

**THE WET WEATHER PARTNERSHIP
AND
THE NATIONAL ASSOCIATION OF CLEAN WATER AGENCIES**

Present

**WATER QUALITY COMPLIANCE STRATEGIES AND KEY LONG-TERM
CONTROL PLAN DEVELOPMENTS FOR CSO COMMUNITIES**

June 1-2, 2006

The Drake Hotel
Chicago, Illinois

**ANNOTATED AGENDA
CURRENT THROUGH MAY 17, 2006**
“*” Indicates a confirmed speaker

Thursday, June 1, 2006 9:00 a.m. – 5:00 p.m.

8:00 - 9:00 Registration

9:00 – 9:20 Welcome and Program Overview
(Alexandra Dunn*, NACWA General Counsel)
(Paul Calamita*, Wet Weather Partnership General Counsel)

9:20 – 10:30 Long-Term Control Plan (LTCP) Development Issues

In order of presentation:

Linda Boornazian*, U.S. Environmental Protection Agency (USEPA), DC (20 mins)
TBD (Indiana Dept. Env'tl. Management (replacing Wagner)) (20 mins)
David Burchmore* (Squire Sanders & Dempsey, LLP, Cleveland, OH) (15 mins)
Kevin Shafer* (Milwaukee Metropolitan Sewerage District, WI) (15 mins)
Dax Blake* (Columbus, OH) (15 mins)
Clyde Wilber* (Greeley & Hansen, MD) (15 mins)

Panelists to address issues such as:

- When can a community follow the presumptive approach?
- May a community select any of the three presumptive criteria or can the agencies dictate one, two or even that all three of the criteria be met?
- When is the presumption reasonable?
- When should you consider the Demonstration Approach?
- Obtaining LTCP approvals

10:30 – 10:45 BREAK

10:45 – 12:00 LTCP Development Issues (con't)

- Continued presentations by panelists
- Participant Q&A with Panel
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12:00 – 1:15 LUNCH

1:15 – 2:20 EPA's approach to Phase II CSO permit requirements
National Overview: Michele Pla* – Michele Pla Consulting, San Francisco, CA
Case Study: David Evans* – McGuire Woods, Richmond, VA

- What every CSO program manager will face when your LTCP is approved and, especially, when your program is “complete”
- Translating CSO Performance Measures into NPDES Permits
- The role of narrative water quality limits
- Wet Weather Permits (Carlton Ray, Indianapolis (Invited))

2:20 – 2:55 Nine Minimum Controls (John Lyons*, Strand Associates)

- Evolving aspects of the NMC program
- Potential program reevaluations in light of EPA SNC Initiative
- Ensuring your program is approved

2:55 – 3:15 BREAK

3:15 – 5:00 Water Quality Standards Issues

- Progress in conducting use attainability analyses for CSO systems
- Indiana's approach to Use Attainability Analyses – A look at one of the first UAA proposals in Indiana

Fred Andes* (Barnes & Thornburg, Chicago, IL)

IDEM Speaker (to replace C. Wagner))

Jodi Perras* (Perras & Associates, Indianapolis, IN)

Jim Keating* (USEPA HQ)

5:00 – 5:10 Wrap-up and Adjourn

6:00 – 7:00 Networking Reception

Friday, June 2, 2006

7:15 - 8:00 Registration & Breakfast

8:00 - 8:45 Hon. Ben Grumbles,* Assistant Administrator for Water, US EPA

8:45 – 9:45 Financial Issues

- Highlights of NACWA's *Financial Capability and Affordability in Wet Weather Negotiations* White Paper (Pat Karney*, CH2MHill) (30 minutes)
- Financial Capability Case Studies (Pat Karney*, CH2M Hill)
- Clean Water Trust Act (HR 4560) (Alexandra Dunn*) (10 minutes)
- Participant Q&A (20 mins)

9:45 – 10:00 BREAK

10:00 – 10:50 Managing Wet Weather Flows

- Highlights from WEF's latest guidance manual *Managing Wet Weather Flows*, emphasizing risk/watershed-based approaches
 - Nancy Wheatley* (Water Resource Strategies, MA) (15 mins)
 - Reggie Rowe* (CH2M Hill, AL) (15 mins)
- Development and Strategic Use of POTW Wet Weather Operations Plans (Paul Calamita*) (10 mins)
- Participant Q&A (10 mins)

10:50 – 12 Noon Selecting and living with CSO Performance Measures

- Gary Mercer*, CDM (~20 mins)
- Ralph Wallace*, Massachusetts Water Resources Authority, MA (~20 mins)
- Participant Q&A (~20 mins)

12 Noon LUNCH

1:15 – 2:00 Enforcement Issues (Mark Pollins and/or Walker Smith, USEPA HQ, OECA) (Invited)

- OECA's 2005 Enforcement Guidance
- What a referral to EPA means for your program
- EPA significant noncompliance criteria for CSO systems
- Status of State Primacy in Enforcement
- Other developments, looking ahead to FY 2007

2:00 – 3:00 Innovative Developments in CSO Agreements (Rosemary Spalding*, David Burchmore* (SSD), & John Sheehan* (AquaLaw))

- Overview of National Trends (*NAWCA Consent Decree Handbook Update*)
- Innovative Features of recent CSO-related federal consent decrees
- Recent litigation affecting CSO planning and implementation
- DC Court of Appeals Daily load TMDL case

3:00 – 3:30 CSO Bypass/Blending (Nancy Wheatley*)

- Justifying blending/bypass in your LTCP
- Potential impacts of EPA's Proposed Blending Policy

3:30 – 3:45 Wrap up and Adjourn