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Jurisdiction Restore Clean Water Action Items

January 1, 2012 – December 31, 2013 Jurisdiction Programmatic Two-Year Milestones

	Target Date	Milestone (WIP page reference)*	Deliverable	Lead Agency	Comments/Status Updates
Urban and Construction Stormwater					
1.	12/31/13	Reduce concurrent permitted disturbed construction area (p. 34 and Appendix B. 6)	Reduction in concurrent permitted disturbed construction area	DEP	These reductions are currently being met.
2.	12/4/12	Reissuance of the Construction Stormwater General Permit	Permit	DEP	The reissuance of the Construction Stormwater Permit has been completed. The permit was issued on December 5, 2012 and became effective on January 4, 2013.
3.	12/31/12	Complete statewide stormwater management guidance manual (p. 37 and 39)	Statewide stormwater manual	DEP	The manual was completed and released in December 2012.
4.	6/30/12	Complete MS4 annual reporting form with Chesapeake Bay reporting supplement (p.41)	Annual Report Form with Chesapeake Bay supplement	DEP	The statewide annual report form is under development at this time and several meetings have been held with the consultant. The Chesapeake Bay supplement is 100% complete at this time.
5.	12/31/13	If indicated by census urbanized area delineation, bring new Jefferson County MS4s under WV's MS4 general permit (p.35)	MS4 permittees	DEP	The census for urbanized areas has been released and Jefferson County did not have any MS4 designated areas. West Virginia will perform a comprehensive assessment of new growth and nutrient loadings from the urban stormwater sector in 2015. If the assessment indicates

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					that the urban stormwater sector goals will not be attained then West Virginia will pursue residual designation authority for those areas .
6.	12/31/12	Develop an evaluation protocol to verify that new and existing regulated and non-regulated urban and construction stormwater BMPs are in place and functioning as designed (p.41)	Copy of form or web site	DEP	DEP is using materials provided by the Center for Watershed Protection and the urban stormwater workgroup to incorporate evaluation protocols into our BMP verification work and database.
7.	6/30/13	Site visits for urban stormwater BMP evaluations following the protocol and for reporting to the Chesapeake Bay Program through NEIEN (p.42)	150 sites	DEP	140 completed, but with staff turnover, we are not yet in a position to report through NEIEN.
8.	12/31/12	Develop and implement a tracking and reporting system for stormwater BMPs within and outside of MS4 areas and for industrial stormwater BMPs	Tracking system	DEP	Tetra Tech is finalizing WV DEP's urban BMP database that is compatible with NEIEN.
9.	6/30/13	Training for local MS4 inspectors on construction stormwater and post construction BMP evaluation (p. 37)		DEP	
10.	12/31/12 12/31/13	Provide funds to local governments from CBRAP to facilitate reviews/audits of county codes and ordinances and to adopt provisions of the model stormwater ordinance.	CBRAP grant reports on projects	DEP	Morgan and Jefferson Counties are currently being provided CBRAP funds to review and update their ordinances. Harpers Ferry and Bolivar are proceeding without CBRAP funds.
Wastewater – see attachment for additional details					

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11.	6/30/13	Upgrades to Shepherdstown, Fort Ashby/Frankfort PSD, and WVDNR Reeds Creek for TN and TP WLA compliance (App. A.1)	2013 progress report	DEP	Upgrades to Shepherdstown and Fort Ashby/Frankfort PSD are complete as of 12/31/12. Reeds Creek is currently in compliance with WLAs.
12.	12/31/12 12/31/13	Tracking of WWTP upgrade and permit compliance schedules		DEP	Spreadsheet being developed for tracking as of 12/31/12.
Offsets and Trading					
13.	3/31/12	Finalize point and nonpoint source baselines	Final Phase 2 WIP	DEP	
14.	ongoing	Approve offset and trading requests on a case by case basis	Draft permits to EPA	DEP	As of December 2012, we have no facilities required to offset their load or trade.
15.	12/31/12	Address unresolved Tier 1 and Tier 2 recommendations from EPA	Quantitative demonstration to EPA	DEP/WVDA	DEP is on schedule to deliver our Tier 1 sector growth demonstration by the extended deadline of February 28, 2013.
16.	12/31/13	Address applicable unresolved recommendations that are common to all jurisdictions.			WV has a clear and transparent plan / process for offsets through our NPDES permit. We will not be establishing a new program at this time.
Agriculture – see attachment for additional details					
17.	3/31/12	Draft permitting and monitoring and enforcement strategies for CAFO WV/NPDES program	Strategies	DEP	WV included this milestone at EPA's request. DEP is working with EPA on our first CAFO permit and is conducting inspections and providing inspection reports to EPA R3. Monitoring is being undertaken at CAFO sites where a

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					discharge is occurring. Informal and formal enforcement actions have been pursued as needed to promote compliance with the “duty to apply” requirement.
18.	5/31/12	Review and update P-Index	P-index	Agriculture	Currently under review – modifications are expected
19.	7/31/12	Revise state code to incorporate WV Nutrient Management Rule	State Code	WVDA	Completed – Rule went into effect on July 1, 2012
20.	6/30/12	Fill WVDA/NRCS cooperative position to focus on Farm Bill implementation in priority watersheds		WVDA	Completed – Employee began in this position on February 1, 2012
21.	6/30/12	Review, adapt and begin implementation of new NRCS 590 Standard	NRCS Technical Standard	Agriculture	Currently under review – expected to be released in 2013
22.	12/31/12 12/31/13	Develop nutrient management plans for CAFOs	WV/NPDES permits	WVDA	Nutrient Management Plan was recently completed for first permitted CAFO in WV
23.	12/31/13	Conduct outreach and education to encourage producers to install and maintain BMPs		Agriculture	WV Agriculture Agencies accomplished the following: • Thirty Two BMP related outreach events • Seven BMP related Brochures / Handouts • Three Publications covering BMP implementation efforts • Several meetings with producers

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					that WVDA's NM Specialists, CAFO Specialist, Tracking/Reporting Specialist, and Poultry Specialist had regarding BMPs and installation • Two 'Environmental Management for Horse Owners' programs • Several on-site meetings with producers where Extension Specialists encouraged and educated regarding BMP installation • Printable versions of Extension CAFO web pages distributed to field offices • Two cover-crop field days, sponsored by the Conservation Districts and the NRCS • Agricultural Enhancement Program announced drainage wide (2 CD's) news articles and brochures promoting signup and implementation through Conservation Districts. • Two Day CREP training for 46 staff promoting program to staff and farming community. • James River, Anderson Run and

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					Back Creek watershed based plans and protection plans being developed with ongoing stakeholder participation- usually monthly. • Litter Technology Baling Work Plan Development • Hosted Bay videographer for agricultural video highlighting Ag Enhancement and Farm Bill Programs.
	* As part of the adaptive management process for achieving water quality goals, jurisdictions may submit programmatic milestones that modify, are in place of, or are in addition to milestones listed in their Phase I WIPs so long as the jurisdiction can demonstrate that they will be as effective toward meeting water quality goals.				