beach, FDOT District IV, and FDOT Turnpike District. I have been in contact with each one of these entities and expect to receive the reports by the end of the month. The entire set of reports is due to the State the first week in April.
- c. **2010 Audit Schedule** – The SAIC representative will be here the week of June 28 through July 2 and will conduct inspections for Cloud Lake, Palm Beach, Boca Raton, Delray Beach, Lake Park, Juno Beach, Palm Beach Gardens, and FDOT District IV. The schedule has been distributed to all permittees and a copy is available upon request.
- d. **Public Education Update** – Upcoming activities include NatureScaping in Palm Beach Gardens on April 10, the Black Gold Jubilee in Belle Glade on April 17, and an Earth Day Celebration at Morikami Elementary School on April 22. If anyone is interested in volunteering for any of these events, please contact Jane Hayes at 561-683-3113 extension 264 or jane.hayes@mockroos.com.

- e. **EPA Numeric Nutrient Criteria** – Our written comments on EPA’s proposed numeric nutrient criteria for lakes and flowing waters (fresh water canals) were submitted to EPA on March 2, 2010. In addition, we made a verbal statement reflecting our concerns at a public hearing on the proposed criteria on February 18, 2010. EPA has extended the deadline for comments through April 28, 2010. Most of the comments to date have questioned the science in the proposed water quality criteria, the selection of the criteria being based on a 75% percentile which results in designating pristine waters as being impaired and questionable cost estimates. EPA’s schedule for adoption of the numeric nutrient water quality criteria is October 2010.
- f. **TMDL Update** – In January, DEP adopted the verified list of impaired waters for eastern Palm Beach County. Parameters that were cited include dissolved oxygen, nutrients, and bacteria. Based on this adoption and State statutes, municipalities are required to adopt fertilizer ordinances and new development projects must have a pollutant loading analysis done as part of the permitting. More information on the TMDL program can be found on the NPDES web site and in the 7th Year Joint Annual Report.
- g. **Budget Transfer** – The Steering Committee discussed transferring funds from the contingency account of the 8th Year Program. Additional funds are needed for the coordination required for EPA’s proposed numeric nutrient criteria, FDEP’s TMDL Program, and for public education activities. A motion was made by Jay Foy to transfer \$25,000 (of the \$30,000) from the contingency account and allocate \$15,000 to the Steering Committee budget, \$5,000 to the Public Education budget, and \$5,000 to the FDEP coordination budget for the 8th Year Program. The motion was seconded by Karen Brandon and approved by the Steering Committee.

III. Training Videos

Two 20-minute training videos were shown, “Ground Control” and “A Drop in the Bucket.” Due to technical difficulties, we were only able to review 15 minutes of the “Ground Control” video. These training videos were obtained from EXCAL Visual and contain the following information:

- Using, storing, and mixing of pesticides, herbicides and fertilizers.
- Identifying and reporting of illicit discharges.
- Spill prevention and response.
- Erosion and sediment controls for construction sites.

Attendees for the training videos included 103 representatives from 28 of the Palm Beach County MS4 co-permittees. Exams covering the two training videos were distributed. Following review of the training videos the correct answers for the exams were also distributed. Municipalities attending this training session may report this training in the 8th Year Annual Report under Part III.A.6. Pesticides, Herbicides, and Fertilizer Usage, Part

III.A.7.c. Illicit Discharges, Part IIIA.7.d. Spill Response, and Part IIIA.9.b. BMPs for Construction Sites.

We currently have five (5) training videos from EXCAL Visual. These include “Storm Watch,” “Storm Warning,” “Ground Control,” “SPCC Controlling Oil,” and “A Drop in the Bucket.” You may purchase your own videos by contacting Marc Mancuso at (888) 925-6554 or visit their website at www.man.excalvisual.com. You may also borrow these video by contacting Mock•Roos (Jane Hayes) at (561) 683-3113, x-264, or jane.hayes@mockroos.com.

IV. Next Steering Committee Meeting – The next Steering Committee Meeting is scheduled for Wednesday, May 19, 2010, 9:00 a.m., at Northern Palm Beach County Improvement District. The primary focus of the meeting will be to discuss and review a draft of a municipal fertilizer ordinance.

I believe these minutes accurately reflect the discussions and decisions of this meeting; however, additions and/or corrections will be accepted in writing within seven (7) days of the date of these minutes.

If you have any questions, please call me at 683-3113, extension 231.

ADW:cbm

Copies: All Permittees