

DNREC Sediment & Stormwater Listserve Update: November 2015

This month's topics:

- 1. Motion To Stay Superior Court Ruling Invalidating Sediment & Stormwater Regulations Granted**
- 2. Emergency Sediment & Stormwater Regulations Withdrawn**
- 3. Designer Training: December 2 & 3, 2015**
- 4. Final Blue Card Course Date for 2015: December 9th**
- 5. Link of the Month: EPA Publishes Final NPDES Electronic Reporting Rule**

- 1. Motion To Stay Superior Court Ruling Invalidating Sediment & Stormwater Regulations Granted**

In a decision handed down by Superior Court Judge T. Henley Graves on October 27, 2015, the Department's request to stay the ruling invalidating the 2013 Sediment & Stormwater Regulations and 2014 amendments was granted pending a decision on the appeal by the Delaware Supreme Court. Judge Graves also clarified the stay was retroactive to the date on the original ruling handed down on October 7, 2015.

- 2. Emergency Sediment & Stormwater Regulations Withdrawn**

With the granting of the Motion To Stay the Superior Court's ruling invalidating the 2013 Sediment & Stormwater Regulations and 2014 amendments, the need to promulgate Emergency Regulations has been mooted. As such, Secretary David Small has issued a Secretary's Order withdrawing them effective October 31, 2015. A full Press Release and link to the order is available on the DNREC Web site:

<http://www.dnrec.delaware.gov/swc/Pages/SedimentStormwater.aspx>

- 3. Designer Training: December 2 & 3, 2015**

The DNREC Sediment and Stormwater Program is once again offering a 2-day Designer Training course. Designer Training course topics include BMP Standards and Specifications, Resource Protection Event (RPv) compliance, hands-on DURMMv2 examples, Conveyance (Cv) and Flooding (Fv) event compliance, tools and techniques for advanced watershed analyses, and an example project showing RPv, Cv, and Fv compliance.

The next two-day Designer Training course has been scheduled for Wednesday and Thursday, December 2 and 3, 2015. Training will be held in Multi-Purpose Room A at the Dover Public Library, located at 35 Loockerman Plaza, Dover, DE 19901. Training will run from 9:00am until 4:00pm each day.

There is no cost to attend this training; however, if you choose to register for this course, you must plan to attend both class dates. Seating is limited to 30 in the Designer Training course and will be registered on a first to reply basis. At least 20 individuals must register or the class will be canceled. This will be the last Designer Training offered until further notice.

For additional information, visit our Designer Training webpage:

<http://www.dnrec.delaware.gov/swc/Drainage/Pages/Sediment-and-Stormwater-Regulations-Training.aspx>

4. Final Blue Card Course Date for 2015: December 9th

The final DNREC Contractor's Certification Course date for 2015 is scheduled for **December 9th**. The Contractor's Certification Course, also known as the "Blue Card Course", is a ½-day course that gives an overview of the Sediment and Stormwater Program, its regulations, and required erosion and sediment control measures in the State of Delaware. Under the Delaware Sediment & Stormwater Regulations, at least one person in responsible charge of a construction site must have successfully completed the Contractor's Certification Course. **Registration forms are available on the Sediment & Stormwater Program website at the following link:** <http://www.dnrec.delaware.gov/swc/Drainage/Pages/BlueCard.aspx>

5. Link of the Month: EPA Publishes Final NPDES Electronic Reporting Rule

On October 22, 2015, the EPA published the National Pollutant Discharge Elimination System (NPDES) Electronic Reporting Rule; Final Rule. It becomes effective on December 21, 2015. The regulation requires the electronic reporting and sharing of NPDES program information instead of the current paper-based reporting of this information. The goal is to save time and resources while improving compliance and water quality. The implementation schedule is divided into two phases. The Sediment and Stormwater Program falls into the Phase 2 category which allows authorized programs five years to begin electronically collecting, managing, and sharing data such as Notices of Intent, Notices of Termination, as well as enforcement information. The publication of the final rule on October 22, 2015 can be viewed from the following link to the Federal Register: <https://www.federalregister.gov/articles/2015/10/22/2015-24954/national-pollutant-discharge-elimination-system-npdes-electronic-reporting-rule>