

# **BAY TMDL & WIP DEVELOPMENT SCHEDULE**

(as of 6/7/11 WRTC Meeting)

## **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**

- **Spring**
  - 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 to complete and process two agreed-upon changes to Watershed Model, and propose nitrogen, phosphorus and sediment allocations for the 19 state-basins (States/District to evaluate them)
- **July 15** - EPA to finalize nitrogen, phosphorus and sediment allocations for the 19 state-basins
- **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 1** – States/District to submit Draft Phase II WIPs to EPA (6 month 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
- **January 31** - EPA to submit formal comments on draft Phase II WIPs
- **March 30** – States/District to submit Final Phase II WIPs to EPA (5 month extension)
  - Still allows only 4 months to finalize details of Phase II WIPs and local commitments

## **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*)