

# Carroll County Water Resource Coordination Council

Hampstead \* Manchester \* Mt. Airy \* New Windsor  
Carroll County Health Department



\* Sykesville \* Taneytown \* Union Bridge \* Westminster  
Carroll County Government

## WRCC/Guidance Team Work Session Summary January 23, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Sheree Lima
Rosetta Mann	Dan Riley	Byron Madigan	Leigh Broderick
Jim Wieprecht	Brad Plante	Kate Heilman	Martin Covington
Marge Wolf	Frank Schaeffer	Jonathan Bowman	
Ann Armstrong	Jeff Glass	Janet O'Meara	

The meeting was called to order at 2:38 by Frank Schaeffer.

Minutes from the December 5<sup>th</sup> meeting were approved as written.

### Restoration Effort

The Bureau of Resource Management gave the presentations on their restoration efforts over the past few years. Presentations were given by staff on the following topics:

Byron Madigan, Water Resource Technician - **Watershed Planning**

Kate Heilman, Water Restoration Specialist – **Restoration Planning**

Jonathan Bowman, Forest Conservation Specialist – **Restoration Through Tree Planting**

Janet O'Meara, Watershed Management Specialist - **Regional Stormwater Management Facilities Retrofits**

Martin Covington, Program Engineer/Stormwater Management – **Regional Stormwater Management Facilities Retrofits**

If anyone would like a copy of the presentations, contact Gale Engles.

### Update Tier Mapping

The Board of County Commissioners (BCC) made a decision to take no action on the tier mapping at this time. The BCC sent a letter to Maryland Department of Planning (MDP) informing them of the decision on tier mapping and another letter regarding the code changes, increasing minor subdivisions from 3 to 7 lots for the purpose of the number of septic systems that could be approved by the Health Department.

Several of the municipalities reported their process on adopting tiers.

- Hampstead -** Administratively adopted tiers on December 18, 2012; changed the Town Code for minor subdivisions to 7.
- Manchester -** Adopted tier map at the December 2012 Town Council meeting; no change to the number of lots.
- Taneytown -** Administratively adopted tiers on December 31, 2012; no change to the number of lots.

**New Windsor** - Administratively adopted tier map in November 2012; received a letter from the State accepting changes.  
**Sykesville** - No update  
**Mount Airy** - No update  
**Union Bridge** - No update

**Update – HB 987 – Stormwater Fee**

Environmental Advisory Council (EAC) will be meeting with the Board of County Commissioners (BCC) on January 24<sup>th</sup> to review their 2012 accomplishments and to get approval of their proposed 2013 work plan. If the BCC has no objection to the 2013 work plan, they will move forward with the additional members for the Stormwater Fee Advisory Group (SW Fee AG) and scheduling the first meeting.

Brenda reported that the EAC will act as the SW Fee AG, with the addition of Ted Zaleski, Rob Burk, Roberta Windham, two members from municipalities, two from the Chamber of Commerce, and one from the Farm Bureau.

Brenda is preparing an initial draft report that will provide background information on the requirements, what is already being done, costs, and questions for the Advisory Group members to answer to guide their discussions. Brenda will incorporate what was discussed as the Advisory Group's finding. Ultimately, the report will turn into the Advisory Group's final report to the BCC.

Tom was asked to draft legislation to exempt counties that already fund their programs from collecting a stormwater fee. The delegation was supportive of this legislation. However, this does not mean that it will pass the General Assembly.

There were some concerns on the collection of the stormwater fee for the municipalities if the legislation would go through and the County didn't implement a fee. One option, which was previously discussed, was the possibility that the County could collect the fee for the municipalities to be used for their projects. It was pointed out that, even if the legislation passed, the County would still be doing stormwater projects; the funding would just be from general revenues rather than a fee.

**Update WIP**

MDE has planned the following meetings and webinars:

Winter	November Webinar - Local Participation Involvement
Spring	Regional Meetings
Summer	Meeting with Individual Counties/WIP Teams
Fall	Regional Meetings or Webinars

MDE has also set-up a Technical Work Group that Tom and Brenda will be participating in. The first meeting, Bay Model 101, will be on January 23.

Tom and Brenda will also be participating in Maryland Association of Counties (MACo) WIP Technical Work Group.

**Other**

Maryland Department of the Environment (MDE) is working on a mid-point assessment between now and 2017.

Environmental Protection Agency is working on a cost study; updates will be given when we know more about the study.

Brenda informed everyone about information on the County's web site under Department of Land Use, Planning and Development. There is information on Federal and State initiatives that are planning and environmental related issues that the County was involved in and any action taken

The meeting was adjourned at 4:15.

**The next meeting is scheduled for February 27, 2013 at 2:30 in Room 105.**

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## WRCC/Guidance Team Work Session Summary February 27, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller
Rosetta Mann	Frank Schaeffer	Byron Madigan
Jim Wieprecht	Glenn Edwards	Sheree Lima
Marge Wolf	Ed Singer	Monika Weierbach

The meeting was called to order at 2:35 by Frank Schaeffer.

Minutes from the January 23<sup>rd</sup> meeting were approved as written.

### Stormwater Fee Advisory Group (HB987)

The first meeting of the Stormwater Fee Advisory Group (SWFAG) was on February 20. Jeff Glass and Brad Plante attended representing the Water Resource Coordination Council (WRCC) on this group. Brad decided to drop off the committee after the first meeting, and Frank asked if anyone would like to serve in his place at this time. There was no response at the meeting, but Frank asked anyone who was interested to contact Brenda Dinne. The group should meet about 6 - 8 times.

Information on HB 987 and the SWFAG is available on the Department of Land Use, Planning & Development website under Significant Planning- & Environment-Related State & Federal Initiatives. You can click on House Bill 987 for meeting dates, agendas, meeting summaries, etc. The SWFAG members are made up of the following:

3 – EAC	*To be determined
3 – Chamber of Commerce	Wayne Barnes, Jim Mathias and Steve Aquino
2 – Farm Bureau	John Paul Harrison and Jason Myers
2 - WRCC	Jeff Glass and ?
4 - Support Staff	Ted Zaleski, Rob Burk, Roberta Windham, Brenda Dinne, and Tom Devilbiss

\*The members of the Environmental Advisory Council will split into two groups – SWFAG and Solar Farms. The members of each committee have not yet been determined.

The meeting on February 20 was an introductory meeting. Tom reviewed HB987/Chapter 151 requirements, the mission and objectives of the SWFAG (focus on rate structure), and the outline of the report to which discussions will be incorporated and become the SWFAG's report to the Board. At that meeting, Tom also

discussed the National Pollutant Discharge Elimination System (NPDES) permit and the requirements. The next meeting is scheduled for March 12 at 3:30.

The WRCC will be updated on the progress of the SWFAG at their monthly meeting in order to keep their councils informed.

### **Update WIP**

Maryland Department of the Environment (MDE) had their Winter Watershed Implementation Plan (WIP) Webinar on February 26. The Maryland Assessment and Scenario Tool (MAST) has been turned over to the Chesapeake Bay Program (CBP) to manage. MDE is working on a web-based reporting system so that all the counties will have a consistent reporting and tracking system. Target date of completion of the system is 2014.

In early February, MDE sent a list to all counties of GIS data they are requesting be provided to them by the end of May. The intent is to give the local jurisdictions an opportunity to provide their own data for use in the model so when it is rerun (2017) the data will be more accurate.

A series of WIP Spring Regional Meetings are to be scheduled for the end of April or early May. Hughes Agro-Ecology Center will be organizing and structuring the discussions. A list of questions, to assist with putting together the agenda, was sent out for us to answer. Brenda discussed the questions with the Council and will be sending a response.

### **Municipal NPDES Update**

Glenn is in the process of updating the municipal storm drain maps. Mt. Airy is complete and is working on Westminster's map. These maps will be provided in hard copy, pdf format and GIS shapefile. The information in this database comes from plans, town maps, and is field verified when needed. The purpose of mapping storm drains is to track illicit discharge, locate maintenance issues, and for NPDES compliance. The NPDES County Phase I Permit requires a certain number of major outfalls to be inspected annually; this is called dry weather screening. Outfalls within the Phase II municipalities are included and contribute toward their IDDE requirements; 64% of major outfalls inspections will occur in the County while 36% will occur in the municipalities. Glenn will be inspecting outfalls in the municipalities and Grading and Sediment Control inspectors will inspect County outfalls. When the municipalities receive their new Phase II Permits Glenn will schedule meetings to discuss the new permit requirements.

Glenn gave out a Phase II – Municipal Separate Storm Sewer System (MS4) document checklist; a list of documents that should be kept in one place. He also gave a presentation and discussed Minimum Control Measure Priorities which included the following:

- Public Education and Outreach
- Public Involvement and Participation
- Illicit Discharge Detection and Elimination (IDDE)
- Construction Site Stormwater Runoff Control
- Post Construction Stormwater Management
- Pollution Prevention and Good Housekeeping
- Other Key MS4 Operator Priorities
  - Monitoring
  - Record Keeping (3 Years)
  - Reporting
  - Program Review

The meeting was adjourned at 4:00.

**The next meeting is scheduled for March 27, 2013 at 2:30 in Room 105.**

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## WRCC/Guidance Team Work Session Summary March 27, 2013

### **Attendees:**

Gale Engles	Brenda Dinne	Steve Miller	Andrea Gerhard
Jim Wieprecht	Frank Schaeffer	Dan Riley	Kate Heilman
Marge Wolf	Glenn Edwards	Byron Madigan	
Perry Jones	Leigh Broderick	Dawn Ashbacher	

The meeting was called to order by Frank Schaeffer.

Minutes from the March 27<sup>th</sup> meeting were approved as written.

Frank said he would like to have an educational item on the agenda each month. He asked everyone to let him know if there is a topic they would like to have more information on added to future agendas.

### **Update Water & Sewer Plan**

A courtesy draft was sent to Maryland Department of the Environment (MDE) in December, 2012. Comments were received 3 months later. The County has been going back and forth with MDE to address their comments, as they are now asking for something different that our understanding of what they asked for previously. Andrea will be scheduling a meeting with MDE. She will contact the municipalities for any concerns in their jurisdictions.

### **Stormwater Fee Advisory Group (SWFAG) (HB987)**

Jim Wieprecht volunteered to fill the vacant position representing the municipalities/WRCC on the SWFAG. Jim reported on the discussion at the last meeting regarding the rate structure. The rate structure must be determined before scenarios for a potential fee can be identified. Brenda Dinne reported that exemptions were discussed, but no specific initial directions decided yet. The residential rate structure will be discussed at the next meeting, with the SWFAG anticipated to reach consensus on initial exemptions to include.

Gale Engles let everyone know a tour of the stormwater facilities has been planned for the SWFAG, and anyone on the WRCC is welcomed to attend. Brenda will be sending out details to everyone; if you are interested in attending let her know.

### **MDE Watershed Implementation Plan (WIP) Data Update**

Brenda gave out copies of the Harry Hughes Agro-Ecology Center Winter 2013 Newsletter. The newsletter summarizes where we are with the WIP process and could be a good informational item for your Councils and others. She will also e-mail the newsletter in a PDF file.

The WIP Regional Spring Meetings have been scheduled. County staff will be attending the meeting for our region to be held in Howard County on April 25. Topics of the meeting will include implementation, funding, and next steps. Brenda encouraged everyone to attend to assist the Council in making a decision on our participation with the next steps for local WIP teams. Anyone wishing to attend is welcome to ride with County staff.

**Growth Offset** – SB 236 (“Septic Bill”) required Maryland Department of the Environment (MDE) to develop a growth offsets program for Tier 3 areas. They were granted a one year extension to complete a growth offset program for all areas of the state. A work group was formed to hash through the issues. The work group is expected to have its final recommendations complete in June. MDE will then draft the regulation and move through the process to have it adopted by January 2014.

### **Legislative Update**

Brenda Dinne gave updates on the following legislation:

House Bill 106 (Senate Bill 391) – Sustainable Growth and Agricultural Preservation Act of 2012 – Repeal  
[Status: Unfavorable Committee Report](#)

House Bill 252 – State Development Plan – Repeal  
[Status: Unfavorable Committee Report](#)

House Bill 409 (Senate Bill 443) – Land Use – Local Governments – Comprehensive Planning and Zoning Cycles  
[Status: Unfavorable Committee Report on SB 443; Awaiting Senate Committee Hearing on HB 409 – Date TBD](#)

[Status: Unfavorable Committee Report on SB 443; Awaiting Senate Committee Hearing on HB 409 – Date TBD](#)  
[Status: Awaiting Senate Committee Hearing 4/2](#)

House Bill 569 – Environment – Wastewater Treatment Facilities – Financial Assistance Study  
[Status: Awaiting Senate Committee Report](#)

House Bill 694 – Environment – Stormwater Management – Exemption from Watershed Protection and Restoration Program  
[Status: Awaiting Committee Report](#)

House Bill 706 – Natural Resources – Forest Preservation Act of 2013  
[Status: Awaiting Senate Committee Hearing 4/2](#)

House Bill 1208 – Bay Restoration fee – Exemption – On-Site Sewage Disposal System Using Best Available Technology  
[Status: Unfavorable Committee Report](#)

House Bill 1257 – Land Use – Clarifications and Corrections  
[Status: Awaiting Senate Committee Hearing 4/2](#)

[Status: Awaiting Senate Committee Hearing 4/2](#)  
[Status: Unfavorable Committee Report](#)

WRCC Meeting  
March 27, 2013  
Page 3

Senate Bill 575 – Environment – Clean Water Act Fund – Annual Report  
[Status: Awaiting House Committee Hearing 4/3](#)

Senate Bill 671 – Land Use – Local Comprehensive Planning and Zoning Cycle  
[Status: Favorable Report from Senate Committee; Awaiting House Committee Hearing](#)

Senate Bill 979 – Environment – Watershed Implementation Plan – Conowingo Dam Environmental Assessment  
[Status: Unfavorable Committee Report](#)

**Attached is a summary of each of the above proposed bills.**

The meeting was adjourned at 3:24.

**The next meeting is scheduled for April 24, 2013 at 2:30 in Room 105.**



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## WRCC/Guidance Team Work Session Summary April 24, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Brad Plante
Jim Wieprecht	Frank Schaeffer	Byron Madigan	Joe Barrington
Marge Wolf	Glenn Edwards	Dawn Ashbacher	Dan Riley
Ken Donavon	Ed Singer	Jeff Glass	
Monika Weierbach	Rose Mann	Tom Devilbiss	

The meeting was called to order by Frank Schaeffer at 2:35.

Minutes from the March 27<sup>th</sup> meeting were approved as written.

### Stormwater Municipal Issue

**Stormwater Mangement Facility Tour** – Gale Engles, Bureau of Resource Management will be hosting a tour of several stormwater management facilities under construction, already completed and some future facility sites. Members of the Stormwater Fee Advisory Group (SWFAG), Water Resource Coordination Council and County staff were invited to attend. The tour will be on Friday, May 3<sup>rd</sup> from 9:00 – 2:00.

### Stormwater Fee Advisory Group (HB987)

Tom said the County had submitted legislation to try to get an exemption from the stormwater fee. We are currently funding this effort through our capital budget process. After many discussions with the legislature the bill did not make it through even after it was tagged onto another bill. Staff will move forward with determining a rate structure and fee in order to make recommendations to the Commissioners.

Brenda Dinne has been heading the SWFAG with Jim Wieprecht and Jeff Glass representing the WRCC. Brenda said the group has been discussing the rate structure for the fee. The following is a consensus of the group on residential and commercial structures and exemptions.

1. Preliminary fee structure for single family homes will be divides into tiers 3 categories depending square footage of the dwelling. Each category will have a range of square footage; everyone in that category would pay the same fee.
2. Commercial/industrial will be determined by measuring the impervious and determining the amount of units on the property and multiply by the rate.
3. The only exemption discussed at this point was for the agricultural portion of a property that has an approved Soil Conservation Plan. The residential portion of the property including one acre of land around the house would not be exempt.

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4. The Bill (HB987) exempts properties of the State, Counties, municipalities and volunteer fire departments from the stormwater fee.

These are preliminary rate structures that can change before the committee submits the final report. Brenda is working on various scenarios for the fee and associated cost, including administration of the fee jointly or separately.

Tom Devilbiss suggested a meeting between the Board of County Commissioners and the Mayors to discuss whether they want to implement the stormwater fee jointly or separately. Tom will contact Steve Powell about scheduling time for the meeting. The municipalities will discuss with their elected officials.

There was concern about public education on the stormwater fee. Brenda said there was some on the web site but has not had time to work on anything else. Dawn Ashbacher volunteered to check with the Community Media Center (CMC) to see what they could do in assisting with educating the public on the stormwater fee.

### **NPDES – Municipal Issues**

**MDE Opinion** – Gale Engles sent a letter to Brian Clevenger (MDE) inquiring about MS4 permit outfall inspections and monitoring for illicit discharges on private property with non-municipal storm drain systems. The response was yes; we should be monitoring and inspecting per Chapter 105. If an illicit discharge is reported or detected we would work with the property owner to rectify before connecting MDE. Any illicit discharge from facilities with MS4 Permits issued by the State will be referred to the State.

**Survey - NPDES Report Questionnaire** - Glenn asked for any recommendations on changes or additions to the town questionnaire that Rose will be sending out. No one had a problem with the existing questionnaire.

**Illicit Discharge Detection and Elimination (IDDE)** - Glen Edwards said he would work closely with the municipalities and their businesses on any illicit discharge within the jurisdictions in order to resolve the issue.

**Open Discussion** - Frank asked if anyone had any issues with water supply issues. Monika said Mount Airy is under a consent order and are trying to change their baseline number due to the decline in their water usage. They are drafting a letter to MDE requesting approval of a lower base number. Jeff said the Westminster had the same issue and MDE is having them update Water Management Capacity Plan.

The meeting was adjourned at 3:45.

**The next meeting is scheduled for May 22, 2013 at 2:30 in Room 105.**

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## WRCC/Guidance Team Work Session Summary May 22, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Rose Mann
Jim Wieprecht	Frank Schaeffer	Dawn Ashbacher	Kate Heilman
Marge Wolf	Glenn Edwards	Jeff Glass	Anna Armstrong
Monika Weierbach	Ed Singer	Tom Devilbiss	Sheree Lima

The meeting was called to order by Frank Schaeffer at 2:30.

Minutes from the April 24<sup>rd</sup> meeting were approved as written.

### Impervious Cover Layer

Gale Engles gave out maps to each municipality showing treated and untreated impervious areas. She said that the impervious cover layer was not yet complete for all of the municipalities. She used the City of Westminster's map as an example of what they would look like and pointed out critical areas and opportunities for future projects. She will be sending out electronic copies to the municipalities as requested by Dawn Ashbacher. She asked that each municipality look at its map and identify critical areas where the County can work with the municipality to do projects and also to be sure each is in agreement with its map. Tom Devilbiss said the maps will be used as a basis for determining untreated NPDES impervious areas. Brenda Dinne added that the maps will also be provided to MDE as soon as they are done to update the data in the Bay model.

Tom indicated that the green areas indicated where the area may be eligible for credits, and that the red areas may be able to turn green once retrofits were complete.

### Update - Stormwater Fee

Brenda Dinne went over the rate structure developed by the Advisory Group. She worked on developing potential fee scenarios, assuming the rate structure was applied countywide. However, she will work on developing potential fee scenarios for individual municipalities that could be used in the event the Board does not adopt a fee or the municipalities want to set their own individual fees. The projected costs of capital projects to comply with the anticipated Phase II NPDES requirements will be used, along with any capital funds already budgeted by a municipality, in the calculations of fee scenarios.

Tom Devilbiss and Brenda Dinne will be meeting with the Board of County Commissioners (BCC) on May 28 to discuss some of the options and legal considerations. Based on their discussions to this point, the Advisory Group was likely to recommend a rate structure that would be applied countywide fee. The BCC will make the final decision on what the County will do. Tom said he would stress the importance of the County and municipalities supporting each other. The majority of the municipalities stated that they would need to collect a

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fee to pay for projected costs of capital projects for NPDES compliance. Tom has recommended that the BCC meet with the Mayors before making any final decision.

Brenda gave out copies of a chart showing the status of the stormwater fee in other counties that are required to implement it. There was a discussion on the great variations between the counties. The fees collected by most of these counties are to cover more than the cost of the National Pollutant Discharge Elimination System (NPDES) compliance; they include administrative, operating, and Watershed Implementation Plan cost as well.

The Maryland Municipal League (MML) chapter meeting will be on June 17, and they would like to have Frederick and Carroll County give a 5 – 10 minute update on the stormwater fee. Dawn Ashbacher said the MML meeting would be a good forum to give a brief update and talk about getting the mayors together prior to meeting with the BCC. Dawn suggested the MML meeting should be followed by a meeting to get just the mayors together before meeting with the Board to be sure they are all on the same page.

Dawn spoke to the media center about public education piece and was told they would need to develop a script and photo shoots, which would take a lot of time and work. Marge brought up the fact that MDE might already have some information and possibly videos.

#### **NPDES Proposal – Report Geodatabase**

MDE is developing a new digital format for the annual NPDES report that is scheduled to be implemented for the 2014 report. Glenn, Tom, and Gale attended a presentation at MDE on the new format. Glenn distributed copies of the information given out at that meeting, “Maryland Department of the Environment, NPDES Geodatabase Design and Guide.” He indicated that a benefit of the new all-digital format was that it would provide a consistent format for all Phase I jurisdictions to provide their data, as well as to make the data easier to pass along to the Chesapeake Bay Program. However, ht felt that this format would likely create a good deal more work, and Tom added that it would also make it easier for MDE to evaluate compliance with the permit.

**Open Discussion** - Frank cancelled the June WRCC Meeting because of the conflict with the Maryland Municipal League meeting.

The meeting was adjourned at 4:00.

**The next meeting is scheduled for July 24, 2013 at 2:30 in Room 105.**

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## WRCC/Guidance Team Work Session Summary July 24, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Rose Mann
Jim Wieprecht	Frank Schaeffer	Dawn Ashbacher	Byron Madigan
Marge Wolf	Ed Singer	Tom Devilbiss	Perry Jones
Janet O'Meara	Ken Donovan	Joe Barrington	Brad Plante

The meeting was called to order by Frank Schaeffer at 2:30.

Minutes from the May 22<sup>nd</sup> meeting were approved as written.

Frank Schaeffer started the meeting by telling about a meeting between the Board of County Commissioners (BCC) and municipalities. Attending the meeting were the Mayors, Commissioners Doug Howard and Haven Shoemaker. The topic of discussion was the impact, on the municipalities, of BCC resolutions related to the Stormwater Fee.

He also reported the municipalities held another meeting on the Stormwater Fee on July 17<sup>th</sup>. Tom Devilbiss was invited to that meeting and gave the Mayors background information so they would have a better understanding of the fee. Mayor Nevin will be coordinating a meeting between the BCC and Mayors.

Copies of the 2013 NPDES Annual Report were distributed to the municipalities that were present and the remainder will be mailed out. The report was sent electronically on the due date July 15 and paper copies to follow. Part III, C. Source Identification, 5. Phase II NPDES MS4 Compliance section of the report covers compliance issues for Phase II jurisdictions. Educational booths will be at the 4H Fair this week and Liberty Reservoir Day on Saturday July 27<sup>th</sup> in support of the public education and outreach portion of the permit.

### Update - Stormwater Fee

Brenda handed out copies of the stormwater fee law (Maryland Legislature, Statute Text, Article Environment, §4-202.1) for reference. She had sent out two draft tables the first titled Estimated Rates and Revenues, using various scenarios, and the other an Estimated Rates Per Impervious Unit, broken out by jurisdiction. Tom explained that the charge of the Stormwater Group was to create a structure; not to develop cost and fee. The cost of fees and projects was developed in house by county staff. The numbers in the tables are very preliminary and do not include everything i.e. credits appeals etc. Brenda went over each table and distributed a handout that showed the formula used to determine the cost.

Brenda gave out pie charts of each individual municipality that showed their projected annual costs for stormwater projects in FY13 – FY18. She went over the charts and explained each stormwater category and how the cost was determined. The pie charts did not include Watershed Implementation Plan (WIP) costs. She

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offered to come to any of the municipalities to go over their numbers in more detail and answer any questions they may have.

### **Accounting for Growth Update**

The Accounting for Growth (Growth Offsets) is a commitment that Maryland Department of the Environment (MDE) made to the Environmental Protection Agency (EPA) as part of the Chesapeake Bay's Total Maximum Daily Loads (TMDL's) which had a requirement to address future loads.

The State formed an Accounting for Growth workgroup to make recommendations related to a growth offset strategy (offset new development loads). The policy proposes to apply to alteration of land or structures that disturbs >5,000 sq. ft.; increases wastewater load or increases non-point source pollution from parcel. The only exception would be certain public works projects that have not yet been determined. Below is the final schedule:

- Work Group reviews draft report – July 26 – August 23, 2013
- AFG Report submitted to MDE by Work Group – August 9, 2013
- Regulation Development – August and September
- MDE briefs Bay Cabinet by end of August
- MDE briefs Committee in September
- Regulation publicized by December 31, 2013

Tom said as it stands no time for public review is planned before the regulations are drafted. Staff is going to recommend that some public process be added after the Work Group Report is completed and before regulations are drafted. The regulations are proposed to go into effect on December 31, 2014.

Brenda has been attending these meetings. She gave out the attached handout and led a discussion on the AFG draft recommendations.

### **Watershed Implementation Plan (WIP)**

Status Report 2013 Milestones - Brenda handed out a draft update on the 2013 Carroll County WIP milestones for everyone's review and comments. Tom requested everyone look over and send a response even if it was just that everything looks alright. The milestones are due to MDE on August 31.

State Requested One-on-One Meeting – State has requested a meeting with all the WIP teams from each County. Everyone agreed that the entire WRCC should be included in the meeting that will be scheduled sometime in September. MDE requested list of discussion points for the meeting ahead of time. WRCC will draft an agenda at the August 28<sup>th</sup> meeting.

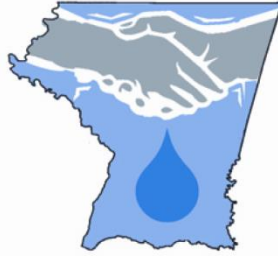
**Open Discussion** - Gale Engles announced that Byron Madigan has been promoted to the Water Resource Supervisor. He will be supervising two Water Resource Specialist and the Water Resource Technician.

The meeting was adjourned at 4:00.

**The next meeting is scheduled for August 28, 2013 at 2:30 in Room 105.**

# Carroll County Water Resource Coordination Council

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## WRCC Meeting Summary August 28, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Rose Mann
Jim Wieprecht	Frank Schaeffer	Monika Weierbach	Byron Madigan
Marge Wolf	Ed Singer	Tom Devilbiss	Perry Jones
Ted Zeleski	Ken Donovan	Joe Barrington	
Glenn Edwards	Sheree Lima	Brad Plante	

The meeting was called to order by Frank Schaeffer at 2:30.

Minutes from the July 24<sup>nd</sup> meeting were approved as written.

Frank Schaeffer started the meeting with a discussion on the Commissioners' request for each municipality to provide information on its rate structure for water and sewer.

### Quarterly Maryland WIP Meeting

Brenda Dinne handed out a draft agenda from Maryland Department of the Environment (MDE) for the summer 2013 Quarterly Maryland WIP Local Engagement meeting. State agency staff is holding one-on-one meetings with local jurisdictions. Carroll County's meeting has been tentatively scheduled for September 23 during the regularly scheduled WRCC meeting. MDE requested we send any items we would like to have added to the agenda for discussion at the meeting to allow their staff to prepare requested information ahead of time. The WRCC identified several issues. Several members indicated that one agenda item to add would be clarification on how the model numbers for load allocations were derived and allocated, including a map linking acres to be treated to nutrient numbers. Brenda suggested asking what the implications of the midpoint assessment (2017) would be and if it would result in new targets and reductions. Under Barriers to Implementation, Frank requested that unrealistic expectations for implementation be included. A discussion of the baseline should be included under technical barriers, and the timeframe for implementation should be discussed under funding barriers. Jim Wieprecht suggested that staff review the letter sent with milestones November 2011 and a letter to EPA in June 2012 to see if we still needed responses to unanswered questions to help identify any additional issues to discuss.

A final agenda will be requested before the meeting so the committee will be prepared for the discussion.

Brenda said there was a three-day MAST Training session on September 10, 11, & 12 (Webinar). She will be sending the link to everyone if they are interested in viewing.

### Stormwater Retrofits – County/Municipal Cost Share – Impervious Surface

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Tom was told the Board of County Commissioners (BCC) wants to work with the municipalities on the stormwater fee. He was asked to have the Water Resource Coordination Council (WRCC) provide a conceptual plan for how the County and municipalities could work together to address this issue for the municipalities in preparation for a joint meeting of the Mayors and BCC. He was also told the meeting would take place sometime in September but a definite date has not yet been set. Frank didn't feel that the WRCC would have enough time to provide a conceptual plan if the meeting was held in September.

Ted Zaleski, Director of Management and Budget for the County, spoke about funding for the stormwater fee. He stated at the present time there is no fee adopted and no plan for future fee adoption. The capital budget includes funding for the stormwater retrofits needed to address our current NPDES MS4 permit. However, there are no additional funds budgeted to assist the municipalities at this time. Funds could only be available by identifying new sources or by the BCC taking funds from something else.

Marge Wolf stated that the towns would be paying a double fee since the County collects property taxes in the municipalities. Ted said 17% of the property tax money collected in the municipalities was given back through the Town/County Agreement.

Frank gave out three tables titled Assessable Base, Untreated Impervious Area, and NPDES Compliance Cost that could be used to discuss various options to jointly address funding the municipal projects/requirements. Marge had Brenda compile a draft Stormwater Remediation Fee Evaluation table that estimated the fee for each municipality.

The meeting was adjourned at 3:50.

**The next meeting is scheduled for September 25, 2013 at 2:30 in Room 105.**



# Carroll County Water Resource Coordination Council

Hampstead \* Manchester \* Mt. Airy \* New Windsor  
Carroll County Health Department



\* Sykesville \* Taneytown \* Union Bridge \* Westminster  
Carroll County Government

## WRCC Meeting Summary October 30, 2013

### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Rose Mann
Jim Wieprecht	Frank Schaeffer	Monika Weierbach	Byron Madigan
Marge Wolf	Jim George	Tom Devilbiss	Perry Jones
Jeff Glass	Dawn Ashbacher	Kevin Hann	Sheree Lima
Glenn Edwards	Sean Hartman	Brad Plante	
Tracy Eberhard	Kate Ansalvish	Janet O'Meara	

The meeting was called to order by Frank Schaeffer at 1:30.

Minutes from the August 28<sup>nd</sup> meeting were approved as written.

Frank Schaeffer started the meeting explaining that the September 25 WRCC meeting was cancelled and a meeting with between the town managers was held in its place. The NPDES permit requirements and potential fees were discussed.

The BCC asked staff to work with the municipalities to propose to the BCC a coordinated fee structure. The Mayors met on October 16 at the Carroll Arts Center to discuss options. There was a good discussion, but nothing specific was decided. The municipalities are trying to schedule a meeting with the BCC to present information that was presented to the Mayors.

### Quarterly Maryland WIP Local Engagement – Summer 2013

A brief review of the current status of the Phase 2 Watershed Implementation Plan (WIP) process was given by Jim George and Vimal Amin from Maryland Department of the Environment (MDE). Vimal gave a presentation titled Maryland's Allocation Methodology (Attached).

After MDE's presentation, the date for the next meeting was discussed. The meeting is to be rescheduled to December 4, as the next meeting would otherwise be held the day before Thanksgiving. In addition, it was decided to cancel the regular December meeting, as it would fall on Christmas day.

The meeting was adjourned at 3:28.

**The next meeting is scheduled for December 4, 2013 at 2:30 in Room 003.**

# Carroll County Water Resource Coordination Council

Hampstead \* Manchester \* Mt. Airy \* New Windsor  
Carroll County Health Department



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Carroll County Government

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## WRCC Meeting Summary December 4, 2013

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### Attendees:

Gale Engles	Brenda Dinne	Steve Miller	Rose Mann
Jim Wieprecht	Frank Schaeffer	Tom Devilbiss	Perry Jones
Marge Wolf	Dawn Ashbacher	Brad Plante	Mark Eisner
Glenn Edwards	Sean Hartman	Ed Singer	

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The meeting was called to order by Frank Schaeffer at 2:40.

Minutes from the October 30<sup>th</sup> meeting were approved as written.

Steve Miller reported on a disaster management meeting he attended at the County office building several weeks ago. Representatives from Maryland Emergency Management Association (MEMA) said they had funds (\$6.3 million) available from Hurricane Sandy and Tropical Storm Lee for emergency generators for water supply, crucial buildings etc. Steve has contact information for anyone interested in applying for funding.

Brad Plante said the Town of Hampstead had already applied and were approved for two generators.

### 12SW Permit –Process Review & Discussion

Glenn Edwards talked about the new General Discharge Permit for industrial activities issued by MDE that goes into effect January 1, 2014. If you are already permitted or have a no exposure status, you need to re-evaluate based on the new regulations. Application for the new permit needs to be completed by June 30. Glenn said staff would go over your permitting activities and anything else you have questions about and would assist in filling out any of the forms. Maryland Department of the Environment (MDE) is having a meeting on December 20 to provide for MS4 permits. Glenn invited anyone interested in attending to ride down with County staff or send him any questions you would like to get answered. Glenn will send a link to MDE's web page that has all the information and forms. A follow-up discussion at the January WRCC meeting is planned.

### EPA Audit - Status

An investigations report was received (final report) to which we responded with comments that would be put into the record. The Environmental Protection Agency (EPA) sent us a formal legal document with eight items from the report on which they will be taking action by invoking a fine. We have the option of paying the fine or trying to negotiate a lower amount. The County will be requesting a meeting to begin the negotiation process. There was also a list of items that would improve our program, most of which had already been done since the 2012 Audit.

*To serve as the lead intergovernmental agency for water resource planning, development and protection.*

### **Water Appropriation Regulations**

Mark Eisner, Advanced Land and Water Inc., spoke about the Brinkley Bill (SB 674 2008). He sat on the committee that discussed the implementation of the bill and attended the hearing on November 21 at MDE for the impending regulations. Mark felt the draft regulations overstepped legislative intent and gave MDE more power over applicants related to groundwater appropriation than granted by the Brinkley Bill. He said there are non-recharge area requirements embedded in the regulation, on page 27, I. Criteria for Approval of Additional Allocation requirements, which was not the legislative intent of the Brinkley Bill. The recharge area is no longer the limiting factor where other work has been done. This bill was intended to provide public water systems in Carroll, Frederick, and Washington Counties with additional water appropriation to accommodate planned growth.

Tom Devilbiss pointed out that Ed Singer also served on the Brinkley Bill committee. He indicated that the proposal puts MDE's unwritten "owned or controlled" policy into regulation.

Written comments on the draft regulations are due to MDE by December 6, 2014. Comments were drafted by County staff and sent to WRCC for review and any additional comments they may have. The comment letter will be sent from the WRCC with Chairman Frank's Schaeffer's signature.

### **Stormwater Fee Status**

The Mayors and Town Managers met with the Board of County Commissioners (BCC) on November 26 to discuss the stormwater fee. Frank Schaeffer felt there was a willingness of the BCC to try to find a short-term funding strategy. The BCC offered to fund the towns with \$2 million over the next two years. They would like the towns' support on their stance with MDE not to collect a stormwater fee since the projects are already funded. Funding for the municipalities will come from budget surplus according to Ted Zaleski. The BCC and Mayors would like the WRCC to provide recommendations for a mechanism for the distribution of funds and how projects would be selected. The idea of a joint NPDES permit was brought up and some of the advantages and disadvantages discussed. Questions were raised as to how it would be determined when and where projects would be chosen and completed. Since the municipalities would need to kick in funds as well, Dawn Ashbacher noted that budget season is approaching, so each municipality will need to determine how they are going to proceed and factor this into budgets. Dawn and Brad agreed to take the lead on creating a list of pros and cons of pursuing a joint permit to be used in continuing discussions. Staff will draft an initial list and forward it before December 18 for use as a starting point for discussions at Town Managers' meeting that day.

The meeting was adjourned at 4:27.

**The next meeting is scheduled for December 4, 2013 at 2:30 in Room 003.**