

Quarterly Teleconference for Florida Phase II MS4s

Wednesday, October 26, 2022

Minutes

The next quarterly teleconference is scheduled for:

- January 25, 2022 @ 1:30 pm
- Submit agenda topics to Sharon.Surita@FloridaDEP.gov
- [Subscribe to Phase II MS4 GovDelivery](#)

DEAR Assessment Process and Entity Involvement - Kevin O'Donnell, Program Administrator

The presentation is attached with these minutes.

Website: [Watershed Assessment Section](#)

FDEP ArcGIS Maps: [Interactive Maps](#)

TMDL Requirements – Michelle Bull

The Phase II MS4 Remand Rule became effective May 15, 2020 and requires TMDL implementation. On February 16, 2021, the TMDL process was formalized in the GP and NOI.

Any permittees that submitted NOIs after May 15, 2020 are required to determine if they need to address TMDLs. 2021 process:

1. If the permittee participates in a BMAP or RAP, they should complete Table 7.
 - a. BMAP or RAP Name
 - b. Date Adopted
 - c. Description of activities from table in adopted document
 - d. Schedule for Implementation and/or Completion
2. And, If the permittee prioritized a TMDL in a previous permit cycle (due to Remand, etc.), that is not covered by a BMAP, they should use Table 8 to submit implementation activities to address the TMDL, similar to MCM BMPs.
 - a. Prioritized TMDL Report Name
 - b. Activities to Address TMDL (BMP Description) – there is a long list of implementation options in the NOI.
 - c. Measurable Goals
 - d. Schedule for Implementation and/or Completion
 - e. Responsible Entities
3. In addition to the previous steps, each permittee should determine whether the MS4 discharges to WBIDs with a DEP-adopted TMDL. If yes, the permittee must develop a prioritized list of TMDL WBIDs to submit in Year 4.
 - a. List of TMDL WBIDs and the pollutant(s) of concern the MS4 discharges, such as bacteria or nutrients.
 - b. Factors used to rank the list.

Implementation will be required in the permit cycle after each TMDL is prioritized.

2021 Phase II MS4 Notice of Intent Submittal Info – Michelle Bull

1. The official NOI must be signed by the Responsible Authority and mailed six months before

permit expiration. We are still developing the electronic submittal program.

2. When DEP receives the NOI, we will enter into our Permitting Application database, which will send an automated email to the Responsible Authority.
3. If a check is not included with the NOI, the permittee can pay the fee in the DEP Business Portal after DEP staff have completed data entry.
4. If an invoice is required, let your MS4 Coordinator know, and we will create and email one.
5. If you rely on another entity for BMP implementation, submit the written agreement with that entity.

Common issues with NOI submissions:

1. Not using chronological numbering. 1a-01, 1a-02, etc.
2. Having more than one Measurable Goal per BMP.
3. Not entering the Effective Date of existing SOPs and regulatory mechanisms.
4. Not including BMPs 6a 2 through 5 listed on page 7 of the GP.
5. Not overwriting "other (specify)".

We are planning on making some grammatical corrections to the NOI.

Permit Issuance Process (per Rule 62-620.550) – Alex Weeks

- Once an application is considered complete, a Draft Permit Package is issued to permittees:
 - Notice of Draft Permit
 - Fact Sheet: decision schedule and overview of changes to the permit
 - Draft Permit (Approved NOI)
 - Public noticing language
- The permittee must publish the provided public noticing language within 30 days of receipt of the Notice of Draft Permit.
 - Notice provides a 30-day public comment period from the date of publication.
 - Submit an affidavit of publication within 14 days of the date of publication.
- Based on comments received during the 30-day public comment period, FDEP will review and address the comments, and work with the permittee to revise the NOI as needed.
- FDEP will then issue a Notice of Intent to Issue:
 - Notice of ITI Permit
 - Fact Sheet: decision schedule and overview of changes to the permit based on the comments received
 - Copy of the Approved NOI
 - Public noticing language
- The permittee must publish the public noticing language within 30 days of receipt of the Notice of ITI Permit.
 - Notice provides a 14-day public petition period from the date of publication.
 - Submit an affidavit of publication within 14 days of the date of publication.
- If there is no public petition, FDEP will proceed with issuing the permit.

Notes:

- The language for each publication will be provided by FDEP.
- Questions and comments will be directed to FDEP, not permittees.
- Meetings, if applicable, will be organized by FDEP.

Audit Updates – Alex Weeks

Working on any open projects from Hector, including audit reports and NOI reviews. You may be contacted by Michelle or Alex.

Hurricane Ian EFO – Michelle Bull

An executive order by the Governor and emergency final order were issued which allows for a 30-day extension to comply with reporting, expiration, application, etc. for entities within the emergency area. The extension is not applicable to areas outside the affected area or any permittees significantly out of compliance. The executive order was issued September 23, 2022 and is in effect for 60 days.

Q & A / Open Discussion

Sally Adkins: For those entering TMDL related activities in STAR, is the DEP considering using that data instead of asking permittees to duplicate reporting in the NPDES related reports?

Michelle Bull: Will check with TMDL program for reporting mechanisms. For now, TMDL activities will be required in the NOI.

Janet Hearn: (re: Permitting process) My understanding is that Phase II permittees receive coverage under the Phase II generic permit. They aren't issued or seeking an individual permit. It's not the same as a Phase I.

Jason Maron: The public comment period is required for both Phase I and Phase II permits.

Timothy Carlisle: Once the Draft Permit issued, is publication required in 7 days?

Alex Weeks: After the NOI, then draft process has two public notice periods, one for the Draft Permit Package and one for the Intent to Issue Package, both with a timeline that requires permittee to publish the notice within 30 days.

Timothy Carlisle: Is there a yearly permit application?

Alex Weeks: No, application is upon permit renewal, every 5 years.

Michelle Bull: Public Notice & Proof of Publication timelines are provided in the Draft Permit and Intent to Issue Packages sent to permittees.

Timothy Carlisle: Is an application required for new permits only?

Michelle Bull: For both new and renewal permits.

Jeremy Buchanon: The Draft Permit Package is issued only after the RAI(s) are satisfied, correct?

Jason Maron: Correct.

Michelle Bull: Please contact the permit coordinator before the NOI due date to work through any questions.

Timea Lewis: Are we able to download the Permitting process flow chart?

Michelle Bull: The Decision Schedule provided in the Draft Permit Package specifies these notices and timelines.

NPDES Stormwater Contacts:

Borja Crane-Amores	Program Administrator	850-245-7520
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Anna Lomasney	Phase I MS4 Coordinator	850-245-8568
Matt Irwin	Phase I MS4 Coordinator	850-245-8643
Jason Maron	Phase I MS4 Coordinator	850-245-7568
Vacant	Phase II MS4 Coordinator	850-245-8667
Alex Weeks	Phase II MS4 Coordinator	850-245-8495
Sharon Surita	MS4 Support	850-245-8607

Audits to be Conducted by September 30, 2023

Note that this depicts a tentative list that is subject to change

*inspection required

Permittee Name	County	Permit Number	Coordinator
Brooksville	Hernando	FLR04E119	Alex Weeks
Baldwin	Duval	FLR04E086	Michelle Bull
DeBary	Volusia	FLR04E120	Vacant
DeLand	Volusia	FLR04E078	Vacant
Deltona	Volusia	FLR04E099	Vacant
Edgewater	Volusia	FLR04E016	Vacant
Estero	Lee	FLR04E159	Vacant
Eustis	Lake	FLR04E100	Alex Weeks
FAMU	Leon	FLR04E095	Alex Weeks
FDOT District 1 - Okeechobee	Okeechobee	FLR04E161	Michelle Bull
FDOT District 6 - Monroe	Miami-Dade	FLR04E132	Michelle Bull
FDOT District 7 – Hernando*	Hernando	FLR04E017	Michelle Bull
Federal Correctional Institute	Leon	FLR04E096	Alex Weeks
Florida Atlantic University	Palm Beach	FLR04E094	Vacant
Florida City	Miami-Dade	FLR04E088	Vacant
Florida International University	Miami-Dade	FLR04E092	Vacant
Florida State University	Leon	FLR04E051	Alex Weeks
Fruitland Park	Lake	FLR04E114	Alex Weeks
Glades County	Glades	FLR04E137	Vacant
Gulf Breeze	Santa Rosa	FLR04E085	Alex Weeks
Lady Lake	Lake	FLR04E105	Alex Weeks
Lake County	Lake	FLR04E106	Alex Weeks
Leesburg	Lake	FLR04E110	Alex Weeks
Mascotte	Lake	FLR04E146	Alex Weeks
Melbourne Beach	Brevard	FLR04E041	Vacant
Minneola	Lake	FLR04E111	Alex Weeks
Naval Air Station Pensacola	Escambia	FLR04E058	Alex Weeks
Orange City	Volusia	FLR04E126	Vacant
Ponce Inlet	Volusia	FLR04E071	Vacant
Rockledge	Brevard	FLR04E047	Vacant
Satellite Beach	Brevard	FLR04E072	Vacant
Titusville	Brevard	FLR04E079	Vacant

Village CDD No.1 - 10	Sumter	FLR04E116	Alex Weeks
Wildwood	Sumter	FLR04E162	Alex Weeks



Watershed Assessment Overview

Kevin O'Donnell

Division of Environmental Assessment and Restoration
Water Quality Evaluation & TMDL Program
Florida Department of Environmental Protection

October 26, 2022



Watershed Management Approach

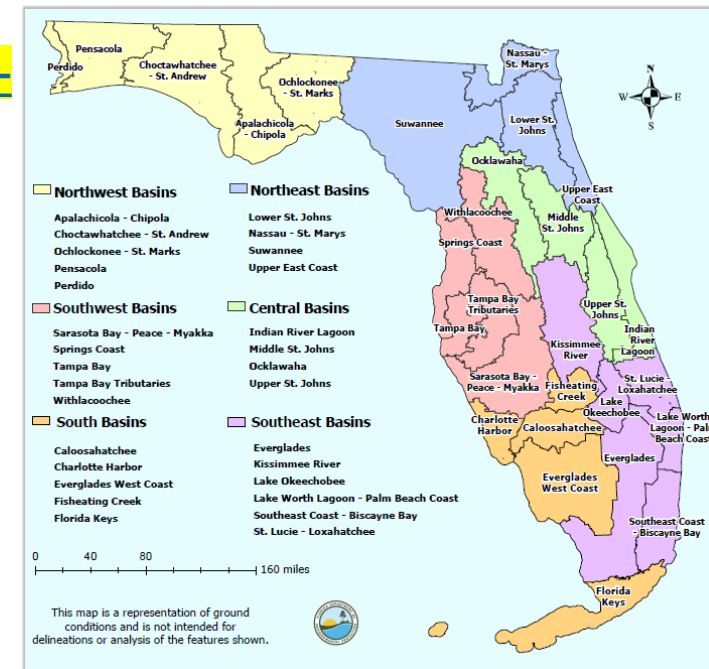
- **Section 303(d) of the Federal Clean Water Act requires states to submit lists every two years that do not meet water quality standards, including designated uses**
 - They are referred to as “Impaired and Threatened Waters”
- **DEP implements TMDL Program as part of Watershed Management Approach**
 - Started in July 2000
 - Assessment
 - TMDL Development
 - BMAP Implementation
 - Watershed Restoration



Watershed Management Approach

- **Basin Assessment Process**

- All basins are assessed once every two years while retaining the group and basin nomenclature – Biennial Assessment 2020 - 2022 finalized in July.
- Floridians have access to water quality assessment based on more recent data, providing a more current picture of Florida's water quality.
- For more information on the Biennial Assessment please see our Process Document and Frequently Asked Questions: <https://floridadep.gov/dear/water-quality-assessment/content/impaired-waters-listing-process>.





Process of Water Quality Assessment

Water Quality Standards

- Designated Uses
- Water Quality Criteria
- Antidegradation Policy



Impaired Waters Rule Assessment



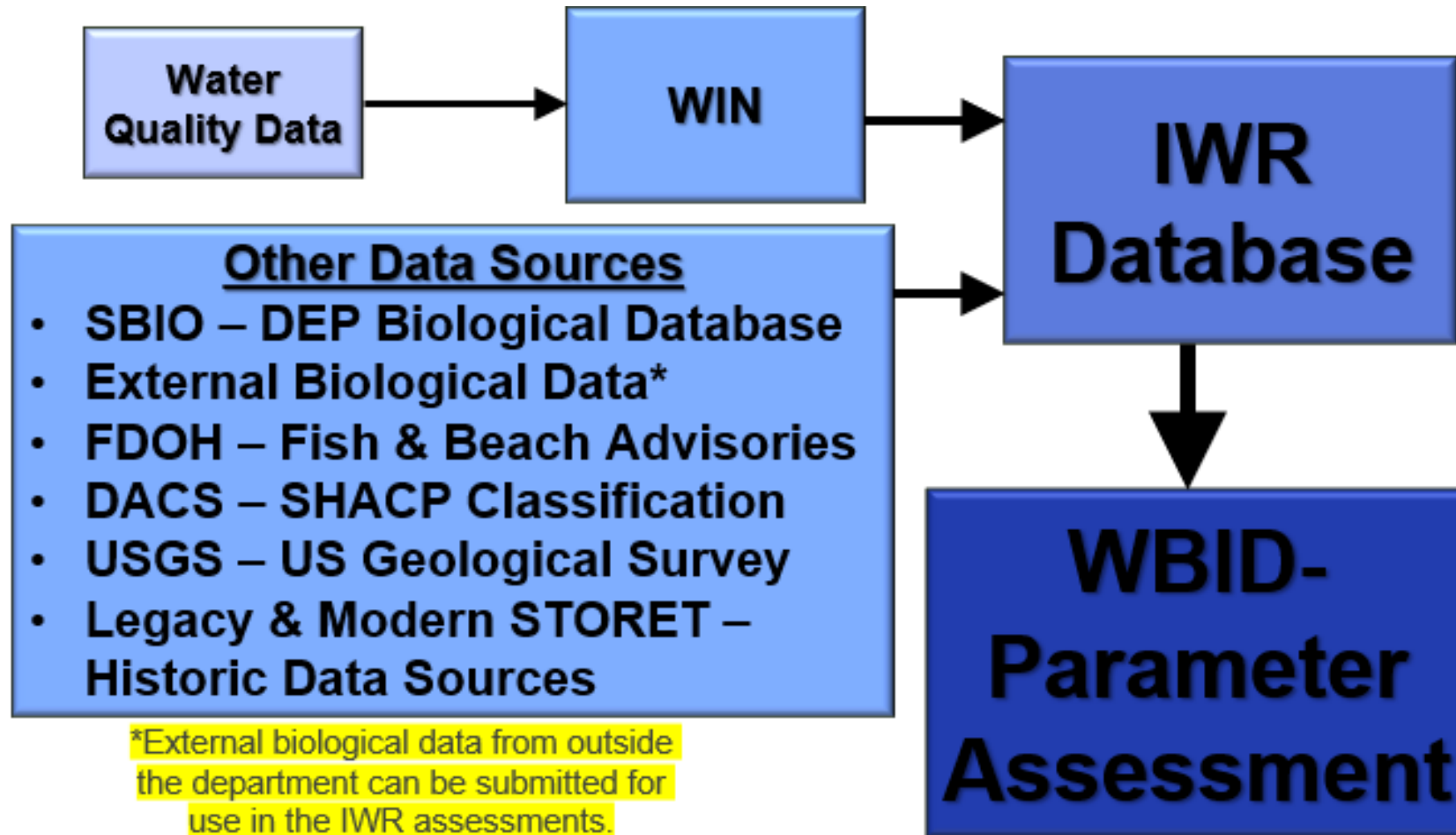
- 303(d) List (Verified & Study List)
- Waters That DO Attain Standards
- No data or Insufficient data

Applicable Rules and Documentation

Water Quality Standards, 62-302, F.A.C.
Impaired Waters Rule (IWR), 62-303, F.A.C.
Total Maximum Daily Loads, 62-304, F.A.C.
NNC Implementation Document



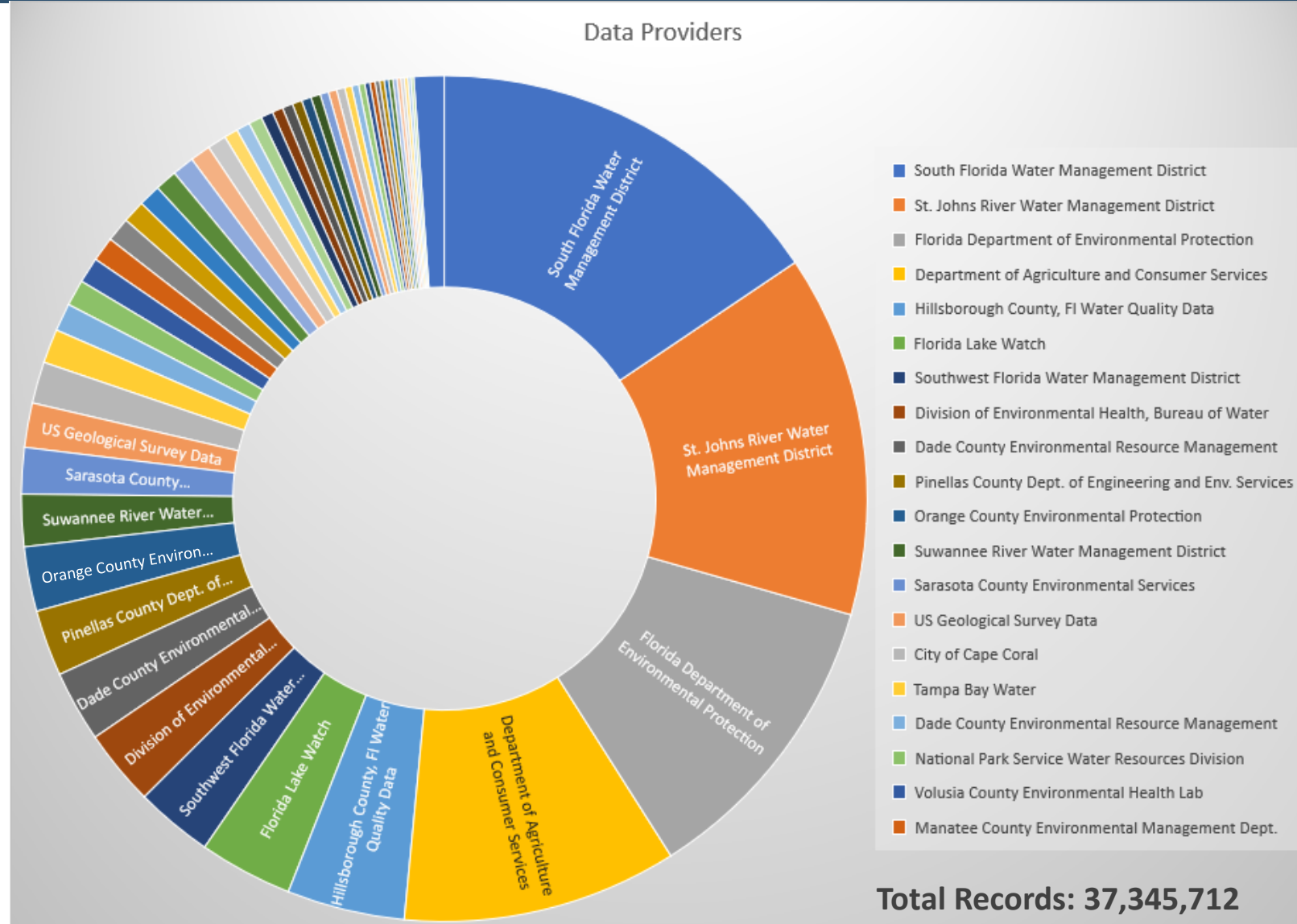
Process of Water Quality Assessment





Data Providers (IWR Run 64)

WIN: Over 104 data providers





What is an Assessment List?

- **Data for each WBID-Parameter combination are tracked on the Master List; this list contains all assessments in the form of an Excel spreadsheet.**
- **Each WBID-Parameter combination is assessed per Chapters 62-302, 62-303, and 62-304, F.A.C., and depending on the assessment status and category, may also be placed on additional assessment lists:**
 - Verified List – Impaired, needs a TMDL
 - Delist List – Removals from the Verified List
 - Study List – Not meeting standards, but needs additional information or data
 - Study List Removals - Removals from the Study List
- **Waterbodies on the Verified List , Study List, and Planning List are targeted for additional monitoring through an annual strategic monitoring plan (SMP).**
 - **Planning List includes only Category 3c WBID-Parameter combinations on the Master List**

All assessment determinations are retained as part of the department's administrative record.



305(b)/303(d) Integrated Report Assessment Category Descriptions

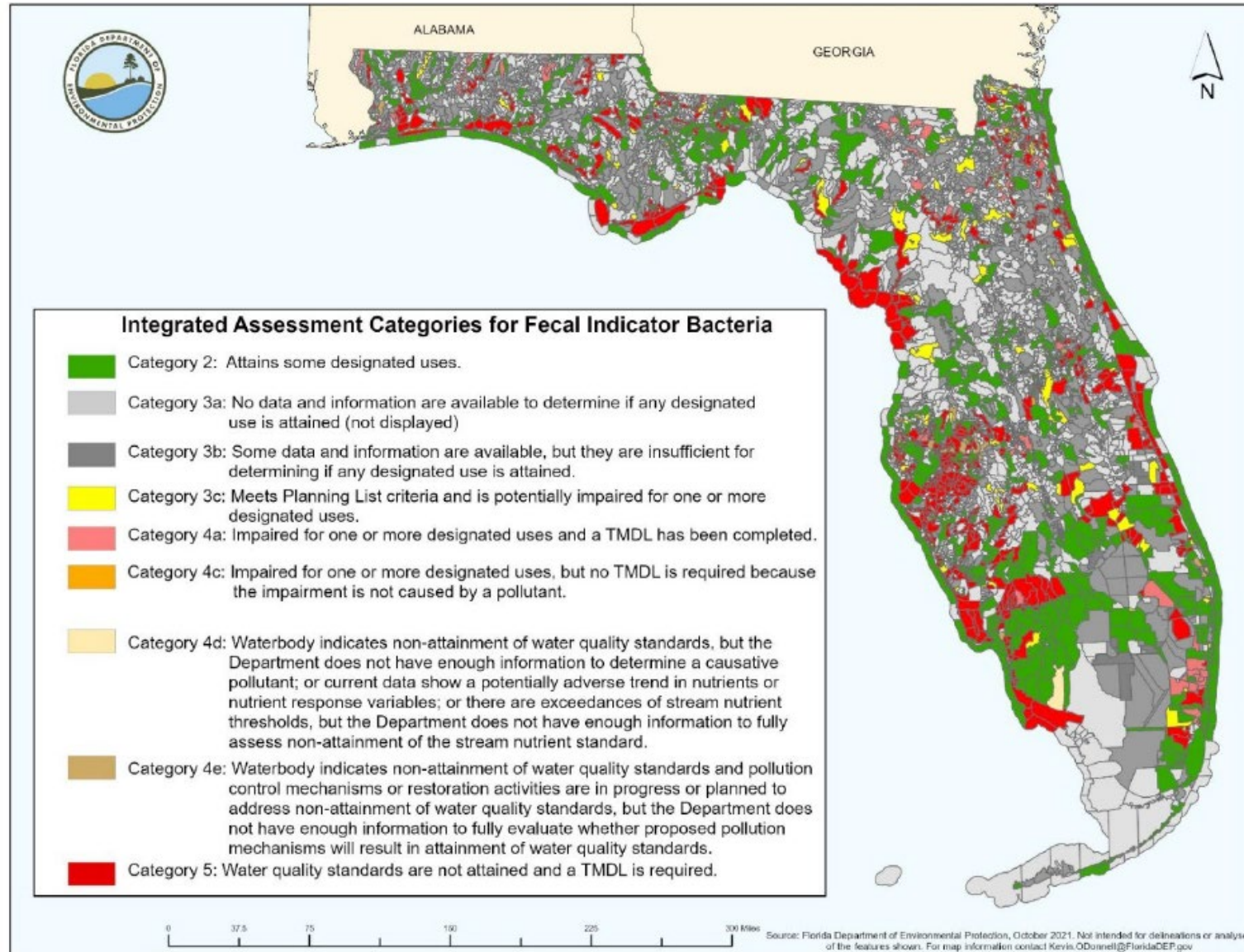
- **Category 1** – Not Impaired (attains ALL uses)
- **Category 2** – Meets Standards; Not Impaired
- **Category 3** – Insufficient Data
- **Category 4** – Does not meet standards, but a TMDL is not needed
- **Category 5** – Does not meet standards; Impaired by a pollutant

EPA allows for states to use sub-categories based on the data sufficiency and management activities.



Integrated Report (Figure 3.1a)

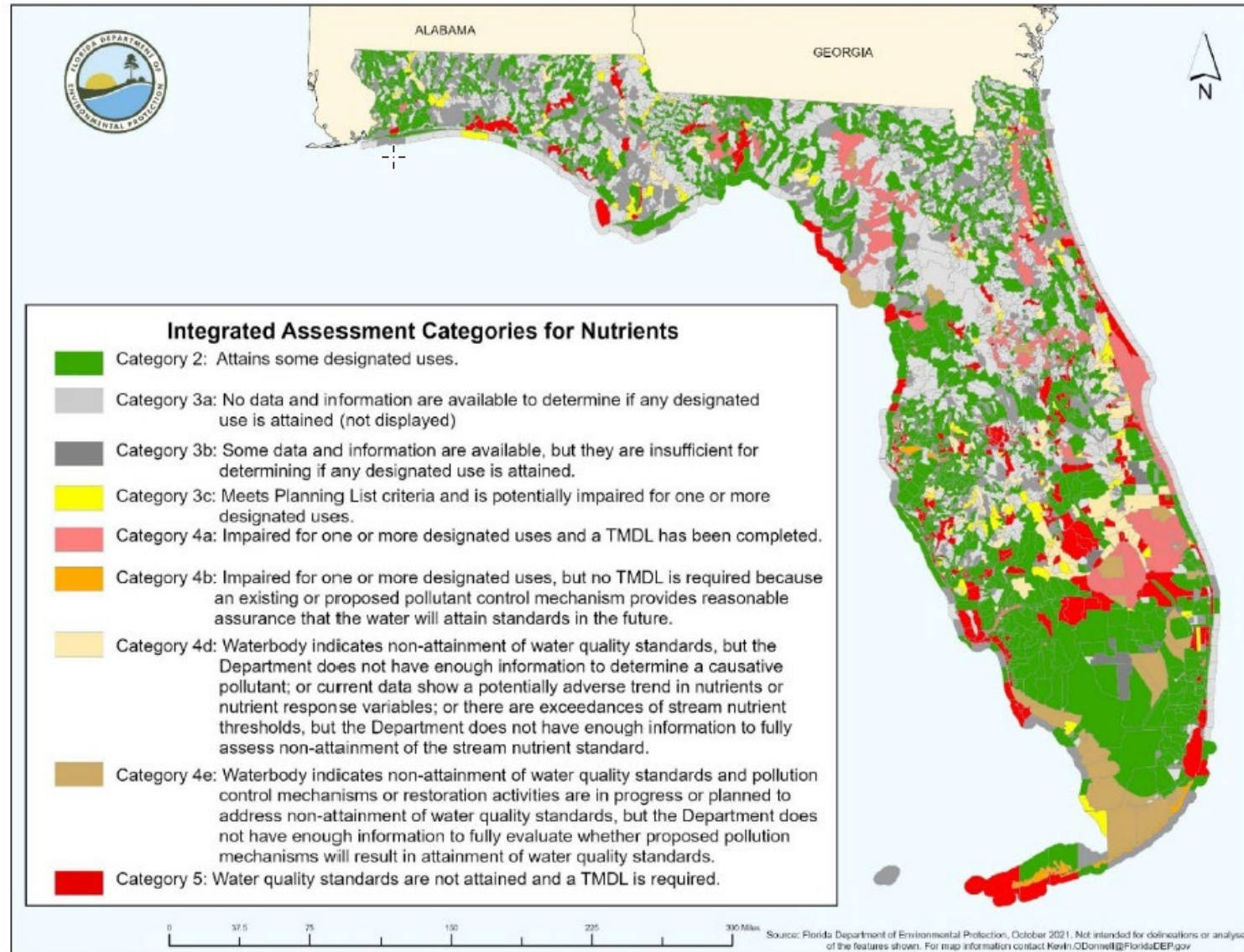
The Integrated Report summarizes the results of Florida's surface water quality assessment and is submitted to EPA Region 4 every two years, in even numbered years.





Integrated Report (Figure 3.1b)

Results of Florida's
surface water
quality assessment:
EPA assessment
categories and DEP
subcategories for
nutrients.





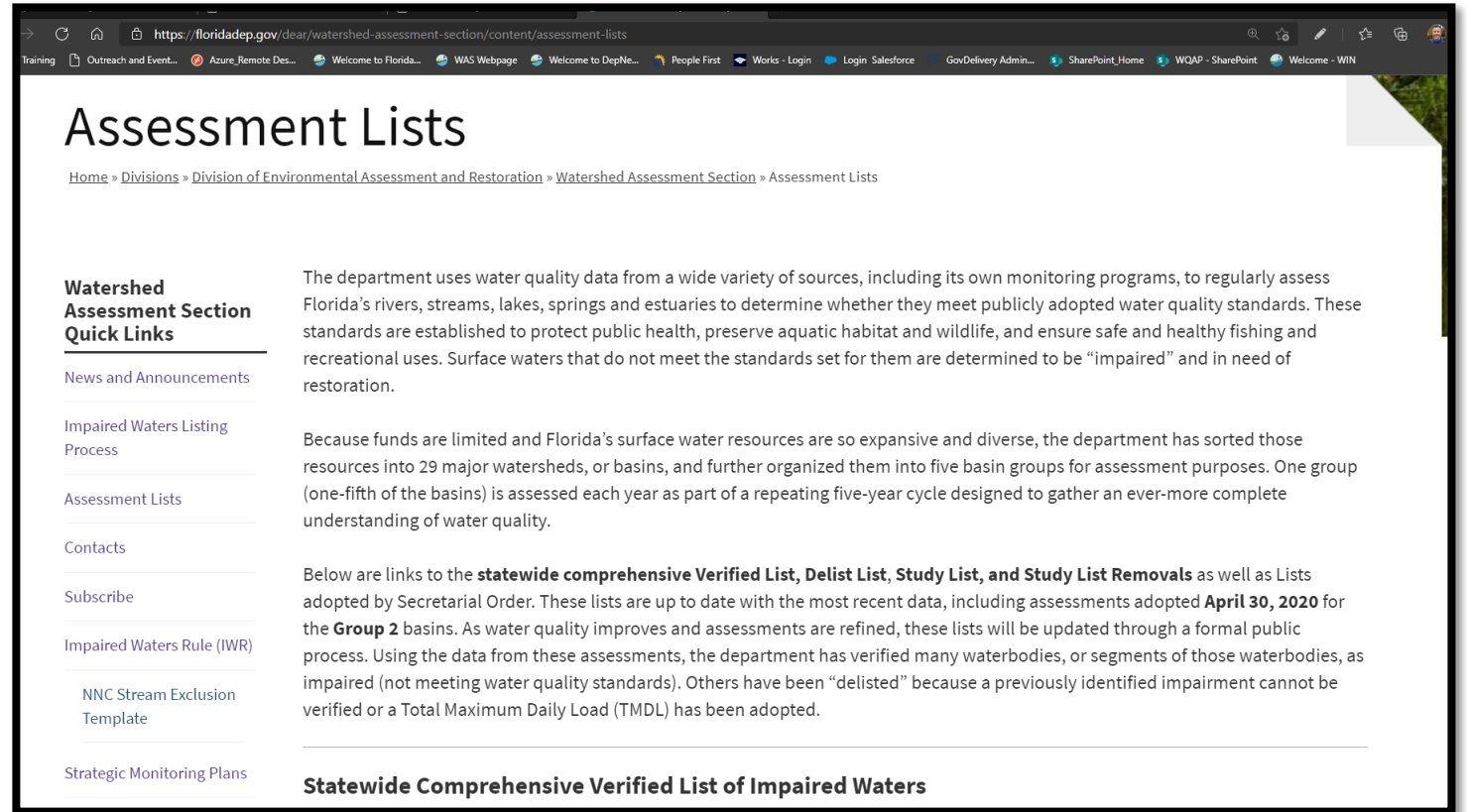
What is considered “impaired?”

- **Verified List – Category 5**
- **Study List – Category 4d and 4e**
- **Delisted Waters – Category 4a**
- **Restoration Plans – Category 4b**
- **Parameters to consider:**
 - **Dissolved Oxygen (Percent Saturation).**
 - **Floral parameters: Chlorophyll *a*, Algal Mats, Macrophytes.**
 - **Nutrients: Total Nitrogen, Total Phosphorus, Nitrate-Nitrite; Ortho-phosphate (currently only in Kings Bay springs).**
- **DO & Nutrient TMDLs**
 - **Includes NNC estuary nutrient regions (ENR) and Site-Specific TMDLs.**
- **DO & Nutrient BMAPs**
 - **Including springs BMAPs.**



Where can I find WBIDs on the Verified, Study, or Delist List?

- Available on the DEP Watershed Assessment Section webpage:
<https://floridadep.gov/dear/watershed-assessment-section>
- The [Comprehensive Lists](#) provide the WBID, parameter, data, and a comment to explain the assessment.
- Lists are updated following an agency action and will occur on a biennial cycle (every two years). They were last adopted July 11, 2022.



We have updated the Comprehensive List webpages with the adopted 2020 – 2022 Biennial Assessment.



How can I view “impaired” WBIDs?

<https://floridadep.gov/>

The screenshot shows the Florida Department of Environmental Protection website. The header includes the department's name and navigation links: A-Z Index, Forms, News, Events, and Contact Us. The main navigation bar features the department's logo and several menu items: About DEP, How Do I (highlighted with a red arrow), Divisions, Air, Lands, Parks & Rec, and Waste. The 'How Do I' dropdown menu is open, displaying a grid of links. A red arrow points to the 'View DEP's Interactive Maps' link in the bottom right corner of the dropdown. At the bottom of the page, there is a 'Learn More' button.

Access the DEP Business Portal	Find a Spring	Get Training and Certifications	Purchase Property
Apply for a Career with DEP	Find Hurricane Information	Learn about Florida's Coral Reefs	Receive Analytical Lab Services
Clean Up Sites Contaminated by Petroleum	Find Parks, Trails, & Recreation Areas	Learn about Septic Tanks	Report Algal Blooms
Contact Geographic Information Systems (GIS)	Find Water Supply Plans	Learn about Sinkholes	Research Florida Geology
Contact the GIO	Florida Beach Access	Learn about Wastewater Management	Review Agency Rules
Dispose of Unwanted Medicine	Get GIS Data	Protect the Environment from Solid and Hazardous Wastes	See Pollution Notices
Find DEP Standard Operating Procedures	Get Information About the Volkswagen Settlement, Florida Mitigation Fund		View DEP's Interactive Maps
Find a Permit			

Use this button to view Interactive Maps

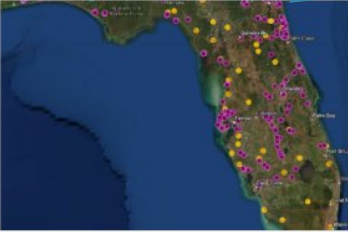
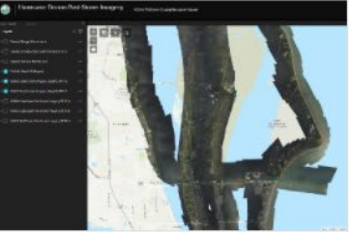


Use DEP Interactive Map

<https://fdep.maps.arcgis.com/home/index.html>



The screenshot shows the "FDEP ArcGIS Online Organization" page. At the top left is the FDEP logo. To its right is the title "FDEP ArcGIS Online Organization". Below the title is the "Map Gallery" section, which includes the subtitle "Featured maps and apps from the DEP ArcGIS Online Organization". A yellow box with the text "Click on image for Interactive Map" and a red arrow points to the first map thumbnail. The gallery displays four map thumbnails, each with a title and description below it.

Map Thumbnail	Title	Description
	Web Experience DEAR Water Quality Monitorin...	Experience Builder application displaying the DEAR Water Quality
	Web Map Water Quality Assessments, TM...	This map displays the WBIDs that have been listed as Waters Not
	Web Mapping Application FL Pre & Post Storm Imagery	Viewing app for pre-storm and post-storm imagery around Florida,
	Web Mapping Application Clean Marinas Program	Viewing application for the FDEP Clean Marinas Program, gallery and



Water Quality Assessments, TMDLs, and BMAPs - Interactive Map

Home ▾ Water Quality Assessments, TMDLs, and BMAPs

Modify Map

Details | Basemap

Share | Print | Measure | Find address or place

About | Content | Legend

Legend

Florida Total Maximum Daily Load (TMDL)

- TMDLs Adopted
- TMDL Activities In Progress

Basin Management Action Plans (BMAPs)

- Adopted BMAPs
- Pending BMAPs

Waters Not Attaining Standards (WNAS)



Home ▾ Water Quality Assessments, TMDLs, and BMAPs

Details | Add ▾

← Florida Department of Environmental Protection ▾

Q SMP

3 layers



Strategic Monitoring Plan (SMP)

by Florida Department of Environmental Protection

Updated: 12/7/20



We have updated the Interactive Map with the adopted 2020 – 2022 Biennial Assessment.



How can the public get involved? GovDelivery

<https://floridadep.gov/dear/dear/content/subscribe#IWR>

Impaired Waters Rule (IWR) Updates/Notifications

Thank you for your interest in the Florida Department of Environmental Protection's Water Quality Assessment Program and Impaired Waters Rule (IWR). To receive notifications on upcoming public meetings and the department's activities related to the development and implementation of 303(d) lists and watershed assessments please enter your email address at our [subscriber page](#) and taken to the subscription page. You may update your subscription preferences at any time. Below is a brief description of each distribution list.

Impaired Waters Rule (IWR) Updates/Notifications	Notifications on upcoming public meetings and the department's activities related to the development and implementation of 303(d) lists and watershed assessments
Group 1 Basin Assessments	Updates on basin assessments for waters in the Ochlockonee - St. Marks, Suwannee, Ocklawaha, Tampa Bay, Everglades West Coast, and Lake Okeechobee basins.
Group 2 Basin Assessments	Updates on basin assessments for waters in the Apalachicola - Chipola, Lower St. Johns, Middle St. Johns, Tampa Bay Tributaries, Charlotte Harbor, and St. Lucie - Loxahatchee basins.
Group 3 Basin Assessments	Updates on basin assessments for waters in the Choctawhatchee - St. Andrews, Upper St. Johns, Sarasota Bay - Peace Myakka, Caloosahatchee, and Lake Worth Lagoon - Palm Beach Coast basins.
Group 4 Basin Assessments	Updates on basin assessments for waters in the Pensacola, Kissimmee River, Withlacoochee, Southeast Coast - Biscayne Bay, and Nassau - St. Mary's basins.
Group 5 Basin Assessments	Updates on basin assessments for waters in the Perdido, Upper



How can the public get involved? FAR

<https://www.flrules.org/>

Florida Department of State

FLORIDA ADMINISTRATIVE CODE & FLORIDA ADMINISTRATIVE REGISTER

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- Find an agency on MyFlorida.com

For Agencies only

- Submit a Rule/Notice
- Find Publication Dates

Related Resources

- Laws of Florida
- Florida Statutes
- Florida Constitution
- Division of Administrative Hearings
- Joint Administrative Procedures Committee
- MyFlorida.com
- Florida Department of State
- Division of Library and Information Services
- Online Sunshine
- Florida Administrative Procedure Act
- Federal Rules and Regulations

Full Text Search

Type in rule number (e.g., 18-11.004), or keyword (e.g., condominium, education) in F.A.C.

Florida Administrative Code

Search for Agency Rules By Chapter Number e.g. 59G-4, emergency: 53ER07

Search for Reference Material By Chapter Number e.g. 59G-4, emergency: 53ER07

Florida Administrative Register

Search for FAR Notices By Chapter Number e.g. 59G-4, emergency: 53ER07

Review the most recent FAR Issue by Notice Type Notices of Development of F

Most Recent FAR Issue

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Advanced Search

To search by:

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- Sections
- Issue
- Rule Effective Date
- Publish Date

Florida Department of State

FLORIDA ADMINISTRATIVE CODE & FLORIDA ADMINISTRATIVE REGISTER

Home Advanced Search MyFLRules Rules Open for Comments

Alert & Search Profile

Click on a Profile Name to view, perform search on, renew, or delete the profile.

Profile Name	Type	Init Date	Expiration Date
IWR Rule	Search	1/12/2016	1/12/2036
FDACS Ag Water Policy	Alert	6/16/2010	6/16/2030
FDACS Shellfish	Alert	6/16/2010	6/16/2030
Verified List	Alert	8/9/2007	8/31/2035
IWR	Alert	6/14/2007	8/31/2035



TMDL Tracker “End of Life”

<https://prodenv.dep.state.fl.us/DearTmdl/welcomehz.do>

- Within next two months:
 - Re-direct users to new webpage with following statement. →
 - Anticipate retaining re-direct webpage for 6 months.

TMDL Tracker has been retired. News and announcements regarding the development of TMDLs is available [here](#), including [draft](#) and [final](#) TMDL reports and a PDF map of the [status of TMDLs in Florida](#). In addition, the department has published an [interactive map](#) called “Water Quality Assessments, TMDLs, and BMAPs” that displays the status of waterbody ID’s (or WBIDs) that are not attaining water quality standards, WBIDs for which TMDLs have been developed and areas of the state of Florida that have Basin Management Action Plans (BMAPs) implemented or are in progress. Please contact [Kevin O’Donnell](#), 850-245-8469 if you have any questions. **To Be Continued...**

TMDL Tracker

Welcome Guest

[Home](#)[Reports](#)[Dashboard](#)[Login](#)

Welcome

TMDL Tracker

The concept of a web-based Total Maximum Daily Loads Application, has been a topic of discussion in the Division of Environmental Assessment and Restoration for over six years. For years the methods for gathering the necessary Total Maximum Daily Loads, Minimum Flows and Levels, and Basin Management Action Plan data have been inefficient and ineffective with respect to the decision making process related to the management of impaired waterbodies in Florida. The design and implementation of this web-based application will satisfy the need of the division to communicate critical information for the purpose of identifying and improving Florida impaired waterbodies.

Total Maximum Daily Load

Total Maximum Daily Loads are quantitative analyses of water bodies where one or more water quality standards are not being met, and are aimed at identifying the management strategies necessary to attain those water quality standards. In essence, TMDLs describe the amount of each pollutant a water body can receive without violating standards, and are characterized as the sum of wasteload allocations, load allocations, and a margin of safety to account for uncertainties. Wasteload allocations are pollutant loads attributable to existing and future point sources, such as discharges from industry and sewage facilities. Load allocations are pollutant loads attributable to existing and future nonpoint sources and natural background. Nonpoint sources include runoff from farms, forests, urban areas, and natural sources, such as decaying organic matter and nutrients in soil. TMDLs take into account the water quality of an entire water body or watershed and assess all the pollutant loadings into that watershed, rather than simply considering whether each individual discharge meets its permit requirements. The management strategies that emerge from the TMDL process may encompass everything from traditional regulatory measures, agricultural best management practices and other pollution prevention measures, land acquisition, infrastructure funding, pollutant trading, and the like. They also will include an overall monitoring plan to test their effectiveness.

WBID RUN Status : Last Wbid Run Number Loaded is : 54, Quarter: 2, Year: 2018

Application Status : Release 2.0 of TMDL Tracker is now J2EE compliant!



TMDL PROD Release 1.4
DWRM
Help Desk:(850)245-7555





Watershed Assessment Section Contact Information

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David Tyler
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850-245-8458

DEP Websites:

WAS: <https://floridadep.gov/dear/watershed-assessment-section>

Interactive Maps: <https://fdep.maps.arcgis.com/home/index.html>

Basins 411: <https://floridadep.gov/dear/watershed-assessment-section/content/basin-411-0>

FDEP Geospatial Open Data: [Florida Department of Environmental Protection Geospatial Open Data \(state.fl.us\)](https://data.fl.us)



Questions?