Draft May 3, 2011

# OREGON COASTAL NONPOINT POLLUTION CONTROL PROGRAM (CNPCP) EPA/NOAA APPROVAL AND SETTLEMENT AGREEMENT REQUIREMENTS

(**Updated: May 3, 2011**)

| EPA/NOAA CNPCP APPROVAL REQUIREMENTS | | | |
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| **CNPCP MANAGEMENT MEASURE** | **DATE** | **TASK** | **ACTION** |
| **OSDS** | **November 30, 2010** | ***Policy Option Package for Rules Development complete.*** | **Completed** |
| | **January 2011 through June 2011** | ***Request funding from the 2011 Oregon Legislature to support time-of-sale inspections for OSDS.*** | **On Schedule**<br>**DEQ Policy Package #120: Improve the Onsite Septic System Program (0.875 FTE; $135,509 GF) is part of DEQ's Budget Approval (Probably Late May or June 2011).** |
| | **June 2012 through December 2012** | ***Provide draft(s) of rule language to NOAA and EPA for review/comment.*** | **On Schedule** |
| | **December 31, 2012** | ***Rule development completed.*** | **On Schedule** |
| | **January 31, 2013** | ***Submit new rules to NOAA and EPA for review/approval.*** | **On Schedule** |
| | **March 2013** | ***Rule implementation and inspections begin.*** | **On Schedule** |



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| EPA/NOAA CNPCP APPROVAL REQUIREMENTS | | | |
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| **CNPCP MANAGEMENT MEASURE** | **DATE** | **TASK** | **ACTION** |
| **New Development** | **June 30, 2010** | ***Initial draft guidance document completed and provided to NOAA and EP A for review and comment.*** | **Completed** |
| | **~~December 31, 2010~~ May 23, 2011** | ***Final draft guidance document completed and provide to NOAA and EPA for review and comment*** | **Proposed Date** |
| | **~~March 31, 2011~~ August 31, 2011** | ***Public review of final draft guidance document completed.*** | **Proposed Date** |
| | **~~June 30, 2011~~ September 30, 2011** | ***Final guidance document released and submitted to NOAA and EPA, along with strategy and schedule for updating TMDL Implementation Plans.*** | **Proposed Date** |
| | **~~June/July 2011~~ September/October 2011** | ***Workshops for Designated Management Agencies begins.*** | **Proposed Date** |

| EPA/NOAA CNPCP APPROVAL REQUIREMENTS | | | |
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| **CNPCP MANAGEMENT MEASURE** | **DATE** | **TASK** | **ACTION** |
| **Additional Management Measures for Forestry** | **June 30, 2010** | ***Provide a legal opinion from Oregon's Attorney General's Office (Item 2)*** | **Completed** |
| | **September 30, 2010** | ***Provide commitment that Oregon will pursue prescriptive TMDL process for addressing the additional management measures for forestry condition.*** | **Completed** |
| | **~~January 31, 2011~~ June 1, 2011** | ***Provide additional detail on the prescriptive TMDL process (Item 3).*** | **A Draft TMDL Implementation Plan Internal Management Directive CompletedFinal expected by December 2011/January 2012** |
| | **~~March 31, 2011~~ June 1, 2011** | ***Provide a schedule for implementing the prescriptive TMDL approach throughout the Coastal Nonpoint Program management area which includes a time line for developing new TMDLs as well as updating existing TMDLs.*** | **Completed** |
| | **June 30, 2012** | ***Complete and submit prescriptive TMDLs and TMDL Implementation Plans for Mid-Coast basins.*** | **On Schedule** |
| | **December 31, 2012** | ***EPA/NOAA provide OR DEQ & Plaintiff with a written assessment to evaluate whether implementation of these TMDLs is likely to result in actions that achieve and maintain water quality standards and whether OR's plan will satisfy the outstanding forestry conditions and consider comments received.*** | |