

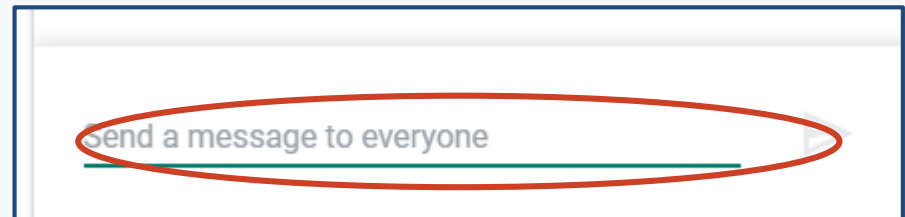


# Surface Water Protection Program

*Stakeholder Advisory Group*

December 1, 2020

# Google Meets



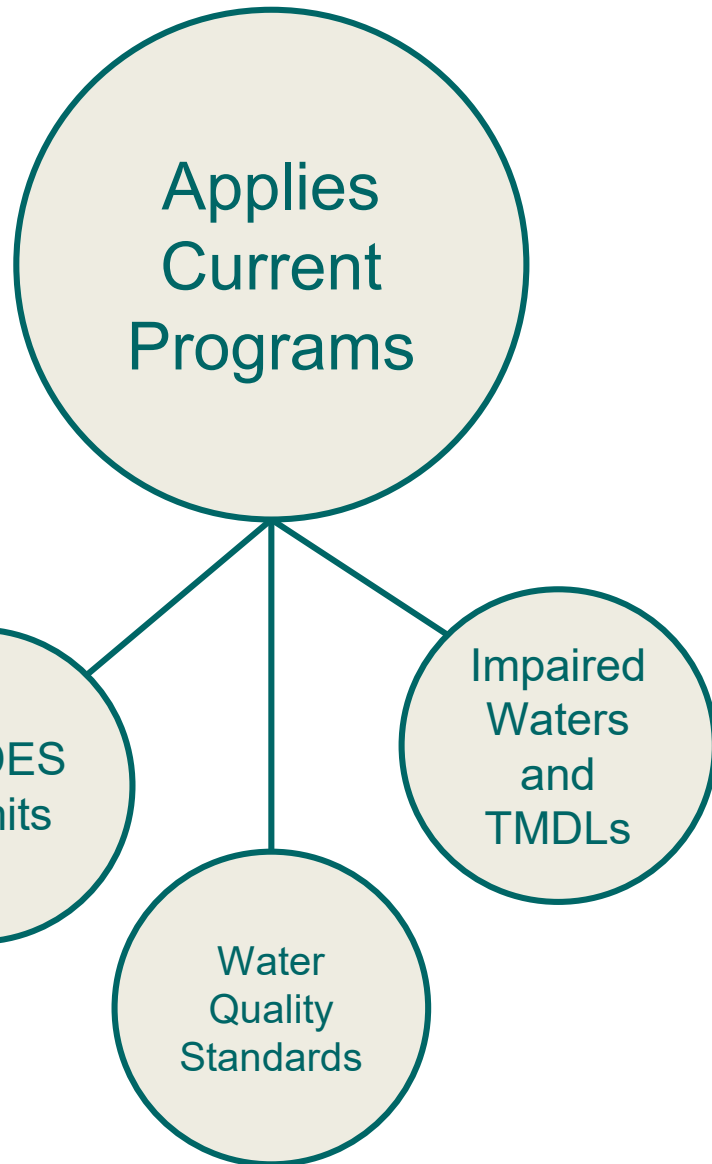
# Today's Agenda

Major Elements of the Proposed Program

Initial Protected Waters List

**SAG Feedback:** Revised Draft Legislation

**SAG Input:** How to protect water quality from discharges?



Draft Proposal Section

3

# Defined Listing Criteria

## The “Shall List” Waters

The 8 major rivers, drinking water sources, public waters used for recreation and fish consumption, etc.

## The “Shall Not List” Waters

Swimming pools, stock tanks, stormwater control features, groundwater, ephemeral waters, etc.

## The “May List” Waters

Any other state waters when the benefits outweigh the costs.

Draft Proposal Section  
20

# The Initial List

8

Major Rivers

802

Reaches of Perennial  
or Intermittent  
Streams, and Rivers

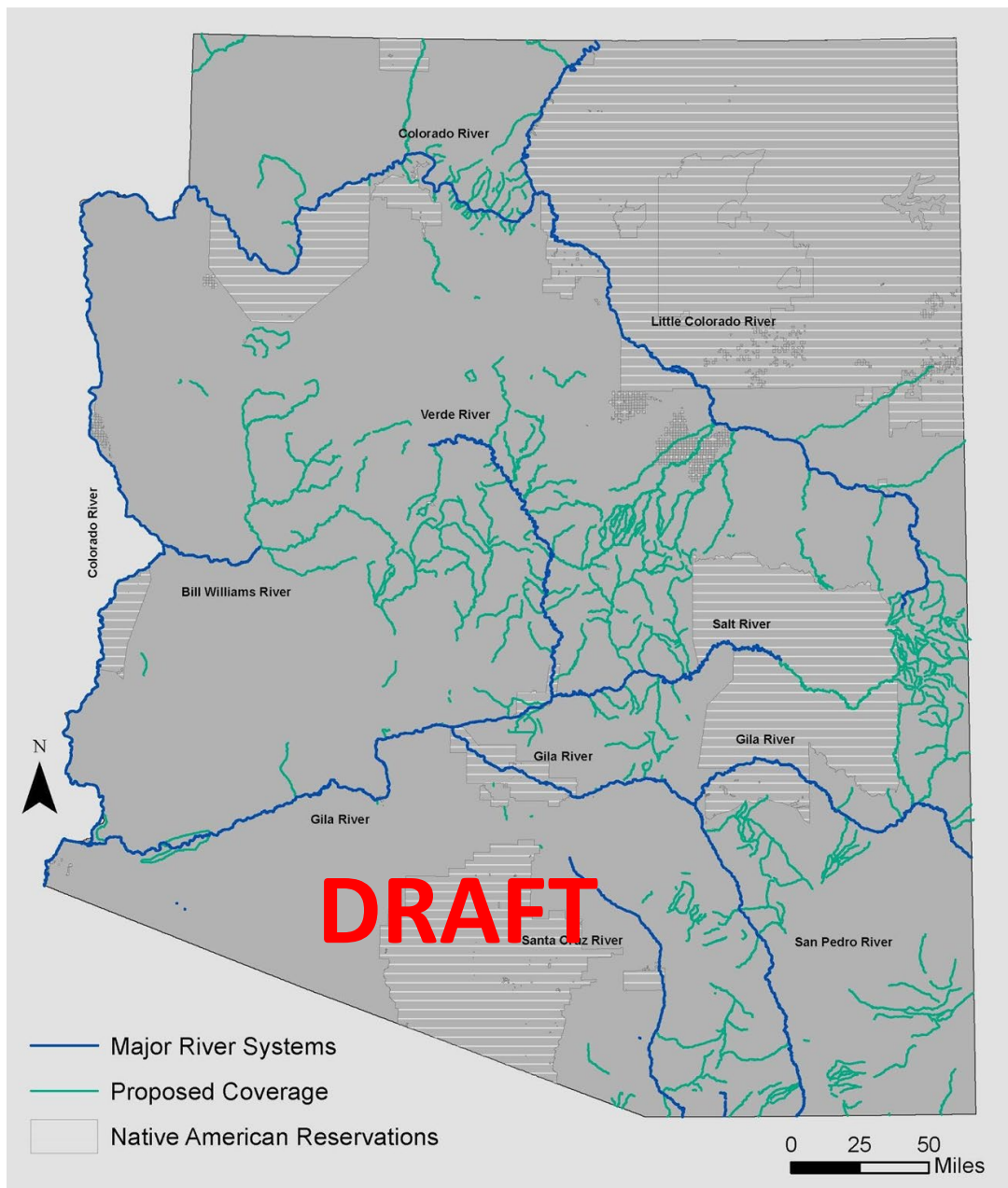
11

Drinking water canals

82%

Appendix B Reaches  
Included

# Initial DRAFT Map



## Draft Proposal Section 3

Listing &  
Delisting  
Decisions

Appealable agency actions, not rules

The “Shalls” are mandatory

“May List” waters are discretionary

Nominations

Any person may nominate

Public notice required



Draft Proposal Sections 3  
& 20

**Water  
Quality  
Standards**

- Current water quality standards will apply
- Can be changed through rule
- Will follow the requirements of A.R.S. 49-221.

Draft Proposal Sections: 2,  
8, 9, 10, 11, 12, 13, 14, 15,  
16, 17, 18, 19

## AZPDES Permits

- AZPDES program will apply to protected surface waters
- This includes all elements of the AZPDES program
- Will not create federal oversight into this program

Draft Proposal Section  
19

**Rules for  
Protected  
Waters**

- Current rules will apply without needing a rulemaking
- Can be changed in the future through rulemaking
- Current rules will not apply if impracticable

Draft Proposal Sections  
4, 5, 6, 7

**Impaired  
Waters and  
TMDLs**

- Impaired waters and TMDL programs will apply to protected surface waters
- Will not create federal oversight into this program

**SAG  
Input  
Needed**

Regulation of  
pollutants  
exposed  
through  
dredging, or  
added  
through fill



**Additional  
Input,  
Feedback**  
Due Dec 8

Input on Legislation

Tracked changes  
document of the  
word/grammar changes



Post revised legislation draft

Stakeholder Meeting: Dec 15

All comment due: Dec 22

Final revisions to draft  
legislation by end of year