

Welcome to the Water Quality Partnership

Please connect your audio and join.
We will do a sound check at 9:50 a.m.

Connect & Join

1 Connect Audio

2 Join Meeting

Connect to video system | Audio: Use computer audio | Test speaker and microphone

Unmute | Start video | Start Meeting

Participate

Turn on Chat box and Participant list at the bottom right side of your screen.

Participants (1)

Search

Ian Fawley
Host, me

Mute all | Unmute all

Chat

To: Everyone

Enter chat message here

Participants | Chat | ...

Audio Options

- A Use computer for audio
- B Webex calls you. You listen through phone.
- C Call in (using your phone)

- Call US Toll: +1-415-655-0001
- Enter code: ### ### #####

Tip Try your computer audio first.

Audio connection

- Use computer audio
- Call me at
- Call in
- Don't connect to audio

Nothing working? Use the chat box to send us a message.



Navigating the webinar features

Webex

How to Participate

The screenshot shows the Webex interface with several callouts:

- “Host” and “Cohost” will help with technical issues.** This callout points to the participant list on the right, specifically to the entries for Barbara Brooks (Host, me) and Heather Rawley She/Her (Cohost).
- Change the TO “Everyone” to ask questions** This callout points to the dropdown menu in the chat box, which is currently set to Heather Rawley She/Her.
- Click on this symbol to “raise and lower your hand”** This callout points to the hand icon in the bottom toolbar.
- Click on this symbol to open the chat box** This callout points to the chat icon in the bottom toolbar.

The interface includes a menu bar at the top (File, Edit, Share, View, Audio & Video, Participant, Meeting, Breakout Sessions, Help), a search bar, a layout button, a participants list, a chat box, and a bottom toolbar with buttons for Mute, Start video, Share, Record, and a hand icon.



Water Quality Partnership

December 10, 2020

Welcome - Introductions & Program Updates	Vince McGowan	10:00 – 10:10
Program Manager Guest Speakers	Joenne McGerr Annette Hoffmann	10:10 – 10:50
6PPD update	Jeff Killelea	10:50 – 11:00
Water Quality Grants and Loans	Jeff Nejedly	11:00 - 11:15
General Permit Updates	Jeff Killelea	11:15 – 11:30
Watershed Management Updates	Melissa Gildersleeve	11:30 – 11:45
Roundtable	All	11:45 – 11:55
Wrap Up – Future agenda topics	Vince McGowan	11:55 – 12:00





Program Updates

Vince McGowan





Program manager guest speakers
Joenne McGerr & Annette Hoffman



DEPARTMENT OF
ECOLOGY
State of Washington

Joenne McGerr

Program Manager

Shorelands and Environmental Assistance Program

Shorelands & Environmental Assistance

- Update: Federal Waters of the United States (WOTUS) rule
- Update: Federal Section 401 certification rule
- Section 401 permit issue for state shellfish farmers
- Update: Corps Nationwide Permits



Shorelands & Environmental Assistance



Federal WOTUS rule

2020 federal Waters of the United States (WOTUS) rule:

- Redefines water bodies qualifying as WOTUS subject to Clean Water Act protection
- Now, 29% of state wetlands & 14% of state streams lost federal protection



Federal WOTUS rule

State waters no longer within federal jurisdiction are still protected by Washington Water Pollution Control Act **BUT** federal rollback:

- Redefined our established process working closely with the U.S. Army Corps of Engineers.
- Means Corps' Nationwide Permits no longer protect an increased percentage of state wetlands and streams.
- So we are issuing more state administrative orders for waters outside federal jurisdiction.
- Rule creates uncertainty which puts developers at risk of violating state water quality protections.



Federal Section 401 rule

Impedes state authority by:

- Capping amount of information we can request from an applicant.
- Limiting conditions state can put into Section 401 certifications.
- Restricting types of pollution discharges state can review.
- Shortening state review times.



WOTUS and Section 401

- We formally opposed both 2020 federal rules.
- Joined multi-state challenge to both rules, but lawsuit still pending.
- Biden administration seeks to revise both rules.
- We hope we can support any new federal rules but may take 2 years to update each.
- In the meantime, we are complying with both federal rules.
- We have added / are adding more resources to make timely Section 401 decisions and issue administrative orders.



Federal court decision



- June 2020 federal court in Seattle vacated Corps' nationwide permit for state shellfish farmers.
- Now, 900 shellfish farmers need individual Corps permits & state Section 401 certification to operate.



Corps Nationwide Permits

Corps uses Nationwide Permits to approve dredge & fill projects with minimal significant environmental impacts:

- Permits last updated in 2017; typically on 5-year cycle
- In 2020, Corps proposed off-cycle update; in January, they adopted final rule for 16 permits. Another 40 Nationwide Permits to be updated.
- In May, we joined 5 other states, raising concerns how Section 401 rule applied during Nationwide Permit process.
- Corps indicated this month all our Nationwide Permits will be vacated.



What it means

- Our workload has increased.
- More uncertainty as rollbacks fall in place.
- We will not waive state authority.
- Protecting state water quality is our paramount concern.



Thank You!

Questions?





6PPD update – Proviso Implementation

Jeff Killelea



Budget Proviso

- ***(23) \$523,000 of the model toxics control operating account—state appropriation is provided solely for the department to work with the department of transportation, University of Washington-Tacoma, and Washington State University-Puyallup to identify priority areas affected by 6PPD or other related chemicals toxic to aquatic life from roads and transportation infrastructure and on best management practices for reducing toxicity. This includes developing a standard method for the laboratory measurement of 6PPD-quinone and related chemicals. The department will submit a report to the appropriate committees of the legislature by November 1, 2022.***



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Water Quality Grants & Loans

Jeff Nejedly

SFY 2022 Final List – July 1, 2021

Water Quality Combined Funding Summary

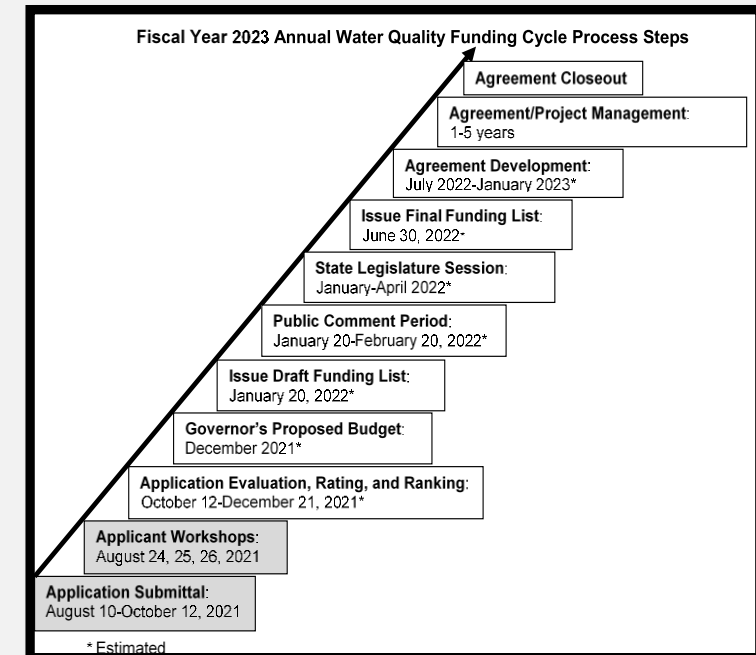
Category	Projects	CWSRF Standard Loan	CWSRF Forgivable Loan	SFAP Grant	Centennial Grant	Section 319 Grant
Nonpoint Source Activity	32	\$2,995,000	\$0	\$0	\$7,804,052	\$1,587,680
Onsite Sewage System	2	\$10,020,000	\$2,000,000	\$0	\$6,000,000	\$0
Stormwater Activity	9	\$115,828	\$115,828	\$5,392,407	\$0	\$0
Stormwater Facility	37	\$7,294,238	\$0	\$29,460,081	\$0	\$0
Wastewater Facility-Hardship	5	\$13,980,596	\$459,360	\$0	\$7,217,044	\$0
Wastewater Facility	22	\$184,572,695	\$2,478,703	\$0	\$0	\$0
Wastewater Facility-Refinance	1	\$172,000	\$0	\$0	\$0	\$0
Totals	108	\$219,150,357	\$5,053,891	\$34,852,489	\$21,021,095	\$1,587,680

Total Funding Proposed: \$281,665,511

SFY 2023 WQ Combined Funding Cycle

Key Dates

- **August 10, 2021**: application opens
 - **Virtual Applicant Training Workshops: Tentatively August 24, 25, 26**
- **October 12, 2021**: applications due—by 5:00pm
- **January 20, 2022** : Draft List published
- **June 30, 2022**: Final List published
- **January 31, 2023**: agreements signed
- **April 30, 2023**: work underway
- **June 30, 2024**: activity projects completed
- **June 30, 2026**: facility projects completed



Stormwater Capacity and GROSS Grants

Funding Provided in 2021-23 Operating Budget – \$8.6 million

- Grants of Regional or Statewide Significance (GROSS):
 - Projects that provide benefits for more than one permittee
 - Cities and counties regulated under a Municipal Stormwater General Permit
 - Applications Accepted June 1 – July 30, 2021
- Stormwater Capacity Grants
 - Phase I and Phase II NPDES municipal permittees
 - Activities and equipment necessary for permit implementation
 - Currently wrapping up the 2019-21 grants and preparing to award the new 2021-23 grants

Puget Sound Nutrient Grants

Funding Provided in 2021-23 Capital Budget – \$9 million

- Funds focused on:
 - 58 identified facilities
 - Support PSNGP implementation
 - Operational efficiencies and planning for NR improvements
- Development of funding guidelines: June-Aug 2021
 - Application process – EAGL online – Streamlined
 - Establish Grant amounts and Eligible costs - no match requirement
 - Stakeholder input from FAC and PSN Forum
- Grant Award Timing – coordinated with expected issuance of the GP
 - Fall 2021
 - Project schedule: up to 3 years



General Permit Updates

Jeff Killelea





General Permit Fact Sheet display





Watershed Management Updates

Melissa Gildersleeve

Watershed Management Section Updates

- Water Quality Assessment—comment period closed
 - Over 250 detailed comments on listings and 17 comment letters that include much more.
 - Submit to EPA by end of August and then start call for data for next WQ Assessment
- Water Quality Standards
 - Chelan UAA rule comment period closed
 - Salmon Spawning Rule – goal-- draft rule this fall
 - Triennial Review-this summer/fall



Watershed Management Section Updates

- Guidance for Agriculture
- Forestry
- Puget Sound Nutrient Reduction Project

Other items?





Wrap Up

Vince McGowan

