

NPDES - MS4 Permit Transition Status Report and Approval of IIGA's

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Permit Transition Overview

- Transition of 5 - NPDES MS4 Permits to SEMSWA
 - City of Centennial
 - Arapahoe County
 - East Cherry Creek Valley Water and Sanitation District
 - Arapahoe County Water and Wastewater Authority
 - Inverness Water and Sanitation District
- Coordination with Douglas County for Properties in ACWWA and Inverness in SEMSWA Service Area
- Requires IGAs with 5 entities plus Douglas County

MS4 Permit Transfer - Schedule

- Phase II entities (pop. 10,000 - 100,000) first 5-year term of MS4 permits expire March 9, 2008
- Permits must be renewed for 2nd 5-year term under the new MS4 permit requirements effective March 10, 2008.
- Goal is to have 5 permits transferred to SEMSWA prior to March 2008 to avoid 5 entities need to resubmit applications to the State under new permit term
- State has instructed SEMSWA that its application and all IIGA's be submitted no later than end of January

IIGA Highlights

- IIGA – “Implementation” Intergovernmental Agreement
- Defines permit transfer process
- Delegates authority and police powers to SEMSWA to be able to implement and enforce Stormwater Programs
 - Grading, Erosion and Sediment Control
 - Permanent Water Quality Facilities with New Development
 - Illicit Discharge Ordinance and Regulations
- Establishes time frames for property transfers
- Establishes coordination in six MS4 program areas
- Establishes responsibility for MS4 activities

IIGA Entity Status – City and County

- City of Centennial
 - Staff level review complete
 - IIGA discussed at City Council Study Session 11/20/07
 - Scheduled for City Council Approval 12/17/07
 - Scheduled for SEMSWA Board approval 12/19/07
- Arapahoe County
 - IIGA provided to County in October
 - Several meetings were held with County staff to coordinate transition activities and issues;
 - November 26th meeting – Permit transfer is on-hold per request from County staff pending further direction from County on how to proceed

IIGA - Entity Status - Districts

- ECCV
 - Staff level review is complete
 - Scheduled for ECCV Board Approval 12/13/07
 - Scheduled for SEMSWA Approval 12/19/07
- Inverness
 - Staff level review complete
 - Scheduled for Inverness Board Approval 12/07 /07
 - Scheduled for SEMSWA Board Approval 12/19/07
- ACWWA
 - Staff level review complete process
 - Scheduled for ACWWA Board Approval 12/12/07
 - Scheduled for SEMSWA Board Approval 12/19/07

Resolutions

City of Centennial

- Authorization to execute IIGA
- Authorization for SEMSWA to apply to State for MS4 Permit within City of Centennial
- Authorization to accept transfers of land interests and improvements
- Authorization to reimburse City for 2007-2008 MS4 Permit fee \$4,050

East Cherry Creek Valley Water & Sanitation District

- Authorization to execute IIGA
- Authorization to apply to State for non-standard MS4 Permit within ECCV
- Authorization to accept transfers of land interests and improvements from ECCV
- Authorization to reimburse ECCV for stormwater costs per original IGA upon SEMSWA's review and approval of invoices. Estimated reimbursement \$32,100

Inverness Water & Sanitation District

- Authorization to execute IIGA
- Authorization to apply to State for non-standard MS4 permit within IWSD
- Authorization to accept transfers of land interests and improvements from IWSD
- Authorization to reimburse IWSD for stormwater costs per original IGA contingent upon SEMSWA's review and approval of invoices. Estimated reimbursement \$69,000

Arapahoe County Water and Wastewater Authority

- Authorization to execute IIGA
- Authorization to apply to State for non-standard MS4 permit within ACWWA
- Authorization to accept transfers of land interests and improvements from ACWWA
- Authorization for SEMSWA to assume agreements and obligations associated with ACWWA stormwater properties
- Authorization for SEMSWA to collect SDFs in ACWWA

Next Steps

- Complete Property Transfers w/entities
- Prepare SEMSWA MS4 Permit Application for State submittal in January
- Prepare new SEMSWA MS4 permit programs for State submittal in June