

List of Revised Pages

1. WQMP Guidance, page 10, Section 1.4 – revision shown below
2. Exhibit D – Transportation Project Guidance, page 1-3, Table 1-1, revision shown below
3. Exhibit D – Transportation Project BMP Template, page 6-12, Table 1.1, revision shown below
4. See the comment response matrix for the following revised pages:
 - a. WQMP Guidance, page 4
 - b. WQMP Guidance, page 8
 - c. WQMP Guidance, page 34
 - d. WQMP Guidance, page 37
 - e. WQMP Guidance, page 55
 - f. WQMP Guidance, page 85
 - g. WQMP Template, Exhibit B, page 12
 - h. WQMP Template, Exhibit B, page 13
 - i. WQMP Template, Exhibit B, page 17
 - j. WQMP Template, Exhibit B, page 21
 - k. WQMP Template, Exhibit B, page 25
 - l. WQMP Template, Exhibit E Checklist
 - m. Transportation Project Guidance, page 2-1
 - n. Transportation Project Guidance, page 2-2
 - o. Transportation Project Guidance, page 3-4
 - p. Transportation Project Template – pages 6-19, 6-20, 6-21

1.4 WQMP REQUIREMENTS FOR PROJECTS IN PROGRESS

Requirements for preparing Project-Specific WQMPs have been in place for all applicable projects submitted to the Co-Permittee after December 31, 2004. The 2010 SAR MS4 Permit however includes new/additional requirements for WQMPs that are reflected in this revised WQMP Guidance Document. The following describes how these new requirements will be applied to category projects that have already begun the process of securing approvals from the Co-Permittee.

Pre-Approved Projects

~~Pre-Approved Projects will be grandfathered into compliance based on their already Co-Permittee-approved preliminary Project-Specific WQMP.~~ Pre-Approved Projects are those Development Projects that have a Co-Permittee-approved preliminary Project-Specific WQMP and have received discretionary approvals from the Advisory Agency as defined in the California Subdivision Map Act ~~or local ordinance prior to 45 days from the approval of this revised WQMP by the Regional Board.~~ These **Development Approved** Projects have been issued Conditions of Approval for land use entitlements consisting of land divisions (tract and parcel maps), conditional use permits, and surface mining permits or similar land-use entitlements. **Pre-Approved** Projects **meeting the criteria below** may pursue grading, building or occupancy permits without triggering the New Development/Significant Redevelopment requirements of this revised WQMP.

~~Development Projects that have already been issued Conditions of Approval for land use entitlements prior to 45 days from the approval of this revised WQMP~~ **Approved** Projects are not exempt from the New Development/Significant Redevelopment requirements of **this revised WQMP if they are filing for a new revision, extension, modification or change of their land use entitlement(s) for which Conditions of Approval have been previously issued and whose approval is considered discretionary (excluding grading, building, and occupancy permits).**

If you believe your project may be grandfathered, check with the Co-Permittee to verify applicable requirements. Each Co-Permittee individually determines how and when projects will be allowed to be grandfathered pursuant to each Co-Permittee's LIP. To summarize, for all projects which a map or permit for discretionary approval is sought the following minimum requirements apply:

- Consistent with MS4 Permit section XII.L, projects approved prior to 45 days from the date of Regional Board approval of this revised WQMP will continue to comply with the WQMP dated January 22, 2009.
- Consistent with MS4 Permit section XII.L, project approvals **beginning** 45 days from the date of Regional Board approval of this revised WQMP, Project-Specific WQMPs will be required to meet the new LID and HCOC requirements herein to the MEP.
- As described in XII.E.1, beginning six months after the date of Regional Board approval of this revised WQMP, all projects that meet the criteria of Table 1-1 that are not Approved Projects, will be required to prepare a Project-Specific WQMP that fully meets the requirements of this revised WQMP Guidance Document.

C. Applicability

The effective date of this Guidance is six months after the approval of the Guidance by the Santa Ana RWQCB Executive Officer. Its requirements do not apply to all proposed projects. Transportation Projects are implemented to address many needs, ranging from improving the transportation network to support local and regional development, to meeting public safety and maintenance needs. Given the vast array of potential activities carried out to develop and manage transportation networks, project owners and operators should consult this Guidance, as needed, to evaluate its applicability to a proposed project. **Table 1-1** and **Figure 1-1** summarize Guidance applicability.

If a finding is made that this Guidance applies, then the project owner and operator should continue to use this Guidance to ensure compliance with MS4 Permit requirements applicable to Transportation Projects. If it is determined that this Guidance does not apply to the Transportation Project, this finding, along with the basis for the finding, should be documented in the project file.

Table 1.1. Transportation Project Guidance Applicability

<p>The Transportation Project Guidance applies to the following projects:</p> <ul style="list-style-type: none"> Public Transportation Projects in the area covered by the Santa Ana Region MS4 Permit, which involve the construction of new transportation surfaces or the improvement of existing transportation surfaces (including Class I Bikeways and sidewalks).
<p>The Transportation Project Guidance does not apply to the following projects that are either exempt or covered by other MS4 Permit requirements:</p> <ul style="list-style-type: none"> Transportation Projects that have received CEQA approval by the effective date of this Guidance Emergency Projects, as defined by this Guidance (see Section 2 of the Guidance) Maintenance Projects, as defined by this Guidance (see Section 2 of the Guidance) Dirt or gravel roads Transportation Projects that are part of a private new development or significant redevelopment project and required to prepare a Water Quality Management Plan (WQMP) Transportation Projects subject to other MS4 Permit requirements, e.g., California Transportation Department (Caltrans) oversight projects, cooperative projects with an adjoining County or an agency outside the jurisdiction covered by the Santa Ana Region MS4 Permit Transportation Projects that have received California Environmental Quality Act (CEQA) approval prior to the approval date of this Guidance

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