# NCDP Progress: An Update to the CIC



Jim Hawhee N.C. Division of Water Resources 17 April 2017

Department of Environmental Quality





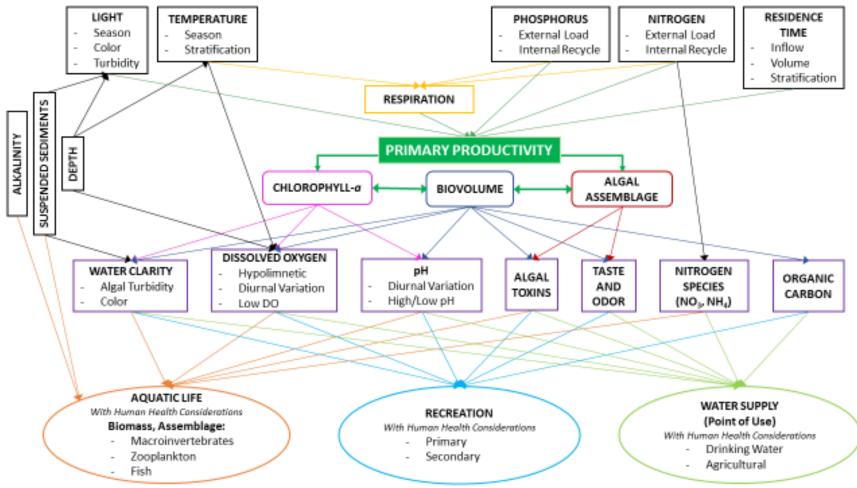
#### SAC Meetings (12)

- May 6, 2015
  - Introductory materials
- July 21, 2015
  - Monitoring programs and trends, approaches to derive criteria
- August 18, 2015
  - N.C. Lakes Report, HRL data, modeling, and uses
- October 14, 2015
  - HRL criteria parameter evaluation, Albemarle Sound overview
- November 18, 2015
  - HRL fish data, HRL data correlations
- December 9, 2015
  - HRL drinking water use, HRL candidate indicator ranges, conceptual model development

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### Conceptual Model: High Rock Lake







#### SAC Meetings (12)

- February 17, 2016
  - Narrowing indicators, conceptual model completion, HRL summer study plan
- April 20, 2016
  - HRL indicator ranges, HRL indicator viability, Cape Fear overview
- June 15, 2016
  - N & P criteria, review of criteria development approaches
- October 19, 2016
  - Alternatives to pass/fail N & P criteria, water treatment impacts from nutrients, assessment methods, SAC decision-making procedures
- January 25, 2017
  - HRL special study results, clarity and turbidity resolution, EPA cyanotoxin guidance
- March 22, 2017
  - DO resolution, pH discussion

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#### Present Status: High Rock Lake

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- Supporting research efforts nearing completion
- Tentative resolution regarding clarity, turbidity, TSS, and DO criteria
  - Clarity: potentially best addressed through chl. a, decline to adopt new criteria for now
  - Turbidity: existing criteria acceptable, weak linkage to nutrient inputs
  - TSS: weak linkage to nutrient inputs, no new criteria
  - DO: existing criteria acceptable
- Ongoing evaluation of pH criteria
- Upcoming evaluation of toxin, chlorophyll a, nitrogen and phosphorus criteria.



#### APNEP Nutrients Workgroup Meetings (9)



- August 5, 2014
  - Introductory materials
- October 21, 2014
  - Identify and promote research to inform Albemarle Sound criteria, establish boundary for criteria development
- April 23, 2015
  - Summary of remote sensing project, other project updates
- November 10, 2015
  - Project updates, planning for Albemarle Sound criteria review
- January 27, 2016
  - Evaluate estuarine nutrient criteria case studies



#### APNEP Nutrients Workgroup Meetings (9)



- March 23, 2016
  - Classification and analysis of Albemarle Sound segments, assessment and monitoring methods, prioritization of response parameters.
- May 25, 2016
  - Albemarle Sound ecology and water quality (including SAV, algae and fisheries)
- July 20, 2016
  - Evaluation of criteria and research proposals for pH, DO, clarity, TSS, and turbidity
- September 21, 2016
  - Evaluation of criteria and research proposals for toxins, chl. a, nitrogen and phosphorus



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#### Present Status: Albemarle Sound



- Phase I completed as identified in NCDP
  - Each potential criteria parameter was discussed and evaluated
  - Additional research needs identified during evaluation process
- Additional research underway
  - Priority areas of investigation include bioassays, investigation of light attenuation models, others.
- Report on Phase I findings to be developed
- Phase II reevaluation of Albemarle Sound criteria to be conducted by SAC/CIC



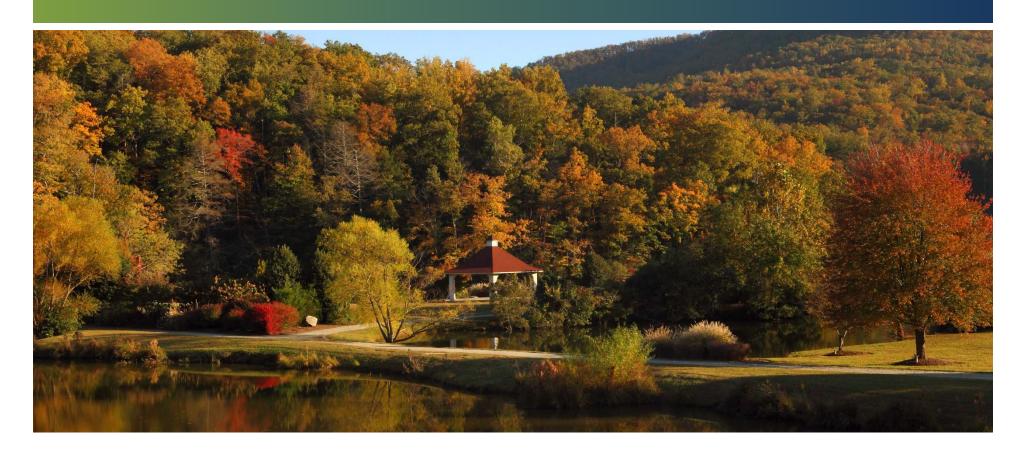
#### Present Status: Other Areas



- Central Cape Fear
  - DWR special monitoring study planned for 2018
  - Periphyton monitoring project underway
  - Applied university research underway
- Statewide Lakes, Rivers and Estuaries
  - TBD

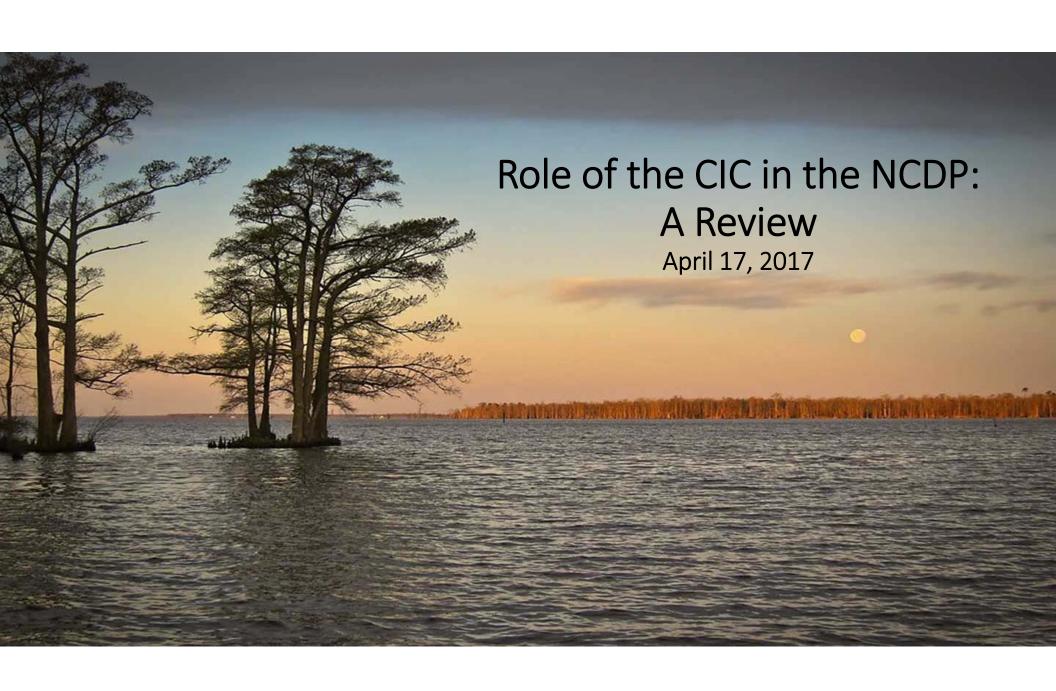


# QUESTIONS?









# **Talking Points**

- Review Previous Meeting Highlights
- Review Purpose and Duties of the CIC
- NCDP Flowchart



- Criteria Considerations and Advisory Examples
- Open Discussion

# **Previous CIC Meetings**

#### • August 5, 2015

- Ground rules and charter approved
- NCDP and SAC and CIC interaction described
- HRL background and existing data presented
- Priorities of the CIC identified

#### • September 25, 2015

- Update on SAC provided
- Two case studies (VA and FL) on development of nutrient criteria presented
- NC's nutrient criteria implementation process described

# **CIC Purpose**

### From the CIC Charter approved 8/5/2015:

"The purpose of the NCDP CIC will be to provide advice and recommendations to the DWR, on the feasibility, application, implementation and potential implications of nutrient criteria recommended by the SAC."



## **CIC Duties**

#### Also from the CIC Charter:

- 1. Advise DWR on the social and economic implications of implementing proposed nutrient criteria, also the relative impacts of alternative criteria and nutrient management strategies.
- 2. Assist DWR with fiscal note preparation.
- 3. Other duties as identified by the members of the CIC and the DWR.

## **CIC Ground Rules**

- 1. Begin and end on time.
- 2. Stick to the agenda keep with task and topic.
- 3. For maximum efficiency, apply good communication practices: Listen attentively. Speak up in order to be heard by the Committee, audience and webinar attendees. Limit sidebar conversations at the Committee table and within the audience.
- 4. It's OK to disagree. Be respectful of others and their ideas.
- 5. Everyone participates, no one dominates.
- 6. Look for mutually beneficial solutions.
- 7. Follow through on commitments.

# CIC Ground Rules cont'd

- 8. Make an effort to attend all meetings in person. Remote participation via conference call or web-based interface is acceptable. It is also acceptable for a CIC member to designate an alternate who meets similar area(s) of expertise and can participate if the member is unable to attend. If participation by an alternate becomes necessary, the CIC member will inform the Project Manager, Steve Kroeger, in advance and provide the alternate's qualifications. Alternates are encouraged to begin attending CIC meetings prior to acting in a member's stead in order to become familiar with the Committee's discussions and direction.
- DWR NCDP staff will serve as regular participants in the CIC's discussions and will keep meeting minutes. Meeting notes will be circulated to the CIC for comments prior to posting on the NCDP website.
- 10. CIC meetings will be open to the public and be available via WebEx. In-person and virtual attendees will not be permitted to participate in the CIC's discussions. Questions or comments directed toward the CIC will be submitted electronically to the DWR; the pertinent ones will be raised by DWR to the CIC at appropriate times. The CIC may invite guests to provide a perspective or answer questions, and speakers with expertise on relevant topics will be invited to present at CIC meetings. Ground Rules can be added or modified at any time by the CIC.

## **NCDP Flowchart**

#### DWR/SAC: Determine Designated Use(s) for Waterbody and Select Management Goals

- •Consider all possible uses
- •Select management goal(s) for waterbody based on designated use

CIC weighs in on

feasibility of accomplishing

endpoint/criteria



# DWR/SAC: Refine Management Goal(s)

 Narrative criteria or statement reflective of protecting designated use(s) and desired ecological condition



## DWR/SAC: Evaluate Potential Endpoint(s)/Criteria

 Come up with way(s) to protect the use (numeric, narrative, both) measurable & most sensitive



SAC develops estimates for each endpoint/criteria

CIC weighs in on feasibility of accomplishing endpoint/criteria





#### SAC: Analysis/Approach

- •Select approach to derive criteria: reference conditions, stressorresponse, mechanistic model, other...reflective of protecting designated use(s)
- •Determine any data/research needs



#### **DWR/SAC:** Develop Conceptual Model

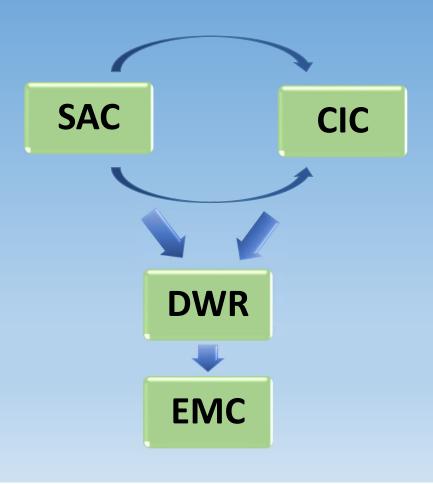
•Shows relationship between nutrients and endpoint(s) - Ex: SAV, Bluegreen algal blooms, TOC, DO, etc.

DWR: Begins Implementing Recommendations into Water Quality Standards



DWR/CIC engage in APA (Rulemaking) process -Draft Rule, Implementation, Fiscal Note

# Interaction of SAC/CIC with DWR and EMC



# **CIC Deliverables**

# CIC

- Provide comments on implementation of criteria
- Provide potential fiscal impacts of criteria



## **DWR**

- Relay comments to the broader stakeholder groups
- Use for basis of fiscal note

## Criteria Considerations

#### **Implementation**

- Are criteria clearly written?
- Can the criteria be applied statewide with little to no modification?

#### **Assessment**

- Can water quality be measured easily and accurately for assessment purposes?
- Is the assessment method defensible?

# Criteria Consideration cont'd

#### **Costs/Benefits**

- Are benefits of criteria clear and defensible?
- Are the potential costs reasonable for the benefits?



#### **Implementation of Mgmt. Strategy**

- Are the triggers for implementing a management strategy clear and unambiguous?
- Can a strategy be developed to achieve the criteria?

# **Example Comments**

#### SAC presents two draft criteria:

- 1. Not to exceed: TN 1.0 mg/L and TP 0.5 mg/L, or
- 2. No numeric TN/TP criteria, but monthly geometric mean of Chl  $a-35 \mu g/L$

#### **Helpful comments for the SAC:**

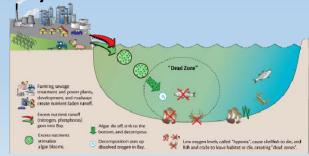
- 1. The proposed TN and TP criteria would present extremely high financial costs to point source dischargers in the watershed.
- 2. Most water bodies are monitored only once per month. Therefore, an evaluation of whether the water body is meeting the standard, in application, becomes a "not to exceed" standard, not be a geometric mean.

# Example Comments cont'd

#### Comments that are not helpful for the SAC:

- "The proposed criteria are too stringent. A 'not to exceed' criteria of TN – 8 mg/L and TP – 1.0 mg/L is protective of uses and less burdensome on stakeholders."
- "Numeric criteria for TN and TP are not an appropriate standard to use in evaluating water quality."
- "The averaging period should be annual not quarterly."

$$\left(\prod_{i=1}^{n} a_i\right)^{1/n} = \sqrt[n]{a_1 a_2 a_3 \dots a_n}$$



## Communication Process with SAC

- Updates to CIC as SAC finalizes criteria
- Meeting schedule
  - Every other month
  - As information becomes available
- Provide comments back to SAC once the draft criteria are fully developed
- Comment format

# Questions?

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#### **Agenda**





- Background on nutrient management issues in NC and High Rock Lake
- Why active stakeholder engagement?
- Development of a cost-estimation tool for point source nutrient removal
- Current status of nutrient criteria for High Rock Lake
- Water quality model review and revisions
- Updated point source loading estimates
- Initial sensitivity analysis of point source nutrient controls
- Next steps in development of a nutrient management strategy



### High Rock Lake Nutrient Issues





- 1970s High Rock Lake identified as one of most eutrophic lakes in North Carolina
- 1980s Additional monitoring and evaluation
  - State focused on coastal areas (Chowan River), newly impounded Falls and Jordan Lakes, and water supply protection
- 1990s Early High Rock Lake actions
  - 1996 Nutrient controls implemented in Abbotts Creek arm of HRL
  - 1998 Initiation of coalition monitoring through the Yadkin Pee Dee River Basin Association (YPDRBA)
- 2000s Move to management action
  - 2001 Creation of Yadkin-Pee Dee River Basin Association
  - 2004 Listing of High Rock Lake as impaired on 303(d) list
  - 2005 Creation of technical advisory committee (TAC)
  - 2008 2010 Intensive monitoring of HRL
  - 2009 to present Development of watershed delivery models and lake nutrient response
  - 2016 Lake nutrient response model completed and more intensive monitoring data collected





# **Key Reasons for Stakeholder Initiated Process**



- Dischargers make sure we have common goals/objectives for effort
- Opportunity to bring in other HRL stakeholders
- Get in front of DWR regarding alternatives and strategies provide meaningful input to the process
- Develop preliminary cost information that can be considered early rather than at the end of the process
- Make sure uncertainty is considered in strategy considerations

#### **Mission Statement**





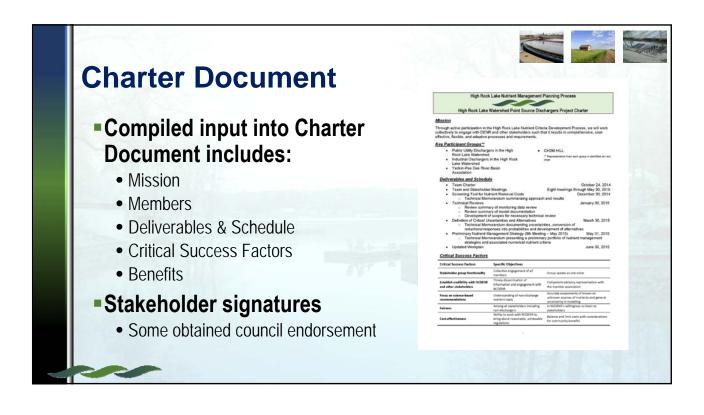
Through active participation in the High Rock Lake Nutrient Criteria Development, we will work collectively to engage with DEQ and other stakeholders such that it results in comprehensive, cost-effective, flexible, and adaptive process and requirements.



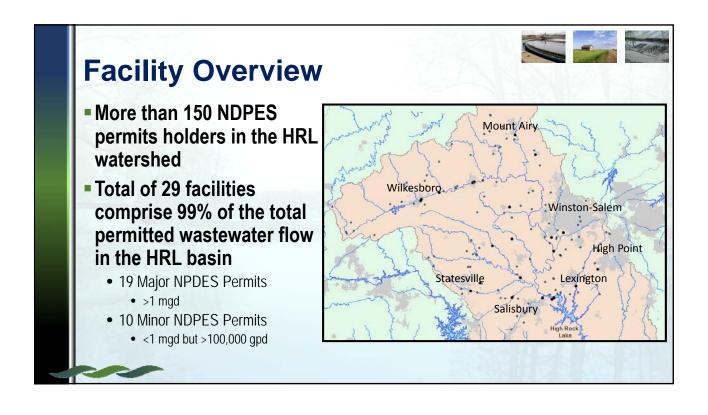


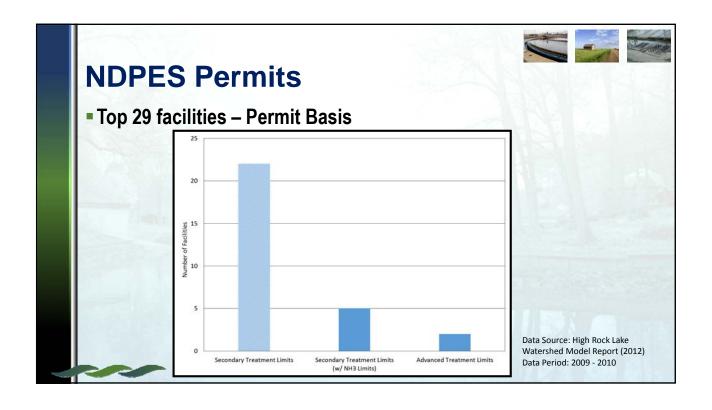












#### **Point Source Scenarios Evaluated**



#### Phosphorus Control

- Effluent levels based on 1, 0.5 and 0.1 mg/L
- Assume these will be implemented as annual average loads

#### Nitrogen Control

- Effluent levels based on 8, 5 and 3 mg/L
- Assume these will be implemented as annual average loads

#### Level of Current Treatment Adjustments

 Many facilities required upgrades to implement/improve nitrification to implement total nitrogen removal

#### Sources of **Cost-Screening Information**







#### 2008 EPA Technical Report

- Municipal Nutrient Removal Reference Document
- Reviews Technologies and costs
- Developed costs (Capital, O&M, and NPW) for 1, 5, and 10 mgd facilities

#### 2013 Ohio EPA Technical Report

- Cost of Phosphorus Removal
- Builds upon 2008 EPA document for Phosphorus Only

#### 2002 Chesapeake Bay Watershed Report

- Cost Estimates for Point-Source Nutrient Reduction
- Developed cost curves for P and N removal (separately) at 0.1, 1, 10, and 30 mgd facilities

#### 2003 Illinois Association of Clean Water Agencies Feasibility Report

- Costs to meet Nutrient Standards
- Too site specific. Only provided costs for a representative 10 mgd facility and then extrapolated to all 814 facilities.







#### 2002 Chesapeake Bay Watershed

#### 2002 Chesapeake Bay Report

- Goal "provide cost estimates for treatment technologies associated with varying concentration levels of nitrogen and phosphorus removal..."
- Included theoretical cost review for nutrient removal retrofit for 0.1, 1.0, and 10 mgd facility
  - P removal to 1.0, 0.5 and 0.1 mg/L (Chemical only. No filters, membranes to 0.1 mg/L)
  - N-removal to 8, 5, 3 mg/L
  - · Included sludge disposal costs.
  - Realistic chemical (alum) dosages (1.5 to 2:1 molar ratio → 14.4 to 19.2 mg/L)
  - P-removal to 1.0 mg/L and N-removal to 8 mg/L based on curves developed from existing facility costs
  - Costs for higher levels of treatment based on assumed upgrades/retrofits
  - · Assumes all facilities are already nitrifying
- Overall...appears to be the best reference as it includes a range of P and N removal costs that can be updated to 2014 and beyond









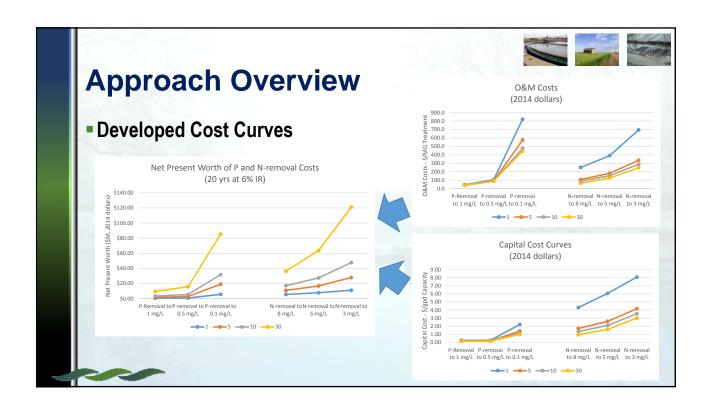
## **Approach Overview**

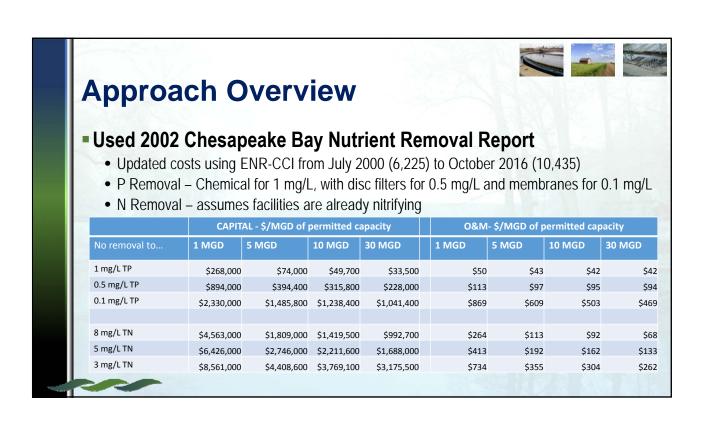
#### Used selected information to develop cost curves

- Goal was to develop \$/gpd of design capacity for given levels of P and N control
- Curves are meant as planning level estimates for a broad range of facilities

#### Compared selected curves versus engineering study estimates

- Mt. Airy
- Winston-Salem (Muddy Creek and Archie-Elledge WWTPs)
- Salisbury-Rowan Utilities Study
- Include Additional Costs
- Secondary plants require additional, estimated nitrification costs since N removal requires complete nitrification
- Secondary treatment with current NH<sub>3</sub>-N limits requires enhanced nitrification







# Science Advisory Council Progress



- Started in May 2015, ~10 meetings to date
- Progress so far regarding HRL
  - Discussion of whether HRL uses are impaired despite values exceeding current chlorophyll *a* and pH standards
  - Identified 8 parameters for consideration narrowed to five
  - Focusing on several parameters for developing a criteria range to protect uses
    - o Chlorophyll a
    - o pH
    - o Dissolved oxygen
    - Water clarity/turbidity
    - o Algal toxins
  - Criteria ranges discussed
  - Supplemental monitoring for summer of 2016 identified as a need, was completed

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# SAC Discussion: Are uses of HRL Impacted (January 2017)

- DWR used the term "impacted" rather than "impaired" because of regulatory implications
- Considerable discussion
  - No clear evidence uses aren't supported
  - Concern about significant eutrophic conditions what might happen in future
- Suggestion to use matrix approach
  - · Parameter by parameter
  - Comparing scientific literature versus use information



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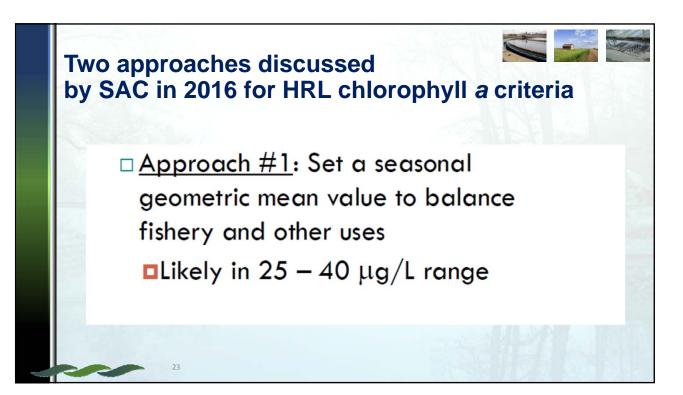
## **SAC Schedule for HRL**

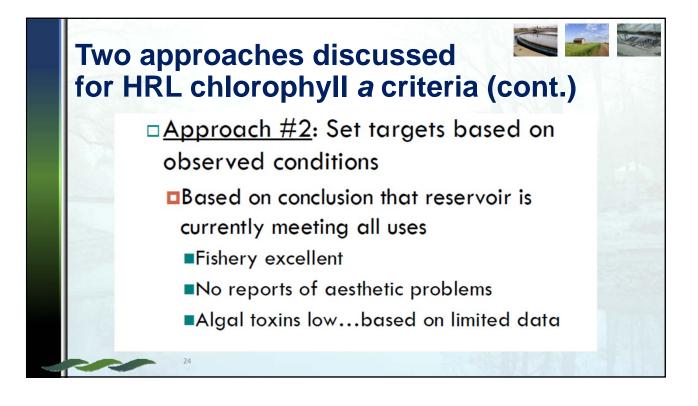


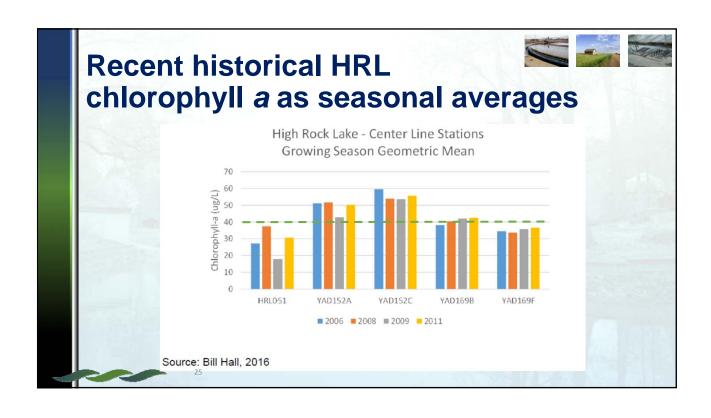
- Overview of 2016 data collection
- Decided not to recommend a water clarity criterion or change the turbidity standard to revisit after chlorophyll a discussion in May
- March Meeting
  - Discussion SAC observations on 2016 HRL data
  - Review of completed algal toxin analysis postponed to May agenda
  - Discussion of criteria for DO and pH
- May Meeting
  - Discussion of criteria for chlorophyll a and algal toxins
- July Meeting
  - Revisit need for causal criteria for N and P
  - Complete SAC criteria recommendations for HRL

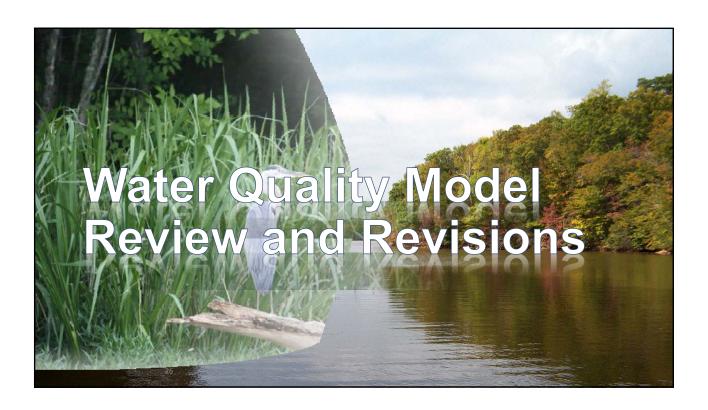


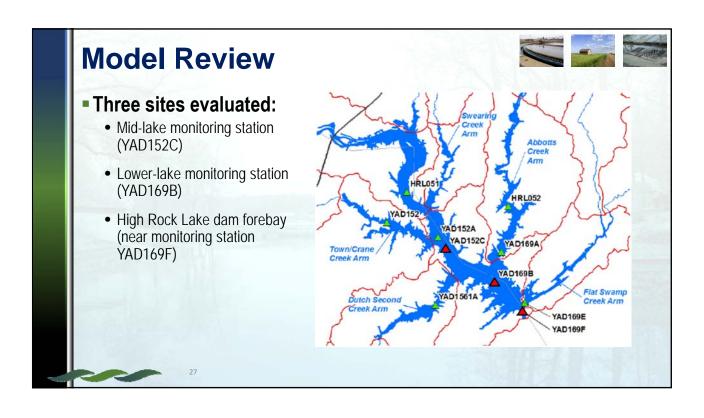
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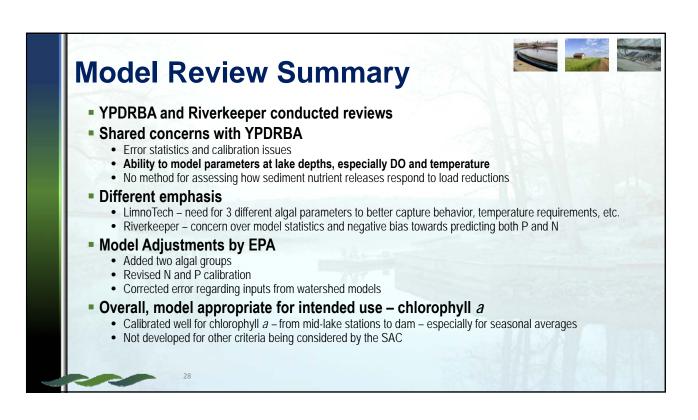


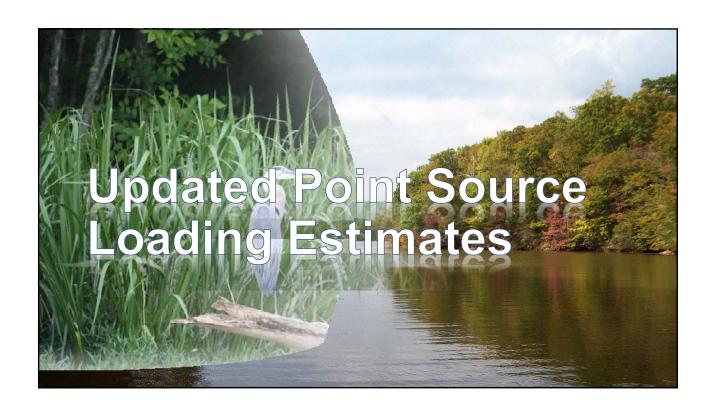


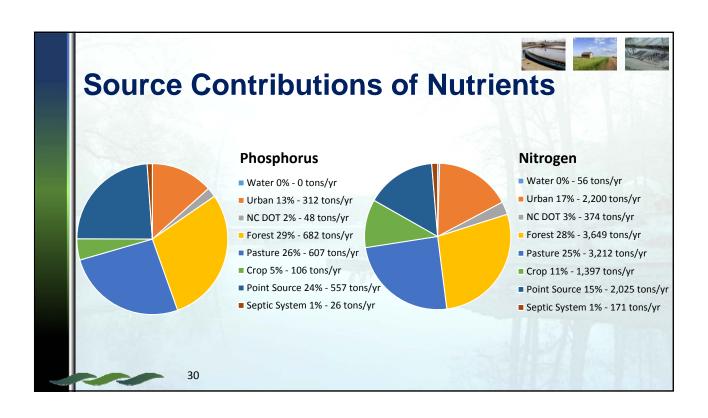


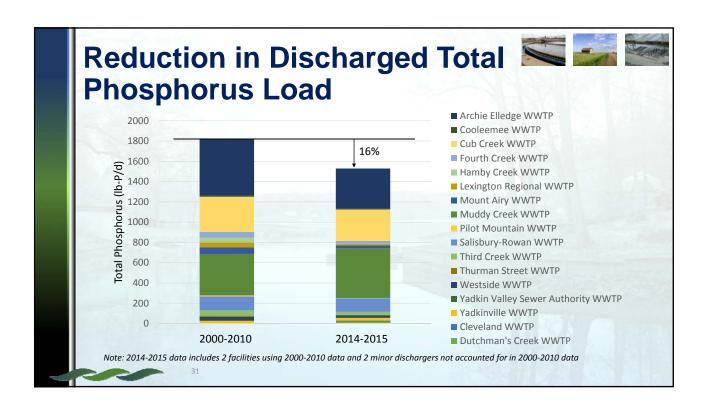


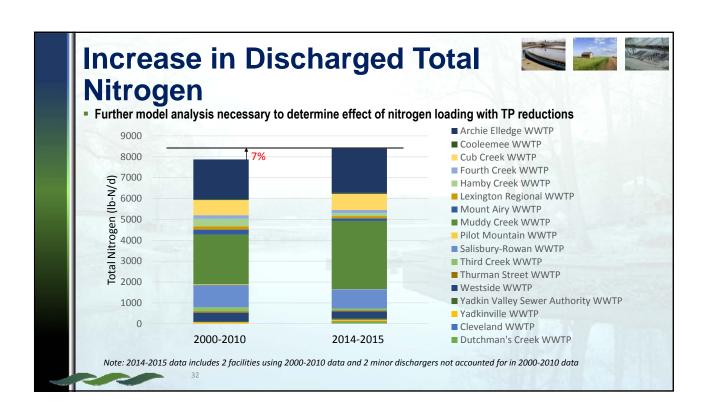


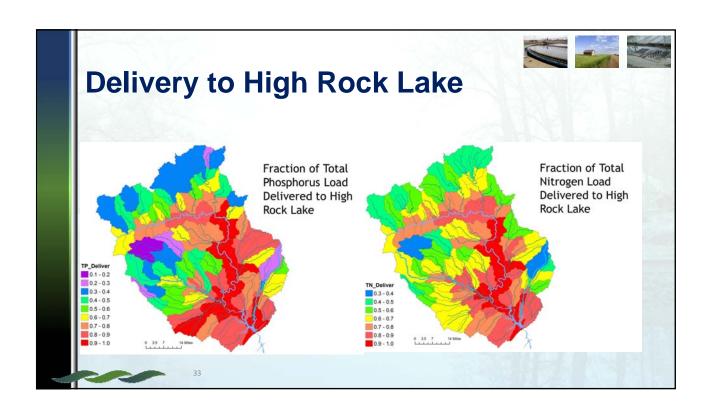


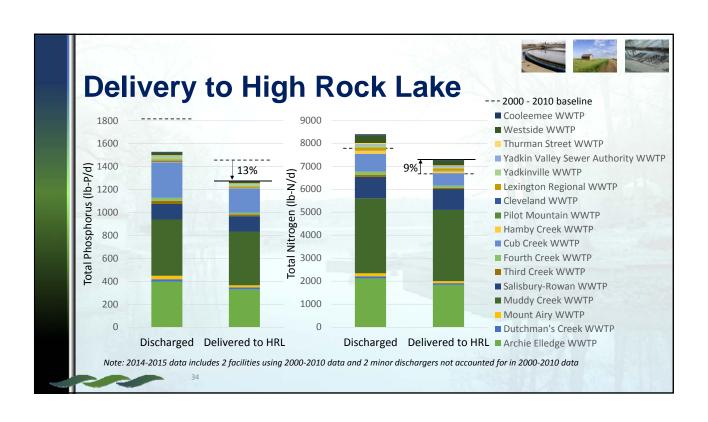




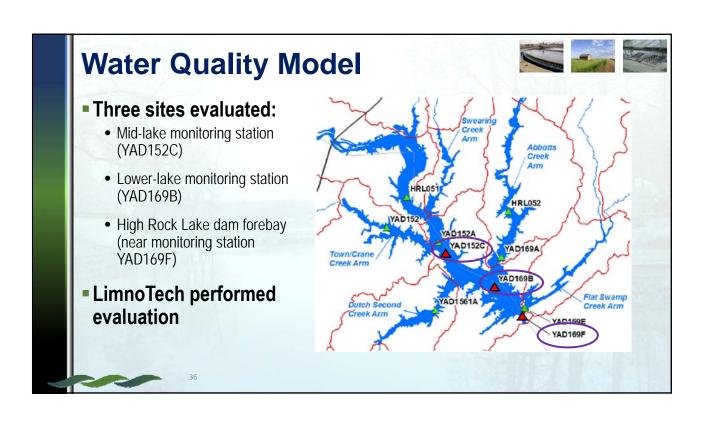


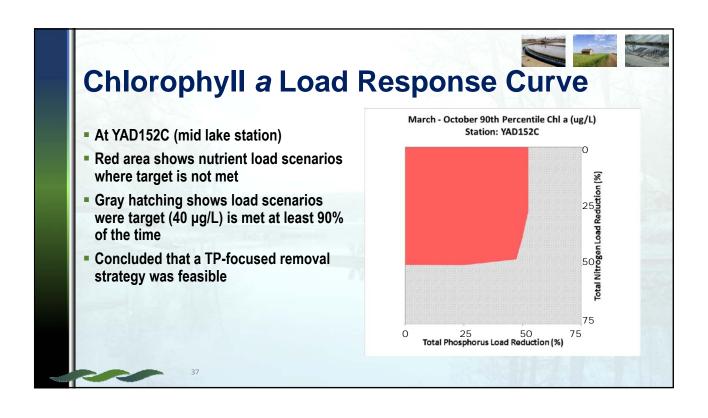


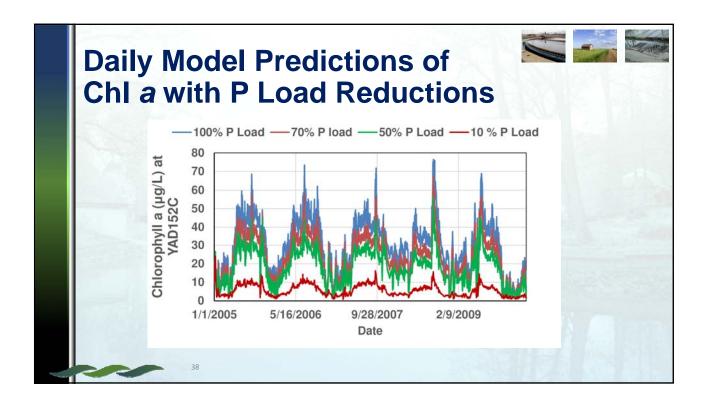












# Chlorophyll a metrics considered for measuring response

### 1. 90th percentile

Current interpretation of water quality standard (no more than 10% exceedance)

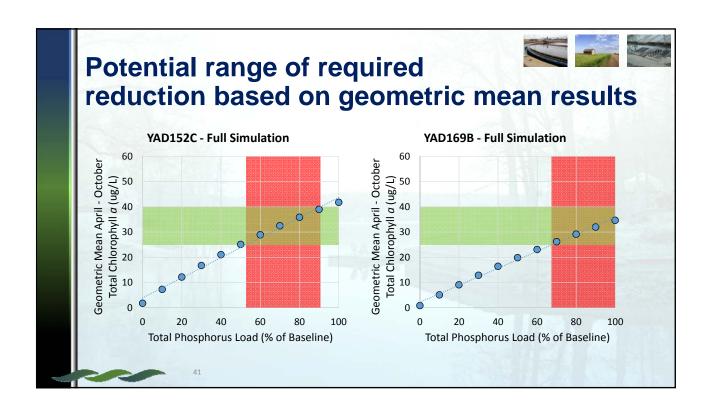
### 2. Arithmetic mean during growing season

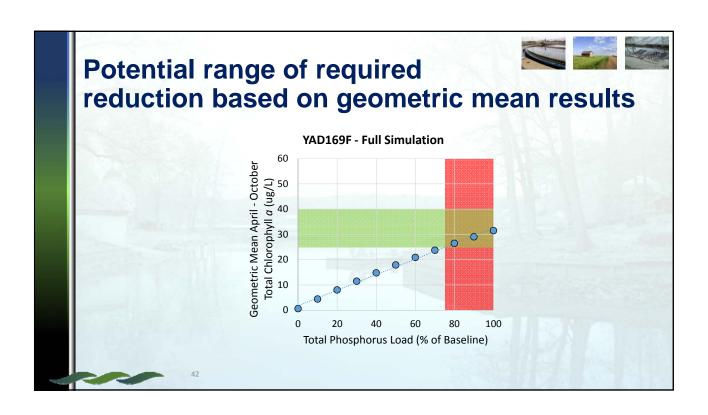
- Used April to October to define growing season
- SAC discussions towards appropriateness of an average standard
- Model results more suited to average response

### 3. Geometric mean during growing season

- Represents central tendency of response
- Measure suggested by DWR

### **TP Load Reduction Responses** Baseline 30% TP Load Reduction 50% TP Load Reduction 90th % Mean Geomean 90th % Mean Geomean 90th % Mean Geomean Location chl a (ug/L) (ug/L) (ug/L) (ug/L) (ug/L) (ug/L) (ug/L) (ug/L) (ug/L) YAD152C 65.9 45.9 41.8 50.8 35.5 32.5 38.7 27.3 25.1 (Mid-Lake) YAD169B 39.0 29.7 19.8 51.6 36.7 34.6 27.9 26.2 21.2 (Lower-Lake) YAD169F 46.2 33.4 31.5 35.4 25.4 23.7 26.7 19.3 17.9 (Near-Dam)





# **Potential Point Source Permitting Scenarios**



- All point sources at a load based on permitted flow and 1 mg/L TP
- 2. All point sources at a load based on 80% of permitted flow and 1 mg/L TP
- 3. All point sources at a load based on 80% of permitted flow and 0.5 mg/L TP

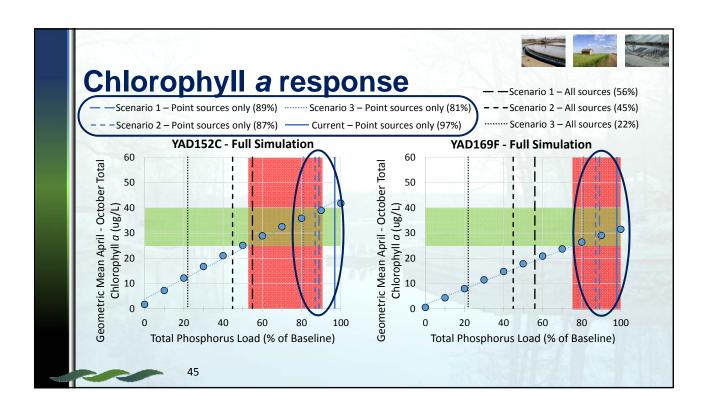
## **Summary – Discharged TP**

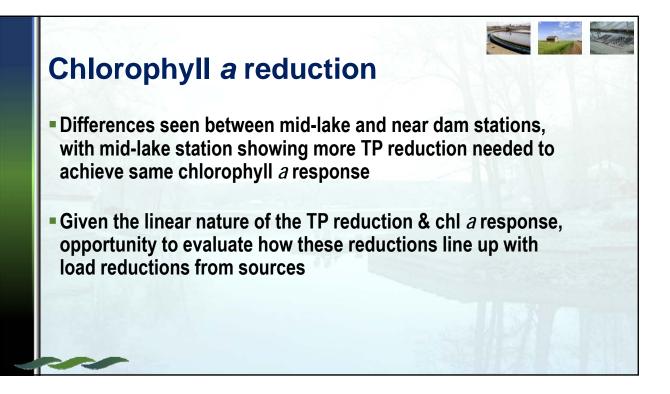


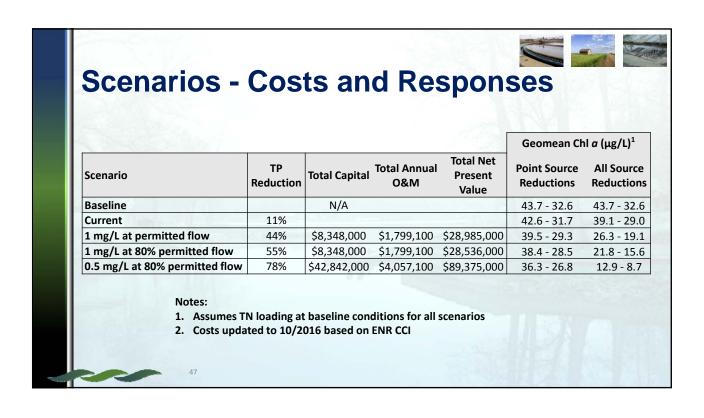
| Load scenario    | Point Source Discharge – lb/d | Point Source Delivered – lb/d |
|------------------|-------------------------------|-------------------------------|
| Baseline (00-10) | 1817                          | 1466                          |
| Current (14-15)  | 1528                          | 1275                          |
| Scenario 1       | 1012                          | 823                           |
| Scenario 2       | 809                           | 659                           |
| Scenario 3       | 405                           | 329                           |

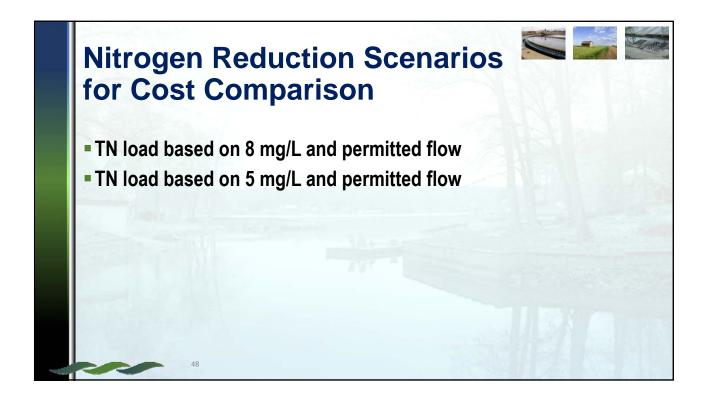
| Load scenario    | Point Source Discharge – % of baseline | Point Source Delivered – % of baseline |
|------------------|--|--|
| Baseline (00-10) | 100                                    | 100                                    |
| Current (14-15)  | 84                                     | 87                                     |
| Scenario 1       | 56                                     | 56                                     |
| Scenario 2       | 45                                     | 45                                     |
| Scenario 3       | 22                                     | 22                                     |

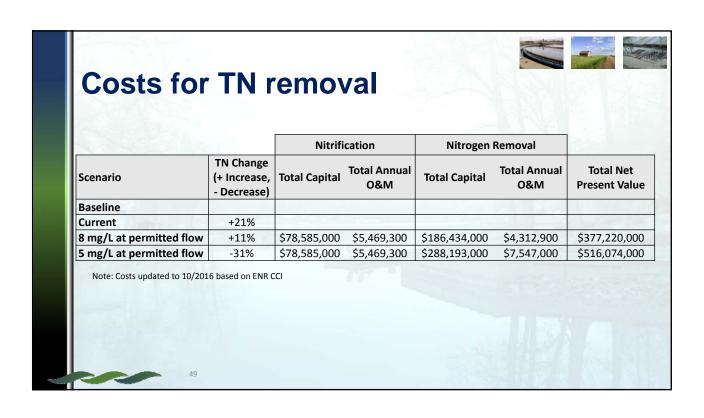
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- Validate TP reduction effectiveness with new TN loading information
- YPDRBA in conjunction with stakeholders develop initial nutrient management strategy
  - Focus on P reduction for dischargers
  - Understand current land uses and NPS loading
- Implement 2017 Summer Water Quality Monitoring Program
- Work with other groups to initiate change in chlorophyll a standard to a growing season geometric mean basis



## **YPDRBA Plan Moving Forward**



- · Winston-Salem's continued support of Soil and Water Conservation District staffing
- Consider expansion of this approach to other HRL watershed counties with YPDRBA funding
- Promotion of land use best management practices
- HRL monitoring to support an adaptive management strategy























## **Anticipated Schedule**

- SAC Nutrient recommendations in July
- HRL Stakeholders: Present strategy following their recommendations
  - First DWR
  - Second CIC
  - Third Water Quality Committee of the EMC
- Chlorophyll a standard promotion of a geometric mean instead of instantaneous standard
  - SAC recommendation in May
  - Work with Water Quality Committee to promote change

