

ATTACHMENT B

Revised Language for 4.E.III.2.c of the Tentative Ventura MS4 Order (Alternative Compliance Measures)

(c) Alternative Compliance Measures. When a permittee finds that a project applicant has demonstrated technical infeasibility, the permittee shall identify alternative compliance measures that the project will need to comply with as a substitute for the otherwise applicable post-construction requirements listed in subparts 4.E.III.1.(a)-(c) of this permit. The Ventura County Technical Guidance Manual shall be revised to identify the alternative compliance measures and shall include the following requirement:

(1) Minimum on-site requirement. The project must take all feasible measures to reduce the percentage of

Effective Impervious Area to no more than 30 percent of the total project area and treat all remaining runoff pursuant to the design and sizing requirements of subparts 4.E.III.1.(b)-(d).

(2) Offsite mitigation volume. The difference in volume between the amount of stormwater infiltrated, reused, and/ or evapotranspired by the project on-site and the otherwise applicable requirements of subparts 4.E.III.1.(a)-(c) (the "offsite mitigation volume'), above, must be mitigated by the project applicant either by performing offsite mitigation that is approved by the permittee or by providing sufficient funding for public or private offsite mitigation to achieve equivalent stormwater volume and pollutant load reduction through infiltration, reuse, ~~and/or~~ evapotranspiration and/or biofiltration.

- For projects with demonstrable technical infeasibility that cannot reduce the Effective Impervious Area to 5% or less of the total project, but are able to reduce the Effective Impervious Area to no more than 30 percent of the total project, mitigation or payment in lieu must be equivalent to the amount of stormwater not managed on site.
- For projects with demonstrable technical infeasibility that cannot reduce the Effective Impervious Area to 30% of the total project or less, mitigation or payment in lieu must be for 1.5 times the amount of stormwater not managed on site.