

# **BPC Expert Briefing – Storm Water Management: The New Industrial & Municipal Regulations**

May 27th, 2015  
11:00 AM - 1:00 PM  
Port of Oakland, 2<sup>nd</sup> Floor Conference Room  
530 Water Street, Oakland, CA 94607

## **AGENDA:**

- 11:00 – 11:10      **Welcome and Introductions**  
David Ivester, President, *Bay Planning Coalition*
- 11:10 – 11:25      **Overview of the New Municipal Regulations**  
Geoff Brosseau, *Bay Area Stormwater Management Agencies Association*
- 11:25 – 11:40      **Regulator Perspective on the New Industrial Permit**  
Michelle Rembaum-Fox, *San Francisco Regional Water Quality Control Board*
- 11:40 – 11:55      **Engineering Perspectives – Compliance with Storm Water Regulations  
for New Projects and Ongoing Operations**  
Scott Bourne, *Weiss Associates*
- 11:55 – 12:10      Break for lunch
- 12:10 – 12:25      **Legal Perspective – Overview of Citizen Suit Exposure under the New  
Industrial Storm Water Permit**  
Sophia Belloli, *Downey Brand LLP*
- 12:25 – 1:00      **Audience Q&A and Discussion**  
Moderated by John Coleman, *Bay Planning Coalition*

## **Sophia Belloli, Downey Brand LLP** **Attorney/Counsel**

Sophia Belloli is an experienced litigator that helps her clients comply with, and litigate if necessary, issues relating to water quality, Proposition 65, toxics, water rights, and land use laws. Sophie's clients include industrial facilities, real estate developers, water districts, cities and counties, closed military bases that have been redeveloped (former BRAC sites), and product manufacturers and retailers faced with regulatory issues in California. She prides herself on her excellent client relationships and helping her clients craft practical, common-sense and creative solutions to their most difficult environmental and regulatory problems.

Sophie has expertise in defending environmental lawsuits filed by citizen plaintiffs. She has litigated and resolved favorably for her clients numerous Clean Water Act citizen suits relating to allegations of sanitary sewer overflows from sewer systems for municipal clients, and industrial storm water discharge allegations from industrial facilities. Sophie has also defended a number of complex, multi-party CERCLA/contaminated property cases, including an action alleging personal injuries from multiple plaintiffs stemming from alleged vapor intrusion from a contaminated property. In her water law and natural resources practice, Sophie advises clients on water rights, water supply and transfer needs, and environmental review and regulatory entitlements. She also litigates water rights and CEQA/NEPA cases when these matters arise. Sophie is well-versed in municipal law by virtue of its intersection with her resources practice, including the Public Records Act and the Brown Act.

## **Scott Bourne, Weiss Associates** **Principal Engineer**

Scott Bourne is a principal engineer and vice president at Weiss Associates. Scott's expertise is in environmental regulatory compliance, water quality permitting, site investigation and remediation, and the planning, design and installation of water treatment systems. He has a Bachelor of Science in Chemical Engineering from Ohio University in Athens, Ohio and is a registered civil and chemical engineer.

## **Geoff Brosseau, Bay Area Stormwater Management Agencies Association** **Executive Director**

Since 1994, Geoff Brosseau has been Executive Director of BASMAA – the Bay Area Stormwater Management Agencies Association. BASMAA is a 501(c)(3) non-profit organization comprised of the municipal stormwater programs in the San Francisco Bay Area representing 96 agencies, including 84 cities and 7 counties. BASMAA is focused on regional challenges and opportunities to improving the quality of stormwater that flows to local creeks, San Francisco Bay and Delta, and the Ocean. BASMAA was started by local municipalities to facilitate information sharing and cooperation, and to develop products and programs that would assist them in meeting their NPDES permit and Clean Water Act requirements.

BASMAA's work covers the full breadth of stormwater-related topics including monitoring, new development, public information / participation, commercial / industrial, illicit discharges, flood control, TMDLs, and permitting. Over the last few years, BASMAA has been intimately involved with development and implementation of TMDLs for the San Francisco Bay Area – in particular, working closely with Regional Water Board staff to develop implementation details for TMDL pollutants such as PCBs, mercury, and pesticides.

Starting in 2004 and ending in late 2009, BASMAA took the lead for the 76 Phase I permittees in the San Francisco Bay Area in working with the Regional Water Board in a first-of-its-kind process to develop a regional stormwater permit for all Phase I communities in the Bay Area – consolidating six areawide permits (including one USEPA-issued permit) into one permit, aligning compliance schedules that were previously up to four years out of phase across the six permits, and integrating requirements consistent with TMDL Implementation Plans and other water quality control strategies. That MRP (municipal regional permit) is scheduled to be replaced by version 2.0 – released earlier this month for comment, due to be effective in late 2015, and the subject of Mr. Brosseau's May 27, 2015 Bay Planning Coalition presentation.

## **Michelle Rembaum-Fox, San Francisco Regional Water Quality Control Board Engineering Geologist**

Michelle Rembaum-Fox has worked with the RWQCB for 17 years, the last 7 have been in the Watershed Division as an inspector for both the NPDES General Permit for Discharges of Stormwater Associated with Industrial and Construction Activities.

Prior to that she was a Project manager in the in the Toxic Cleanup Division overseeing investigations and cleanups of contaminated soil and groundwater and she also worked at Department of Toxic Substance Control (DTSC) for 13 years and a Project Manager overseeing investigations, cleanups, and redevelopment projects.

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### **Upcoming BPC Events:**

- ***September 23, 2015 –BPC Workshop: Energy & Water Nexus Summit 4*** – EBMUD, Oakland, CA, 9:00 AM to 4:00 PM
- ***October 6, 2015 –BPC Expert Briefing: CEQA Update*** – Wendel, Rosen, Black & Dean LLP, Oakland, CA, 11:00 AM – 1:00 PM
- ***October 29, 2015 –BPC Workshop: Economic Challenges to Port Competitiveness***– Port of San Francisco, San Francisco, CA, 8:30 AM to 12:00 PM
- ***November 12, 2015 –BPC Workshop: Dredging & Beneficial Reuse*** – AECOM, Oakland, CA, 8:30 AM to 12:00 PM
- ***December 11, 2015– BPC Annual Meeting & Luncheon*** – St. Francis Yacht Club, San Francisco, CA, 11:30 AM to 2:00 PM