

Who is Regulated Under Phase II?

Who's In?

Under federal rules, operators of small Municipally-owned Separate Storm Sewer Systems (**MS4s**) are required to obtain coverage under a NPDES permit for stormwater discharges if they:

- are located within a census-defined urban area
- discharge to surface waters

The rules outline that a small MS4 may be designated for coverage in three ways:

1. **Automatic Designation** – all MS4s located in a census-defined urban area
2. **Required Evaluation** – Ecology must evaluate cities located outside of the census-defined urban areas with a population greater than 10,000
3. **Petition** - Any person may petition Ecology to evaluate whether a jurisdiction not otherwise covered by Phase II should be regulated. Ecology must respond to the petition within 180 days.

What is this list?

Tentative Phase II Jurisdictions

Ecology assembled a list of jurisdictions tentatively covered under the Phase II program. The list of “tentative” jurisdictions includes those jurisdictions which are located within a census-defined urban area.

Tentative “Waiver Cities”

Cities with in urban areas serving less than 1000 are identified on this sheet as tentative “waiver cities”.

Ecology can issue waivers to operators of a MS4 located in an urban area whose system serves a population of less than 1000 if:

- They are not contributing significantly to the pollutant loadings of an interconnected regulated MS4, and
- A Total Maximum Daily Load (TMDL) has not been completed for pollutant(s) in its stormwater discharges.

Cities requiring evaluation (The Bubble Cities)

The federal rules require that Ecology develop a process and a set of designation criteria to determine which MS4s (located outside of census-defined Urban Areas) must be covered by a NPDES Phase II permit. At a minimum, Ecology must apply these criteria to any city with a population greater than 10,000. These cities have been identified as the “cities requiring evaluation” on the following page.

Who's out?

Small MS4s that **do not discharge to surface waters**.

Small MS4s **located outside of a census-defined urban area** unless designated as regulated MS4s by the NPDES permitting authority (Ecology). Note: Any person can petition Ecology to evaluate any city. Ecology must respond within 180 days to petition requests.

Small MS4s located within an urban area that are **waived by Ecology**.

Tentative Phase II jurisdictions

Cities and Towns

Algona	Edmonds	Monroe	Tumwater
Arlington	Enumclaw	Mount Vernon	Union Gap
Asotin	Everett	Mountlake	University Place
Auburn	Federal Way	Terrace	Vancouver
Bainbridge Island	Fife	Mukilteo	Washougal
Battle Ground	Fircrest	Newcastle	Wenatchee
Bellevue	Gig Harbor	Normandy Park	West Richland
Bellingham	Granite Falls	Olympia	Woodinville
Black Diamond	Issaquah	Orting	Yakima
Bonney Lake	Kelso	Pacific	Yarrow Point
Bothell	Kenmore	Pasco	
Bremerton	Kennewick	Port Orchard	Counties
Brier	Kent	Poulsbo	Asotin County
Buckley	Kirkland	Puyallup	Benton County
Burien	Lacey	Redmond	Chelan County
Burlington	Lake Forest Park	Renton	Cowlitz County
Camas	Lake Stevens	Richland	Douglas County
Clarkston	Lakewood	Sammamish	Franklin County
Clyde Hill	Liberty Lake	SeaTac	Kitsap County
Covington	Longview	Sedro-Woolley	Skagit County
Des Moines	Lynnwood	Selah	Spokane County
DuPont	Maple Valley	Shoreline	Thurston County
Duvall	Marysville	Snohomish	Walla Walla County
E. Wenatchee	Medina	Spokane	Whatcom County
Edgewood	Mercer Island	Spokane Valley	Yakima County
	Mill Creek	Steilacoom	
	Millwood	Sumner	
	Milton	Tukwila	

Tentative "Waiver Cities"

Cities located in an urbanized area, tentatively exempt from Phase II jurisdiction because of populations of 1,000 and less, located within census defined urban areas -

Beaux Arts Village	Moxee	South Prairie
Ferndale	Rock Island	Wilkeson
Hunts Point	Ruston	Woodway

Cities Requiring Evaluation

Cities outside the census urbanized areas, but need Phase II jurisdiction review because of populations -

Aberdeen	Ellensburg	Port Angeles	Sunnyside
Anacortes	Moses Lake	Pullman	Walla Walla
Centralia	Oak Harbor		