

Workgroup Status

Workgroup: Stormwater and Development Workgroup

Status Report Date: April 12, 2006

Team Leader(s): Stu Gansell, DEP; James Wheeler, PSATS

Team Members in Attendance:

Pat Devlin, ACB
Keith Ashley, PBA
Jack Rokavec, PennDOT
Darryl Fritz, DEP
Jack Crislip, DEP

Harry Campbell, CBF
Kristen Goshorn, CCAP
Jim Novinger, DEP
Ken Murin, DEP
James Wheeler, PSATS

Issue(s) Addressed:

- Nutrient trading strawman
- Approval method for adding BMPs
- When/How do retrofits count?
- EPA E&S compliance survey

Status Report and Recommendations:

- The Work Group met on April 10.
- The group scheduled a presentation by Cedric Karper on the current version of the nutrient trading strawman and was also updated on the progress of the Berks County pilot project to encourage more in-depth up-front pre-application work sessions between the permit agencies and developers. This process has shown to significantly improve the compliance of new developments with E&S guidelines and stormwater management.
- The group also continued their discussion of learning more about the method for adding emerging BMPs to the list of those practices approved to generate credits. While an establish approval process exists, concern was expressed that it not be so difficult as to preclude the inclusion of emerging stormwater practices.
- The group was also apprised of the EPA's recent announcements regarding its findings that non-compliance with existing stormwater management laws exceeded 80% across Pa. Further discussion revealed that the EPA had a very limited set of data. DEP was asked to continue their response to this matter.
- The group again discussed issues surrounding the definition of "baseline" for the determination of when credits can be generated. Concern was expressed that few in the regulated community knows exactly the full scope of all the laws that

directly impact land development and stormwater issues, and that additional education and outreach might be a worthwhile effort given the high level of attention this matter is receiving.

- The group will begin finalizing its recommendations, and will schedule its next meeting shortly.