

ADDENDUM TO PROGRAM ENVIRONMENTAL IMPACT REPORT (PEIR) and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to authorization to submit five Enhanced Watershed Management Programs (EWMPs) to the Regional Water Quality Control Board pursuant to the new National Pollutant Discharge Elimination System (NPDES) permit for municipal separate storm sewer systems to include Memoranda of Understanding for cost-sharing and California Environmental Quality Act (CEQA) recommendations.

Recommendations for Council action:

1. FIND that the Enhanced Watershed Management Programs as set forth in the CEQA Addendum, attached to the Council file:
 - a. Have met the requirements of CEQA State Guidelines Section 15168(c)(2).
 - b. Are covered under the Los Angeles County Flood Control District Enhanced Watershed Management PEIR.
 - c. Did not require additional CEQA documentation besides the CEQA Addendum pursuant to CEQA Guidelines 15162.
2. ADOPT the relevant mitigation measures developed in the PEIR, as set forth in the CEQA Addendum, attached to the Council file, and further ADOPT said CEQA Addendum.
3. APPROVE the:
 - a. Five EWMPs, attached to the Council file, developed by the City of Los Angeles and 26 partner agencies to meet the requirements of the new NPDES Permit for the Municipal Separate Storm Sewer System for Santa Monica Bay, Upper Los Angeles River, Ballona Creek, Dominguez Channel, and Marina del Rey.
 - b. Three proposed Memoranda of Understanding (MOUs), attached to the Council file, between the City of Los Angeles and the Cities of San Fernando, South El Monte, and Lomita for administering the cost of including these cities in the development of the EWMP.
4. AUTHORIZE the Bureau of Sanitation (BOS) to:
 - a. Submit the five EWMPs to the Regional Water Quality Control Board by June 28, 2015
 - b. Revise the five EWMPs upon receiving comments from the Regional Water Quality Control Board and resubmit said documents by April 2016.
5. AUTHORIZE the Director, BOS, to execute the three proposed MOUs with the Cities of San Fernando, South El Monte, and Lomita.
6. INSTRUCT the City Administrative Officer (CAO), working with the BOS, to report in regard to funding options for implementing the EWMPs.

Fiscal Impact Statement: The Board of Public Works reports that it is requesting authority to submit the EWMPs, attached to the Council file, to the Regional Water Quality Control Board. Implementation of watershed control measures proposed in the plans will be financed by the Stormwater Pollution Abatement Fund. It is estimated that the cost of implementation is approximately \$7.4 billion over the next 20 years. However, proposed capital projects for improving water quality do not currently have a funding source. The City will continue to pursue funding alternatives in partnership with other municipalities in the watersheds and the County of Los Angeles, including potential State and Federal grants to supplement the cost of the implementing the EWMPs. The three MOUs with the Cities of San Fernando, South El Monte, and Lomita will reimburse the Stormwater Pollution Abatement Fund.

Community Impact Statement: None submitted.

Summary:

On June 3, 2015, your Committee considered a May 18, 2015 Board of Public Works (Board) report relative to authorization to submit five EWMPs to the regional water quality control board pursuant to the new NPDES permit for municipal separate storm sewer systems to include MOUs for cost-sharing and CEQA recommendations. According to the Board, the NPDES Municipal Separate Storm Sewer System (M84) Permit (M84 Permit) Order No. R4-2012-0175 establishes the waste discharge requirements for stormwater and non-stormwater discharges within the watersheds of Los Angeles County. The M84 Permit was adopted by the California Regional Water Quality Control Board, Los Angeles Region (Regional Board), on November 8, 2012, and became effective on December 28, 2012.

The permittees are the City, the County of Los Angeles, Los Angeles County Flood Control District, and 83 other cities within the County of Los Angeles. The current M84 Permit is the last of four consecutive permits (issued in 1990, 1996, 2001, and 2012) and contains the most stringent provisions to date as it establishes numeric water quality limits for receiving waters in Los Angeles County and effluent limitations for discharges of stormwater and urban-runoff from the M84. The new M84 Permit includes increased permittee responsibilities for inspections, land development, and monitoring, and it requires that permittees comply with all Total Maximum Daily Load (TMDL) water quality regulations.

To date, the City is subject to 22 TMDLs that address multiple water quality impairments in Los Angeles River, Ballona Creek, the Santa Monica Bay shoreline, Dominguez Channel, Marina del Rey, and several lakes within the City. The M84 Permit includes provisions for the development and implementation of EWMPs by permittees to comply with M84 Permit requirements and TMDL water quality regulations.

The development of an EWMP encompasses the prioritization of water-quality issues in the watershed, the identification of implementation strategies, watershed control measures, and Best Management Practices to meet water quality standards and other M84 permit requirements, integrated water quality monitoring, and a process for stakeholder input. In addition, permittees participating in an EWMP are required to develop a compliance strategy that will maximize opportunities for stormwater capture in order to use this water for infiltration and augmentation of local water supplies, and/or to offset potable water use for landscape irrigation and other uses.

The M84 Permit requires that EWMPs be submitted to the Regional Board by June 28, 2015 for their review. Submittal of the final EWMPs is three months after receiving comments from the Regional

Board and final Regional Board approval is anticipated by April 2016, upon which the permittees are to begin implementation of the approved EWMPs. Implementation of proposed watershed activities at the timelines as established in the Regional Board-approved EWMPs will constitute compliance with the M84 Permit and TMDL milestones.

After further consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations contained in the May 20, 2015 Board report and detailed in the above recommendations. Additionally, the Committee moved to recommend instructing the CAO, working with the BOS, to report in regard to funding options for implementing the EWMPs. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

ENERGY AND ENVIRONMENT COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
FUENTES:	YES
BLUMENFIELD:	YES
LABONGE:	ABSENT
HUIZAR:	ABSENT
KORETZ:	YES

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6/3/15

-NOT OFFICIAL UNTIL COUNCIL ACTS-