



MINUTES
KEIZER CITY COUNCIL WORK SESSION
Monday, January 11, 2016
Keizer Civic Center
Keizer, Oregon

CALL TO ORDER Council President Dennis Koho called the meeting to order at 5:45 p.m. The following were present:

Present:

Cathy Clark, Mayor (5:47)
Dennis Koho, Council President
Brandon Smith, Councilor
Marlene Parsons, Councilor
Kim Freeman, Councilor (5:54)
Amy Ryan, Councilor

Absent:

Roland Herrera, Councilor
Youth Councilor Siri Scales

Staff Present:

Elizabeth Sagmiller, Environmental/
Technical Division Manager
Kat LaFever, Senior Environmental
Program Technician
Debbie Lockhart, Deputy City Recorder

DISCUSSION

**a. Phase II
Stormwater
Permit
Renewal**

Elizabeth Sagmiller, Environmental/Technical Division Manager, provided a brief regulatory overview regarding the Municipal Separate Storm Sewer System (MS4) Phase II Permit, how it effects the Salem/Keizer urban area, re-application requirements and other cities and counties in Oregon with Phase II permits.

She explained that after little progress was made on obtaining a new permit, DEQ hired a new Stormwater Coordinator to develop a General Permit for Phase II permittees. The MS4 Phase II Advisory Committee (MAC), consisting of representatives including the City of Keizer and three environmental groups, was provided a draft of the General Permit and spent the past 6 months working with DEQ on that document.

MAC objected to the detailed and highly prescriptive language and, with the backing of the Association of Clean Water Agencies, tried unsuccessfully to turn DEQ from a general permit back to an individual permit. The language and 'must haves' in this general permit will significantly raise the bar for Phase II permittees like Keizer.

Ms. Sagmiller provided a partial list of some of the requirements including specific public education and outreach activities, extensive record keeping including photos, documentation that the activity was planned and completed and resulted in a behavior change, and revision of the City's Design Standards and Development Code with an emphasis on the use of Low Impact Development (LID), retention of vegetation, infiltration,

treatment, and reduction of impervious surfaces. Additional requirements are management of private LID facilities, development and implementation of Stormwater Pollution Prevention Plans (SWPPPs) for all publicly owned facilities, dry weather sampling and stream monitoring and enforcement response planning and implementation.

Ms. Sagmiller then reviewed the timeline:

- December 2015 - March 2016: DEQ considers the comments of the MAC and drafts the permit that will be used for public comment
- March 2016: MAC will preview the permit and be allowed unofficial comments
- May 2016: Permit is open for public comment
- September 2016 – October 2016: New General Permit is issued

Ms. Sagmiller summarized that the goal of the EPA and DEQ is to mesh Phase I and Phase II communities so that Salem and Keizer are making the same effort. She noted that the individual permit allows more flexibility than the general permit and although the DEQ is impressed with what Keizer has done, the Federal government is being hammered by environmental groups saying that cities cannot write and monitor their own regulations.

Discussion followed regarding the benefits of the television camera inspection program, enforcement vs. education, the likelihood of tort claims from third parties (environmental groups) and the City's successful efforts.

OTHER BUSINESS: None

ADJOURN Mayor Clark adjourned the meeting at 6:16 p.m.

APPROVED:

Mayor – Cathy Clark

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Dennis Koho

Councilor #4 – Roland Herrera

Councilor #2 – Kim Freeman

Councilor #5 – Amy Ripp

Councilor #3 – Marlene Parsons

Councilor #6 – Brandon Smith

Minutes approved: 01-19-16