



BAY TMDL & WIP DEVELOPMENT SCHEDULE

Att. 3a

(As of 9/8/11)

2010

- September 24 – November 8 – Public Comment Period (for TMDLs & WIPs)
 - COG Comments Submitted to EPA & MD/VA
- Late November – early December – States/DC Submitted Final Phase I WIPs
- December 29 – EPA Issued Final Bay TMDLs in Federal Register
 - Included specific load caps for individual VA stormwater permits

2011

- State coordination with local governments/utilities re: load allocations & Phase II WIPs:
 - MD designated county liaisons; VA using regional planning agencies (e.g., NVRC) - Several initial meetings have been held to-date (e.g., NVRC, Maryland counties)
 - District has held its meeting with its Federal stakeholders & will be meeting with local stakeholders
 - MD – Considering trading within major basin (e.g., Potomac) & initial/overall county-level reductions
- Agricultural lawsuit submitted/complaints re: EPA: a) exceeded authority, b) based TMDL on flawed assumptions, and c) did not provide sufficient time for public comment
- April 30 - EPA distributed *Guide for Federal Lands and Facilities' Role in Chesapeake Bay Jurisdictions' Phase II Watershed Implementation Plans*
- May 9 - EPA distributed *2-Year Milestone Guide* to the states/District and federal agencies
- **June 30** - EPA processed two agreed-upon changes to Watershed Model, and proposed nitrogen, phosphorus and sediment allocations for the 19 state-basins (States/District to evaluate them)
- **Aug. 1** - EPA released finalized nitrogen, phosphorus and sediment allocations for the 19 state-basins, which were 2-3% higher than the original allocations (*two weeks later than original schedule*)

November 1 – States/District submit preliminary 2012-2013 jurisdiction milestone commitments to EPA for scenario analysis (to determine how much milestone commitments will reduce loads)

- **December 15**– States/District to submit Draft Phase II WIPs to EPA (*2 week extension*)
 - Loads to be sub-allocated to local (county & conservation district) level
- **December 31** – Bay States must complete first set of 2-Year Milestones
- **December** - EPA to potentially revise TMDLs - Based on refined Watershed Model (WSM) updates

2012

- **January 3** – States/District to submit 2012-2013 jurisdiction milestone commitments to EPA
- **February 15** - EPA to submit formal comments on draft Phase II WIPs (*2 week extension*)
- **March 30** – States/District to submit Final Phase II WIPs to EPA (*only 1-1/2 months to finalize*)

2017

- Phase III WIPs to be Submitted – Draft by June 1, Final by November 1
- EPA to assess implementation progress
 - 60% of WIP Implementation to be Achieved & Ensure practices in place to achieve 2025 goal
- EPA to determine whether appropriate to use additional WSM updates for WIPs & and whether to revise TMDL allocations

2020

- Maryland expects to achieve 100% WIP Implementation

2025

- 100% of WIP Implementation to be Achieved Bay-wide
- EPA could revise TMDL/ propose a Use Attainability Analysis (UAA) to modify the standards used to establish the TMDL (*i.e., if the proposed 'Use' is legally deemed to be not achievable/attainable*)