



**Request for City Council Committee Action
From the Department of Public Works**

Date: June 8, 2010
To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee
Subject: **Public Hearing for Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities and Adoption**

Recommendation:

- a) Receive public comments, and direct Public Works to respond to public input regarding the City of Minneapolis' (City) and Minneapolis Park & Recreation Board's (MPRB) *Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities*. This activity is pursuant to Chapter 2, Section 14 of The City's and MPRB's National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit # MN0061018;
- b) Adopt the *Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities*, by formal resolution, as the City's Stormwater Management Plan.

Previous Directives:

April 20, 2010 – T&PW Committee set the Public Hearing date for June 8, 2010 as required by the NPDES MS4 Permit.

Prepared by: Lois Eberhart, Water Resources Administrator, Surface Water & Sewers 673-3260
Lisa Cerney, P.E., Director of Surface Water & Sewers 673-3061

Approved by:

Steven A. Kotke, P. E., City Engineer, Director of Public Works

Presenters: Lois Eberhart, Water Resources Administrator, Surface Water & Sewers

Reviews

Permanent Review Committee (PRC):	Not applicable
Civil Rights Affirmative Action Plan	Not applicable
Policy Review Group (PRG):	Not applicable

Financial Impact

Action is within current department budget

Community Impact

Neighborhood Notification: A notice was sent to all neighborhood organizations and other interested parties (see Attachment) to inform them about accessing the Draft Annual Report, and advising them of the opportunity to provide comments at the public hearing or in writing.

City Goals: A Safe Place To Call Home -- quality of life; a healthy environment; the city's infrastructure will be well-maintained. Enriched Environment -- plentiful green spaces; lakes, rivers and the soil and air will be clean. A Premier Destination -- the country will see Minneapolis as a national treasure.

Comprehensive Plan: Consistent

Zoning Code: Not Applicable

Background/Supporting Information:

History

The Minneapolis stormwater management program endeavors to improve the water quality of Minneapolis lakes, streams, wetlands and the Mississippi River, with the ultimate goal of preservation and enhancement of our natural and historic environment, while concurrently fulfilling regulatory requirements. The National Pollutant Discharge Elimination System (NPDES) program was created in 1990 by the United States Environmental Protection Agency (EPA) under the Clean Water Act to protect water quality through the regulating of discharges of pollutants to lakes, streams, wetlands and other surface waters. Under this program, specific permits are issued in an effort to regulate municipal, industrial and construction activities. Minneapolis maintains two distinct NPDES permits: one is the Combined Sewer Overflow (CSO) Permit that regulates combined storm and wastewater discharges from the sanitary sewer system, and on which the City and the Metropolitan Council are co-permittees. The second is the Municipal Separate Storm Sewer System (MS4) Permit that regulates stormwater runoff discharges from the storm drain system, and on which the City and the Minneapolis Park & Recreation Board (MPRB) are co-permittees. As a municipality with a population greater than 100,000, Minneapolis is permitted under Federal requirements as a Phase 1 MS4 community.

The MS4 Permit requires the implementation of stormwater management activities that are designed to mitigate the pollution effects of urbanization on stormwater runoff. Throughout each year, the City and the MPRB develop and modify the stormwater management program with input from a variety of sources. Examples include technology and policy changes, regulatory requirements, collaboration with watershed management organizations, environmental groups and other water quality professionals, lessons learned from our projects, input from the Environmental Coordinating Team (ECT), concerns raised by residents and others, and responses to our website information.

A. Annual Reporting and Public Comment

The Permit requires that the City prepare and submit an Annual Report that includes two components: the Permit activities for the previous year, and the stormwater management program for current and future years. This Annual Report must be submitted in June of each calendar year. The Permit also requires that opportunities be made for the general public to provide comments regarding the draft Annual Report. The comments must be solicited and received prior to the Annual Report submittal to the MPCA. This public hearing is an opportunity for oral comments. The cutoff date for written comments by the general public regarding this year's draft Annual Report is Noon on Friday, June 18, 2010.

A notice to the parties listed on the Attachment was sent on May 20, 2010, indicating that the draft Annual Report is available for viewing on the following City website:

<http://www.ci.minneapolis.mn.us/stormwater/NPDESAnnualReportDocuments.asp#TopOfPage>

A paper copy of the draft Annual Report will also be available for viewing until June 18 at either of the following locations:

- Office of the City Clerk, Room 304 City Hall, 350 S. 5th Street, Minneapolis MN 55415 between the hours of 8 AM and 4:30 PM Monday through Friday; or
- Public Works Surface Water & Sewers Division, Room 300 City of Lakes Building, 309 2nd Avenue S., Minneapolis MN 55401 by appointment with Trevis Graham at (612) 673-3636 or Nancy Josie at (612) 673-3609, between the hours of 7:30 AM and 4 PM Monday through Friday.

A summary of the public's input, and the City's response to those comments, are also required to be included in the final Annual Report.

B. Adoption

The City Council's formal resolution of adoption must also be submitted to the MPCA along with the final Annual Report.

Att.: List of Recipients of Annual Report for Review and Comment

Cc: Michael Schmidt, Minneapolis Park & Recreation Board
Corey Conover, Office of the City Attorney

<u>Organization</u>	<u>Email address</u>	<u>Contact Person</u>	<u>Address</u>
Bassett Creek Water Management Commission	lkremer@barr.com	c/o Len Kremer, Barr Eng. Co.	4700 W 77th St, Mpls, MN 55435
Blue Water Association	sheila62sdmn@yahoo.com	Sheila Cracraft-Fehler	4116 32nd Av S, Mpls, MN 55406
Clean Water Action	mzellar@cleanwater.org	Marie Zellar	308 Hennepin Ave E, Mpls, MN 55414
Friends of the Mississippi River	wclark@fmr.org	Whitney Clark	360 N Robert St, St. Paul, MN 55101
Hennepin County Environmental Dept.	carl.michaud@co.hennepin.mn.us	Carl Michaud	417 N 5th St, Mpls, MN 55401
Metropolitan Council Environmental Services	bill.moeller@metc.state.mn.us	Bill Moeller	3565 Kennebec Dr, Eagan, MN 55122
(all) Minneapolis Neighborhood Organizations	Bob.Cooper@ci.minneapolis.mn.us	c/o Bob Cooper, CPED	
Minnehaha Creek Watershed District	eevenson@minnehahacreek.org	L. Eric Evenson	18202 Minnetonka Blvd, Deephaven, MN 55391
MN Center for Environmental Advocacy	ksigford@mncenter.org	Kris Sigford	26 E Exchange St, # 206, St. Paul, MN 55101
MN Dept of Agriculture, Pesticide Mgmt	ron.struss@state.mn.us	Ron Struss	625 Robert St N, St. Paul, MN 55155
MN Dept of Natural Resources, Water Division	kent.lokkesmoe@dnr.state.mn.us	Kent Lokkesmoe	500 Lafayette Rd, Box 32, St. Paul, MN 55155
MN Dept of Transportation, Water Resources	beth.neuendorf@dot.state.mn.us	Beth Neuendorf	Waters Edge, 1500 W Cty Road B-2, Roseville, MN 55113
MN Environmental Partnership	stevemorse@mepartnership.org	Steve Morse	2356 University Av W, #244, St. Paul, MN 55114
Mississippi River Revival	solomonsimon@hotmail.com	Sol Simon	51 E 4 th St, Suite 305, Winona, MN 55987
Mississippi Water Management Organization	dsnyder@mwmoo.org	Doug Snyder	2520 Larpenteur Av W, Lauderdale, MN 55113
St. Paul, City of	anne.weber@ci.stpaul.mn.us	Anne Weber, Sewer Utility	25 W 4th St, 700 City Hall, Saint Paul, MN 55102
Shingle Creek Watershed Mgmt. Commission.	judie@jass.biz	Judie Anderson	3235 Fernbrook Lane, Plymouth, MN 55447

Attachment: List of Recipients of Annual Report for Review and Comment

T&PW - Your Committee, having under consideration the City of Minneapolis and Minneapolis Park and Recreation Board Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities, as set forth in Petn No. _____, and having held a public hearing thereon, now recommends passage of the accompanying resolution adopting the Minneapolis Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities as the City's Stormwater Management Plan, pursuant to Chapter 2, Section 14, of the City of Minneapolis National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit #MN0061018.

Resolution

By Colvin Roy

Adopting the Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities

Whereas, the City of Minneapolis is committed to improving water quality in the lakes, wetlands, streams and Mississippi River; and

Whereas, on December 1, 2000, the City of Minneapolis was issued National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit #MN0061018 (Permit); and

Whereas, as required under the Permit, a public hearing was held on June 8, 2010; and

Whereas, the Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities will now be submitted to the Minnesota Pollution Control Agency;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Minneapolis City Council hereby adopts the Annual NPDES MS4 Report on 2010 Minneapolis Stormwater Management Program & 2009 Activities as the City's Stormwater Management Plan.