

The Stormwater Management Act of 2007 Update

May 2008

I. Current Status

Six (6) Focus Group Meetings were completed and wide-ranging Chapter 5 comments received from varying points of view (design engineers, developers, localities, advocates, citizens). Major issues raised: Redevelopment, definition of maximum extent practicable (MEP), Core Principles, Public Works Code Impediments, Complete Design Manual Reorganization, Education, Retrofitting, Maintenance, etc.

Ongoing Activities:

- (1) Summaries of focus group meetings;
- (2) Responses to the thirteen (13) Core Principles;
- (3) Design schematics;
- (4) Modeling ESD design scenarios for medium, high density residential developments, commercial, etc. by consultants and MDE staff;
- (5) Leading redevelopment policy discussions by email with a workgroup;
- (6) Leading comprehensive sediment and stormwater plans review discussions; and
- (7) Answering phone calls, emails, referrals, and outreach requests regarding the Act.

II. Schedule

The original schedule proposed that the final draft design standards and schematics, technical guidance, draft regulations, and a model ordinance would be available by May 31st. The overall goal remains to begin the formal 90+ regulation promulgation in September 2008 and to have an updated stormwater regulation package (e.g., New Chapter 5, Modified Regulations, New Model Ordinance) that addresses the Act adopted by December 31, 2008. Interim milestones have been adjusted to complete the activities listed below. The revised interim schedule follows:

May 31, 2008 - Webpage updates: Focus Group Summaries, Core Principles response summaries, revised schedule, Redevelopment participants' list, Plan Review participants' list

June 30, 2008 - Distribution of: Proposed Redevelopment policy, Proposed ESD design sizing criteria, Detailed MDE response to recommended core principles

July 31, 2008 - Open meeting at MDE

September 1, 2008 - Final Draft Chapter 5, COMAR modifications, model ordinance

September 31, 2008 - Begin formal adoption process

December 31, 2008 - Final adoption

III. Key Issues

- Core Principles (ESD Efficiencies, Structural BMPs and the Virginia Approach, Nutrient Limits, Turbidity Standards) - detailed responses being composed, preliminary responses available on MDE's web page
- Redevelopment - workgroup engaged, participants' list available on MDE's web page
- Minimum ESD implementation (Definition of MEP) – modeling ongoing
- Integrated sediment control and stormwater management plans review; concept plan requirement - workgroup engaged, participants' list available
- Public Works Code Modifications - to be started
- Chapter 5 modifications needed - redevelopment and sensitive waters protection policy
- COMAR modifications - will be completed after policy development and modeling
- Model Ordinance - will be completed after policy development and modeling