

**Alternative Compliance Pathway for Receiving Water Limitations
May 21, 2015**

MS4 Topics for Discussion (Not Prioritized)

- Seeking clarification that a Copermittee can comply with its numeric goals either at the outfall or in the receiving water.
- Seeking clarification that the *Alternative Compliance Option* should be utilized for Provision B.3.c(1)(a)(iii) persistent exceedances and that non-persistent exceedances can be addressed in existing watershed or jurisdictional programs.
- Seeking clarification that the *Alternative Compliance Option* will apply to TMDLs and water quality based effluent limitations.
- Applying the *Alternative Compliance Option* to the planning phase of WQIPs.
- Including dry weather flows in the *Alternative Compliance Option* or clarifying that a Copermittee is in compliance with non-stormwater discharges prohibition by implementing Provision E.2.
- Linking Provision A to the *Alternative Compliance Option*.

Alternative Compliance Pathway Workshop

Thursday, May 21st.

Topics

In-depth discussion of how Provision B.3.c(1)(a)(i)-(iii) will work:

- Seeking clarification that a Copermittee can comply with its numeric goals either at the outfall or in the receiving water.
- Seeking clarification that the *Alternative Compliance Option* should be utilized for Provision B.3.c(1)(a)(iii) persistent exceedances and that non-persistent exceedances can be addressed in existing watershed or jurisdictional programs.
- Seeking clarification that the *Alternative Compliance Option* will apply to TMDLs and water quality based effluent limitations.

Topics

- Seeking clarification the *Alternative Compliance Option* will apply to dry weather flows.
- Applying the *Alternative Compliance Option* to the planning phase of WQIPs.
- Seeking clarification that compliance with Provision E.2 means compliance with non-stormwater discharges.
- Linking Provision A to the *Alternative Compliance Option*.

Numeric Goals

Issue: Need for Outfall or
Receiving Water “Goals.”

Resolution: Include “Outfalls or
Receiving Waters” in B.3.c.(1)(ii).

Non-Persistent Exceedances

Issue: Need for compliance pathway for single or intermittent exceedances of water quality objectives?

Resolution: Single or intermittent exceedances addressed through watershed or jurisdictional programs

TMDLs & WQBELs

Issue: Significance of A.3

Resolution: Compliance option needs to cover TMDLs and WQBELs

Interim WQIP Compliance

Issue: Need to have a compliance pathway during WQIP development.

Resolution: Specifically describe pathway in B.3.c.

Non-Stormwater Discharges

Issue: Non-stormwater discharges

Resolution: Compliance with Provision E.2 means compliance with the requirement to effectively prohibit non-stormwater discharges.

Provision A

Issue: Compliance needs to be clear.

Resolution: Need to link Provision A to Provision B.3.c.