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**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
December 16, 2003

SUBJECT: NPDES Stormwater Discharge Permit - Implementation Agreement between the District, the County of Riverside and the Cities of Beaumont, Calimesa, Canyon Lake, Corona, Hemet, Lake Elsinore, Moreno Valley, Murrieta, Norco, Perris, Riverside and San Jacinto

RECOMMENDED MOTION:

Approve the multi-year agreement and authorize the Chairman to sign the agreement on behalf of the District.

BACKGROUND:

The implementation agreement is a requirement of the NPDES Municipal Stormwater Discharge Permit (NPDES Permit) issued by the Santa Ana Regional Water Quality Control Board (Board Order R8-2002-0011). The agreement establishes the responsibilities of each party with respect to the NPDES Permit for the Santa Ana region. The District currently spends over \$2 million per year for program implementation.

Continued on Page 2.

TMR:cas

FORM APPROVED
COUNTY COUNSEL

DEC 02 2003

Michael D. Rawson
for **WARREN D. WILLIAMS**
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$2,366,065 (est.)	In Current Year Budget:	Yes
	Current F.Y. County Cost:	\$0	Budget Adjustment:	No
	Annual Net District Cost:	\$2,266,065 (est.)	For Fiscal Year:	FY03/04-FY07/08

SOURCE OF FUNDS: Sufficient funding is available in the Santa Ana Benefit Assessment Fund (25190-947560).	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature *A. Duggan*

Policy Policy

Consent Consent

Dep't Recomm.:
Per Exec. Offc.:

Prev. Agn. Ref.: | District: 1, 2, 3, 5 | Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

11.4

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In 1987, Congress passed the federal Clean Water Act to require public agencies which serve urbanized areas to obtain permits to discharge urban stormwater runoff from municipally owned drainage facilities including streets, highways, storm drains and flood control channels. In California, the United States Environmental Protection Agency has delegated its NPDES permitting authority to the State Water Resource Control Board (SWRCB). The SWRCB issues and enforces NPDES Municipal Storm Water permits throughout its nine California Regional Water Quality Control Boards (CRWQCB).

In the case of the Santa Ana watershed, the District, along with the County and 12 cities obtained a joint NPDES storm water permit from the CRWQCB – Santa Ana Region on Oct 31, 2002. The District functions as the Principal Permittee for this permit.

As principal permittee, the District is responsible for implementing its own Urban Runoff Program activities, as well as coordinating the activities of the County and 12 Cities. District responsibilities include implementing an area-wide public information program, performing water quality monitoring and facilitating coordination meetings for permittee technical advisory staff and managers. The District also initiates and develops implementation guidance documents such as the Drainage Area Management Plan (DAMP) and the Water Quality Management Plan (WQMP).

The District coordinates other area-wide programs such as the Compliance/Assistance Program (C/AP), which is an Urban Runoff survey conducted at commercial and industrial businesses as part of Department of Environmental Health Hazardous Materials and Food Service Facility inspections. The District contributes further financial support to DEH for Household Hazardous Waste (HHW) and Antifreeze, Battery, Oil and Latex Paint (ABOP) collection programs. The District also provides funding to County Hazardous Materials Emergency Response Team to respond to incidents to control discharge of pollutants to waters of the State.

In support of permit requirements, the District participates in and provides financial support for regional Urban Runoff efforts such as the Chino Basin and San Jacinto Total Maximum Daily Load (TMDL) programs, the San Jacinto Watershed Council, and the Santa Margarita Monitoring Coalition. The District also maintains membership in and contributes to the California Stormwater Quality Association (CASQA). Membership involves interaction with stormwater managers at City, County, and State levels, State and Federal regulators, and other stakeholders to evaluate policies, procedures and laws concerning stormwater management.

The cost of the District's various NPDES permit compliance activities fluctuate from year to year. Although some expenses do not change significantly on a yearly basis, certain costs are cyclical (e.g., preparing Permit applications) while expenses associated with collecting water samples and performing laboratory analysis may vary according to the amount of rainfall or in response to CRWQCB information requests. Costs associated with the development, production and distribution of public education materials are not always incurred on a fiscal year basis. Consulting services are also needed at various times to assist the District with the development of Permit required programs or activities. Also, certain activities or programs may be expanded or curtailed from time to time and, occasionally, new programs or activities must be developed and implemented.

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The County Executive Office will have a companion item to their Board for consideration this same date.

FINANCIAL:

The agreement specifies cost sharing for certain program components. Participants reimburse the District for up to \$100,000/year combined. Shared and non-shared costs incurred by the District will be funded by the existing Santa Ana Benefit Assessment Area.