

# CHAPTER 500 STAKEHOLDER ENGAGEMENT | STEERING COMMITTEE MEETING #4 AGENDA

**RE:** Chapter 500 Stakeholder Engagement, Steering Committee Meeting #4  
**DATE:** Monday, July 15, 2024  
**TIME:** 9:30am – 1:00pm  
**LOCATION:** Hybrid: in-person (Deering Conference room 101- 90 Blossom Ln, Augusta ME) & remotely via Microsoft Teams  
**INVITEES:** Cody Obropta, Naomi Kirk-Lawlor, and Rob Wood (Maine DEP)  
 Bina Skordas and Sierra Guite (FB Environmental (FBE) Associates)  
 Chapter 500 Steering Committee  
 Chapter 500 Stakeholders

## MEETING OVERVIEW:

The Steering Committee Meeting will be run by the Facilitator, Bina Skordas (FBE).

Please see

- Page 2 for detailed information on each topic
- Page 3 for useful references

TOPIC	WHO	ESTIMATED DURATION
1. Topics & Considerations Review	Bina Skordas (FBE) & Kerem Gungor (DEP)	10 mins
2. DEP Stormwater Programs Overview (Chapter 500, MS4GP*, MCGP**)	Kerem Gungor (DEP)	10 mins
3. Goals of Ch. 500 update and General Framework Envisioned for the BLR*** Stormwater Programs	Kerem Gungor (DEP)	20 mins
4. Status update from the Technical Committee	Technical Committee & Sub-committee Members	15 mins
Break (15 min)		
5. Steering Committee Discussion	Steering Committee Members	60 mins
6. Stakeholder Input	Stakeholders Not Represented in the Steering Committee	30 mins
7. Additional Steering Committee discussion	Steering Committee Members	30 mins
8. Action Items & Next Steps	Steering Committee Members	20 mins
*: Municipal Separate Storm Sewer System General Permit **: Maine Construction General Permit ***: DEP Bureau of Land Resources		

## DISCUSSION TOPICS:

1. Topics & Considerations Review
  - a. Brief review of the Steering Committee Meeting #3 Minutes
  - b. Review of the “Meeting Procedures and Ground Rules”
    - i. How does the Steering Committee vote on issues and reach consensus?
  - c. Updated Rulemaking Timeline
    - i. When will the stakeholder meetings end?
    - ii. When will the official rulemaking start?
2. DEP Stormwater Programs Overview (Chapter 500, Municipal Separate Storm Sewer System General Permit, Maine Construction General Permit)  
*Please see the Steering Committee Meeting #1 DEP presentation*
  - a. Refresher on the state’s own stormwater program (Chapter 500) and the state’s federally delegated stormwater programs (MS4GP & MCGP)
  - b. Interoperation of the stormwater programs
  - c. Brief updates on
    - i. New MCGP
    - ii. Municipal MS4GP Low Impact Development modification
3. Goals of Chapter 500 Update and General Framework Envisioned for the Bureau of Land Resources Stormwater Programs  
*Please see the Steering Committee Meeting #2 DEP presentation*
  - a. Overarching goals
  - b. The Decision Tree explaining how the following new elements apply to the
    - i. Core Low Impact Development standards
    - ii. Sensitive & threatened watersheds/regions
    - iii. Groundwater recharge standard
    - iv. Stressor guided stormwater control measure/best management practice selection
  - c. Vision for new Chapter 500 and MCGP
    - i. MCGP for construction stormwater management
    - ii. Chapter 500 exclusively for post-construction stormwater management
    - iii. Two-step permitting: 1<sup>st</sup> Chapter 500, 2<sup>nd</sup> MCGP
  - d. New Chapter 500 and MS4GP
    - i. Chapter 500 technical reference for MS4GP
4. Status update from the Technical Committee
  - a. Review of the tasks assigned to the Technical Committee by the Steering Committee
  - b. Summary of the Technical Committee and sub-committee activities
    - i. Emerging consensus points
5. Steering Committee Discussion  
*This topic aims to assess the Committee members’ stance on the general framework envisioned by DEP. The Steering Committee members are requested to provide concrete feedback considering the framework envisioned by DEP and outlined in the proposal documents they have received. The Committee members are encouraged to bring alternative proposals to the discussion table.*  
*Please see “Five Levels of Consensus” in the “Meeting Procedures and Ground Rules for Chapter 500 Stakeholder Engagement Process”.*

Specific considerations for the Committee members are:

- a. “Stop”: Strong disagreement on the entire framework or part of it
- b. “Alternative Approach”: Specific alternatives to amend the framework or replace it
- c. “Missing Element”: Any important element that has not been discussed or considered so far.

*If time allotted for Topic #5 and #6 is not used completely, following topics may be brought up for discussion:*

- *Sensitive and Threatened Watersheds/Regions*
- *Environmental Justice in Chapter 500 context*

6. Stakeholder Feedback

*The stakeholders who are not represented in the Steering Committee will be given an opportunity to provide concrete feedback on the general framework envisioned by the DEP. The stakeholders are particularly encouraged to voice their opinions rather than asking clarifying questions to DEP staff.*

Specific considerations are:

- a. Concerns on the DEP’s framework,
- b. Alternative approaches to the DEP’s framework,
- c. Important elements that are missing in the DEP’s framework.

7. Additional Steering Committee discussion

*This time to be used for additional SC discussion based on stakeholder feedback.*

8. Action Items & Next Steps

*Considering the discussions held in the meeting, the Steering Committee will consider the following:*

- a. Tasks Assigned to the Technical Committee: Amendments, add new tasks, or remove tasks
- b. Tentative date and agenda for the next Steering Committee meeting
- c. Any additional information requested from the Department

## HELPFUL REFERENCES FOR THE STAKEHOLDERS:

### A. State Laws

1. [Stormwater Management Law.](#)
2. [Site Location of Development Act.](#)
3. [Erosion and Sedimentation Control Law.](#)
4. [Natural Resources Protection Act.](#)

### B. Current DEP Rules

1. [“Stormwater Management Rules” \(Chapter 500\).](#)
2. [“Stormwater Management Compensation Fees and Mitigation Credit Rules” \(Chapter 501\).](#)
3. [“Direct Watersheds of Lakes Most at Risk from New Development, and Urban Impaired Streams” \(Chapter 502\).](#)

### C. Current General Permits

1. [MS4 General Permits.](#)
2. [Maine Construction General Permit \(Administratively Continued Since 2008\).](#)

### D. Stakeholder Engagement Process

1. [Meeting Procedures and Ground Rules for Chapter 500 Stakeholder Engagement Process.](#)
2. [Previous Steering & Technical Committee Meeting Documents.](#)