

## **ENVIRONMENTAL PLANNING COMMITTEE (EPC)**

**WEDNESDAY, FEBRUARY 10, 2016**

**CAG CONFERENCE ROOM**

**1075 SOUTH IDAHO ROAD, SUITE 300**

**APACHE JUNCTION, ARIZONA 85119**

### **M I N U T E S**

#### **MEMBERS PRESENT:**

Chair Jake Garrett – Gila County

Greg Homol – Queen Creek

Atul Shah – Pinal County

Vice-Chair Darron Anglin-Apache Junction

Travis Ashbaugh – Pinal County

Edwina Vogon-ADEQ

#### **VIA TELEPHONE:**

Matt Rencher-Coolidge

Ken Martin-Eloy

Kazi Haque-Maricopa

LaRon Garrett – Payson

Stephen Dean – Marana

#### **MEMBERS ABSENT:**

Drew Houk – Miami

Chris Collopy – Globe

Wayne Costa – Florence

Terry McKeon – Casa Grande

Rick Gibson – University of Arizona

Linda Taunt – ADEQ

#### **GUESTS**

Bill Clemmens -Tri-City Regional Sanitation District (TRSD)

Roxie Hadley-TRSD

#### **STAFF:**

Alan Urban– Community Development Manager

#### **I. CALL TO ORDER**

Chair Garrett called the meeting to order at 10:00 AM in the CAG Conference Room located at 1075 South Idaho Road, Apache Junction, Arizona 85119.

#### **II. PLEDGE OF ALLEGIANCE**

Chair Garrett led the committee in the Pledge of Allegiance.

#### **III. ROLL CALL & INTRODUCTIONS**

Roll call and introductions were taken. Ten (10) voting members were present establishing a quorum. Five (5) members were absent.

#### **IV. APPROVAL OF MINUTES – August 21, 2013**

Chair Garrett asked for comments on minutes of the past meeting on December 2, 2015.

Mr. Urban reported he had just provided the minutes to the members today and apologized for that happening. He indicated that the last meeting presented a challenge for him due to the

complexity of the issues discussed. The members discussed tabling the approval of the minutes until the next meeting to allow time for reviewing them properly. Mr. Martin so moved and Mr. Rencher seconded the motion. The motion was approved unanimously.

## V. NEW BUSINESS

### A. Appointment of Environmental Planning Committee Members

Mr. Urban reported that the subcommittee appointed by the EPC in December did meet to finish the editing process as directed by the committee members. The members have been supplied a DRAFT version of the 2015 208 Water Quality Management Plan for today's meeting. Chairman Garrett asked the committee for any changes they wished to make to the document. The members indicated that reviewing all the edits, page by page, as tracked in the document provided, would be their preferred method for today's meeting.

The committee worked through the several sections that had been edited for clarity after questions from the two Public Hearings in November 2015 and additional questions posed in the December 2, 2015 EPC meeting. Issues that were discussed included:

Providing an Expanded Service Area does not extend an existing DMA boundary.

"Sponsorship" as it is used in the MAG 208 process was not adopted in the CAG Plan.

The communication involved in "sponsoring" an application was addressed by assigning the initial

Stakeholder contact to CAG staff, not depending on the applicant to decide stakeholders.

Additional phases of construction under an approved Amendment will be captured by the annual

Survey to be conducted by CAG staff.

Appendix C- the Process Flowchart was edited to reflect a new EPA approval timeline of 30 days  
Not the previous 180 days.

The members spent most of the meeting time reviewing Appendix D: Comparison of 208 Plan Conditions (1994 vs. 2015). This transition guidance tool was discussed extensively as it includes lots of details used to determine if a project application will be a Planning Project or a Plan Amendment.

Some details of note include:

1 MGD (million gallons per day) was selected as a size of facility with enough potential  
Impact on the region's environment to require a 208 Amendment before  
moving  
forward.

MWUs (Wastewater Management Units) do not have any authority over development  
within their Planning Area until an area is added to their CC&N, which requires  
an Amendment.

Planning Project review is required for changes in existing WWTP approved capacity  
of 10% or more, But not exceeding 1 MGD.

A Plan Amendment is required for changes in existing WWTP approved capacity of 10%

or more, And exceeding 1 MGD.

Added notation that if a Planning Project and a Plan Amendment are both indicated,  
The higher standard would apply.

Included a footnote for the chart indicating that the “EPC reserves the right to require a  
Plan Amendment if the conditions dictate.”

Ms. Vogan questioned how new construction on existing facilities would come to the attention of CAG. Chairman Garrett commented this is the flaw in the current system, there is no requirement for the applicant to come to CAG or for the State to not process the permit application without CAG’s approval. Mr. Urban indicated an application to ADEQ is the opportunity for ADEQ to refer the applicant to CAG.

Chairman Garrett requested a motion from the floor. Mr. Homol interjected that his name had not been called during the roll call. Chairman Garrett instructed that Mr. Urban report that Mr. Homol had indeed been present at the meeting from the beginning. Mr. Ashbaugh moved to send the edited Plan to Public Hearings. Mr. Martin seconded the motion. The motion was amended to say the document will include the edits agreed on in today’s meeting. Mr. Ashbaugh and Mr. Martin agreed to the amendment. The motion passed unanimously.

Mr. Ashbaugh and Mr. Shah left the meeting at 11:32 for another appointment. The EPC still had a quorum of 8 (eight) voting members present.

Mr. Urban informed the committee that during the edit sessions with Mr. Homol, Garrett, Ashbaugh, Anglin, and Urban, it was determined that the two track approach especially had not been presented to Management Committee (MC) or Regional Council (RC). Mr. Urban was instructed by the subcommittee to present the Planning Project versus Amendment process, plus other relevant changes in the approach of the New 208 Plan to both bodies and seek their approval to move forward. The presentations were made in January, including a revised fee schedule, and received approval from both bodies. The committee requested that they be provided with the proposed fee changes that were presented to MC and RC.

No other business was on the agenda for this meeting.

## **VI. CHAIR REPORT**

Chair Garrett informed the committee that ADEQ has embarked on a “listening tour” as part of a plan to reconfigure Onsite regulations and review processes. Of significance is a future reliance on the counties to do more oversight of these facilities and possibly changing the limits of county authority to cover units with capacities up to 100,000 gallons per day. He indicated this is an important discussion for the CAG region and Arizona overall. This examination is part of a governor’s initiative to reduce or eliminate State regulations that are old and obsolete, too restrictive, too costly, etc. Final approval of proposed changes lies with the Governor. This project could reduce oversight on swimming pools and septage haulers. In regards to the septage haulers he indicated ADEQ is duplicating functions already covered by Arizona counties. Other changes can be expected in reuse and recycling of septage and greywater.

## **VII. STAFF REPORT**

Mr. Urban stated his intention to summarize and organize information concerning the Miami

208 Amendment issues for presentation to the CAG Legal Counsel and hopes to get some direction from them before May's meeting. His efforts will focus on trying to locate a better map of the Miami DMA lines old and new. He will also seek to get the map presented in the Amendment document and the ADEQ mapping of the Legal Description in the Amendment compared, over laid on each other if possible.

**IX. OTHER BUSINESS**  
**NONE**

**XI. CALL TO THE PUBLIC**

Chair Garrett opened the floor for the call from the public. Mr. Clemmens from the Tri city Regional Sanitary District requested an update on a decision in regards to the DMA status for Pinal and Cobre Valley Sanitary Districts. Mr. Urban indicated he is working on that inquiry to the ADEQ and EPA and will make an effort to resolve the question before the May EPC meeting.

**XII. ADJOURNMENT**

Chairman Garrett suggested a motion for adjournment. Motion made by Mr. Homol and seconded by Mr. Anglin. Motion passed unanimously. Meeting adjourned at 11:52 AM.

Draft respectfully submitted March 16, 2016 by Alan Urban, Community Development Manager

Approved \_\_\_\_\_