

MINUTES
FLOOD CONTROL DISTRICT ADVISORY COMMITTEE/PUBLIC REVIEW
April 20, 2011

Committee Members Present: Keith Brann, Andy Dinauer, Carl Larson, Dave Parker, Phil Pearthree, David Pfordt, Doug Shakel, Linwood Smith, Mike Zeller

Flood Control District Staff Present: Chris Cawein, Deputy Director; Terry Hendricks, Chief Hydrologist; Tamara Jorde, Special Staff Assistant; Greg Saxe, Environmental Planning Manager; Andy Seiger, Civil Engineering Manager; Eric Shepp, Floodplain Management Division Manager; Bill Zimmerman, Planning & Development Division Manager

Others Present: Fritz Laos, Town of Oro Valley; Elizabeth Leibold, City of Tucson

The meeting was held at 97 E. Congress Street, Tucson, Arizona, 3rd Floor Conference Room.

APPROVAL OF MINUTES

The committee approved the meeting minutes of March 16, 2011.

QUERY TO THE AUDIENCE

No business.

CONTINUING BUSINESS

D-FIRMs Update

Terry Hendricks, Regional Flood Control District, stated that the DFIRMs will become effective June 16, 2011. The jurisdictions have sent their notification letters out. The number of letters sent out per jurisdiction (declared during the FCDAC meeting) was as follows: Pima County 9,500; the Town of Marana 1,000; the Town of Sahuarita zero (because no structures were involved); the Town of Oro Valley 264; and the City of Tucson 1,461.

Regulatory Updates

Dave Parker stated that on April 15, 2011, the EPA issued a press release as follows:

EPA Solicits Public Comment on Permit to Reduce Stormwater Discharges from Construction Sites

Release date: 04/15/2011

Contact Information: Enesta Jones, Jones.enesta@epa.gov, 202-564-7873, 202-564-4355

WASHINGTON – *The U.S. Environmental Protection Agency (EPA) is releasing for public comment a draft permit that will help improve our nation's waterways by regulating the discharge of stormwater from construction sites. Stormwater discharges during construction activities can contain sediment and pollutants that harm aquatic ecosystems, increase drinking water treatment costs and pollute waters that people use for fishing, swimming and other recreational activities.*

The proposed Construction General Permit (CGP) includes a number of enhanced protections, including enhanced provisions to protect impaired and sensitive waters. Some of the significant proposed permit modifications include new requirements for:

- *Eligibility for emergency-related construction*
- *Required use of the electronic notice of intent process*
- *Sediment and erosion controls*
- *Natural buffers or alternative controls*
- *Soil stabilization*
- *Pollution prevention*
- *Site inspections*
- *Stormwater Pollution Prevention Plans*

· *Permit termination*

Many of the new permit requirements implement new effluent limitations guidelines and new source performance standards for the construction and development industry that became effective on February 1, 2010. These requirements include a suite of erosion and sediment controls and pollution prevention measures that apply to all permitted construction sites.

The permit will be effective in areas where EPA is the permitting authority, including four states (Idaho, Massachusetts, New Hampshire and New Mexico); Washington, D.C.; most territories; and most Indian country lands.

The public will have 60 days to comment on the draft permit. EPA anticipates that it will issue the final construction general permit by January 31, 2012.

The current permit is scheduled to expire on June 30, 2011; however, EPA is proposing to extend the current permit until January 31, 2012 to provide sufficient time to finalize the new permit.

*More information on the proposed construction general permit:
<http://cfpub.epa.gov/npdes/stormwater/cgp.cfm>*

Technical Policy 27 – Private Driveways

Eric Shepp stated that Suzanne Shields, director of the Regional Flood Control District, approved Technical Policy 27. The committee requested that, in the future, that the committee be allowed to recommend approval of the technical policies prior to Suzanne Shields' official approval. In addition, the committee requested that this policy stay on the agenda until they have time to review it again and give their recommendation (attached).

Technical Policy 25 – Sand and Gravel and Other Excavation Operations

Eric Shepp distributed Technical Policy 25 – Permitting Requirements for Sand, Gravel and Other Excavation Operations Located within Flood and/or Erosion Hazard Areas and gave an overview/purpose of the policy as a prelude to committee review and discussion at the May 2011 meeting.

The purpose of this policy is: *To clarify Chapter 16.52 of the Floodplain Management Ordinance (Ordinance) by listing and explaining the information required to demonstrate conformance with provisions of the Chapter for either the development of a new excavation operation, the expansion or modification of an existing operation, or the annual renewal of a previously issued permit for an excavation operation.*

REPORT FROM FLOOD CONTROL DISTRICT STAFF

No discussion.

CALL TO THE AUDIENCE

No business.

AGENDA ITEMS – MARCH 16, 2011 MEETING

No new business.

The meeting adjourned at 8:35 a.m.