



B A S M A A

Alameda Countywide
Clean Water Program

Contra Costa
Clean Water Program

Fairfield-Suisun
Urban Runoff
Management Program

Marin County
Stormwater Pollution
Prevention Program

Napa County
Stormwater Pollution
Prevention Program

San Mateo Countywide
Water Pollution
Prevention Program

Santa Clara Valley
Urban Runoff Pollution
Prevention Program

Sonoma County
Water Agency

Vallejo Sanitation
and Flood
Control District

October 30, 2013

Hardeep Takhar, P.E.
Water Quality Program Manager
Division of Environmental Planning and Engineering
California Department of Transportation, District 4
111 Grand Avenue
Oakland, California 94612

Subject: Mercury Allocation Sharing Scheme

Dear Mr. Takhar:

On behalf of the 76 local agencies¹ that are covered by the San Francisco Bay Regional Water Board's stormwater Municipal Regional Permit (MRP), I am writing to invite the California Department of Transportation (Caltrans) to consult with BASMAA and its member agencies regarding provision C.11.j in the MRP (see attachment). The MRP requires Permittees to submit a report to the Regional Water Board by March 15, 2014 that includes "*the manner in which the urban runoff mercury TMDL allocation will be shared between the Permittees and Caltrans.*"² Also pertinent to that consultation will be the TMDL-Specific Permit Requirements in Caltrans statewide stormwater permit (State Water Board Order No. 2012-0011-DWQ).

We look forward to hearing from you and would like to set up a meeting at your earliest convenience.

Please contact me if you have any questions.

Sincerely,

Geoff Brosseau, Executive Director

cc: Scott McGowen, Chief Environmental Engineer, Caltrans
BASMAA Board of Directors

Bay Area

Stormwater Management

Agencies Association

P.O. Box 2385

Menlo Park, CA 94026

510.622.2326

info@basmaa.org

¹ The 76 permittees are members of the following stormwater programs in their respective areas that are members of BASMAA: Alameda Countywide Clean Water Program, Contra Costa Clean Water Program, Fairfield-Suisun Urban Runoff Management Program, San Mateo Countywide Water Pollution Prevention Program, Santa Clara Valley Urban Runoff Pollution Prevention Program, and Vallejo Sanitation and Flood Control District / City of Vallejo.

² Municipal Regional Permit provision C.11.j Develop Allocation Sharing Scheme with Caltrans

Attachment

The San Francisco Bay Regional Water Board established the requirement to estimate mercury loads in stormwater discharges in their San Francisco Bay Mercury Total Maximum Daily Load (TMDL), adopted August 9, 2006, approved by the State Water Board, and approved by USEPA on February 12, 2008. The Municipal Regional Permit (MRP) for Urban Stormwater (Order No. R2-2009-0074), issued to Phase I Permittees by the San Francisco Bay Regional Water Board, includes provisions consistent with the TMDL, including Provision C.11.j, which requires:

“C.11.j. Develop Allocation Sharing Scheme with Caltrans.

***i. Task Description** – The wasteload allocations for urban stormwater developed through the San Francisco Bay mercury TMDL implicitly include California Department of Transportation (Caltrans) roadway and non-roadway facilities within the geographic boundaries of urban runoff management agencies. Consistent with the TMDL, the Permittees are required to develop an equitable mercury allocation-sharing scheme in consultation with Caltrans to address the Caltrans facilities in the program area, and report the details to the Water Board. Alternatively, Caltrans may choose to implement mercury load reduction actions on a watershed or regionwide basis in lieu of sharing a portion of an urban runoff management agencies’ mercury allocation. In such a case, the Water Board will consider a separate allocation for Caltrans for which it may demonstrate progress toward attaining an allocation or load reduction in the same manner as municipal programs.*

***ii. Reporting** – The Permittees shall report on the status of the efforts to develop this allocation sharing scheme in their 2010, 2011, and 2012 Annual Reports. The Permittees shall submit in their March 15, 2014 Integrated Monitoring Report the manner in which the urban runoff mercury TMDL allocation will be shared between the Permittees and Caltrans.”*