



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

**Date:** April 28, 2009  
**To:** Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee  
**Subject:** **Public Hearing and Adoption for Annual NPDES Report 2009 Minneapolis Stormwater Management Program & 2008 Activities**

**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 Report 2009 Minneapolis Stormwater Management Program & 2008 Activities*. This activity is pursuant to Chapter 2, Section 14 of The City's and MPRB's National Pollutant Discharge Elimination System (NPDES) Permit # MN0061018; and
- b) Adopt the *Annual NPDES Report 2009 Minneapolis Stormwater Management Program & 2008 Activities*, by formal resolution, as the City's Stormwater Management Plan.

**Previous Directives:**

March 31, 2009 – T&PW Committee set the Public Hearing date for April 28, 2009 as required by the NPDES Municipal Separate Storm Sewer System 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:**

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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**

No Financial Impact

## **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) is a program created in 1990 by the United States Environmental Protection Agency (EPA) to protect water quality through the regulating of discharges of pollutants to lakes, streams, wetlands and other surface waters. As a municipality with a population greater than 100,000, Minneapolis is permitted under Phase 1 of the Federal stormwater requirements. Under this program, specific permits are issued in an effort to regulate municipal and industrial activities. Minneapolis maintains two distinct NPDES permits: the Combined Sewer Overflow (CSO) Permit that regulates combined storm and wastewater discharges from the sanitary sewer system, and the Municipal Separate Storm Sewer System (MS4) Permit that regulates stormwater runoff discharges from the storm drain system. The Minnesota Pollution Control Agency (MPCA), under a delegation agreement with the EPA, issued the existing NPDES MS4 Permit (Permit) to the City and the MPRB on December 1, 2000. (A replacement for the existing NPDES MS4 Permit is currently being drafted for issuance later in 2009.) The 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.

### **Requirements for Annual Reporting, Public Comment, and Council Action**

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 by June 1 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. The cutoff date for written comments by the general public regarding this year's draft Annual Report is Noon on Friday, May 1, 2009.

A notice to the parties listed on the Attachment was sent on April 2, 2009, 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 May 1 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. 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  
Mike Kennedy, P.E., Director Public Works Transportation Maintenance & Repair  
Lori Olson, Regulatory Services – Environmental Services

<u>Organization</u>	<u>Email address</u>	<u>Contact Person</u>	<u>Address</u>
Bassett Creek Water Management Commission	<a href="mailto:lkremer@barr.com">lkremer@barr.com</a>	c/o Len Kremer, Barr Eng. Co.	4700 W 77th St, Mpls, MN 55435
Blue Water Association	<a href="mailto:sheila62sdmn@yahoo.com">sheila62sdmn@yahoo.com</a>	Sheila Cracraft-Fehler	4116 32nd Av S, Mpls, MN 55406
Clean Water Action	<a href="mailto:mzellar@cleanwater.org">mzellar@cleanwater.org</a>	Marie Zellar	308 Hennepin Ave E, Mpls, MN 55414
Friends of the Mississippi River	<a href="mailto:wclark@fmr.org">wclark@fmr.org</a>	Whitney Clark	360 N Robert St, St. Paul, MN 55101
Hennepin County Environmental Dept.	<a href="mailto:carl.michaud@co.hennepin.mn.us">carl.michaud@co.hennepin.mn.us</a>	Carl Michaud	417 N 5th St, Mpls, MN 55401
Metropolitan Council Environmental Services	<a href="mailto:bill.moeller@metc.state.mn.us">bill.moeller@metc.state.mn.us</a>	Bill Moeller	3565 Kennebec Dr, Eagan, MN 55122
(all) Minneapolis Neighborhood Organizations	<a href="mailto:Bob.Cooper@ci.minneapolis.mn.us">Bob.Cooper@ci.minneapolis.mn.us</a>	c/o Bob Cooper, CPED	
Minnehaha Creek Watershed District	<a href="mailto:eevenson@minnehahacreek.org">eevenson@minnehahacreek.org</a>	L. Eric Evenson	18202 Minnetonka Blvd, Deephaven, MN 55391
MN Center for Environmental Advocacy	<a href="mailto:ksigford@mncenter.org">ksigford@mncenter.org</a>	Kris Sigford	26 E Exchange St, # 206, St. Paul, MN 55101
MN Dept of Agriculture, Pesticide Mgmt	<a href="mailto:ron.struss@state.mn.us">ron.struss@state.mn.us</a>	Ron Struss	625 Robert St N, St. Paul, MN 55155
MN Dept of Natural Resources, Water Division	<a href="mailto:kent.lokkesmoe@dnr.state.mn.us">kent.lokkesmoe@dnr.state.mn.us</a>	Kent Lokkesmoe	500 Lafayette Rd, Box 32, St. Paul, MN 55155
MN Dept of Transportation, Water Resources	<a href="mailto:beth.neuendorf@dot.state.mn.us">beth.neuendorf@dot.state.mn.us</a>	Beth Neuendorf	Waters Edge, 1500 W Cty Road B-2, Roseville, MN 55113
MN Environmental Partnership	<a href="mailto:stevemorse@mepartnership.org">stevemorse@mepartnership.org</a>	Steve Morse	2356 University Av W, #244, St. Paul, MN 55114
Mississippi River Revival	<a href="mailto:solomonsimon@hotmail.com">solomonsimon@hotmail.com</a>	Sol Simon	51 E 4 <sup>th</sup> St, Suite 305, Winona, MN 55987
Mississippi Water Management Organization	<a href="mailto:dsnyder@mwmoo.org">dsnyder@mwmoo.org</a>	Doug Snyder	2520 Larpenteur Av W, Lauderdale, MN 55113
St. Paul, City of	<a href="mailto:anne.weber@ci.stpaul.mn.us">anne.weber@ci.stpaul.mn.us</a>	Anne Weber, Sewer Utility	25 W 4th St, 700 City Hall, Saint Paul, MN 55102
Shingle Creek Watershed Mgmt. Commission.	<a href="mailto:judie@jass.biz">judie@jass.biz</a>	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 REPORT ON 2009 MINNEAPOLIS STORMWATER MANAGEMENT PROGRAM & 2008 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 REPORT ON 2009 MINNEAPOLIS STORMWATER MANAGEMENT PROGRAM & 2008 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) Permit #MN0061018.

By Colvin Roy

Adopting the ANNUAL NPDES REPORT ON 2009 MINNEAPOLIS STORMWATER MANAGEMENT PROGRAM & 2008 ACTIVITIES.

Whereas, the City of Minneapolis is committed to improving the 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 Municipal Separate Storm Sewer System Permit #MN0061018 (Permit); and

Whereas, as required under the Permit, a public hearing was held on April 28, 2009; and

Whereas, the ANNUAL NPDES REPORT ON 2009 MINNEAPOLIS STORMWATER MANAGEMENT PROGRAM & 2008 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 REPORT ON 2009 MINNEAPOLIS STORMWATER MANAGEMENT PROGRAM & 2008 ACTIVITIES as the City's Stormwater Management Plan.