

Draft Work Group Agenda & Preparation Suggestions

Enforcement, Compliance, and Adaptive Management**October 17, 2008****10:00 – 3:00 Weyerhaeuser – Technology Center Seminar Room**

Everyone will need to check in at the front desk and get a badge from the receptionist.

The public is welcome to attend the meeting, which Ecology will publicize on its website. After each major agenda item, the public will have a brief period to provide input.

Bring your own lunch or purchase lunch from the cafeteria on the premises. Minimal time will be provided before lunch to accommodate lunch purchase.

10:00 Introductions, Meeting Agenda

- Introductions
- Meeting agenda

10:10 Perspective

- Kevin – ERP
- Cal and Jeff – Other States

10:30 Break**10:40 “Straw Dogs” – Presentation/Overview**

- Paul Fendt / WPPA – benchmarks/BMPs/adaptive management
- Bill Moore – draft permit proposals re: sampling, benchmarks and adaptive management

11:30 – 12:00 Lunch**12:00 Discussion and Identification of Potential Recommendations**

- Benchmarks
- Sampling
- Adaptive Management
- Enforcement

2:30 Summary and Next Steps

- Homework/prep for next meeting
- Meeting times and locations

BACKGROUND

Key issues identified at the meeting on 9/8 for this discussion include the following:

- Monitoring Requirements
 - * Timing
 - * Type
 - * Frequency
- Adaptive management feedback loop and response timing
 - * The process should be clear, and response should be quick
- Timing of sampling, data evaluation, and corrective action triggers
- ERP model regarding adaptive management
- Reporting requirements and timing
- Confident compliance with permit
- Incentives so compliance is a competitive advantage with environmental results
 - * Provide a voluntary track for businesses?
- Should Ecology interface with PSP?
- Enforcement and presence (relates to fees and Ecology staff)
- A problem is that Ecology's process is the same for all violations
 - * Is it preferable to reduce the amount of process and number of transactions?
 - * Can Ecology automate non-compliance responses for clear violations, like the non-submittal of a DMR?
 - * Can Ecology create a better connection between data and action?

Work Group Preparation

- Review Straw Dog material distributed by Bill
- Review WPPA thoughts distributed by Marilyn
- Be prepared with your comments on these documents – and ideas regarding alternative approaches. Survey your constituents to bring their perspectives to the table.
- Be prepared to discuss additional issues surrounding sampling, adaptive management and enforcement that you would like to raise.

Upcoming Meeting Dates, Times, Locations, and Topics

November 13, 2008 – 10:00am to 3:00pm

Permit Coverage & Administrative Issues: Continuity & Accountability

Floyd|Snider office, Two Union Square, Seattle

December 12, 2008 – 10:00am to 3:00pm

Assistance to Permittees (Implementation Support Structure)

Port of Seattle, Pier 69, Seattle

January 15, 2009 – 10:00am to 3:00pm

Compilation of Recommendations

Weyerhaeuser Technology Center, Federal Way

January 22, 2009 – 10:00am to 3:00pm

Compilation of Recommendations, Wrap Up

Port of Seattle, Pier 69, Seattle