

**METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS  
CHESAPEAKE BAY AND WATER RESOURCES POLICY COMMITTEE MEETING  
FRIDAY, JANUARY 19, 2018**

**VIRGINIA LEGISLATIVE ISSUES**

**I. Stormwater**

- A. Grant Appropriations (SLAF)** – Budget Amendments will potentially add funding for local stormwater projects.
- B. Stormwater Utility Fee Exemption Bills – HB 1004 (Byron)** would require that localities with stormwater charges provide a full waiver for public use airport runways and taxiways. Similar to **SB 367 (Newman)**, which would allow localities with stormwater charges to provide a full or partial waiver for the portion of an airport used for runways and taxiways.
- C. Permitting Exemption for Stormwater Management Facility on Dry Land – HB 377 (Bulova)** would eliminate the permitting requirement for an operating stormwater management facility that was created on dry land.
- D. Local Enforcement of Industrial Waste Permits – HB 925 (Bulova)** would authorize an MS4 locality to administer an industrial and high-risk runoff program. HB 925 would also limit the State’s ability to impose certain conditions in an MS4 permit relating to oversight of these facilities.
- E. Procurement of Stream Restoration, Stormwater Management Practices – HB 574 (Hodges)** would exclude stream restoration and stormwater management practices from the prohibition on cooperate procurement.
- F. Stormwater Management Regulations – HB 801 (O’Quinn)** would prohibit the State Water Control Board (SWCB) from adopting regulations inconsistent with or stricter than federal law. Delegate O’Quinn has also introduced **HB 805**, which would direct the SWCB and DEQ to apply pre-2014 stormwater regulations in areas outside the Chesapeake Bay Watershed.

**II. Wastewater**

- A. State Adoption of Federal Ammonia Criteria – SB 344 (Peake)** would direct the SWCB to not adopt new EPA freshwater ammonia water quality criteria until all other states in EPA Regions III and IV. DEQ would also be directed to take a number of steps, including identifying other states that have adopted the new ammonia criteria as of July 1, 2018.
- B. WQIF; Adoption of Federal Ammonia Criteria – SB 340 (Peake)** would direct the DEQ Director to prioritize cost-effective treatment for total phosphorus, total nitrogen, or nitrogen-containing ammonia over other reduction methods, subject to satisfaction of other regulations, permits, etc. SB 340 would also direct DEQ to estimate the amount and timing of grants to address ammonia if the State were to adopt the new EPA freshwater ammonia water quality criteria.

**III. Other Issues**

- A. Secretary of Coastal Protection and Flooding Adaptation – HB 345 (Stolle)** would create a new Executive Branch secretarial position to oversee the resources needed to protect against flooding threats and address flooding adaptation.
- B. SWIFT Project Monitoring – HB 771 (Jones)** would establish an advisory board and laboratory to monitor the effects of HRSD’s SWIFT project.