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MEMORANDUM

TO: Mid-Coast IR TMDL Sediment Technical Working Group Members
FROM: Peter Harkema, Oregon Consensus (OC)
SUBJECT: DRAFT – Action Items from October 17 Meeting – DRAFT
DATE: November 6, 2012

This memo follows up on the October 17, 2012, meeting of the Mid-Coast Implementation Ready Total Maximum Daily Load (IR TMDL) Sediment Technical Working Group (TWG), held at the Oregon Coast Community College in Newport, Oregon. The memo includes the following: proposed future meeting dates, identified action items and brief summaries of key topics discussed.

Upcoming Meetings
Please take note and calendar the following meetings.

Meeting	Date	Location
LSAC Meeting 7 and TWG Meetings	December 11-12, 2012	TBD (Florence)
LSAC Meetings 8 - 12 *TWG Meetings*	*January 2013 – November 2013* *(see Meeting Schedule & Workplan)*	*TBD*

Action Items

Action Item	Who	Date
1. <u>Action Items</u> • Prepare draft Action Items memo and distribute to TWG members for review • Add ODFW paper links to memo	OC with DEQ David W.	Complete

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2. <u>Information Follow-up</u> • Post presentations and meeting documents to project website • Revise September LSAC meeting notes to reflect Kami's comment regarding USFS reports and listings	DEQ OC (Peter) with DEQ	By cob, October 31 By cob, October 31
3. <u>Impairments and Biocriteria</u> • Start email thread with questions about reference sites • Set up call to answer reference site questions • Clarify current & proposed listings information (recommended by whom, when, based on what methodology, etc.) • Provide additional information about the lithology classification approach and provide to TWG members	DEQ (Shannon and Ryan) DEQ)Shannon and Ryan - lead), Kami, Jeff Light, Stephen, Stan, Glen, Mike, and (tentatively) Stacy Polkowske DEQ DEQ	By November 3 By November 16 In advance of December meeting In advance of December meeting
4. <u>Roads Approach</u> • Send draft integrated roads approach document to TWG members	Josh S.	Strive for in advance of December meeting
5. <u>Communication and Future Meetings</u> • Reserve agenda time to discuss forest roads inventory and mapping comments raised by Glen Spain • Revise biocriteria status spreadsheet to include more specific location data in stream names • Send revised Mid-Coast TMDL schedule to TWG and LSAC	Josh S. Ryan M. DEQ	At next meeting In advance of December meeting In advance of December meeting

<u>Sediment TWG Members Present</u>: Stephen Hager (Siuslaw Watershed Council), Mike Buren (ODF), Daren Cone (ODF), Stan van de Wetering (Confederated Tribes of the Siletz Indians), Kate Danks (NRCS), Hui Rodomsky (Salmon-Drift Creek Watershed Council), Wayne Hoffman (MidCoast Watersheds Council), Randy Hereford (Starker Forests), Kami Ellingson (USFS), Richard Huff (private landowner), Maryanne Reiter (Weyerhaeuser), Peter Adams (BLM), Dan Avery (ODFW-OCCCP), Glen Spain (PCFFA), Jim Buisman (Lincoln County),

<u>Project Team Members Present</u>: David Waltz, Ryan Michie, Gene Foster, Karen Tarnow, Josh Seeds, Shannon Hubler, Kevin Brannan (DEQ); Alan Henning, Helen Rueda (EPA); Turner Odell, Jessie Conover (Oregon Consensus)

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Other Attendees: Susan Shaw (Weyerhaeuser), Jeff Lockwood (NOAA Fisheries), Jeff Light (Plum Creek), Kevin Fenn (ODA), Bill Morgan (Lane County Public Works), Jim Welsh (Oregon Cattlemen's Association), Gary Springer (Starker Forests), Bob Danehy (NCASI)

Facilitation: Peter Harkema (Oregon Consensus)

Meeting Notes

Key topics and themes:

During the fourth meeting of the Mid-Coast TMDL Sediment TWG, attendees: (1) heard a review of TWG ground rules, decision space, and the Sediment TMDL framework (2) heard an presentation on the DEQ listing methodology for biocriteria (3) heard a review of the Sediment TMDL source assessment and (3) heard an update on roads subgroup work. The meeting agenda, meeting materials (including PowerPoint presentations) will be available through the DEQ Mid-Coast TMDL project website at: (http://www.deq.state.or.us/wq/tmdls/midcoast.htm).

Stakeholder Questions, Issues, Concerns and Agency Responses

Updates and process reorientation

Glen Spain shared with the TWG that he has investigated and concluded that there is appears to be no comprehensive inventory of roads and road density in Oregon and therefore no way to do GIS analysis and mapping. The comment was related to the forest roads work that the TWG is doing. The TWG will discuss this in more detail at a future meeting, particularly road density and whether it is a useful measure of the road systems impact on water quality.

Peter reminded TWG members of ground rules and reiterated the TWG's role and decision space. In particular, the TWG was established to advise DEQ on the development of the TMDL and management measures; other topics such as water quality standards and listing methodology need to be understood by the TWG, but in-depth conversions about these topics should be reserved for other forums. One TWG member remarked that they would like to see a revised timeline for sediment TMDL draft development because the current pace is behind the original timeline documents. Gene Foster responded that after meetings with the project team, DEQ will distribute revised timelines to the Sediment TWG and the LSAC. He noted that the results of the current temperature litigation may have potential impacts on the timeline.

In the overview of the sediment TMDL process, Gene explained the rationale that DEQ uses to interpret its narrative standards. The narrative standard goes through a public comment process, but DEQ interpretations of narrative standards do not. Interpretation can be done by developing a benchmark using peer-reviewed or grey literature, and other available information, whereas listing decisions are made using published quantitative methodologies (Integrated Report) combined with best professional judgment and interpretation of results from quantitative methodologies.

Listing Methodologies and Source Assessment Discussions

Because of the keen interest of stakeholders and the detailed nature of the discussion, there is a separate ***Supplement to October 17, 2012 Action Items Memo*** *that summarizes the discussion related to DEQ listing methodologies and sediment source assessment in deeper*

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detail than typical for an Action Items Memo. Please see that attached supplemental document for a detailed report on the questions, answers and discussion regarding those issues.

Roads Update

Josh presented status updates on the comprehensive roads approach document, forest roads, agricultural roads, and public roads. One TWG member asked about who decides whether the TMDL adequately addresses the impairments according to the terms of the CZARA lawsuit settlement agreement; EPA and NOAA look at the TMDL and particularly at how implementation is addressed in the TMDL. Josh responded that he is checking in periodically with EPA to make sure that the efforts and products of the roads groups will be approvable by EPA. Josh informed the TWG of what the next steps are on the roads work.

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