



Local governments working together for a better metropolitan region

Chesapeake Bay and Water Resources Policy Committee

Date: May 21, 2010
Time: 10:00 a.m. - 12 noon*
Place: Third Floor Board Room
777 North Capitol Street, NE
Washington, DC 20002

- District of Columbia
Bladensburg*
Bowie
College Park
Frederick
Frederick County
Gaithersburg
Greenbelt
Montgomery County
Prince George's County
Rockville
Takoma Park
Alexandria
Arlington County
Fairfax
Fairfax County
Falls Church
Loudoun County
Manassas
Manassas Park
Prince William County

*Lunch will be available for committee members and alternates after the meeting.

Meeting Agenda

- 10:00 1. Introductions and AnnouncementsHon. Cathy Drzyzgula, Chair
City of Gaithersburg
• Executive Council meeting June 3
10:05 2. Approval of Meeting Summary for March 19, 2010.....Chair Drzyzgula
Recommended action: Approve DRAFT Meeting Summary (Att. 2).
10:10 3. Role of Lawn Fertilizer in Bay Restoration.....Gary Felton
University of Maryland
.....Heidi Bonnaffon, COG staff
10:40 4. Report on CBF-EPA Settlement, Other Developments.....Steve Bieber, COG staff

Ms. Bonnaffon of COG staff will provide a brief summary of the current status of legislative and regulatory initiatives in the region addressing the potential for pollution from lawn care. Dr. Felton, a professor in the university's Department of Environmental Science and Technology and Chair of Maryland's Urban Nutrient Management Workgroup, will present data on the extent of nutrient runoff from lawns and other turfgrass areas in the region. He also will address what steps have already been taken to address this issue.

Recommended Action: Provide guidance to staff on developing legislative policy on this issue.

Mr. Bieber of COG staff will summarize a settlement of potential litigation that was reached by EPA and the Chesapeake Bay Foundation and announced May 11(Att. 4). He will discuss delays in some aspects of the schedule for issuing a Bay-wide series of TMDLs and their accompanying state-based watershed implementation plans. And he will note the Water Resources Technical Committee's discussion of these related issues, which focused on the implications for local government input into the process, and present the committee's recommendation for a letter expressing concern.

Recommended Action: Send a letter to EPA Region III regarding the implications for public input of recent changes in the WIP/TMDL development schedule.

11:05 5. **Decision on FY 11 Regional Water Fund Work Program and Budget**..... Ted Graham, Dir. of Water Resources

Pursuant to its bylaws, the committee is charged with approving the annual work program and budget allocations for COG's regional water resources program. Dr. Graham will summarize the proposed FY 2011 work program (*Att. 5a*), including key deliverables and expected outcomes. The Water Resources Technical Committee met on May 13, 2010, and recommended approval by the CBPC (*Att. 5b*).

Recommended Action: Approve FY 2011 work program and budget allocations.

11:20 6. **Update on Federal Legislation** Karl Berger, COG staff

- Chesapeake Clean Water and Ecosystem Recovery Act
- National Capital Region Land Conservation Act

Mr. Berger will update the committee on developments regarding these two pieces of federal legislation, both of which have been tracked by the committee. The former, which was introduced last fall by Maryland Sen. Ben Cardin, is due to be re-introduced in revised form shortly (*Att. 6*). The latter bill was endorsed by the COG Board at its April 14, 2010, meeting upon a joint recommendation by this committee and the Metropolitan Development Policy Committee.

Recommended Action: Determine if COG should establish a policy on the Cardin bill.

11:35 7. **Update on Gulf Oil Spill** Mr. Bieber

Mr. Bieber will provide a brief update on the potential for oil from the Deepwater Horizon spill to reach the Chesapeake Bay and what problems it could pose if it does reach the Bay.

11:45 8. **Update on Committee Tour** Ms. Bonnaffon

Ms. Bonnaffon will review the arrangements for the committee tour of green roof installations in the District of Columbia, which is scheduled for the morning of June 4.

11:55 9. **New Business** COG staff, Members

12:00 10. **Adjourn**

(The next meeting is scheduled for Friday, July 16, 2010, 10 a.m. - 12 noon.)

Enclosures/Handouts:

- Item 2 DRAFT meeting summary of March 19 2010
- Item 3 "Sources of Phosphorus Loads to the Bay..." downloaded from chesapeakebay.net
- Item 4 Washington Post article of 5/12/2010; EPA, CBF press releases regarding settlement reached between EPA and the plaintiffs in *Fowler vs. United States of America*
- Item 5a FY 11 Regional Water Fund Work Program and Budget

- Item 5b Memo to CBPC from WRTC re Regional Water Fund
- Item 6 COG staff summary of revisions to S. 1816, the "Chesapeake Clean Water and Ecosystem Restoration Act."

Additional materials:

- Add 1 EPA-CBF settlement agreement of 5/11/2010
- Add 2 Executive summary of EPA Executive Order report
- Add 3 Cardin bill discussion draft of 4/28/2010